Nevada Supreme Court
State of Nevada, Plaintiff
v. Electronically Filed
Oct 252019 05:55 p.m.
Elizabeth A. Brown
Clerk of Supreme Court
Anthony Barr, Appellant
Docket Number 78295
APPELLANT'S APPENDIX Vol. I
NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

## Appellant's Appendix Table of Contents

Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709

INFM
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar \#001565
RICHARD SCOW
Chief Deputy District Attorney
Nevada Bar \#009182
200 Lewis Avenue
Las Vegas, Nevada 89155-2212
(702) 671-2500

Attorney for Plaintiff
I.A. 10/24/18 10:00 AM CLARK COUNTY, NEVADA
E. HUGHES, ESQ.

THE STATE OF NEVADA,
Plaintiff,
-vs-
CASE NO: C-18-335500-2
DEPT NO: XXI
ANTHONY TERRELL BARR, \#8437104
Defendant.
INFORMATION
$\left.\begin{array}{l}\text { STATE OF NEVADA } \\ \text { COUNTY OF CLARK }\end{array}\right\}$ ss.
STEVEN B. WOLFSON, Clark County District Attorney within and for the County of Clark, State of Nevada, in the name and by the authority of the State of Nevada, informs the Court:

That ANTHONY TERRELL BARR, the Defendant(s) above named, having committed the crimes of CONSPIRACY TO COMMIT BURGLARY (Gross Misdemeanor - NRS 205.060, 199.480 - NOC 50445), CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147), BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony - NRS 205.060 - NOC 50426), ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165NOC 50138), ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201); ASSAULT WITH A DEADLY WEAPON, VICTIM 60 YEARS OF AGE OR OLDER (Category B Felony - NRS 200.471, 193.167 - NOC 50202);

CARRYING CONCEALED PNEUMATIC GUN (Category C Felony - NRS 202.350 NOC 51459); and PREVENTING OR DISSUADING WITNESS OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION (Category D Felony NRS 199.305-NOC 52996), on or between July 17, 2018 and August 6, 2018, within the County of Clark, State of Nevada, contrary to the form, force and effect of statutes in such cases made and provided, and against the peace and dignity of the State of Nevada,

## COUNT 1 - CONSPIRACY TO COMMIT BURGLARY

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON and/or MELISSA SUMMLEARS, did on or between July 17, 2018 and August 9, 2018 willfully and unlawfully conspire with each other and/or unnamed co-conspirators to commit burglary, by Defendants and/or unnamed co-conspirators committing the acts as set forth in Counts 3, 5, 8, 11,14 , and 15 , said acts being incorporated by this reference as though fully set forth herein. COUNT 2 - CONSPIRACY TO COMMIT ROBBERY

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or between July 17, 2018 and August 9, 2018 willfully, unlawfully, and feloniously conspire with each other and/or unknown co-conspirators to commit robbery, by Defendants and/or unknown co-conspirators committing the acts as set forth in Counts $4,6,7,9,10,12,13,16$, and 17 , said acts being incorporated by this reference as though fully set forth herein.

## COUNT 3 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or SABRINA MARIE HENDERSON did on or about July 17, 2018 willfully, unlawfully, and feloniously enter a building, owned or occupied by U.S. BANK, located at 1440 Paseo Verde Parkway, Henderson, Clark County, Nevada, with intent to commit a felony, to wit: robbery, while in possession of and/or gaining possession of a pneumatic gun and/or a deadly weapon, during the commission of the crime and/or before leaving the structure.

## COUNT 4 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or SABRINA MARIE HENDERSON did on or about July 17, 2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of AMIE CARR, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of AMIE CARR, with use of a deadly weapon, to wit: a pneumatic gun and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape.

## COUNT 5 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about July 23, 2018 willfully, unlawfully, and feloniously enter a building, owned or occupied by U.S. BANK, located at 10565 S. Eastern Avenue, Henderson, Clark County, Nevada, with intent to commit a felony, to wit: robbery, while in possession of and/or gaining possession of a pneumatic gun and/or a deadly weapon, during the commission of the crime and/or before leaving the structure; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 6 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about July 23,2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of MELANIE TERADA, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of MELANIE TERADA, with use of a deadly weapon, to wit: a pneumatic gun and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 7 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about July 23,2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of ALLYSON SANTOMAURO, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of ALLYSON SANTOMAURO, with use of a deadly weapon, to wit: a pneumatic gun and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling,
encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 8 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about July 31,2018 willfully, unlawfully, and feloniously enter a building, owned or occupied by BANK OF THE WEST, located at 701 N. Valle Verde Drive, Henderson, Clark County, Nevada, with intent to commit a felony, to wit: robbery, while in possession of and/or gaining possession of a pneumatic gun and/or an explosive device and/or a deadly weapon, during the commission of the crime and/or before leaving the structure; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 9 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about July 31, 2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of NUR BEGUM, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of NUR BEGUM, with use of a deadly weapon, to wit: a pneumatic gun and/or an explosive device and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal
liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 10 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about July 31,2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of MARY GRACE MONES, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of MARY GRACE MONES, with use of a deadly weapon, to wit: a pneumatic gun and/or an explosive device and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 11 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about August 6,2018 willfully, unlawfully, and feloniously enter building, owned or occupied by SMITH'S and/or U.S. BANK, located at 55 S. Valle Verde Drive, Henderson, Clark County, Nevada, with intent to commit a felony, to wit: robbery, while in possession of and/or
gaining possession of a pneumatic gun and/or a deadly weapon, during the commission of the crime and/or before leaving the structure; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 12 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about August 6,2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of SUNNY CORTNER, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of SUNNY CORTNER, with use of a deadly weapon, to wit: a pneumatic gun and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 13 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about August 6,2018 willfully, unlawfully, and feloniously take personal property, to wit:
U.S. Currency, from the person of MEGHAN ZITZMANN, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of MEGHAN ZITZMANN, with use of a deadly weapon, to wit: a pneumatic gun and/or a deadly weapon, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 14 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9, 2018 willfully, unlawfully, and feloniously enter building, owned or occupied by SMITH'S and/or U.S. BANK, located at 2540 S. Maryland Parkway, Las Vegas, Clark County, Nevada, with intent to commit a felony, to wit: robbery, while in possession of and/or gaining possession of a pneumatic gun, a deadly weapon, during the commission of the crime and/or before leaving the structure; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 15 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9, 2018 willfully, unlawfully, and feloniously enter building, owned or occupied by U.S. BANK, located at 801 E. Charleston Boulevard, Las Vegas, Clark County, Nevada, with intent to commit a felony, to wit: robbery, while in possession of and/or gaining possession of a pneumatic gun, a deadly weapon, during the commission of the crime and/or before leaving the structure; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 16 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9, 2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of JADA COPELAND, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of JADA COPELAND, with use of a deadly weapon, to wit: a pneumatic gun, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling,
encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 17 - ROBBERY WITH USE OF A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9, 2018 willfully, unlawfully, and feloniously take personal property, to wit: U.S. Currency, from the person of CLAUDIA RUACHO-BENITEZ, or in his or her presence, by means of force or violence, or fear of injury to, and without the consent and against the will of CLAUDIA RUACHO-BENITEZ, with use of a deadly weapon, to wit: a pneumatic gun, Defendants using force or fear to obtain or retain possession of the property, to prevent or overcome resistance to the taking of the property, and/or to facilitate escape; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 18 - ASSAULT WITH A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9,2018 willfully, unlawfully, feloniously and intentionally place another person in reasonable apprehension of immediate bodily harm and/or did willfully and unlawfully attempt to use physical force against another person, to wit: KERRI PEDROZA, with use of a deadly weapon, to wit: a pneumatic gun, by displaying and/or pointing a gun at and/or toward KERRI PEDROZA while demanding she get on the
ground; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 19 - ASSAULT WITH A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9,2018 willfully, unlawfully, feloniously and intentionally place another person in reasonable apprehension of immediate bodily harm and/or did willfully and unlawfully attempt to use physical force against another person, to wit: MICHAEL IRISH, with use of a deadly weapon, to wit: a pneumatic gun, by displaying and/or pointing a gun at and/or toward MICHAEL IRISH while demanding he get on the ground; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 20 - ASSAULT WITH A DEADLY WEAPON

Defendants DAMIEN ALEXANDER PHILLIPS, aka, Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON, and/or MELISSA SUMMLEARS, did on or about August 9, 2018 willfully, unlawfully, feloniously and intentionally place another person in reasonable apprehension of immediate bodily harm and/or did willfully and unlawfully attempt to use physical force against another person, to
wit: UNNAMED CUSTOMER, with use of a deadly weapon, to wit: a pneumatic gun, by displaying and/or pointing a gun at and/or toward UNNAMED CUSTOMER while demanding he get on the ground; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 21 - ASSAULT WITH A DEADLY WEAPON, VICTIM 60 YEARS OF AGE OR OLDER

Defendants DAMIEN ALEXANDER PHILLIPS, aka Travis Alexander Phillips, and/or ANTHONY TERRELL BARR, and/or SABRINA MARIE HENDERSON did on or about August 9,2018 , willfully, unlawfully, feloniously and intentionally place another person in reasonable apprehension of immediate bodily harm and/or did willfully and unlawfully attempt to use physical force against another person, to wit: TERI WILLIAMS, who is 60 years of age or older, with use of a deadly weapon, to wit: a pneumatic gun, by displaying and/or pointing a gun at and/or toward TERI WILLIAMS while demanding that she get on the ground; Defendants being criminally liable under one or more of the following principles of criminal liability, to wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this crime be committed, Defendants aiding or abetting and/or conspiring by Defendants acting in concert throughout.

## COUNT 22 - CARRYING CONCEALED PNEUMATIC GUN

Defendant ANTHONY TERRELL BARR did on or about August 9, 2018, then and there willfully, intentionally, unlawfully and feloniously carry concealed upon his person a pneumatic gun.

## COUNT 23 - PREVENTING OR DISSUADING WITNESS OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION

Defendant ANTHONY TERRELL BARR did on or about August 9, 2018, did then and there willfully, unlawfully, and feloniously, by intimidation or threats, prevent or dissuade, or hinder or delay JASZMINE MOORHEAD, from reporting a crime to law enforcement by threatening said JASMINE MOORHEAD, that if she tells anybody about what they were doing her life would be over.

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

BY


Chief Deputy District Attorney
Nevada Bar \#09182

Names of witnesses known to the District Attorney's Office at the time of filing this information are as follows:

NAME
BEGUM, NUR
CARR, AMIE
CORTNER, SUNNY
CUSTODIAN OF RECORDS
CUSTODIAN OF RECORDS
CUSTODIAN OF RECORDS
CUSTODIAN OF RECORDS
EBERT, J.
GRITTON, CHELSEY

## ADDRESS

C/O DISTRICT ATTORNEY'S OFFICE
C/O DISTRICT ATTORNEY'S OFFICE
C/O DISTRICT ATTORNEY'S OFFICE
Henderson Detention Center Communications
Henderson Detention Center Records
HPD COMMUNICATIONS
HPD RECORDS
HPD P\#1358
11238 Fiesole St, LV, NV

LIPPISCH, K.
MONES, MARY GRACE
ORELLANA, ALEX
OZAWA, D.
PEDROZA, MATTHEW
SANTOMAURO, ALLYSON
TERADA, MELANIE
wATTS, J.
ZITZMANN, MEGHAM

HPD P\#1710
C/O DISTRICT ATTORNEY'S OFFICE
10565 S. Eastern Ave, Henderson, NV
HPD P\#1531
1242 La Ballena Trail, Henderson, NV C/O DISTRICT ATTORNEY'S OFFICE C/O DISTRICT ATTORNEY'S OFFICE C/O DISTRICT ATTORNEY'S OFFICE C/O DISTRICT ATTORNEY'S OFFICE

DA\#18FH1708B/jc/L5
HPD EV\#1816972; 1816535; 1815877; 1815420
(TK)

TRAN

THE STATE OF NEVADA,
DISTRICT COURT CLARK COUNTY, NEVADA
$\qquad$

Plaintiff, vs.

DAMIEN ALEXANDER PHILLIPS, ANTHONY TERRELL BARR,

CASE NO. C-18-335500-1
C-18-335500-2
DEPT. NO. XXI
TRANSCRIPT OF PROCEEDINGS

Defendants.

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE MONDAY, DECEMBER 03, 2018

JURY TRIAL - DAY 1

APPEARANCES:
For the STATE:
BARBARA SCHIFALACQUA, ESQ.
RICHARD SCOW, ESQ.
Chief Deputy District Attorneys

For the Defendant PHILLIPS KEITH BROWER, ESQ. For the Defendant BARR EDWARD HUGHES, ESQ.

RECORDED BY: SUSAN SCHOFIELD, COURT RECORDER
LAS VEGAS, NEVADA, MONDAY, DECEMBER 03, 2018
[Proceedings began at 10:07 a.m.]
(In the presence of the prospective jury panel)
THE COURT: This is Case Number C335500-1 and 2. Plaintiff, State of Nevada versus Damien Alexander Phillips and Anthony Terrell Barr.

Let the record reflect the presence of the State through the deputy district attorneys, Richard Scow and Barbara Schifalacqua, the presence of the defendant, Damien Alexander Phillips, along with his counsel, Keith Brower, the presence of Anthony Terrell Barr, along with his counsel, Ed Hughes, the officers of the court and the ladies and gentlemen of the prospective jury panel.

Good morning, ladies and gentlemen. You are in Department XXI of the Eighth Judicial District Court for the State of Nevada. My name's Valerie Adair, and l'm the presiding judge.

You have been summoned here today to serve as jurors in a criminal jury trial. In a moment, counsel for the State will introduce themselves to you. They will tell you briefly the nature of the State's case, and they will give you the names of any witnesses who may be called to testify in this matter. Please listen very carefully to the names of the witnesses as they are read to you.

Mr. Scow, Ms. Schifalacqua.
MS. SCHIFALACQUA: May I?
THE COURT: Yes.
MS. SCHIFALACQUA: Thank you.
Good morning, everyone. I am Barbara Schifalacqua and this is

Richard Scow. We are both chief deputy district attorneys here in the district attorney's office in Clark County. We are prosecuting the case of State of Nevada versus Damien Phillips and Anthony Barr.

This case arises out of a number of burglaries and robberies that took place across the valley from July to early August of this year, 2018. They include the locations of the U.S. Bank, located at 1440 Paseo Verde in Henderson, Nevada. That was on July $17^{\text {th }}$ of 2018. The U.S. Bank located at 10565 South Eastern Avenue; that's also in Henderson. That occurred on July $23^{\text {rd }}$ of 2018. The Bank of the West which is located at 701 North Valle Verde; that's also in Henderson. And that occurred on July 31 ${ }^{\text {st }}$ of 2018.

The Smith's and the U.S. Bank located inside, that's at 55 South Valle Verde; that's in Henderson, Nevada, happened on August $6^{\text {th }}$ of 2018, the Smith's and U.S. Bank located at 2540 South Maryland Parkway that occurred on August $9^{\text {th }}$ of 2018. And, finally, the U.S. Bank located at 801 East Charleston, and that's here in Las Vegas, Nevada. That happened also on August ${ }^{\text {th }}$ of 2018.

We have charged in this case one count of conspiracy to commit burglary, one count of conspiracy to commit robbery, six counts of burglary while in possession of a deadly weapon, nine counts of robbery with use of a deadly weapon, three counts of assault with use of a deadly weapon, and one count of assault with use of a deadly weapon, victim 60 years of age or older, as well as one count of carrying concealed Nevada gun, and one count of preventing or dissuading a victim or witness from reporting a crime or commencing prosecution.

Now, in this case we have a number of witnesses that l'm going
to go through. I want to caution everyone that every name that I read will not necessarily be called to the stand; however, we want to understand whether or not any of you know them potentially. So l'm going to read all the potential witnesses from these different locations.

And let's begin with: Navaal Ali, Officer Baldassarre from Metro, Nur Begum through Bank of the West, Eric Blummensaadt through U.S. Bank, Officer Brcic with Metro, Officer Brooks with Metro, Officer Nathan Calvano with Henderson Police Department; Amie Carr, Regina Coleman, Jada Copeland, Sunnyu Cortner, Nancy Couc, Mike Cromwell with Henderson Police Department, Officer Cuevas with Metro, a custodian of records from Anthem Realty that's located at 2004 West Sunset Road. His name is R.J. Azmar (phonetic).

A custodian of records for At Home. A custodian of records for Aviator Suites, that person's name Kelly Way (phonetic). The custodian of records for Bank of America. Also, the custodian of records for Bank of the West. And a custodian of records for a Chevron Pit Stop located at 1420 Paseo Verde in Henderson. The custodian of records for a Desert Dental that's located on 55 South Valle Verde Drive in Henderson. A custodian of records for an apartment complex called the Domain Apartments located at 831 Coronado Center Drive.

Ali Russell through Bank of the West, Kirk Erichsen through U.S. Bank. Custodian of records for Department of Motor Vehicles. A custodian of records for Seafood City. Officer Damschen with Metro Police Department, Officer Delacanal with Henderson Police Department, Victor Delcastillo, Detective Joseph Ebert with Henderson, Kirk Erichsen, Melodee

Erlips, Officer Farrington with Metro, Jacob Feedar, Richard Firman, Officer G. Francis with Henderson, Serena Fujimoto with Bank of the West, Officer Gamboa with Metro, Officer Geigh with Henderson, Tia Gomez, Officer Gregory with Metro, Chelsey Gritton with U.S. Bank, Officer Gutierrez with Henderson Police Department, Sunil Hanna with U.S. Bank, Officer Harding with Henderson, Officer Henn with Henderson, Officer Hennebeul and Officer Herring, also both with Henderson Police Department.

Vidal Holman, Officer Will Hubbard with Metro Police Department, Nicholas Hunter with U.S. Bank, Kristi Hyde with U.S. Bank, Michael Irish with U.S. Bank, David Kranz, Officer Johnson with Metro, Officer Leinan with Henderson, Dan Leon with the FBI, Karl Lippisch, a detective with the Henderson Police Department, Elizabeth Lopez, Officer Lourenco and Officer McAteer with Metro. Both of them are with Metro.

Francesca McKakle, Officer Dave Miller. Actually, he's a detective with Metro Police Department. Jakari Miller, Mary Grace Mones with Bank of the West, Jazman Moorehead, Michelle Moorehead, Officer Myers with Henderson Police Department, Officer Wayne Nichols; he's a detective with Henderson Police Department, Grant Okinaka with Metro, Alex Orellana with U.S. Bank, Detective Dennis Ozawa with the Henderson Police Department, Officer Manny Papazian with Metro, Officer Parrish with Metro, Officer Patterson with Metro, Matthew Pedrosa with U.S. Bank, Kerri Pedroza with U.S. Bank, Officer Plunkett with Henderson, Officer Ponce-Vallencia with Metro.

And the next three are also with Metro: Officer Presta, Officer Price, and Officer Purcell. Claudia Raucho-Benitez with U.S. Bank, Officer

Rollo with Metro, Vince Rotolo with U.S. Bank, Frank Rycraft with Metro, Manny Saenz with Bank of the West, Allyson Sontomauro with U.S. Bank, Shirley Shaffer, also with U.S. Bank. Henry Skonieczny; he owns a business in the area of 705 East St. Louis. Officer Smith with Henderson, Officer, or excuse me, Elicia Sorum with Henderson Police Department, Officer Stier with Henderson, Officer Swallia with Metro, Melanie Terada; she's with U.S. Bank. Joseph Watts is with the District Attorney's Office, Officer Willard with Henderson, Officer Williams with Henderson, Teri Williams, Officer Wilson with Henderson Police Department, Detective Christopher Worley, Meghan Zitzmann with U.S. Bank.

Additionally, you may hear from Jerry Wilcox who's a forensic scientist with Las Vegas Metropolitan Police Department, Jared Spangler who is with the Henderson Police Department, Tonia Heyner (phonetic) who's also a forensic scientist with Henderson Police Department, Gail Johnson who's a forensic scientist with Metro, as well as Megan Bone, a crime scene analyst with Henderson, Randi Newbold, a crime scene analyst with Henderson, and Jeffrey Smith, a crime scene analyst with Metro Police Department.

And those are, ladies and gentlemen, potential witnesses as I indicated. We will not necessarily be calling all of them, but those are the potential witnesses the State will call in this case.

Thank you, Your Honor.
THE COURT: All right, thank you. Ms. Schifalacqua.
Ladies and gentlemen, in a moment counsel for the defense will introduce themselves to you along with their clients.

An accused in a criminal case is never required to present any evidence or to call any witnesses. However, if there are any witnesses who may be called, those names will be given to you at this time.

Mr. Brower.
MR. BROWER: Good morning. My name is Keith Brower. This is my client, Damian Phillips. I don't anticipate that we'll be calling anybody that's not named in that State's lengthy list.

THE COURT: All right. Thank you, Mr. Brower.
Mr. Hughes.
MR. HUGHES: I'm Ed Hughes. I represent Mr. Barr. We don't anticipate calling any witnesses that have not been listed.

THE COURT: All right. Thank you, Mr. Hughes.
Ladies and gentlemen, in a moment the court clerk is going to call the roll of the panel of prospective jurors. When your name is called, please answer present or here.

Please be aware that everything that is said during these proceedings is recorded. You'll see those little black boxes on the bannisters or the pony walls. The lady here in the black and white sweater is Ms. Susie Schofield. Ms. Schofield is our official court recorder. It is her job to make sure that everything that is said during these proceedings is recorded and that an accurate transcript is prepared thereafter.

I tell you this because when you're speaking, please make sure you speak up loudly and clearly so that Ms. Schofield can do her job.

Our court clerk, Ms. Jill Chambers, will now call the roll. Ms. Chambers.

THE COURT: All right. Is there anyone whose name was not called?

All right. Ladies and gentlemen, the questioning of the jury at the beginning of the case is done under oath. If you could all please rise, the clerk will administer the roll, the oath, excuse me, to the roll of the panel of prospective jurors.
(Prospective jurors sworn)
THE CLERK: Thank you. Please have a seat.
THE COURT: All right. Ladies and gentlemen, we are about to commence examination of prospective jurors in this case. During this process, you will be asked questions bearing on your ability as fair and impartial jurors. The Court, the lawyers, and everyone involved in this case are all deeply interested in having this matter tried by a jury composed of 14 open-minded people who are completely neutral and have no bias or prejudice toward or against either side.

In order to accomplish this, it is necessary for me to ask you some questions. The attorneys will also be given the opportunity to ask you some questions. Please understand that it is not our desire to pry unnecessarily into your personal lives, although the questioning can at times become quite personal.

Our only objective is to ascertain whether there is any reason why any of you cannot sit as completely fair and impartial jurors if you are selected to serve in this case. It is important that you know the significance of full, complete, and honest answers to all of the questions we are about to
ask you.
I caution you not to try to hide or withhold anything touching upon your qualifications to serve as a juror in this case. Should you fail to disclose something, that fact could contaminate your verdict and subject you to further inquiry even after you have been discharged as a juror.

I'm going to conduct a general examination of all of you that's the ladies and gentlemen in the box as well as the ladies and gentlemen in the audience. Following that, l'll be asking more specific questions of the ladies and gentlemen in the box, and that will be followed by questions from the lawyers.

If you wish to respond to one of my preliminary questions in the affirmative, please raise your hand, and when I call on you, please state your name and your badge number for the record. If you are seated in the audience when I call on you, please stand up so we can make sure that we can hear you clearly.

All right. Is there anyone who is acquainted with either of the deputy district attorneys, either with Ms. Schifalacqua or Mr. Scow? Does anyone think they may know either of the deputy district attorneys?

All right. I see one hand. And, ma'am, your name and badge number, please.

PROSPECTIVE JUROR NO. 065: Vanessa Wright, 65.
THE COURT: All right. And who do you know?
PROSPECTIVE JUROR NO. 065: Barbara Schifalacqua.
THE COURT: And how do you know Ms. Schifalacqua?
PROSPECTIVE JUROR NO. 065: I work at the district
attorney's office.
THE COURT: All right. And what do you do there?
PROSPECTIVE JUROR NO. 065: A screening secretary.
THE COURT: Okay. And did you ever work directly with Ms.
Schifalacqua?
PROSPECTIVE JUROR NO. 065: Yes.
THE COURT: All right. You don't know Mr. Scow?
PROSPECTIVE JUROR NO. 065: I do not.
THE COURT: Okay. Guess he stayed out of the screening division.

All right. Thank you, ma'am, have a seat. And I see no other hands.

Does anyone think they may know either of the defendants in this case? Does anyone think they may know either Damian Phillips or Anthony Barr? Does anyone think they may know either of the defendants?

All right. I see no hands.
Does anyone believe they may know either of the defense attorneys in this case, either Mr. Ed Hughes or Mr. Keith Brower? Does anyone think they may recognize either of the defense attorneys in this case?

All right. I see no hands.
Does anyone think they know or know of any of the witnesses who may be called to testify in this matter? Does anyone recognize the names of any of the witnesses?

THE MARSHAL: We have one over here.
THE COURT: All right. I see one hand. And, sir, your name
and badge number, please.
PROSPECTIVE JUROR NO. 064: Joseph Walker, 0064.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 064: I just wanted some
clarification because she had said there was an Officer Brooks on the witness list, and I just wanted to know what the first name was.

MS. SCHIFALACQUA: It's David.
PROSPECTIVE JUROR NO. 064: David? Okay, never mind then.

THE COURT: Okay. So you don't know Officer David Brooks?
All right.
And I see some other hands. We'll start with the lady in the jury box. And, ma'am, you can remain seated because we can hear you.

PROSPECTIVE JUROR NO. 022: So I think we're Badge 22. I heard the name Teri Williams. I know a Teri Williams. I think I could be --

THE COURT: Okay. And you are Ms. Cooper?
PROSPECTIVE JUROR NO. 022: Yes, ma'am.
MS. SCHIFALACQUA: I think she was a customer at the U.S.
Bank at the Charleston location. Do you know -- can you describe the Teri? Is it a male or a female that you know?

PROSPECTIVE JUROR NO. 022: Female.
MS. SCHIFALACQUA: It is a female customer.
THE COURT: Okay. And approximately how old is the Teri -so we can try to figure out if it's the same person?

PROSPECTIVE JUROR NO. 022: I'm going to say mid-50s to
early 60s.
THE COURT: Okay. And then how do you know Teri Williams?
PROSPECTIVE JUROR NO. 022: We worked for the same company.

THE COURT: Okay. And what company is that?
PROSPECTIVE JUROR NO. 022: Gold Meadow Team.
THE COURT: Okay. And do you still work for this company?
PROSPECTIVE JUROR NO. 022: I do. She does not.
THE COURT: All right. And did you work directly with her or was she just somebody at the same company that you --

PROSPECTIVE JUROR NO. 022: She was at the same -- we were in different departments. I mean, I worked with her department, but when I needed to.

THE COURT: Okay. What department was she in?
PROSPECTIVE JUROR NO. 022: Human Resources.
THE COURT: All right. And what department are you or were you in?

PROSPECTIVE JUROR NO. 022: I'm in the around finance.
THE COURT: Okay. And did you ever, like, socialize with Ms. Williams? Go out to lunch or anything like that?

PROSPECTIVE JUROR NO. 022: No.
THE COURT: All right. Is there anything about the fact that she may testify in this case, is there anything about that since you were coworkers at one time that you think would impact your ability to be fair and impartial?

PROSPECTIVE JUROR NO. 022: No.
THE COURT: All right. Thank you.
And I think I saw at least one other hand. Yes, the gentleman in the back row there.

Sir, your name and badge number.
PROSPECTIVE JUROR NO. 056: Matthew Raymond, 56.
Officer Damschen. I may know him, depending on the first name.
THE COURT: All right. And you're Matthew Raymond; is that right?

PROSPECTIVE JUROR NO. 056: Correct.
THE COURT: And if the State could check the first name of that officer?

MS. SCHIFALACQUA: Court's indulgence.
THE COURT: Sure.
MS. SCHIFALACQUA: It's Lee. Lee, L-e-e.
PROSPECTIVE JUROR NO. 056: I may have actually went to high school with him. He was pretty good friends with me.

THE COURT: All right. And where did you go to high school?
PROSPECTIVE JUROR NO. 056: Coronado.
THE COURT: Okay. And what year did you graduate?
PROSPECTIVE JUROR NO.056: 2008.
THE COURT: And were you friendly with this person or is it more just you recognize the name?

PROSPECTIVE JUROR NO. 056: Friends with him. Actually friends with him through middle school all through high school.

THE COURT: Okay. And then after high school did you stay in touch with this person, or?

PROSPECTIVE JUROR NO. 056: Not so much, no.
THE COURT: Okay. So were you aware that he became a police officer?

PROSPECTIVE JUROR NO. 056: No.
THE COURT: All right. And is there anything about the fact that your former friend is a witness in the case? Is there anything about that that you think would impact your ability to be fair and impartial?

PROSPECTIVE JUROR NO. 056: No, Your Honor.
THE COURT: All right. Do you recall, approximately when did you last have contact with him?

PROSPECTIVE JUROR NO. 056: I couldn't tell you; years ago.
THE COURT: Okay. And you were both on the football team together?

PROSPECTIVE JUROR NO. 056: Correct.
THE COURT: All right. Thank you. Have a seat, sir.
Anyone else that thinks they may know or know of any of the witnesses whose names were read by Ms. Schifalacqua?

All right. I see no other hands.
Is there anyone who thinks they may have read, seen, or heard anything about this case prior to coming into the courtroom today?

All right. I see several hands. And we'll start with the ladies and gentlemen in the jury box, and the lady in the front row. Your name, ma'am? You can remain seated.

PROSPECTIVE JUROR NO. 006: Katie Lantz, 006.
THE COURT: All right. And don't tell me what you may have heard or seen, but where do you think you heard or saw something about this case?

PROSPECTIVE JUROR NO. 006: On the news.
THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 006: On the news.
THE COURT: On the news? Okay. And do you recall what station that was, or?

PROSPECTIVE JUROR NO. 006: I believe Channel 3 or 5 .
THE COURT: Okay. And was that at or near the time that the incident occurred?

PROSPECTIVE JUROR NO. 006: Yes.
THE COURT: All right. Thank you.
And I think I saw another -- if you'd hand the microphone to the lady behind you. Yes, ma'am, your name and badge number.

PROSPECTIVE JUROR NO. 020: Katheryn Johnson, 20.
THE COURT: And don't tell me what you may have read, seen or heard, but where do you recall seeing something or hearing something?

PROSPECTIVE JUROR NO. 020: On the news and Next Door app for our area.

THE COURT: Okay. On the news, and do you recall what station that would have been?

PROSPECTIVE JUROR NO. 020: I'm assuming it was Channel 3.

THE COURT: Okay. Is that the station you normally watch? PROSPECTIVE JUROR NO. 020: Yeah.

THE COURT: And then you said something, I'm sorry I didn't hear you, something about next door?

PROSPECTIVE JUROR NO. 020: Next door app. It's an app for our area. You choose the area and a lot of times there's police bulletins or blotters on it.

THE COURT: Okay. So if there are incidents in your area it, what, is broadcast on your phone?

PROSPECTIVE JUROR NO. 020: Yeah.
THE COURT: Okay. What part of town were you living in at that time?

PROSPECTIVE JUROR NO. 020: In Henderson.
THE COURT: All right. Henderson, Green Valley, Henderson, or?

PROSPECTIVE JUROR NO. 020: Henderson, Sun City.
THE COURT: So is that Sun City Anthem?
PROSPECTIVE JUROR NO. 020: Correct.
THE COURT: All right. Thank you.
And if you'd hand the microphone to the lady at the end.
And, ma'am, where do you think you may have read something?
PROSPECTIVE JUROR NO. 022: At work.
THE COURT: All right. And was that talk amongst your coworkers, or?

PROSPECTIVE JUROR NO. 022: Oh, no, we're notified when
there are robberies. My company puts slot machines in grocery stores.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 022: And at the very least, when the bank at Smith's was hit --

THE COURT: Okay. And then --
PROSPECTIVE JUROR NO. 022: -- we would have been
notified, and if there are ever any surveillance videos, those are posted.
THE COURT: Okay. And is that just robberies -- so any robberies that occur at locations of the slot machines or where your company has put slot machines?

PROSPECTIVE JUROR NO. 022: Yes.
THE COURT: Which one?
PROSPECTIVE JUROR NO. 022: Our company.
THE COURT: Okay. All right. And your company then, I guess, places slot machines at Smith's Food Kings; is that right?

PROSPECTIVE JUROR NO. 022: Yes, we did.
THE COURT: All right. Thank you.
And I think I saw a couple of hands on that side of the room.
And, ma'am, your name and badge number, please.
PROSPECTIVE JUROR NO. 025: Kasey Ohoro, 25.
THE COURT: All right. And, again, don't tell me what you remember hearing or seeing, but where do you think you saw or heard something?

PROSPECTIVE JUROR NO. 025: I mostly heard it on Next Door as well, and probably Review Journal or Nevada Independent News.

THE COURT: Okay. So do you normally read the Review
Journal?
PROSPECTIVE JUROR NO. 025: Yeah, occasionally.
THE COURT: Okay. And then you have the Next Door app as
well?
PROSPECTIVE JUROR NO. 025: Yes.
THE COURT: And what part of town were you living in at
that --
PROSPECTIVE JUROR NO. 025: Henderson, sort of East
Green Valley.
THE COURT: Okay. All right. Thank you, ma'am, have a seat.
PROSPECTIVE JUROR NO. 028: Mike Stallard, Number 28.
THE COURT: And, again, don't tell me what you saw or heard, but where do you think you --

PROSPECTIVE JUROR NO. 028: I -- on Channel 3, the Next Door app, the Review Journal.

THE COURT: Okay. And what --
PROSPECTIVE JUROR NO. 028: And it's old town, old town Henderson.

THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 028: Old town, Henderson.
THE COURT: Okay. So the original Henderson.
PROSPECTIVE JUROR NO. 028: Yes.
THE COURT: And that app, does it just inform you of anything in Henderson or things within a certain mile, you know, radius, or?

PROSPECTIVE JUROR NO. 028: The app is -- it's -- it kind of does your neighborhood or for something more city-wide. If it's something, like, what's going on here it would notify everybody.

THE COURT: Okay. So to your knowledge, it didn't happen in your kind of immediate part of town?

PROSPECTIVE JUROR NO. 028: Right.
THE COURT: Okay. All right. Thank you, sir, have a seat.
And, yes, ma'am, your name and badge number.
PROSPECTIVE JUROR NO. 036: Elyzabeth Crisostomo, No.
36.

THE COURT: All right. And where do you think you saw or heard something?

PROSPECTIVE JUROR NO. 036: On social media.
THE COURT: Okay. And do you recall, was it Facebook or Insta --

PROSPECTIVE JUROR NO. 036: Twitter.
THE COURT: Okay. And what was the source of that, meaning, did one of your friends post something, or do you get, like, a news feed, or you subscribe?

PROSPECTIVE JUROR NO. 036: I've seen multiple posts from different sources; some from like actual news sources, and then some from, like, locals.

THE COURT: Okay. All right. Thank you. Have a seat.
Yes, sir, your name and badge number.
PROSPECTIVE JUROR NO. 039: Wayne Darling, No. 39.

THE COURT: Yes. And where do you think you -PROSPECTIVE JUROR NO. 039: I read it in the Las Vegas

Journal.
THE COURT: In the Review Journal.
PROSPECTIVE JUROR NO. 039: The Review Journal, yeah.
THE COURT: All right. And are you a regular reader of the RJ?
PROSPECTIVE JUROR NO. 039: Yes, on line I am, yes.
THE COURT: All right. Thank you, sir. Have a seat.
PROSPECTIVE JUROR NO. 063: Joe Tuckey, 63. Fox News.
THE COURT: I'm sorry, what's your badge number?
PROSPECTIVE JUROR NO. 063: 0063.
THE MARSHAL: 63.
THE COURT: Oh, I'm sorry, I thought he said 62.
And, sir, where? Fox News?
PROSPECTIVE JUROR NO. 063: Yes.
THE COURT: Is that the local Fox, Channel 5, station?
PROSPECTIVE JUROR NO. 063: I'm not sure what number it
is, but we watch the early and the late issues.
THE COURT: Okay. And would that have been near the time of the incident?

PROSPECTIVE JUROR NO. 063: Yes, ma'am.
THE COURT: All right. Thank you, sir.
PROSPECTIVE JUROR NO. 064: Joseph Walker, 64.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 064: I kind of keep up-to-date
information on bank robberies. I used to work in the banking industry so I still have connections with people in there, and I kind of keep up-to-date. So during the time that all of that was happening, I was getting notified by people I still know within the community of banking.

THE COURT: Okay. So people who are bank employees would just --

PROSPECTIVE JUROR NO. 064: Yeah.
THE COURT: -- tell you, hey, I heard about this incident at a different, at another bank?

PROSPECTIVE JUROR NO. 064: Yeah, well, I would go out of my way to ask about it because for reasons that happened while I was working for Wells Fargo Bank.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 064: But I still have people who work there and I keep up-to-date information on bank robberies.

THE COURT: Okay. But none of the witnesses that were -PROSPECTIVE JUROR NO. 064: No.

THE COURT: -- listed by Ms. Schifalacqua?
PROSPECTIVE JUROR NO. 064: No.
THE COURT: You don't know any of those people?
PROSPECTIVE JUROR NO. 064: No. No.
THE COURT: Okay. And you said you used to work at Wells
Fargo?
PROSPECTIVE JUROR NO. 064: Yeah.
THE COURT: And how long ago did you stop working at Wells

Fargo?
PROSPECTIVE JUROR NO. 064: Near the end of 2016, beginning of 2017.

THE COURT: Okay. What did you do for them?
PROSPECTIVE JUROR NO. 064: I was a business specialist banker.

THE COURT: Okay. All right. Thank you, sir. Have a seat.
Anyone else that thinks they may have read, seen or heard something about this case prior to coming into court today?

All right. I see no other hands.
Is there anyone who is not a United States citizen? Anyone who is not a United States citizen?

All right. I see one hand.
PROSPECTIVE JUROR NO. 027: Sinead Magee, 27.
THE COURT: And you're not a United States citizen?
PROSPECTIVE JUROR NO. 027: No, I'm a permanent resident alien but l've never applied for citizenship.

THE COURT: Okay. Where are you from originally?
PROSPECTIVE JUROR NO. 027: Ireland.
THE COURT: I guessed that from you name but I didn't want to make assumptions.

All right. Have a seat.
Is there anyone who has been previously -- oh, l'm sorry.
PROSPECTIVE JUROR NO. 021: I have a dual so I don't know
if that's --

THE COURT: That -- as long as you're a United States citizen, we don't care where else you're --

PROSPECTIVE JUROR NO.: 021: No problem.
THE COURT: -- what -- now, l'm curious. What other countries?
PROSPECTIVE JUROR NO. 021: Serbia.
THE COURT: Oh, okay. And I see no other hands.
Is there anyone who has been convicted of a felony crime? Anyone who has been previously convicted of a felony crime?

All right. I see no hands.
All right. Ladies and gentlemen, this case is expected to last two to three weeks. You heard a number of witnesses who may be called to testify as Ms. Schifalacqua told you. They won't all be called, but out of an abundance of caution, she has to give you the names just in case any of you know potential witnesses.

I know that sounds like a long period of time. I can tell you that there are many cases in this jurisdiction that take several weeks if not months to try. Some of you that regularly watch the news probably follow some of the high-profile cases in our jurisdiction and you know those take weeks if not months.

Obviously, we live in a community where many people work in the service industry, or the casino industry, construction, and I simply cannot excuse people because they're going to be missing work and they won't be making their full wages or their tip income.

Three weeks at the longest. We will be finished before the week of Christmas, and hopefully we can end at two, maybe two weeks into a
couple of days.
Having said that, is there anyone from whom serving as a juror in this matter, is there anyone for whom that would constitute and extreme or an undue hardship?

All right. I see a few hands. And we'll start with the lady in chair 4, and that is Ms. Lantz; correct? And what is your hardship, ma'am.

PROSPECTIVE JUROR NO. 006: I have a medical procedure that needs to be done on December $17^{\text {th }}$ and I can't cancel it.

THE COURT: So December $17^{\text {th }}$ you have a medical procedure scheduled?

PROSPECTIVE JUROR NO. 006: Yes.
THE COURT: And I don't mean to pry, but what is the procedure?

PROSPECTIVE JUROR NO. 006: It's hard to say here in -- it's hard.

THE COURT: Okay. Can you write it down for me and give it to the bailiff?

PROSPECTIVE JUROR NO. 006: I have the paperwork.
THE COURT: Oh, okay. That's fine. We just -- and, again, I don't mean to pry. I know these questions can at times become quite personal. The good news, I think, is the other prospective jurors are also concerned about what they're going to say; nobody's remembering what you're saying.

PROSPECTIVE JUROR NO. 006: Yes.
THE COURT: So, yeah, if you could just hand that to the bailiff,
he'll give it to me.
And then while he's doing that, I didn't see any other hands in the front -- yes, lady in chair 3.

PROSPECTIVE JUROR NO. 005: It would only be a hardship if we had -- if trial was ever Saturday or Sunday.

THE COURT: No, it's never Saturday or Sunday.
PROSPECTIVE JUROR NO. 005: Okay.
THE COURT: Because then we'd have to have all of the staff here as well as man the gates, so we don't do that.

The gentleman in the corner. Sir, your name and badge number.
PROSPECTIVE JUROR NO. 012: Andrew Costello, Badge 12.
THE COURT: All right. And, sir, what is your hardship?
PROSPECTIVE JUROR NO. 012: Just that I live alone and most the bills I pay myself, and two or three weeks I just wouldn't be able to make it at all.

THE COURT: All right. And what do you do for work, sir?
PROSPECTIVE JUROR NO. 012: I work for the trucking
industry.
THE COURT: I'm sorry.
PROSPECTIVE JUROR NO. 012: Work with the trucking industry.

THE COURT: All right. As what, a driver?
PROSPECTIVE JUROR NO. 012: I'm a dispatcher from my house.

THE COURT: All right. And does your -- the name of your
company?
PROSPECTIVE JUROR NO. 012: Rush Truck Center.
THE COURT: All right. And they don't pay, or they pay for some days for jury --

PROSPECTIVE JUROR NO. 012: They pay for a couple of days probably. That would be about it.

THE COURT: All right. And you said you live alone and so you basically are in a household of one; is that right?

PROSPECTIVE JUROR NO. 012: Exactly.
THE COURT: All right. Thank you, sir.
PROSPECTIVE JUROR NO. 013: Ashley Kelly, Badge 13.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 013: I just have a question about if we are on it, like, what -- I mean, I'm a loan officer. So my loans don't stop while I'm at work, so is there availability that I can check e-mail and, you know?

THE COURT: Right. Basically, as long as you're not discussing the case, during the breaks you can check your e-mails and make phone calls. We normally -- we take a lunch break of at least an hour and there will be a couple of short breaks in the morning and in the afternoon, depending on what time we start.

So I try to take a break after at least two hours so you would have the opportunity to check your e-mail and follow-up and things like that.

PROSPECTIVE JUROR NO. 013: I mean, it would be rough, but I have a computer I can bring.

THE COURT: Right. And then some days will be full days, meaning from 9:00 to 5:00. Other days, this court has hundreds of other cases, and so we have calendars where we hear other matters. So on some days, we might not start until 12:30 or 1:00 o'clock. So you would have the morning to go into work, or check with work, or whatever.

PROSPECTIVE JUROR NO. 013: Thank you.
THE COURT: Okay. Did you raise your hand, sir?
PROSPECTIVE JUROR NO. 014: Yeah.
THE COURT: And, sir, your name and --
PROSPECTIVE JUROR NO. 014: Steve Barker, 14.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 014: I work for Mission Support, NNSS. I have a lot of pro --

THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 014: I have a lot of projects going, but also l'm power of attorney for my mom. My father passed away last year so I'm still doing that. I was involved with the District Attorney on a case where somebody threatened me with a knife.

THE COURT: Okay. We'll get into some of those issues. Just in terms of hardship, so your hardship --

PROSPECTIVE JUROR NO. 014: Yeah, the money right now because l'm taking care of a lot of stuff and.

THE COURT: Okay. It's financial, and you work for Mission Support? Is that -- what --

PROSPECTIVE JUROR NO. 014: Yeah. We're a military
contractor for the United States government, Department of Energy.
THE COURT: Okay. And what do you do for them?
PROSPECTIVE JUROR NO. 014: I'm a wireman. I'll just say that.

THE COURT: A what?
PROSPECTIVE JUROR NO. 014: A wireman. I'm a journeyman electrician. I take care of projects.

THE COURT: Okay. Okay.
PROSPECTIVE JUROR NO. 014: I can't discuss my job.
THE COURT: That's fine. I don't want you to have to kill us.
PROSPECTIVE JUROR NO. 014: All right. Thank you.
THE COURT: Sir, wait. We're not done.
So your mom is a widow. And does she live with you or does she --

PROSPECTIVE JUROR NO. 014: No, she lives by herself. We have a nurse that comes in a half of a day.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 014: We've had a lot of stuff. I'm being power of attorney. Everybody's after the money so they've actually -I've been involved with the District Attorney protecting me because of what happened in the beginning of the year, and I'm a diabetic --

THE COURT: Okay.
PROSPECTIVE JUROR NO. 014: -- and my blood and everything -- I'm pretty whacked out right now.

THE COURT: Okay. Are you in -- I don't mean to pry but --

PROSPECTIVE JUROR NO. 014: No, no.
THE COURT: -- are you insulin dependent.
PROSPECTIVE JUROR NO. 014: Yes, I have it with me right
now. My blood sugar this morning was at 400; I should be down lower to 100 something.

THE COURT: Okay. If you, you know, need a break to test your blood sugar or eat something, or not eat something, or whatever, just let us know, and you can just let the bailiff know.

PROSPECTIVE JUROR NO. 014: That would be almost all the time. I'm all right.

THE COURT: All right. But you are insulin dependent?
PROSPECTIVE JUROR NO. 014: Yes, ma'am.
THE COURT: Okay. And then how many people are in your household?

PROSPECTIVE JUROR NO. 014: My wife, a couple dogs, and I have two daughters in college that l'm taking care of in Chicago.

THE COURT: Okay. And does your wife work outside of the home?

PROSPECTIVE JUROR NO. 014: No, she does not.
THE COURT: All right. So you're the sole support for your household?

PROSPECTIVE JUROR NO. 014: Yes, I am.
THE COURT: All right. Thank you. And I some other -- the gentleman next to you.

Yes, sir.

PROSPECTIVE JUROR NO.015: Just financial hardship. THE COURT: And, sir, your name and badge number? PROSPECTIVE JUROR NO. 015: Ross Riley, Number 15. THE COURT: And where do you work?

PROSPECTIVE JUROR NO. 015: I work at a place called Nevada Surgical Suites. I just started a month and a half ago.

THE COURT: What do you do for them?
PROSPECTIVE JUROR NO. 015: I'm a financial -- or sorry -- a medical assistant.

THE COURT: Okay. And it's -- all right. And then who is in your household?

PROSPECTIVE JUROR NO. 015: Just me and my girlfriend.
THE COURT: All right. And does she work?
PROSPECTIVE JUROR NO. 015: She does; part time.
THE COURT: What does she do?
PROSPECTIVE JUROR NO. 15: She works at a dispensary.
THE COURT: In a dispensary?
PROSPECTIVE JUROR NO. 015: Yes, ma'am.
THE COURT: Like a marijuana dispensary?
PROSPECTIVE JUROR NO. 015: Yes, ma'am.
THE COURT: Okay. Is she like a retail clerk, or?
PROSPECTIVE JUROR NO. 015: She basically sells product over the counter.

THE COURT: Okay. All right, so. All right. Thank you.
And what -- we're happy to hear everyone's hardships.

Obviously, everyone who's raised their hand is not going to be excused. We do our best.

So we'll hear from the dual citizen.
PROSPECTIVE JUROR NO. 021: Drazen Pajic, Badge Number
21.

THE COURT: Yes.
PROSPECTIVE JUROR NO. 021: Unfortunately, l'm the only one that actually work in the family, so wife, kids, and my mom as well -- kind of support her, but it's -- l'm the only one actually that is kind of, like, working right now, so.

THE COURT: All right. And what do you do for work, sir?
PROSPECTIVE JUROR NO. 021: Uber and Lyft currently, because I lost a job, like, three, four, five months ago in city.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 021: So in process of looking but, currently that's all it is right now, so.

THE COURT: Okay. So you're driving for Lyft and --
PROSPECTIVE JUROR NO. 021: Correct.
THE COURT: -- you said your wife is not working?
PROSPECTIVE JUROR NO. 021: No, ma’am.
THE COURT: Okay. And is that by choice, or?
PROSPECTIVE JUROR NO. 021: We just had a kid recently so, you know, I guess she doesn't trust anybody watching our kid so, you know, I mean a little bit more, like, she can stay at home so l'm --

THE COURT: Okay. What type of work did she do?

PROSPECTIVE JUROR NO. 021: She didn't register yet so she's recently just came to the United States, so.

THE COURT: All right. Is she Serbian as well?
PROSPECTIVE JUROR NO. 021: Correct.
THE COURT: Okay. And then you have the baby; any other children?

PROSPECTIVE JUROR NO. 021: No other children.
THE COURT: Okay. And then before you were driving for Lyft, what kind of work did you do?

PROSPECTIVE JUROR NO. 021: I was valet services at Aria.
THE COURT: Okay. So is that like the, like, the butlers?
PROSPECTIVE JUROR NO. 021: Correct. Correct. Yes, yes.
THE COURT: You were one of those?
PROSPECTIVE JUROR NO. 021: Yes.
THE COURT: Okay. Thank you, sir.
And the gentleman in front of you?
PROSPECTIVE JUROR NO. 007: Travis Burton, Badge 7. I
have a short duration bladder and I am on medication for it, so. Two hours at a sit --

THE COURT: Can you lower the microphone? It's -- and so you said you're on medication?

PROSPECTIVE JUROR NO. 007: I'm on medication for bladder control, so two hours is outer limit.

THE COURT: We can -- okay, so. I mean, and this goes for everyone, if people need breaks, just raise your hand and we'll take a break.

I try to, like I said, statistically they say within two hours somebody's going to need to use the restroom. That's why I do two hours, but we can take breaks after an hour, or an hour and a half, or whatever.

PROSPECTIVE JUROR NO. 007: Just wanted to let you know.
THE COURT: All right. Thank you.
And anyone else? All right.
PROSPECTIVE JUROR NO.: 025. Kasey Ohoro, No. 25. I
have three little boys at home; two in school, one at home. I work 28 hours a week; so I have a sitter and my husband covers one of those days, and then. I am home; I put them on the bus; I get them off the bus, and I'm home with them on Fridays.

THE COURT: Okay. And how old are your children?
PROSPECTIVE JUROR NO. 025: 8, 6, and 3.
THE COURT: All right. So the 8 year old and the 6 year old attend school?

PROSPECTIVE JUROR NO. 025: Yes.
THE COURT: And then you have a sitter watching the 3 year old?

PROSPECTIVE JUROR NO. 025: Yes, while I'm at work for the three days.

THE COURT: Okay. What do you do for work?
PROSPECTIVE JUROR NO. 025: I'm an archeologist.
THE COURT: Okay. And do you work for the university, or?
PROSPECTIVE JUROR NO. 025: No, I work for a private company. I do. I'm their lab director so it's worked out I don't have to go in
the field anymore because I have kids, and I work real close to home so I can run home and (unintelligible).

THE COURT: And is the father of the children in the picture?
PROSPECTIVE JUROR NO. 025: He is, yeah. He works most of the time. He's got a business trip coming up next Wednesday through Sunday which is a little stressful, but I thought I could.

THE COURT: Okay. What type of work does he do?
PROSPECTIVE JUROR NO. 025: He's an archeologist as well.
THE COURT: Okay. But he has his own business, or he works for a different company?

PROSPECTIVE JUROR NO. 025: He works for a different company.

THE COURT: Okay. I didn't realize there was --
PROSPECTIVE JUROR NO. 025: Everything everybody --
THE COURT: -- private companies that have archeologists.
You always think it's more of an academic sort of thing.
PROSPECTIVE JUROR NO. 025: Right. No, everything everybody does in town, you know, they put in power lines, they do BLM work, they have to call us out. We do survey and stuff like that, make sure we don't ruin the cool sites.

THE COURT: All right. Thank you.
And there's some other hands in the front row.
PROSPECTIVE JUROR NO. 032: Desiree Jones, Number 32.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 032: I have three kids, 7, 4, and 1,
and I work graveyard at Sunrise, and my boyfriend -- me and my boyfriend switch shifts so he's with them right now, because he's off today.

THE COURT: Okay. What do you do at Sunrise?
PROSPECTIVE JUROR NO. 032: I work in the lab.
THE COURT: All right. And what does your boyfriend do?
PROSPECTIVE JUROR NO. 032: He's a cultivator for a
marijuana, for a marijuana place.
THE COURT: Okay. And so he -- you work graveyard, and he works --

PROSPECTIVE JUROR NO. 032: During the day.
THE COURT: All right. So he's watching the children when you're at work, and you're watching the children when he's at work.

PROSPECTIVE JUROR NO. 032: Yes.
THE COURT: And who's watching the children right now?
PROSPECTIVE JUROR NO. 032: He's watching them now because he's off today.

THE COURT: Oh, I see. Okay.
PROSPECTIVE JUROR NO. 032: Yeah.
THE COURT: When is he normally off?
PROSPECTIVE JUROR NO. 032: He doesn't have set days off.
Sometimes he could be working six to seven days a week. We don't have a babysitter. It's just me and him.

THE COURT: Okay. Or do you have family in town; your parents, his parents?

PROSPECTIVE JUROR NO. 032: My parents, but they work.

THE COURT: Okay. And obviously if you were to be a juror, we don't want people working graveyard and then sleeping during the trial.

PROSPECTIVE JUROR NO. 032: Yeah.
THE COURT: So you said you're a lab technician?
PROSPECTIVE JUROR NO. 032: Yes.
THE COURT: Okay. Thank you. Have a seat.
PROSPECTIVE JUROR NO. 033: Carlo Sampaga, 33.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 033: My hardship is financial. I'm still new with my current job. We have to live on top, and l'm afraid to lose income --

THE COURT: Okay. And --
PROSPECTIVE JUROR NO. 033: -- because I might not be able to pay my bills.

THE COURT: And, sir, what do you do for them?
PROSPECTIVE JUROR NO. 033: I'm a review coordinator?
THE COURT: A coordinator?
PROSPECTIVE JUROR NO. 033: Yes, yes.
THE COURT: And you said it's a new job. How long have you been there?

PROSPECTIVE JUROR NO. 033: I have been with them for two months and two weeks, barely.

THE COURT: Okay. And what was your job prior to that?
PROSPECTIVE JUROR NO. 033: I'm a licensed practical nurse.

THE COURT: Okay. And where did you work?
PROSPECTIVE JUROR NO. 033: Now?
THE COURT: No, no. Before.
PROSPECTIVE JUROR NO. 033: Before is Nevada Adult Day Health Care Center.

THE COURT: Okay. And who is in your household? Do you have a wife, or?

PROSPECTIVE JUROR NO. 033: My daughter who's still in college.

THE COURT: Okay. And are you married? Do you have a significant other?

PROSPECTIVE JUROR NO. 033: No, just me and --
THE COURT: Just you and the daughter?
PROSPECTIVE JUROR NO. 033: Yes. Yes.
THE COURT: Okay. All right. Sir, thank you, and have a seat.
PROSPECTIVE JUROR NO. 033: Thank you so much.
PROSPECTIVE JUROR NO. 034: Ken Hahn, 34.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 034: Basically, financial hardships. It's just me and my wife; my wife's still in Japan. She's supposed to come back tomorrow. I don't know if I can even pick her up, but she doesn't really speak English so that kind of situation.

But also, my dad just died last year so I have to go back in December, and I just want to make sure that I can get there, because you said it's going to take three weeks.

THE COURT: At the outset.
PROSPECTIVE JUROR NO. 034: Yeah.
THE COURT: You don't have a plane ticket already though, do you?

PROSPECTIVE JUROR NO. 034: Yeah, I do.
THE COURT: Okay. And that's to Japan?
PROSPECTIVE JUROR NO. 034: No, that's to Oregon actually.
THE COURT: Oh, okay. So --
PROSPECTIVE JUROR NO. 034: And l'm a independent contractor so I don't have, like, an official job where I work for an employee. I'm actually a martial arts instructor, so if I don't train my guys then I lose clients then.

THE COURT: Then they'll get flabby.
PROSPECTIVE JUROR NO. 034: I don't have any -- well, I don't have anybody that -- there's nobody that to dry counters, because if I lose those I'm back there.

THE COURT: Okay. So you do, what, you have private clients and you train them in martial arts. Is that what you do?

PROSPECTIVE JUROR NO. 034: Yes.
THE COURT: Okay. And you don't work for, like, a school or a studio?

PROSPECTIVE JUROR NO. 034: I have one studio, but it's not my main job.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 034: I teach, you know, a couple
hours a week there.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 034: But most of it is independent.
THE COURT: So these are people that hire you, what, to come in their home?

PROSPECTIVE JUROR NO. 034: Yes, l'll go to their house or they come to my house. And then I have a gym that I also have in my house that I have clients in.

THE COURT: All right. And then your wife who --
PROSPECTIVE JUROR NO. 034: She's in Japan right now.
THE COURT: Right. And does she work outside of the home at all?

PROSPECTIVE JUROR NO. 034: No.
THE COURT: All right. And then do you have any children?
PROSPECTIVE JUROR NO. 034: No.
THE COURT: Okay. And then you said you have plans to travel to Oregon?

PROSPECTIVE JUROR NO. 034: Yeah.
THE COURT: And can you pull that up on your phone? Your
ticket?
PROSPECTIVE JUROR NO. 034: Sure.
THE COURT: And show it to the bailiff.
All right. Thank you. Have a seat.
And I saw a few hands in the back row.
Yes, sir, your name and badge number.

PROSPECTIVE JUROR NO. 044: Good morning, Your Honor. Stephen Elderkin, 44. I just want to make this known. I don't know if it's an emergency or not, but my wife is 66 years old. She has a tendency of falling. A week ago, she had a fall and she had to go to the eye doctor because she started having flashes in her left eye. When we went to the doctor, he said to her that, apparently, I guess she tore her --

THE COURT: Detached retina?
PROSPECTIVE JUROR NO. 044: -- sack. No, not --
THE COURT: Oh.
PROSPECTIVE JUROR NO. 044: -- but she tore her sack, and that's where the flashes are coming in and it's just she and I in the house, and as it goes right now, if I am selected, she has to drive at night to come get me. I don't know if that's -- because we only have one car, so.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 044: I don't know if it's an emergency or a hardship, but I just want to make that known in case something did happen.

THE COURT: Okay. And she -- does she work or she just needs a car during the day for?

PROSPECTIVE JUROR NO. 044: No. No, I -- no. We are retired. We came from back east. We've been here about three years, so it's, like, it's just she and I home together all the time.

THE COURT: Okay. So right now her eyes are okay but you're worried that something --

PROSPECTIVE JUROR NO. 044: Well, she's having flashes
now. She still has flashes, but my only concern because the doctor told her no more falls. If she does, then she's going to have a serious problem with a detached retina is what's going to happen.

THE COURT: Okay. All right. So she drove you here today? Is that right?

PROSPECTIVE JUROR NO. 044: I drove us here today. She drove -- she's drove herself home. I'm just concerned about me driving -- if I'm selected and it's nighttime, she has to drive back at nighttime. I'm just a little concerned about that. That's all. I just want to make it known; that's all.

THE COURT: All right. All right. Sir, thank you.
PROSPECTIVE JUROR NO. 039: Hi. Mine's a little bit different. I'm a director for a software company that's stationed at our --

THE COURT: Mr. -- before you say anything, I need your name and your badge number.

PROSPECTIVE JUROR NO. 039: Yes. Wayne Darling, Number 39.

THE COURT: All right. And, yes, you're a director for a software company?

PROSPECTIVE JUROR NO. 039: In Vermont.
THE COURT: In Vermont?
PROSPECTIVE JUROR NO. 039: Yes.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 039: And December is the month where we take all our remote employees and fly them in for training classes. So l've got two round-trip tickets in the next three weeks to go to Vermont, so
it's not financially like everybody else, but l'm not sure what l'll do with the two tickets -- two round-trip tickets.

THE COURT: Okay. And do you do the training, or?
PROSPECTIVE JUROR NO. 039: Yes. Yeah, I'm one of the directors. I execute some of the training, yes.

THE COURT: All right. Can you pull those up on your phone? PROSPECTIVE JUROR NO. 039: Yeah, l'll get it turned back on and l'll get the full info.

THE COURT: All right. Go ahead. Have a seat, and.
Yes, ma'am, your name and badge number?
PROSPECTIVE JUROR NO. 052: Anna Mann, Number 52.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 052: At the end of October, my husband had emergency back surgery, and although it went well, he needs a second surgery that is scheduled for December $12^{\text {th }}$.

THE COURT: All right. So that's currently scheduled for December $12^{\text {th }}$ ?

PROSPECTIVE JUROR NO. 052: It is. I don't have any paperwork saying that, but.

THE COURT: Okay. Do you know the name of the physician that's -- will be doing --

PROSPECTIVE JUROR NO. 052: Yeah, he's doing it through the Khavkin Clinic, and Dr. Khavkin himself is doing the second surgery. Dr. Tanaga did the first one.

THE COURT: Okay. And I don't mean to pry but where is that
surgery being performed?
PROSPECTIVE JUROR NO. 052: The first one was through Henderson Hospital was emergency, and the second one is at Desert Springs at their out-patient-type --

THE COURT: At their out-patient. So that's already scheduled at Desert Springs; is that right?

PROSPECTIVE JUROR NO. 052: It is. And then they said it would be outpatient unless they find something else when they're in there.

THE COURT: Okay. All right. Thank you. Have a seat for right now.

PROSPECTIVE JUROR NO. 054: My name is Diana Santana, Badge 54. I no understand English.

THE COURT: Where are you from?
PROSPECTIVE JUROR NO. 054: Yes, Puerto Rico, but I --
THE COURT: So you're from Puerto Rico?
PROSPECTIVE JUROR NO. 054: Yeah.
THE COURT: And where do you work?
PROSPECTIVE JUROR NO. 054: At Flamingo.
THE COURT: As? What do you do?
PROSPECTIVE JUROR NO. 054: Housekeeping.
THE COURT: Okay. Have a seat.
PROSPECTIVE JUROR NO. 054: Thank you.
PROSPECTIVE JUROR NO. 055: Amy Liottipolo, Badge
Number 55. I have trip to the Bay area December $18^{\text {th }}$ through the $21^{\text {st }}$ for work. It's to finish my certification. It's the last class. It's -- the travel's
booked, the room's booked; all that stuff, so --
THE COURT: And, well, certification as?
PROSPECTIVE JUROR NO. 055: I'm a workday business analyst for the Nevada System of Higher Education. So it's my last -- we went live with a new computer system for the state, and it's my last class to get my certification.

THE COURT: Right. I mean, what are you certified as then?
PROSPECTIVE JUROR NO. 055: A financial business analyst for workday financials.

THE COURT: Okay. And it looks like you pulled something up on your phone.

PROSPECTIVE JUROR NO. 055: Yeah, I pulled it up.
THE COURT: All right. Those of you making plane reservations, the bailiff's watching you, so.

All right. And I think that was it for that side of the room.
Yes, sir, your name and badge number?
PROSPECTIVE JUROR NO. 058: Ryan Gritt, 58.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 058: Similar to a couple other folks. I have a couple of round-trip flights booked over the next couple weeks.

THE COURT: Where are you going?
PROSPECTIVE JUROR NO. 058: One to Tampa for work, and one to Chicago to visit family,

THE COURT: Okay. And when are you going to Tampa?

PROSPECTIVE JUROR NO. 058: The $11^{\text {th }}$, next Sunday or Monday morning.

THE COURT: All right. And what type of work do you do? PROSPECTIVE JUROR NO. 058: I work in cyber security.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 058: I'm specifically an engineer.
THE COURT: And when are you going to Chicago?
PROSPECTIVE JUROR NO. 058: The $14^{\text {th }}$, or the morning of the $14^{\text {th }}$, night of the $13^{\text {th }}$.

THE COURT: So you're flying back here and then going to Chicago, or you're flying to Chicago from Tampa?

PROSPECTIVE JUROR NO. 058: Back here and then to
Chicago.
THE COURT: Okay. And is that where you're from, Chicago? PROSPECTIVE JUROR NO. 058: Yeah.

THE COURT: All right. And the purpose of the business trip to Tampa?

PROSPECTIVE JUROR NO. 058: We have clients coming in that are my customers, so they like to meet with their technical resources.

THE COURT: All right. Sir, have a seat and pull up your travel itinerary, please, on your phone.

All right. And, yes, sir --
THE MARSHAL: One more on this side, Judge.
THE COURT: Oh, I'm sorry.
PROSPECTIVE JUROR NO. 059: Thomas Jensen, 59.

THE COURT: Yes. Badge 59?
PROSPECTIVE JUROR NO. 059: I'm a mental health provider. I've got a full schedule for the next month. If I were to have to lose out two weeks of billing, that would really be a financial hardship. But l'm more concerned about my clients.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 059: I'd have to push them out to mid-January or February to be able to reschedule them because of my schedule, and I work a lot with military and Metro and --

THE COURT: Okay. Do you have your own practice, or do you --

PROSPECTIVE JUROR NO. 059: It's my own private practice;
right.
THE COURT: All right. And are you a PhD or?
PROSPECTIVE JUROR NO. 059: MFT, a Masters.
THE COURT: A Masters. Is that a Masters of Family Therapy?
PROSPECTIVE JUROR NO. 059: Yes. Yeah.
THE COURT: All right.
PROSPECTIVE JUROR NO. 059: And, also, I have a health fair booked for this Wednesday for the ABC stores. I'm going to be there talking to them about their mental health benefits, and that's already been booked for months.

THE COURT: Okay. And then do you -- you said you -- I mean, do you have individual patients or just families, or couples, or what do you do?

PROSPECTIVE JUROR NO. 059: Mostly during the day it's individual. In the nighttime, I see more kids and families.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 059: I do a lot of depression and things like that.

THE COURT: So you have your own practice, and is it just you?
You have to answer out loud for the tape.
PROSPECTIVE JUROR NO. 059: What was that?
THE COURT: You have to answer out loud --
PROSPECTIVE JUROR NO. 059: Oh, l'm sorry, yes. Yes.
THE COURT: But Ms. Schofield here, that doesn't mean
anything to her.
PROSPECTIVE JUROR NO. 059: (Unintelligible), I'm sorry.
THE COURT: All right. Sir, have a seat.
PROSPECTIVE JUROR NO. 060: Isis Quintana, 60.
THE COURT: I'm sorry. What's your badge?
PROSPECTIVE JUROR NO. 060: 60.
THE COURT: All right. And you are Ms. Quintana, and what is your hardship?

PROSPECTIVE JUROR NO. 060: I am a student at UNLV and it is December, so finals are coming up. I also have a five-year-old son that I take to school in the morning.

THE COURT: Okay. What are you studying at UNLV?
PROSPECTIVE JUROR NO. 060: Undergrad, business, but I am pre-med, so I do want to get out there.

THE COURT: Okay. And then what finals do you have and when are they scheduled?

PROSPECTIVE JUROR NO. 060: Math, I want to say, it's the week of the - it's either the $10^{\text {th }}$, the $11^{\text {th }}, 12^{\text {th }}$; one of those. I do have an English class I do take online. I believe it's the last week of school. I think school's over the $14^{\text {th }}$. And then I have a criminal justice class that's online as well.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 060: But I have specific times I need to $\log \mathrm{in}$.

THE COURT: This is better than anything you can learn in your criminal justice class.

PROSPECTIVE JUROR NO. 060: I know.
THE COURT: All right. So it sounds like you have, what, one exam or two exams?

PROSPECTIVE JUROR NO. 060: No, three. I have three classes. So three exams --

THE COURT: You have finals in all three?
PROSPECTIVE JUROR NO. 060: Yes.
THE COURT: Okay. The math final is when?
PROSPECTIVE JUROR NO. 060: The last week of school. I think it's the $14^{\text {th }}$ so I don't really know what day's that.

THE COURT: You better find out.
PROSPECTIVE JUROR NO. 060: I know, I better.
THE COURT: Okay. And your criminal justice? Who's your
professor for that?
PROSPECTIVE JUROR NO. 060: Oh, his name starts with a K; it's hard to pronounce.

THE COURT: Okay. And do you know when your criminal justice final is?

PROSPECTIVE JUROR NO. 060: The same week as the math one. The finals week is, it's like all the classes take finals that week. It's not like one a week before; stuff like that, yeah.

THE COURT: Okay. All right. Have a seat.
And it's just you and your son in your household? The -- is the father of the child there, or no?

PROSPECTIVE JUROR NO. 060: No.
THE COURT: Okay. All right. Thank you
And, sir, your name and badge number for the record again?
PROSPECTIVE JUROR NO. 063: Joe Tutokey, Number 63.
THE COURT: Yes.
PROSPECTIVE JUROR NO. 063: Financial hardship as well as while l'm here, I'm taking the only vehicle for my family.

THE COURT: Okay. And what do you do for work, sir?
PROSPECTIVE JUROR NO. 063: I'm an information security officer.

THE COURT: For?
PROSPECTIVE JUROR NO. 063: Ebates, Incorporated.
THE COURT: Okay. And then does your -- do you have a wife or significant other?

PROSPECTIVE JUROR NO. 063: Yes, I do.
THE COURT: And what does that person do?
PROSPECTIVE JUROR NO. 063: She's a housewife.
THE COURT: Okay. How many children?
PROSPECTIVE JUROR NO. 063: One.
THE COURT: And how old?
PROSPECTIVE JUROR NO. 063: Seven.
THE COURT: All right. Thank you. Have a seat.
And I didn't see any other hands on that side of the room.
And, just, more and more people raise their hands. Like I said, not everyone who's raised their hand will be excused.

We'll start with the gentleman in chair 1 . What is your hardship?
PROSPECTIVE JUROR NO. 002: Joshua Bearden, 1117.
THE COURT: And also Badge 2. Yes.
PROSPECTIVE JUROR NO. 002: Oh, yeah. Yeah, 1117.
Yeah, part of it's financial. I'm self-employed and it's bit of a dry season which is why I applied for a new job at Rhino Staging, and I just got -I just had my orientation last week. And the other reason is my dad recently fell, last two months, off about 12 feet and he's 80 years old, so he really does need help around the house, and without me there, he can't really do much heavy lifting.

THE COURT: Okay. And then what is your current job?
PROSPECTIVE JUROR NO. 002: My current job? I'm a recording engineer.

THE COURT: Okay. And who do you work for?

PROSPECTIVE JUROR NO. 002: That's my -- I'm selfemployed in that way, but that's slow right now so I applied for Rhino Staging.

THE COURT: Okay. And you -- were you hired by them or you're waiting to hear, or what?

PROSPECTIVE JUROR NO. 002: I'm hired. I just recently had my orientation so l'm just waiting on my days.

THE COURT: Okay. And then you live at home with your father?

PROSPECTIVE JUROR NO. 002: Yes, ma'am.
THE COURT: Okay. And is your mom living there too?
PROSPECTIVE JUROR NO. 002: Yes, she is, but she has a mental condition where she can't really take care of herself so much.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 002: And I don't trust her to really take care of my father in that way, especially with heavy lifting, because she also has fibromyalgia, and she has a lot of chronic pain.

THE COURT: Right. I'm curious. What is it that they need to lift during the day?

PROSPECTIVE JUROR NO. 002: Just basic things. Like, if they do groceries, they can't be moving around really much stuff at all.

THE COURT: Okay. And then who else is in the household? Is it just you and your parents, or do you have siblings, or?

PROSPECTIVE JUROR NO. 002: Just my parents and I.
THE COURT: Okay. And so when you're at work, are they just there home, or does somebody come in, like a neighbor, and look after them
or?
PROSPECTIVE JUROR NO. 002: For my self-employed job I can actually work from home.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 002: But for my other job I do have to travel.

THE COURT: Okay. All right. Sir, thank you. And the lady next to you raised her hand. And you are Badge 4, Ms. Avila. Is that right?

PROSPECTIVE JUROR NO. 004: Yes, that's me.
THE COURT: And what is your hardship?
PROSPECTIVE JUROR NO. 004: So I don't know if this is much of a hardship but it's -- I have a learning disability so, like, comprehending and the with the visuals, and pretty much everything that's going on right now, like, is overload for me. I do have paperwork from the college that gave it to me.

THE COURT: Okay. You're very articulate. Let me ask you this, and you have something there that you'd like to show the bailiff; is that right?

PROSPECTIVE JUROR NO. 004: Yes, I have all the paperwork right here.

THE COURT: Okay. Do you work outside of the home?
PROSPECTIVE JUROR NO. 004: Yes, I do work at a call center and even sometimes when I listen to the calls, it takes me some time to get to what the customer is saying.

THE COURT: Okay. And is this, like, where people order
products at a call center? What kind of call center is it?
PROSPECTIVE JUROR NO. 004: It's basically walk-through help, technical support. They call with errors and I try to assist them. And they say, oh, you know, l'm logged into the website, and then I ask, okay, so let's go here. Oh, wait, I have to log in, or what do you mean I have to log in? So it's trying to --

THE COURT: What kind of a website do you work for?
PROSPECTIVE JUROR NO. 004: I work for UPS technical support.

THE COURT: All right. So somebody might be on the web page and they'll say, oh, it just -- the screen went blank, what do I do, or that kind of thing? Or I can't track my package and you would help that person. Is that essentially what you do?

PROSPECTIVE JUROR NO. 004: Yes.
THE COURT: Okay. All right. Thank you.
And I don't see any other hands.
All right. Ladies and gentlemen, in a moment we're going to take a brief recess. Before I excuse you for the brief recess, a couple of things I must tell you.

First of all, you're not to discuss the case or anything relating to the case or these proceedings with each other or with anyone else. Anyone else includes members of your family, your friends, your employer. You may tell them that you are participating in jury selection for a criminal jury trial, but please do not discuss anything else relating to this matter.

Additionally, do not read, watch, or listen to any reports of or
commentaries on the case, or any person or subject matter relating to the case. You are not to do any independent research by way of the internet or any other medium. You are not to engage in any form of social networking until you are discharged by me. That means no twittering, or Facebooking, or Instagraming on any subject matter concerning these proceedings.

Also, do not form or express an opinion relating to this matter. I also must tell you that all court personnel other than the uniformed bailiff and the attorneys are prohibited by the rules of ethics from speaking directly with you. So please don't think these individuals are being unfriendly or antisocial. They are simply bound by the rules of ethics not to talk to you. To do so could contaminate your verdict.

I'd like you all to please remember where you are seated as we are going to ask you to return to those seats following the break. Any questions, please address our bailiff, Officer Hawkes, in the hallway.

We'll go ahead and take a break until 11:25. If you would all please follow the bailiff through the double doors. We'll see you back at 11:25.
(Prospective jury panel exiting the courtroom\}
(Outside the presence of the prospective jury panel)
THE COURT: Lawyers, let's meet in chambers to go over this.
MR. BROWER: Judge, just briefly, I just want to address a question that my client had.

THE COURT: Okay.
MR. BROWER: He asked if he could actually sit closer to his codefendant.

THE COURT: No.
MR. BROWER: I told him that this had been addressed earlier, but he wanted me to ask.

THE COURT: FYI, that's a rule of the detention center that the two of you can't be seated together at counsel table, and so --

THE DEFENDANT BARR: But that's not what --
THE COURT: -- they're responsible for security and that's their rule, and I'm not going to get in the way of that.

Is that right, Officer?
CORRECTIONS OFFICER: Yes, it is, Your Honor.
THE COURT: Huh?
CORRECTIONS OFFICER: Yes.
THE COURT: All right. And, actually, we accommodated your -just, this happened when you were in the back, but normally the -- two sit at the front table and two sit at the back table. And we accommodated your counsel to let all four of you sit at one table. So we've already made that accommodation.

MR. BROWER: Oh, Judge, he apparently was asking about it for the back as well. That's a jail issue and l'm --

THE COURT: Yeah, that's a jail issue. I mean, you know, if you all need to confer together and you're, you know, then we can take a break and the four of you can all confer together. I'm fine with that, but the two of you can't be sitting there next to each other during the proceedings.

MR. BROWER: I don't think they're a danger to each. I know sometimes the jails in Henderson --

THE COURT: We don't care if they're -- l'm being facetious. It's not so much that they're a danger to each other; it's to everybody else.

MR. BROWER: Yeah, I know. I understand that. I'm just saying sometimes in Henderson the jail asks us that question. I'm just letting you know that that's (unintelligible).

THE COURT: Like I said, I mean, if it's a jail rule, you know, they're not restrained, l'm not going to get in the middle of it. Like I said, if they need to confer with each other and counsel, then we can take a break and let them, you know, if that's the issue that they, you know, everybody needs to confer together.

But other than conferring with your lawyers and everybody, I don't see a need for the two of you to sit together. So l'm not going to get in the middle of the jail rules by saying that. No one's given me a good reason.

MR. BROWER: I was just asking, Judge.
THE COURT: Yeah, so, like I said, if you two need to -- if everybody needs to confer, lawyers can approach and we'll say, okay, fine, everybody can confer together.

And, obviously, just the two defendants, your lawyers are going to be conferring with one another, I guess, throughout, so let's go in the back and talk about all these people.
(Recess taken from 11:13 a.m. to 11:35 a.m.)
(Outside the presence of the prospective jury panel)
THE COURT: Bring in Number 20.
Cheryl Cooper, I wrote down Terry Williams. Who's that?
MS. SCHIFALACQUA: That was one of our witnesses, but I
don't know if it's the same person. She's African American and she's over 70.

THE COURT: Okay. So it's --
MS. SCHIFALACQUA: All right. So I don't know if it's -(Prospective Juror No. 20 enters courtroom)

THE COURT: Ma'am, come on in and just have your seat there in the jury box.

And for the record we're speaking with Badge 20, Ms. Johnson.
And, Ms. Johnson, the reason I wanted you to come in by yourself is I wanted to follow up on something out of the presence of the other jurors. And that is you said you saw something about this case, you think on Channel 3, and then also on the app.

So can you tell me what you remember seeing or hearing on the news?

PROSPECTIVE JUROR NO. 020: I remember, specifically, I just remember a little bit on the news. But on the Next Door app they were showing pictures of the --

THE COURT: Okay. And so on the news it was a little bit. Do you remember, did it just say there was a bank incident, or what?

PROSPECTIVE JUROR NO. 020: Yeah, it was multiple banks, and I'm trying to remember. I see so much of it that -- just multiple banks and I can't remember if there were pictures on the news, but I know there was on the Next Door app.

THE COURT: Okay. And then what was on the Next Door app?
PROSPECTIVE JUROR NO. 020: They were looking for
suspects. I think that's what it was.
THE COURT: Okay. And you say the pictures, was that, like, from taken from, you know, surveillance tapes --

PROSPECTIVE JUROR NO. 020: Yes.
THE COURT: -- or what kind of pictures did you see?
PROSPECTIVE JUROR NO. 020: Yeah, from surveillance
tapes. The Henderson Police Department puts little blurbs out looking for, you know, certain suspects.

THE COURT: Okay. And --
PROSPECTIVE JUROR NO. 020: I'm not a hundred percent sure that's what it was, but I think that's what it was.

THE COURT: Okay. And then do you remember anything else that was in the app, any other information about the incident?

PROSPECTIVE JUROR NO. 020: Just that it was multiple banks and that type of thing.

THE COURT: Okay. And did you share that with anyone or talk about it with anyone, or?

PROSPECTIVE JUROR NO. 020: Just my husband.
THE COURT: Just your husband. Okay.
PROSPECTIVE JUROR NO. 020: Because it was in our area or vicinity where we live.

THE COURT: Okay. And do you recall which bank was in your area; if you remember?

PROSPECTIVE JUROR NO. 020: Not specifically. I remember it's just -- it was just multiple banks and Green Valley is close to us. I mean,

Valle Verde, all that stuff is quite close to us.
THE COURT: Okay. Do you think it's fair that sometimes the media reports things, or even this app reports things, maybe incompletely or inaccurately?

PROSPECTIVE JUROR NO. 020: It's a possibility.
THE COURT: Okay. If you're selected as a juror, can you set aside anything you remember reading about or seeing either on the news or through the app, and base your verdict just upon the evidence as presented during the trial of this case, meaning, the testimony from the witness stand and whatever the exhibits are that are admitted?

PROSPECTIVE JUROR NO. 020: Yes.
THE COURT: Okay. State, do you have any follow-up just on this topic?

MR. SCOW: No, Judge.
THE COURT: All right. And does the defense have any followup just on this topic?

MR. BROWER: Not on this particular subject.
MR. HUGHES: No.
THE COURT: All right. Ma'am, thank you. I'm going to send you back out with the other jurors. One thing, though. Please don't discuss what we've just discussed with anyone else. The other jurors may want to know, what did they want to talk to you about. You are directed that you're not to discuss it with them.

PROSPECTIVE JUROR NO. 020: Okay.
THE COURT: All right. Thank you, ma'am. And just back out to
the area of the hallway.
And then, Kenny, Badge Number 22, Ms. Cooper.
And, Ms. Cooper, you can just have your seat there in the jury box. Have a seat.

And the reason I wanted you to come in is I wanted to follow up with you on something you said earlier out of the presence of the other jurors.

PROSPECTIVE JUROR NO. 022: Okay.
THE COURT: Okay. And that is you mentioned, I think you said you saw on television or the app, something about this case or the surveillance videos in your job.

PROSPECTIVE JUROR NO. 022: Correct. Surveillance pictures.

THE COURT: Okay. Can you tell me in more detail what you saw and what the circumstances were that you saw it?

PROSPECTIVE JUROR NO. 022: Well, any information that our director of security gets about robberies, especially if they're in locations where we have our machines --

THE COURT: Right.
PROSPECTIVE JUROR NO. 022: -- is posted.
THE COURT: Okay. And how is that posted? Is it sent out, like, by way of an e-mail to everyone, or is there a meeting, or what do they do?

PROSPECTIVE JUROR NO. 022: No, there is a hallway --
THE COURT: Uh-huh.
PROSPECTIVE JUROR NO. 022: -- that he posts it in, and it's a hallway that runs directly from my office to the vault area of which l'm in
charge of --
THE COURT: Okay.
PROSPECTIVE JUROR NO. 022: -- and where all of our field service techs check in and out so that they can see all that information as well.

THE COURT: Okay. And what do you recall being posted in connection with --

PROSPECTIVE JUROR NO. 022: Not a whole lot. I just remembered because of the dates and the Smith's.

THE COURT: Okay. And you said you saw -- were those stills from surveillance videos that were posted, or?

PROSPECTIVE JUROR NO. 022: Yeah, we don't -- he doesn't use videos. He -- if he gets any stills, he posts them.

THE COURT: Okay. And do you remember any more details other than what you've just --

PROSPECTIVE JUROR NO. 022: No, just that there were bank robberies and that the bank at one of our locations was hit.

THE COURT: Okay. Is there anything about -- well, let me ask you this. If you're selected as a juror, can you set aside anything that you remember seeing at work or hearing about these incidents at work, and base your verdict solely upon the evidence that's presented during the trial? By evidence, I mean the testimony from the witness stand and whatever the exhibits are that are admitted.

PROSPECTIVE JUROR NO. 022: Yeah, I would think so.
THE COURT: Okay. And then I also wanted to follow up on the

Terry Williams. Is that person -- what race is the person that you know, meaning Terry?

PROSPECTIVE JUROR NO. 022: She's Caucasian.
THE COURT: Okay. All right. I think this witness is actually African American so it would be a different person.

PROSPECTIVE JUROR NO. 022: Okay.
THE COURT: Does the State have any follow-up on this topic?
MR. SCOW: No, Your Honor, thank you.
THE COURT: Does the defense have any follow-up on this topic?

MR. HUGHES: Not me, Your Honor.
MR. BROWER: No, Judge.
THE COURT: All right. Thank you. And, ma'am, l'm going to have you go back out and sit with the other jurors. Please don't discuss what we've just discussed with them. They may want to know, oh, what did they talk about. You're directed you can't tell them.

PROSPECTIVE JUROR NO. 022: All right.
THE COURT: Well, you --
PROSPECTIVE JUROR NO. 022: I've listened to their conversations. I'm sure I can find a little corner.

THE COURT: All right. Well, you know, they may want to know, why were you singled out. You're not allowed to discuss it with them.

And, Kenny, Badge 28, Michael Stallard.
THE MARSHAL: Yes, Judge.
THE COURT: I wrote on him RJ, Channel 3, and then
something tower.
(Prospective Juror No. 28 enters the courtroom)
PROSPECTIVE JUROR NO. 028: Sorry, I have a cold so.
THE COURT: Oh, no; that's fine.
Sir, the reason I asked you to come in out of the presence of the other jurors is I wanted to follow up on something you said earlier. And that is you indicated that you saw something about the case, you think, on Channel 3 and in the RJ ; is that right?

PROSPECTIVE JUROR NO. 028: Yes, ma'am.
THE COURT: Can you tell me what you remember seeing in the RJ?

PROSPECTIVE JUROR NO. 028: Well, all three were basically about the string of events that had happened, and it was all in succession and no specifics, just at this place, and this place, and this place, and everybody was kind of, just kind of, getting a little, what's the word I'm looking for, hypersensitive about it, because of it was in succession. There was one after another, after another. People were getting a little upset about it.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 028: And if it was making news.
THE COURT: Okay. Okay, when you people -- are you talking about people you talked to, or just that was what the news was saying is people are getting worried because, or --

PROSPECTIVE JUROR NO. 028: No, it was workplace. People would bring it up in conversation.

THE COURT: Okay. And then, sorry, if I asked you already, but
where do you work?
PROSPECTIVE JUROR NO. 028: You didn't. I work for Enterprise Holdings. It's the rental car company.

THE COURT: Oh, okay. Now, so was it just people talking about the news, or did any of your coworkers, you know, know anybody who was involved or?

PROSPECTIVE JUROR NO. 028: Nobody involved. Just conversation, like, do you believe this is happening? It happened yesterday and now there's another one, and another one, so.

THE COURT: Okay. And the three sources, I wrote down Channel 3, the RJ, and was there a third source?

PROSPECTIVE JUROR NO. 028: Next Door app.
THE COURT: Okay. And what do you remember seeing on the Next Door app?

PROSPECTIVE JUROR NO. 028: Just Henderson Police Department issued a statement about a robbery, and then another one came out in succession. About the same time, one would happen, and l'd get a notification on my phone.

THE COURT: Okay. Do you recall if there were any pictures or anything like that associated with any of these reports?

PROSPECTIVE JUROR NO. 028: No, ma'am, no pictures basically just texts.

THE COURT: Okay. Now, do you think it's a fair statement that sometimes the media reports things inaccurately or incompletely?

PROSPECTIVE JUROR NO. 028: Oh, yeah.

THE COURT: If you're selected as a juror, can you set aside anything you may remember seeing or hearing about these incidents and basing your verdict solely upon the evidence that's presented during the trial? And by evidence, that's the sworn testimony from the witness stand, whatever exhibits are admitted.

PROSPECTIVE JUROR NO. 028: Yes.
THE COURT: State, do you have any follow-up on this topic?
MR. SCOW: No follow-up, thank you.
THE COURT: Defense, do you have any follow-up on this topic?
MR. BROWER: I don't, Judge. Anything?
THE COURT: Mr. Hughes, do you have any follow-up on this topic?

MR. HUGHES: No, Your Honor, I don't.
THE COURT: Okay.
All right, sir, l'm going to have you go back outside and sit with the other jurors. Please don't discuss what we've just discussed with any of the other jurors. They may want to know, oh, why were you called in there.

PROSPECTIVE JUROR NO. 028: I'll keep to myself then.
THE COURT: You are directed you can't tell them.
All right. Thank you, sir.
THE COURT: Maybe just do one more, Badge 36, Ms.
Crisostomo.
THE MARSHAL: Ms. Otumo (phonetic) or something like that?
THE COURT: Yeah.
MS. SCHIFALACQUA: Did you have -- Ms. Ohoro also had the
app.
THE COURT: Who?
MS. SCHIFALACQUA: Oh, Badge 25 as well.
Oh, we were putting her at the end, so I didn't know if you wanted this up front to see.

THE COURT: No. I'm just going to --
MS. SCHIFALACQUA: Okay.
THE COURT: These were the ones I'm thinking we'll get to.
MS. SCHIFALACQUA: Okay. Thank you, Your Honor.
(Prospective Juror No. 36 enters the courtroom)
THE COURT: And, ma'am, just have a seat anywhere in the jury box.

And the reason I asked you to come in out of the presence of the other jurors is I wanted to follow up on something you said earlier. And that is I think you said you remember getting reports on Twitter or social media about these incidents. And can you tell me what you remember reading or hearing about this?

PROSPECTIVE JUROR NO. 036: So, where it was, like, U.S. Bank's or any bank's app, actually, and at the ATMs, like, people would try to, like, when you would enter your card, it would be a different kind of machine. And it wasn't the actual banks, it was, like, hacked.

THE COURT: Okay. So you remember getting something about people putting some kind of device into an ATM machine and the device would read their information or whatever. Is that what you --

PROSPECTIVE JUROR NO. 036: Yes.

THE COURT: Okay. So you don't remember hearing anything about, like, a robbery where tellers or anything were involved?

PROSPECTIVE JUROR NO. 036: No.
THE COURT: Okay. All right.
Any follow-up?
MR. SCOW: No follow-up.
MR. BROWER: No, Judge.
MR. HUGHES: No follow-up.
THE COURT: No follow-up?
MR. BROWER: No, Judge.
MR. HUGHES: No.
THE COURT: All right. Thank you. And I'm going to go ahead and ask you to return to the hallway with the other jurors. Please don't discuss with them what we've just discussed, and if they ask you what did they want to know, you're directed you're not to discuss it with them. Okay?

PROSPECTIVE JUROR NO. 036: No problem.
THE COURT: Thank you.
That's it. So obviously, what she remembers is unrelated to this incident.

MS. SCHIFALACQUA: Correct.
THE COURT: So I should have told her that but.
MR. BROWER: I remember those alerts going out as well, Judge, that's why --

THE COURT: No, I mean, I know, they always -- so I think she's got it confused with something else.

MS. SCHIFALACQUA: Correct.
So, Kenny, bring them all in.
THE MARSHAL: Yes, Judge.
[Prospective jury panel enters courtroom at 11:50 a.m.]
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State through the deputy district attorneys, the presence of the defendants and their counsel, the officers of the court and the ladies and gentlemen of the prospective jury panel.

And at this time Badge No. 4, Ms. Avila, you are excused from these proceedings. The bailiff will direct you from the courtroom.

At this point in time, Badge No. 6, Ms. Lantz, you are excused from these proceedings. You will be receiving a summons for jury service at a later date.

Badge No. 12, Mr. Costello, if you would please have a seat in the audience. Thank you, sir.

Badge No. 14, Mr. Barker, you are excused from these proceedings at this time. You will be receiving a summons for jury service at a later date.

Badge No. 21, I'm not sure how to say your name, Mr. Pejic.
PROSPECTIVE JUROR NO. 021: Close enough.
THE COURT: How do you say it?
PROSPECTIVE JUROR NO. 021: Page.
THE COURT: That's easy, Mr. Pejic. Have a seat in the audience, please.

All right. At this time, Badge No. 27, Ms. Magee, you are
excused. Thank you.
Badge No. 34, Mr. Hahn, you are excused. You will be receiving a summons for jury service at a later date.

Badge No. 39, Mr. Darling, you are excused. You will be receiving a summons for jury service at a later date.

Badge No. 52, Ms. Mann, you are excused from these proceedings. You will be receiving a summons for jury service at a later date.

Badge No. 54, Ms. Santana, you are excused from these proceedings.

Badge No. 55, Ms. Liottippolo, you are excused at this time.
Badge No. 58, Mr. Gritt, you are excused.
Badge No. 60, Ms. Quintana, you are excused from these proceedings. You will be receiving a summons for jury service at a later date.

And Badge No. 65, Ms. Wright, you are excused from this department, but you are eligible for reassignment to a civil matter.

PROSPECTIVE JUROR NO. 065: Thank you.
THE COURT: The court clerk will please call up the next prospective jurors.

THE CLERK: Michael Stallard, Christina Miller, Elyzabeth Crisostomo, and Megan Duncan, and Chelea Johnson.

THE COURT: All right. It's still barely morning. Good morning.
Good morning, Mr. Bearden. We talked to you earlier about what you do for a living, and you're living with your parents; is that right?

PROSPECTIVE JUROR NO. 002: Yes, ma'am.
THE COURT: And are you married, domestic partner, significant
other?
PROSPECTIVE JUROR NO. 002: Single.
THE COURT: And no children; correct?
PROSPECTIVE JUROR NO. 002: No.
THE COURT: And if you'd hand the microphone to the gentleman next to you.

And good morning, sir. Are you married, domestic partner, significant other?

PROSPECTIVE JUROR NO. 004: Married.
THE COURT: What does your wife do?
PROSPECTIVE JUROR NO. 004: She works for the City of
Henderson.
THE COURT: As?
PROSPECTIVE JUROR NO. 004: She works in traffic engineering.

THE COURT: Okay. What is --
PROSPECTIVE JUROR NO. 004: She's administration.
THE COURT: And then do you have any children?
PROSPECTIVE JUROR NO. 004: Five.
THE COURT: And the age range? Youngest and oldest.
PROSPECTIVE JUROR NO. 004: Let's go 21 to 14.
THE COURT: Okay. So some, one at least, still living at home,

PROSPECTIVE JUROR NO. 004: Two.
THE COURT: Two at home. All right. Thank you, sir. And if
you'd hand the microphone to the lady next to you.
And good morning, ma'am. What do you do for a living?
PROSPECTIVE JUROR NO. 005: I'm a trust officer at Bank of
America.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 005: Attorney by background.
THE COURT: And what do you do, just briefly, as a trust officer?
PROSPECTIVE JUROR NO. 005: I work for Bank of America's
private bank which is US Trust, and so I administer their trusts and also work as a estate planning consultant.

THE COURT: Okay. How long have you been working for the Bank of America?

PROSPECTIVE JUROR NO. 005: I've been with Bank of America for about a year and a half, and before that I did the same job for Wells Fargo.

THE COURT: Okay. And have you ever in your career been a, like, a teller?

PROSPECTIVE JUROR NO. 005: No.
THE COURT: Okay. So you've always been, like, a personal banker or trust officer?

PROSPECTIVE JUROR NO. 005: I've always been a trust officer but my immediate family works in banking centers for stores.

THE COURT: Okay. So you have some family members who work, like, as tellers at the teller window?

PROSPECTIVE JUROR NO. 005: My entire immediate family.

My mom and dad retired from banking, and my sister is currently in banking.
THE COURT: Okay. Where does she work?
PROSPECTIVE JUROR NO. 005: She is at Bank of Nevada
THE COURT: Okay. And your parents, where did they work?
PROSPECTIVE JUROR NO. 004: First Interstate Bank which became Wells Fargo.

THE COURT: Right. Okay. And what did your mom do at First Interstate Bank?

PROSPECTIVE JUROR NO. 004: Worked her way all the way up from a teller, was the head of the lead teller, and then retired -- or did not retire, sorry. She moved internally to the trust department, and just to be very candid, after stress from armed robberies in the branches.

THE COURT: Okay. How many -- so your mom was actually a victim in at least one. How many times was your mom's branch robbed?

PROSPECTIVE JUROR NO. 005: I want to say at least three times.

THE COURT: Okay. And in those three incidents, was your mom directly involved? Maybe she was a teller or somehow, you know, had to open the vault, or get on the floor, or.

PROSPECTIVE JUROR NO. 005: Absolutely. Yeah.
THE COURT: Okay. And then your dad, what did he do?
PROSPECTIVE JUROR NO. 005: So he was your, kind of, standard banker back in the day. Just more about giving loans and doing account openings and things like that.

THE COURT: Okay. And that was also at First Interstate Bank?

PROSPECTIVE JUROR NO. 005: Correct.
THE COURT: And then do you know if your dad was ever at a bank location where there was some kind of a robbery or crime?

PROSPECTIVE JUROR NO. 005: I don't remember him talking about that specifically.

THE COURT: Okay. So as far as you know, it was just your mom.

PROSPECTIVE JUROR NO. 005: Correct.
THE COURT: And did they work the same branch or?
PROSPECTIVE JUROR NO. 005: No, they didn't allow them to work at the same branch, but that's how they met.

THE COURT: That makes sense. All right. So once they got together, one of them had to go to a different location?

PROSPECTIVE JUROR NO. 005: Right.
THE COURT: All right. Thank you.
And are you married, domestic partner, significant other?
PROSPECTIVE JUROR NO. 005: Married, have a 12 -year-old daughter.

THE COURT: Okay. What does your -- what type of work does your husband do?

PROSPECTIVE JUROR NO. 005: He's a divorce attorney.
THE COURT: Okay. Does he -- is he a solo practitioner or is he with a firm?

PROSPECTIVE JUROR NO. 005: He's a partner in a firm.
THE COURT: Okay. What's the name of the firm?

PROSPECTIVE JUROR NO. 005: Abrams and Mayo.
THE COURT: Okay. And how long has your husband been an attorney?

PROSPECTIVE JUROR NO. 005: It's still horrible that I can't think of that right now. We graduated in 2001, so 17 years.

THE COURT: Okay. Did he go to the Boyd school or did he go out of state?

PROSPECTIVE JUROR NO. 005: No. We were both out of state.

THE COURT: Okay. And let me ask you this. Do you know if your husband has ever done any kind of criminal work?

PROSPECTIVE JUROR NO. 005: Never, never.
THE COURT: Okay. So even in law school, to your knowledge, he wasn't in a, like, a clinic, or did he ever do any externships with a prosecutor's office or criminal defense, or anything like that?

PROSPECTIVE JUROR No. 005: No.
THE COURT: Okay. So has he always been a divorce
attorney?
PROSPECTIVE JUROR NO. 005: Always.
THE COURT: All right. Thank you.
PROSPECTIVE JUROR NO. 005: My sister was involved -- I just want to be full disclosure -- in an armed robbery where she was suspected accomplice, and I don't know if you want me to give any more details but.

THE COURT: We're going to get into that question, so l'll follow
up with that in a few minutes.
PROSPECTIVE JUROR NO. 005: Perfect.
THE COURT: Thank you. But that is one of the things we'll be asking about.

PROSPECTIVE JUROR NO. 005: Okay.
THE COURT: And if you'd hand the microphone to the lady next
to you.
Good morning, ma'am. What do you do for a living?
PROSPECTIVE JUROR NO. 029: I work for the Clark County School District in the Title 1 office, central office.

THE COURT: The Title I office. What does that mean?
PROSPECTIVE JUROR NO. 029: The Title I is a grant that it says low-poverty, low-income households in education, schools that have a high percent of students that come from those households.

THE COURT: Okay. Are you involved in getting grant funding or administering funding?

PROSPECTIVE JUROR NO. 029: Administering funding. I'm in charge of the set-aside part of the budget.

THE COURT: Okay. And then are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 029: Married.
THE COURT: What does your husband do?
PROSPECTIVE JUROR NO. 029: He's in construction. He's a superintendent.

THE COURT: Okay. And do you have any children?

PROSPECTIVE JUROR NO. 029: I do. They're 28 to 36.
THE COURT: Okay. Thank you. And if you'd hand the microphone to the gentleman next to you.

And, sir, what do you do for a living?
PROSPECTIVE JUROR NO. 007: I'm the executive vice president for a large construction company.

THE COURT: Okay. So you're a vice president for a large construction company?

PROSPECTIVE JUROR NO. 007: Yes.
THE COURT: Okay. And are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 007: I'm married.
THE COURT: What does your spouse do? What does your wife do?

PROSPECTIVE JUROR NO. 007: She's an attorney but she's a stay-at-home mom right now.

THE COURT: Okay. And how many children do you have?
PROSPECTIVE JUROR NO. 007: Two.
THE COURT: And they're both young and at home still?
PROSPECTIVE JUROR NO. 007: 17 and 16.
THE COURT: Okay. And how long ago did your wife leave the practice of law, when your first child was born?

PROSPECTIVE JUROR NO. 007: Seventeen years ago.
THE COURT: Okay. And does she work as a lawyer here in
Clark County?

PROSPECTIVE JUROR NO. 007: No. She works with a couple of non-profits and volunteers in the valley.

THE COURT: Okay. Now, when -- did she ever work as a lawyer, though?

PROSPECTIVE JUROR NO. 007: She did.
THE COURT: And it -- was that here in town or in another state?
PROSPECTIVE JUROR NO. 007: She practiced here in
Nevada and in Connecticut.
THE COURT: Okay. And what type of law did she practice here in Nevada?

PROSPECTIVE JUROR NO. 007: It was insurance defense and transactional law.

THE COURT: Okay. And then did she do the same thing in Connecticut?

PROSPECTIVE JUROR NO. 007: More or less, yes.
THE COURT: Okay. Do you know if your wife ever did any kind of criminal work either as a lawyer or even as a student with a clinic, or externship, or anything like that?

PROSPECTIVE JUROR NO. 007: I don't believe so, no.
THE COURT: Okay. And then you said now she does volunteer for nonprofit. Is that -- does she do legal work as a volunteer or other type of work.?

PROSPECTIVE JUROR NO. 007: Mostly fundraising.
THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 007: Mostly fundraising.

THE COURT: Fundraising? Okay.
All right. Thank you, sir. And if you'd hand the microphone to the lady next to you.

Good morning, ma'am. What do you do for a living?
PROSPECTIVE JUROR NO. 008: Good morning. I'm a musician for the Catholic Diocese here in Las Vegas.

THE COURT: Okay. So I'm guessing you play at the services?
PROSPECTIVE JUROR NO. 008: Yes, ma'am. I'm the organist. I play at the cathedral. I play at a church in Henderson and any church that needs me. They call me, I go.

THE COURT: Okay. And are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 008: I'm married.
THE COURT: And what does your husband do?
PROSPECTIVE JUROR NO. 008: My husband's a retired educator. He's a substitute teacher for the Clark County School District.

THE COURT: Okay. And then he retired, but did he retire from the Clark County School District?

PROSPECTIVE JUROR NO. 008: No, ma'am. He was an educator in New York City.

THE COURT: Okay. At what level? Like high school or?
PROSPECTIVE JUROR NO. 008: Usually high school, but he was also an adjunct professor in New York.

THE COURT: Okay. What subject?
PROSPECTIVE JUROR NO. 008: He's an English major
principally, but he also has his Master's in special ed.
THE COURT: Okay. And then do you have any children?
PROSPECTIVE JUROR NO. 008: I have two; one is 40, and one is 38 .

THE COURT: Okay. Thank you. And if you'd hand the microphone.

And good morning. What do you do for a living?
PROSPECTIVE JUROR NO. 011: I'm not working at the moment. I adopted --

THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 011: I adopted two kids. So I just take care of them.

THE COURT: Okay. And what type of work did you do?
PROSPECTIVE JUROR NO. 011: I used to work -- well, when I -- I got married and I didn't work for years. But before that I used to work in California at the railroad.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 011: For Metro Link and Amtrak.
THE COURT: Okay. And doing what for the railroad?
PROSPECTIVE JUROR NO. 011: A lot of things. A supervisor for material control, a ticket agent, MIS control; a lot of different jobs.

THE COURT: Okay. And so you said you're married? What does your spouse -- oh, you're divorced?

PROSPECTIVE JUROR NO. 011: No, l'm divorced.
THE COURT: Okay. All right. What type of work did your
spouse do?
PROSPECTIVE JUROR NO. 011: He had his -- construction.
THE COURT: Okay. And then you said you've just recently adopted two children? How old are they?

PROSPECTIVE JUROR NO. 011: Not recently. It's been awhile. One's 13, and the other one's 17. But I'm always behind them.

THE COURT: All right. So you're -- you stay at home now and take care of them?

PROSPECTIVE JUROR NO. 011: Yes.
THE COURT: Okay. Thank you. And we'll turn to the lady in the corner.

And what do you do for a living?
PROSPECTIVE JUROR NO. 036: I work at US Fitness child care.

THE COURT: And do you provide child care? Is that what you do?

PROSPECTIVE JUROR NO. 036: Yes.
THE COURT: Yes. And are you married, domestic partner or significant other?

PROSPECTIVE JUROR NO. 036: No.
THE COURT: Any children?
PROSPECTIVE JUROR NO. 036: No.
THE COURT: Okay. Thank you.
And good morning. What do you do for a living?
PROSPECTIVE JUROR NO. 013: I'm a mortgage loan officer.

THE COURT: Okay. And do you work for a mortgage company, or for a bank, or?

PROSPECTIVE JUROR NO. 013: I do. Lender.
THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 013: Yes, a lender.
THE COURT: Okay. Who do you work for?
PROSPECTIVE JUROR NO. 013: It's Low VA Rate Elevate
Mortgage.
THE COURT: Okay. And how long have you worked for them?
PROSPECTIVE JUROR NO. 013: Almost five years.
THE COURT: Okay. Have you ever worked at a bank, or a credit union, or anything like that?

PROSPECTIVE JUROR NO. 013: I have not.
THE COURT: Okay. And are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 013: Married, two children.
THE COURT: All right. And what does your spouse do?
PROSPECTIVE JUROR NO. 013: He is in sales, like pest-control-type thing.

THE COURT: Okay. So does he sell the service of pest control?

PROSPECTIVE JUROR NO. 013: Correct.
THE COURT: And then how old are your children?
PROSPECTIVE JUROR NO. 013: 10 and 2.
THE COURT: Okay. Thank you. And if you'll go left.

Good morning. What do you do for a living?
PROSPECTIVE JUROR NO. 037: I am an IT program manager for a casino company.

THE COURT: A container company?
PROSPECTIVE JUROR NO. 037: A casino company.
THE COURT: Oh, casino. Okay. And are you married,
domestic partner, or significant other?
PROSPECTIVE JUROR NO. 037: Married.
THE COURT: And what does your spouse do?
PROSPECTIVE JUROR NO. 037: He is -- he works for the
State of Nevada. He's a social services chief, oversees services for aging and disability population.

THE COURT: Okay. Is he a social worker?
PROSPECTIVE JUROR NO. 037: No.
THE COURT: Okay. So he works for the State at aging and disability services?

PROSPECTIVE JUROR NO. 037: Correct.
THE COURT: And do you have any children?
PROSPECTIVE JUROR NO. 037: No children.
THE COURT: All right. Thank you.
And, sir, we talked to you a little bit earlier about what you do for a living. And I may have asked this already. Married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 015: Girlfriend.
THE COURT: And what does she do?

PROSPECTIVE JUROR NO. 015: She works at a dispensary.
THE COURT: Okay. Is she like a checkout clerk, or what does
she do?
PROSPECTIVE JUROR NO. 015: She sells products over the counter.

THE COURT: Okay. And do you have any children?
PROSPECTIVE JUROR NO. 015: No.
THE COURT: All right. Thank you. If you'd hand the microphone to the lady next to you.

Good morning, ma'am. What do you do for a living?
PROSPECTIVE JUROR NO. 020: I'm retired.
THE COURT: From?
PROSPECTIVE JUROR NO. 020: I was a buyer for a cell phone company.

THE COURT: Okay. Was that here in town, or?
PROSPECTIVE JUROR NO. 020: For about five years here, and probably 15 or 20 back in Minnesota.

THE COURT: Okay. And I think you said you're married; is that right?

PROSPECTIVE JUROR NO. 020: Correct.
THE COURT: What does your husband do?
PROSPECTIVE JUROR NO. 020: He's retired also.
THE COURT: From?
PROSPECTIVE JUROR NO. 020: He was special ed teacher and athletic director in Minnesota.

THE COURT: Okay. Did he ever work here in Clark County or was that in Minnesota?

PROSPECTIVE JUROR NO. 020: In Minnesota.
THE COURT: All right. And do you have any children?
PROSPECTIVE JUROR NO. 020: Two.
THE COURT: All right. Are they grown?
PROSPECTIVE JUROR NO. 020: 38 and 40.
THE COURT: Okay. Thank you. And if you could hand the microphone to the lady next to you.

Good morning. What do you do for a living?
PROSPECTIVE JUROR NO. 041: Good morning. I'm a communications specialist II for LVPD.

THE COURT: For where?
PROSPECTIVE JUROR NO. 041: LVMPD.
THE COURT: Okay. So is that dispatch?
PROSPECTIVE JUROR NO. 041: Um-hmm.
THE COURT: You have to answer yes or no for the tape.
PROSPECTIVE JUROR NO. 041: Yes. I'm sorry, yes.
THE COURT: Okay. And how long have you had that job?
PROSPECTIVE JUROR NO. 041: Five years.
THE COURT: Okay. But you didn't recognize any of the names of any of the witnesses in this case?

PROSPECTIVE JUROR NO. 041: No, ma'am. I actually work graveyard, so it would seem, based off of them being bank, the daytime, it would be a different time.

THE COURT: Okay. And so are you actually, like, when people call 9-1-1 or 3-1-1, are you the person that answers the phone?

PROSPECTIVE JUROR NO. 041: Yes, ma'am.
THE COURT: Okay. And then you would decide whether it's medical, or police, or fire, or whatever; is that right?

PROSPECTIVE JUROR NO. 041: Yes.
THE COURT: So I'm assuming as a dispatch officer or employee, then you sometimes have to talk directly to the responding police officers; is that true?

PROSPECTIVE JUROR NO. 041: We dispatch as well.
THE COURT: Okay. And so you would be an LVMPD civilian employee?

PROSPECTIVE JUROR NO. 041: Yes.
THE COURT: Okay. Is there anything about that that you think would impact your ability to be fair and impartial to both sides in this case?

PROSPECTIVE JUROR NO. 041: I do mostly deal with victims of robberies. I can't say with any certainty that it would or it wouldn't. But I -most of the time it is the opposite in calling in. I mean, we have had other people call in whether it was witnesses, whether it was suspects, whether it was people who think that they did something wrong.

THE COURT: Okay. Have you been on the graveyard shift the entire time you've worked for Metro?

PROSPECTIVE JUROR NO. 041: Just the past two years.
THE COURT: And what shift did you work prior to that?
PROSPECTIVE JUROR NO. 041: Swing shift.

THE COURT: Okay. And what are the hours of the swing shift? PROSPECTIVE JUROR NO. 041: They varied, but when I worked swing shift, it started at about 1645.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 041: So we went in around 4:45.
THE COURT: Okay. You're going to hear testimony from police officers in this case. Some are Metro employees, some are Henderson employees. Do you feel like you can keep an open mind when a police officer testifies and evaluate that testimony like you would the testimony of any other witness?

PROSPECTIVE JUROR NO. 041: Yes.
THE COURT: And you can listen to it critically?
PROSPECTIVE JUROR NO. 041: Yes.
THE COURT: Okay. And are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 041: Married.
THE COURT: And what does your husband do?
PROSPECTIVE JUROR NO. 041: He's security for G4S.
THE COURT: For where?
PROSPECTIVE JUROR NO. 041: G4S Security.
THE COURT: Okay. So is he like a uniformed security officer? PROSPECTIVE JUROR NO. 041: Yes.

THE COURT: And how long has he done that type of work?
PROSPECTIVE JUROR NO. 041: He was previously in corrections and so he's been in security for about two years, with G4S under
a year.
THE COURT: Okay. And then where did he work corrections? PROSPECTIVE JUROR NO. 041: He worked for the State of Nevada at High Desert.

THE COURT: Okay. And how long did he work for High Desert as a corrections officer?

PROSPECTIVE JUROR NO. 041: For 24 years.
THE COURT: Okay. Did he talk about his work much with you or not really?

PROSPECTIVE JUROR NO. 041: He did.
THE COURT: Okay. Anything about the fact that your husband worked in law enforcement that you think would impact your ability to be a fair and impartial juror in this case?

PROSPECTIVE JUROR NO. 041: No.
THE COURT: Okay. And do you have any children?
PROSPECTIVE JUROR NO. 041: Yes.
THE COURT: And how many and the age of the children?
PROSPECTIVE JUROR NO. 041: Just one, 6 years old.
THE COURT: All right. Thank you. And if you'd hand the microphone to the lady next to you.

Good morning, ma'am. What do you do -- or good afternoon. What do you do?

And for those of you who are getting hungry, we will be taking a lunch break.

What do you do for a living?

PROSPECTIVE JUROR NO. 022: I'm the corporate vault manager for a gaming company here in town. Distributive Gaming.

THE COURT: Okay. And how long have you done that?
PROSPECTIVE JUROR NO. 022: I've been at this -- l've been here 6 and a half years.

THE COURT: Okay. For the same company the entire time?
PROSPECTIVE JUROR NO. 022: For the 6 and a half years?
Yes.
THE COURT: Okay. And are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 022: No.
THE COURT: None of the above? Any children?
PROSPECTIVE JUROR NO. 022: I have a 50 -year-old son.
THE COURT: Okay.
By a show of hands, have any of you ever served as a juror before? Any prior jury service?

None of you. All right. That's a first.
Have any of you ever been arrested, charged, or accused of a crime?

All right. I see three hands. And we'll start with the lady currently holding the microphone. Yes, ma'am, tell me about that.

PROSPECTIVE JUROR NO. 022: I had a DUI.
THE COURT: Okay. How long ago was that?
PROSPECTIVE JUROR NO. 022: I think about 18 years ago.
THE COURT: And where was that?

PROSPECTIVE JUROR NO. 022: Here in Las Vegas.
THE COURT: All right. And was it a misdemeanor DUI?
PROSPECTIVE JUROR NO. 022: Yes.
THE COURT: Okay. And did you have a lawyer represent you?
PROSPECTIVE JUROR NO. 022: Yes.
THE COURT: Okay. And did the case go to trial, or was it resolved, or?

PROSPECTIVE JUROR NO. 022: Resolved.
THE COURT: Okay. And do you remember if the arresting agency was Las Vegas Metro, or was Henderson, or Highway Patrol; do you remember?

PROSPECTIVE JUROR NO. 022: Las Vegas.
THE COURT: Okay. Any feelings as to how your case was handled in the system, whether by the police, the judge, your own lawyer, the prosecutors?

PROSPECTIVE JUROR NO. 022: No.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 022: I mean, everybody followed the rules I'm assuming.

THE COURT: Okay. So you feel like it was fair overall?
PROSPECTIVE JUROR NO. 022: Yeah, uh-huh.
THE COURT: All right. And I saw -- yes, sir, in chair 2.
PROSPECTIVE JUROR NO. 028: False statement.
THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 028: I was arrested of making a
false statement.
THE COURT: Okay. And how long ago did that occur?
PROSPECTIVE JUROR NO. 028: 1985.
THE COURT: And where was that?
PROSPECTIVE JUROR NO. 028: Guam.
THE COURT: In Guam?
PROSPECTIVE JUROR NO. 028: Yes, ma'am.
THE COURT: Were you stationed in Guam, or?
PROSPECTIVE JUROR NO. 028: Yes, ma'am.
THE COURT: All right. So you were in the military?
PROSPECTIVE JUROR NO. 028: Yes, ma'am.
THE COURT: And was it a military offense?
PROSPECTIVE JUROR NO. 028: Yes, ma'am.
THE COURT: Okay. What branch of the military were you in?
PROSPECTIVE JUROR NO. 028: Air Force.
THE COURT: All right. How was that matter handled? Was there, like, a court martial proceeding, or what happened?

PROSPECTIVE JUROR NO. 028: No, it was an Article 15 and 30 days in jail.

THE COURT: Okay. And what, just in a nutshell, what were the circumstances of the false statement?

PROSPECTIVE JUROR NO. 028: Just me being an idiot, basically. I was just trying to cover something up.

THE COURT: So the lie was worse than what you were covering up?

PROSPECTIVE JUROR NO. 028: No, it wasn't.
THE COURT: Well, whatever you were covering up, did that ever come to light?

PROSPECTIVE JUROR NO. 028: I just basically lied about my car being stolen.

THE COURT: Okay. So it was stolen or it wasn't stolen?
PROSPECTIVE JUROR NO. 028: It wasn't stolen.
THE COURT: All right. Was that because your car was someplace it wasn't supposed to be?

PROSPECTIVE JUROR NO. 028: Because I wrecked it.
THE COURT: Okay. Were you drinking?
PROSPECTIVE JUROR NO. 028: Yes.
THE COURT: Okay. Is that what you were covering up?
PROSPECTIVE JUROR NO. 028: I was trying to make a stolen vehicle report so I could turn it into my insurance.

THE COURT: Okay. So it was an insurance fraud?
PROSPECTIVE JUROR NO. 028: Something like that, yes.
THE COURT: All Right. And was your insurance -- l'm assuming that was just a regular private company?

PROSPECTIVE JUROR NO. 028: Right. They never -- it never went any further than the statement. I recanted and then (unintelligible).

THE COURT: Okay. So you were never prosecuted for that in any kind of civilian court?

PROSPECTIVE JUROR NO. 028: No, I just went to jail.
THE COURT: All right. And did you have a lawyer represent
you?
PROSPECTIVE JUROR NO. 028: No, it's military justice. There is no lawyers.

THE COURT: Okay. So it's not like it is on TV?
PROSPECTIVE JUROR NO. 028: No.
THE COURT: Any feelings as to how that matter -- I mean, do you feel like it was handled fairly, unfairly?

PROSPECTIVE JUROR NO. 028: Being it was military, it was handled as fair as possible.

THE COURT: Okay. So you've never, then, had any arrests or charges in civilian court?

PROSPECTIVE JUROR NO. 028: No.
THE COURT: All right. And then how long were you in the Air Force?

PROSPECTIVE JUROR NO. 028: 11 years.
THE COURT: All right. And what type of discharge did you receive?

PROSPECTIVE JUROR NO. 028: Honorable.
THE COURT: All right. And what was your rank when you discharged?

PROSPECTIVE JUROR NO. 028: I was an E-5, staff sergeant.
THE COURT: All right. And so that's the only incident where you were ever accused or charged with anything?

PROSPECTIVE JUROR NO. 028: Yes, ma'am.
THE COURT: All right. Thank you. And I think the gentleman
next to you raised his hand.
Yes, sir. Tell me about it.
PROSPECTIVE JUROR NO. 002: I got charged with holding too much marijuana in a vehicle crossing a border.

THE COURT: Crossing the border?
PROSPECTIVE JUROR NO. 002: Yeah.
THE COURT: From Mexico or from Canada?
PROSPECTIVE JUROR NO. 002: I had made a bad turn. I'm also in a band. We were on tour.

Okay. We were in Buffalo, New York. I was heading to the show and we had purchased -- I, four of my bandmates were underage at the time I purchased an ounce in Colorado, and we made our way all the way over to New York. We were going to the show. I made a bad turn so we were going towards Canada. I, of course, we're not going there, we have to go to the show. So I had turned around, and we go through US Customs, and we got searched, and l'm the one who bought it. So I had to take the fall; so I spent a night in jail.

THE COURT: And that's it?
PROSPECTIVE JUROR NO. 002: That's about it.
THE COURT: Okay. Did you ever have to appear in court or anything like that?

PROSPECTIVE JUROR NO. 002: I was a flight case so they had to keep me locked up for the night, and they resolved it with a public defender the next day.

THE COURT: Okay. So they had a public defender, and what
did you get, a misdemeanor or what?
PROSPECTIVE JUROR NO. 002: It was a misdemeanor but six months in jail, or six months not being arrested again. It's off my record.

THE COURT: Okay. So you had some jail time hanging out over your head, but you just had to stay out of trouble and then it got dismissed? Is that what happened, or?

PROSPECTIVE JUROR NO. 002: No, I just had to stay there for the night because I wasn't from New York. So.

THE COURT: Right. Now, geography isn't my strong suit, but I think you have to cross a number of states to get from Colorado to New York.

PROSPECTIVE JUROR NO. 002: Yes.
THE COURT: And, but you never got stopped at any of those states where marijuana is illegal?

PROSPECTIVE JUROR NO. 002: No.
THE COURT: Okay. Just crossing the border?
PROSPECTIVE JUROR NO. 002: Yeah.
THE COURT: Now, were you in jail in the United States? Did you get caught on the U.S. side or the Canadian side?

PROSPECTIVE JUROR NO. 002: The U.S. side.
THE COURT: Okay. So you went to jail somewhere in New York, and then it sounds like you had a court appearance in front of a judge; is that what happened?

PROSPECTIVE JUROR NO. 002: Yes, ma'am.
THE COURT: And a public defender was appointed to represent

PROSPECTIVE JUROR NO. 002: Yes.
THE COURT: And, basically, they resolved the case, and they let you go after a night?

PROSPECTIVE JUROR NO. 002: Yes.
THE COURT: Okay. Any feelings as to how you were treated in the system, whether by the public defender, the judge, the prosecutor, customs agents, I guess, would have been the ones that arrested you?

PROSPECTIVE JUROR NO. 002: The custom agents were a bit harsh, but the PD in New York was -- actually treated me very well.

THE COURT: Okay. And when you say the customs agents were harsh, what do you mean?

PROSPECTIVE JUROR NO. 002: I could -- I felt like they were treating it as if we were smuggling drugs, which we were just a bunch of young guys playing head music. Just the way that they spoke to us and the gravity of the situation was -- they were making it seem like it was much worse than it really was.

THE COURT: Okay. So you feel like they were treating you like drug -- international drug smugglers --

PROSPECTIVE JUROR NO. 002: Yeah, like --
THE COURT: -- as opposed to just kind of --
PROSPECTIVE JUROR NO. 002: Yeah, like the officer that brought me in didn't really want to arrest me but had to. That's kind of how it was.

THE COURT: Okay. How did it come about that they searched your vehicle?

PROSPECTIVE JUROR NO. 002: Well, they asked us, like, is there anything in the vehicle. I said, no. I lied, but he kept pressing me, he says, hey, l'm going to search anyways; just say it now. I'm, like, we have this much probably left over in the container and that's about it.

THE COURT: And is that the only time you've been arrested, or charged, or accused of any crimes?

PROSPECTIVE JUROR NO. 002: Yes, ma'am.
THE COURT: All right. Thank you. Anyone else? I didn't see any other hands.

I'm going to expand on that last question and ask if any of you have anyone close to you, like a member of your family, immediate family, a spouse, significant other, or very, very close friend who's been arrested, charged, or accused of a crime.

All right. We'll start with -- we have a few hands. We'll start with you, sir, because you're holding the microphone.

PROSPECTIVE JUROR NO. 002: Yes. Another tour. The bass player in my band was in the other van, and they had smoked before going into a restaurant, and officers came by and checked out the situation, and two of them, including my guy, went to jail for two nights for the possession of marijuana and mushrooms.

THE COURT: And did you go to, like, court to see what was going on with his case or anything like that?

PROSPECTIVE JUROR NO. 002: No.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 002: Yeah.

THE COURT: And he got released after a couple of days? PROSPECTIVE JUROR NO. 002: Yeah.

THE COURT: Do you know why the police targeted him?
PROSPECTIVE JUROR NO. 002: That one, not really.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 002: There were two vans in the parking lot and they picked the -- we had a nicer van than they did; they picked theirs.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 002: Yeah.
THE COURT: Any feelings as to how your friend was treated in the system in that incident?

PROSPECTIVE JUROR NO. 002: If I may say, it was in Texas. They were a bit racist in this situation, and they were very harsh.

THE COURT: Okay. The police?
PROSPECTIVE JUROR NO. 002: Yes, the officers themselves.
THE COURT: And when you say racist --
PROSPECTIVE JUROR NO. 002: There was a racist remark mentioned towards one of the guys that we had with us.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 002: And, you know, it sounded like they were just kind of picking on us at some point.

THE COURT: Okay. And what race was the person that was targeted?

PROSPECTIVE JUROR NO. 002: He was black.

THE COURT: Okay. And the police officers were white? PROSPECTIVE JUROR NO. 002: Yes.

THE COURT: And you overheard them say something, or they said something directly to?

PROSPECTIVE JUROR NO. 002: He straight up, he said, oh, off the record, and I quote, Why is the only black guy in your group recording us right now?

THE COURT: Okay. Well, did he have his phone filming or something, or?

PROSPECTIVE JUROR NO. 002: Yeah.
THE COURT: Okay. All right. And you, though, didn't go to court or watch any of the proceedings, or anything like that?

PROSPECTIVE JUROR NO. 002: No.
THE COURT: All right. Thank you. And I think the lady in chair 3 had raised her hand.

And you mentioned there was something with your sister?
PROSPECTIVE JUROR NO. 005: My sister was a banker at a Wells Fargo branch.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 005: While she was on break, there was an armed robbery, and she knew the men that were -- that perpetrated the armed robbery. Her boyfriend who took her on break and he was also a part of their team. So when they -- the FBI came in and thought that she was an accomplice to the armed robbery, and we had to get an attorney, and FBI questioned her extensively. And to prove she wasn't, we --
she had a lie detector test, and once they figured out that she, and act like it was easy, but once we got her exonerated from that, she became the chief witness against them in a grand jury and a trial that sent them all to jail.

THE COURT: Okay. So the boyfriend actually got prosecuted?
PROSPECTIVE JUROR NO. 005: Yes.
THE COURT: Now, you mentioned the FBI. Was that matter handled in federal court?

PROSPECTIVE JUROR NO. 005: That's -- I'm assuming.
Yeah, this was in early 2000, like, 2002, because I know it was an FBI person who interrogated her.

THE COURT: Okay. Did you ever go to court and watch any of the proceedings, go to court with your sister, or anything like that?

PROSPECTIVE JUROR NO. 005: I did not.
THE COURT: Okay. Was she ever formally charged, or was she just the subject of the investigation; if you know?

PROSPECTIVE JUROR NO. 005: She was just the subject of the investigation.

THE COURT: Okay. And then once she passed the lie detector test, she became a witness as opposed to a suspect?

PROSPECTIVE JUROR NO. 005: Correct. Correct.
THE COURT: And once that -- I'm assuming she was estranged from the boyfriend after that?

PROSPECTIVE JUROR NO. 005: Yes.
THE COURT: Do you know if he went to prison or anything like that?

PROSPECTIVE JUROR NO. 005: I don't know what level of confinement that he went to.

THE COURT: Okay. And do you have -- have you formed any opinions as to how your sister was treated in the justice system? It sounds like her primary contact was with her own lawyer and the FBI agents; is that your understanding?

PROSPECTIVE JUROR NO. 005: Correct. It took a lot to exonerate her, though, so that was really a tough time. And then we feared for her safety after, so we, with the prosecutor's permission, we sent her to Colorado until trial.

THE COURT: Okay. And was that you feared for her safety from the boyfriend and/or his accomplices?

PROSPECTIVE JUROR NO. 005: Correct. Correct; yeah.
THE COURT: Okay. And would the -- would that have been a lawyer in the US Attorney's Office that your family dealt with; do you know?

PROSPECTIVE JUROR NO. 005: No, we mainly dealt with the FBI agent, and then our own attorneys.

THE COURT: Okay. And once she testified, was everything, I guess, okay after that?

PROSPECTIVE JUROR NO. 005: Correct. Yeah.
THE COURT: Okay. So there weren't any, like, threats made against her or anything?

PROSPECTIVE JUROR NO. 005: Not since the trial was over; yeah.

THE COURT: Okay. Anything else in the background of
someone you're close with?
PROSPECTIVE JUROR NO. 005: No.
THE COURT: Okay. And I saw a few other hands. All right.
The lady next to you. Yes, ma'am.
PROSPECTIVE JUROR NO. 029: Twelve years ago my husband was arrested for suspected DUI. It was processed through whatever's downtown here; the jail, I guess.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 029: They did a blood test and it came back he was just barely below the legal limit. So a few weeks later we got a letter from the district attorney saying they weren't filing charges.

THE COURT: Okay. So it was, as far as you know, a misdemeanor arrest? I mean, there wasn't, like, a serious accident or anything like that?

PROSPECTIVE JUROR NO. 029: No, there was no accident at all.

THE COURT: All right. And was it Metro that arrested him? Do you know?

PROSPECTIVE JUROR NO. 029: It was in between here and Pahrump. I think that probably would have been Metro.

THE COURT: Or NHP; do you know?
PROSPECTIVE JUROR NO 029: I don't.
THE COURT: Okay. Any feelings as to how your husband was treated in the system?

PROSPECTIVE JUROR NO. 029: No. He didn't have any
issues and processed in and out. So I was just more mad at him.
THE COURT: And I saw some other hands.
All right. Turn to the lady in the front.
Yes, ma'am.
PROSPECTIVE JUROR NO. 022: Yeah, my grandson was involved in a DUI accident. He was arrested.

THE COURT: All right. And was that here in town?
PROSPECTIVE JUROR NO. 022: Yes.
THE COURT: All right. And was it a serious accident? Was anyone seriously injured or killed?

PROSPECTIVE JUROR NO. 022: One of the boys was hurt, yes.

THE COURT: Okay. Was he charged with a felony DUI because of the seriousness of the injury; do you know?

PROSPECTIVE JUROR NO. 022: I don't know that.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 022: And it's not resolved. It just happened in March.

THE COURT: Okay. All right. Do you know if the boy, the other boy, had to be hospitalized or anything like that?

PROSPECTIVE JUROR NO. 022: He was in the hospital, yes.
THE COURT: Okay. Do you know what kinds of injuries he sustained?

PROSPECTIVE JUROR NO. 022: An injury to his back.
THE COURT: Okay. And you said it just happened in March.

PROSPECTIVE JUROR NO. 022: Correct.
THE COURT: Have charges been filed against your grandson?
PROSPECTIVE JUROR NO. 022: I can't answer that question.
I don't know.
THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 022: I don't know.
THE COURT: Okay. So you don't know where in the system it is at this point?

PROSPECTIVE JUROR NO. 022: I don't.
THE COURT: Okay. And do you know if he hired a lawyer or the family hired a lawyer for him?

PROSPECTIVE JUROR NO. 022: Yes, they did.
THE COURT: Okay. Have you -- now, that matter may be prosecuted by the Clark County District Attorney's office, or if it's a misdemeanor, possibly the city. Do you know who's prosecuting it?

PROSPECTIVE JUROR NO. 022: I don't.
THE COURT: Okay. If it's being prosecuted by the Clark County District Attorney's Office, which is the same office Mr. Scow and Ms. Schifalacqua work for, should they be at all concerned that you have any bad feelings towards that office or anything like that?

PROSPECTIVE JUROR NO. 022: No.
THE COURT: Okay. And it wouldn't be these lawyers but it could be another lawyer that works in their same office.

PROSPECTIVE JUROR NO. 022: Correct.
THE COURT: And it would depend on the location as well as
what the charge is so it's possible; I just don't know from that information.
Anyone else that has someone -- yes.
PROSPECTIVE JUROR NO. 037: My husband was arrested for a DUI, but it was before we got together.

THE COURT: Okay. So did you know him at the time?
PROSPECTIVE JUROR NO. 037: I knew him, yeah, but we weren't together.

THE COURT: Okay. Do you know if it was a misdemeanor arrest?

PROSPECTIVE JUROR NO. 037: It was a misdemeanor.
THE COURT: Okay. Was that here in town?
PROSPECTIVE JUROR NO. 037: No, in Kansas.
THE COURT: Okay. Any feelings as to how he was treated in the system? And you can't answer?

PROSPECTIVE JUROR NO. 037: No.
THE COURT: Okay. Anyone else?
All right. Have any of you ever been the victim of a crime?
All right. We'll start with you since you're holding the microphone.

PROSPECTIVE JUROR NO. 037: I was at the Route 91 concert when the shooting happened.

THE COURT: Okay. And you weren't hit or injured?
PROSPECTIVE JUROR NO. 037: No, I wasn't.
THE COURT: Was anyone that you were with either shot or injured in some way?

PROSPECTIVE JUROR NO. 037: Yeah, I had a friend that was shot in the side.

THE COURT: Okay. Is -- he or she?
PROSPECTIVE JUROR NO. 037: He.
THE COURT: Is he okay now?
PROSPECTIVE JUROR NO. 037: Yes, he is.
THE COURT: Okay. But obviously he had to go to the hospital then?

PROSPECTIVE JUROR NO. 037: Yeah.
THE COURT: All right. Were you interviewed by police? Did you make a statement; anything like that?

PROSPECTIVE JUROR NO. 037: No. I didn't.
THE COURT: And you raised your hand.
PROSPECTIVE JUROR NO. 013: Yes. I was robbed at gunpoint.

THE COURT: Okay. Did that happen here in Clark County?
PROSPECTIVE JUROR NO. 013: It did. Well, North Las
Vegas.
THE COURT: North Las Vegas?
PROSPECTIVE JUROR NO. 013: Yes.
THE COURT: Okay. How long ago did that happen?
PROSPECTIVE JUROR NO. 013: I was 18.
THE COURT: Okay. And where were you at the time?
PROSPECTIVE JUROR NO. 013: I had left the grocery store and gone to my boyfriend's house, and they followed me.

THE COURT: All right. And so were you getting out of the car at your boyfriend's house, or?

PROSPECTIVE JUROR NO. 013: Yeah, I parked, and they pulled up and demanded the window to be rolled down and put a gun to my head.

THE COURT: Okay. So somebody got out of their car and approached your driver's side --

PROSPECTIVE JUROR NO. 013: Correct.
THE COURT: -- and asked you to roll down the window and displayed a firearm; is that right?

PROSPECTIVE JUROR NO. 013: Correct.
THE COURT: Okay. And you, I'm assuming you parted with, what, your purse or your?

PROSPECTIVE JUROR NO. 013: Yes.
THE COURT: Okay. Did you report that matter to the police?
PROSPECTIVE JUROR NO. 013: I did.
THE COURT: And do you know if anybody was ever apprehended in connection with that?

PROSPECTIVE JUROR NO. 013: Yeah. I had to identify them in a lineup and they got prosecuted, and I received restitution.

THE COURT: Okay. Did you have to go to court and testify?
PROSPECTIVE JUROR NO. 013: Yeah, but they pled guilty, so there -- it didn't go to trial.

THE COURT: Okay. So you never actually had to testify; is that right?

PROSPECTIVE JUROR NO. 013: No.
THE COURT: Okay. And then when you say you had a lineup, was that a physical line-up where people are standing there, or --

PROSPECTIVE JUROR NO. 013: Pictures.
THE COURT: -- was it photos, do you --
PROSPECTIVE JUROR NO. 013: Photos.
THE COURT: I'm sorry?
PROSPECTIVE JUROR NO. 013: Photos.
THE COURT: Photos? Okay. And you were able to pick somebody out of the photos?

PROSPECTIVE JUROR NO. 013: They never told me if I got it right or wrong, but l'm assuming I did.

THE COURT: They're not supposed to.
So they showed you the pictures and you picked somebody out?
PROSPECTIVE JUROR NO. 013: Correct.
THE COURT: Okay. And then you said you got paid restitution?
PROSPECTIVE JUROR NO. 013: Correct.
THE COURT: Was any of your property ever recovered?
PROSPECTIVE JUROR NO. 013: No. Well, supposedly it was but I still haven't gotten it, so.

THE COURT: You have -- okay. How --
PROSPECTIVE JUROR NO. 013: They said it was, like, I don't know, like, what's it called? It was evidence so they couldn't return it to me, but I don't know.

THE COURT: Did you ever follow up and try to get it back?

PROSPECTIVE JUROR NO. 013: No.
THE COURT: All right. And then when you reported the crime, was there any kind of, like, you know, did they dust your car for fingerprints, or take photos, or anything like that?

PROSPECTIVE JUROR NO. 013: Nope.
THE COURT: All right. Have you formed any opinions as to how that matter was handled by the police or in the justice system?

PROSPECTIVE JUROR NO. 013: No.
THE COURT: Did you follow up to find out what the resolution of the case was?

PROSPECTIVE JUROR NO. 013: No, I didn't.
THE COURT: All right.
PROSPECTIVE JUROR NO. 013: It was kind of weird. I thought it was weird that there wasn't much separation between me and the two people who robbed me when we went to court, but other than that, no.

THE COURT: Okay. So there were two people. Did they both approach the car, or?

PROSPECTIVE JUROR NO. 013: Just one.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 013: One was driving and one was -- got out of the car.

THE COURT: Okay. When you say not much separation, what do you mean?

PROSPECTIVE JUROR NO. 013: Like when we went to the court, we were just, like, standing next to each other.

THE COURT: Okay. So they weren't in custody then?
PROSPECTIVE JUROR NO. 013: No. I thought that was weird, but that's about it.

THE COURT: Okay. So was it the kind of thing where you come in the courtroom and wait around, and, what, they send you out in the hallway and you sit around, and then a prosecutor told you to go home?

PROSPECTIVE JUROR NO. 013: Correct.
THE COURT: Okay. It sounds like that matter would have been prosecuted by the Clark County District Attorney's Office but not -- you don't recognize either of these two lawyers?

PROSPECTIVE JUROR NO. 013: Oh, I don't even remember. It was, like, 15 years ago.

THE COURT: All right. Well, Ms. Schifalacqua wasn't even born yet.

Let me ask you this. Any feelings as to how the -- opinion as to how the Clark County district attorney's office handled this?

PROSPECTIVE JUROR NO. 013: No, not at all.
THE COURT: Anything else where you've been the victim of a crime?

PROSPECTIVE JUROR NO. 013: No, that's it.
THE COURT: And did I see any other hands where people have been the victim of a crime?

All right. I'm going to expand that last question and ask if anyone has someone close to them, again, like a spouse, significant other, member of your family, very close friend that's been the victim of a serious
crime?
And we already talked to Juror No. 3 about your mother.
PROSPECTIVE JUROR NO. 005: Right.
THE COURT: So, all right. We'll start with the gentleman in
Chair 1. Yes, sir.
PROSPECTIVE JUROR NO. 002: I have a good friend of mine who got shot. He was pulling up to a bank. He took his mom's truck and it's a very nice truck, so he parked. He was about to get out of his car, and then he saw some guy pointing, and he turned around and the guy was -- there was another guy already in his car at the time, told him to give up everything, thought he had more because, obviously, it's a nice truck. My friend was carrying and as he reached for it, the guy panicked and shot him, and the guy got away. My friend's okay but the police never found him.

They, you know, they took care of him, made sure he got to the hospital, asked him questions, but, you know, they never really took care of the situation.

THE COURT: Okay. And so he was pulling up to an ATM, you said?

PROSPECTIVE JUROR NO. 002: Yes, ma'am.
THE COURT: Okay. But they didn't -- whoever it was didn't steal the truck, just, what, took his wallet and?

PROSPECTIVE JUROR NO. 002: Maybe some small change here and there, but nothing -- no vast amount of money.

THE COURT: Okay. And is your friend okay now? Has he recovered from his injuries?

PROSPECTIVE JUROR NO. 002: He's still recovering.
THE COURT: Okay. And do you know what law enforcement agency it was? Was it Metro, Henderson, North Las Vegas?

PROSPECTIVE JUROR NO. 002: They should have been Metro judging by the area.

THE COURT: Okay. And when you say they took care of him, made sure he got to the hospital but didn't do anything else. Is that based on what your friend has told you, or why do you say that?

PROSPECTIVE JUROR NO. 002: Well, what I know is just, you know, what he's told me. But they, as he's bleeding, they were asking him questions, and he was, like, I need to get to a hospital for starters, but he, you know, he cooperated and they got him an ambulance, got him, you know, taken there, all stitched up, and I think that's about it.

THE COURT: Okay. Do you know if they ever went and interviewed him later at the hospital when he was kind of in better shape, or?

PROSPECTIVE JUROR NO. 002: No.
THE COURT: Okay. And as far as you know, no one's been apprehended in connection with that; is that --

PROSPECTIVE JUROR NO. 002: No, l've stayed in contact with him. If the guy was apprehended, I would have known.

THE COURT: Okay. Thank you. Anything else in your background or family background? No?

PROSPECTIVE JUROR NO. 002: No, ma'am.
THE COURT: And I think the gentleman in Chair 2 raised his hand.

Yes, sir.
PROSPECTIVE JUROR NO. 028: My wife was a victim of attempted murder. I don't know if you could say that her ex-boyfriend tried to kill her.

THE COURT: Okay. Were you with your, I mean, not necessarily physically, but were you were together with your wife at that time?

PROSPECTIVE JUROR NO. 028: Not physically, but we were together.

THE COURT: That's what I -- but you were dating or whatever?
PROSPECTIVE JUROR NO. 028: Right. Yeah.
THE COURT: Okay. And where did that occur?
PROSPECTIVE JUROR NO. 028: That was in Colorado.
THE COURT: And when you say you tried to kill her, was a weapon involved?

PROSPECTIVE JUROR NO. 028: He tampered with a vehicle. Well, I think there was a vehicle -- at one time there was a gun involved. There were multiple attempts. This guy was a little nuts. And it was with different women so there was, like, six women involved in the same case in Colorado to put this guy away.

THE COURT: Okay. So sounds like whenever somebody would break up with him he would terrorize that particular woman?

PROSPECTIVE JUROR NO. 028: Yeah, he'd manipulate and, yeah.

THE COURT: Okay. And then, what? He -- when you say
tampered with the brake line, my words not yours, what did he do, did he tamper with the brakes, or?

PROSPECTIVE JUROR NO. 028: He pulled the break light fuse off. I think he loosened one of the break lines of the car so it was leaking fluid, and I think she felt something funny and took it to her ex-husband, and he looked at it and found all the problems, and then she put word into the police, and they kept building a case against this guy.

But there was a couple, three times he tried to do bodily harm to her.

THE COURT: Okay. Was she ever injured?
PROSPECTIVE JUROR NO. 028: No.
THE COURT: And then it sounds like he was eventually prosecuted?

PROSPECTIVE JUROR NO. 028: He served 15 years.
THE COURT: Okay. Do you know if your wife went to court and testified, or was there a resolution?

PROSPECTIVE JUROR NO. 028: We were -- we were in trial for a week.

THE COURT: Okay. And did they put the cases with all the women together, or was it just --

PROSPECTIVE JUROR NO. 028: Yes.
THE COURT: Okay. And he was convicted and sent to prison?
PROSPECTIVE JUROR NO. 028: Right.
THE COURT: Any feelings as to how that matter was handled in the justice system?

PROSPECTIVE JUROR NO. 028: At times I felt the Mesa
County court system was really bungling a couple things because it just seemed to be -- they weren't sure if they were going to do something and then they said they would. They would go back and forth on how they were going to prosecute or not prosecute.

THE COURT: Okay. Are you talking about the district attorney's office there in Mesa?

PROSPECTIVE JUROR NO. 028: Yes. It was -- they got quite infuriated at times because they didn't seem to have a right -- a good direction on which way they wanted to go with it.

THE COURT: Okay. Ultimately, you feel like they --
PROSPECTIVE JUROR NO. 028: Yeah, ultimately, I believe justice was served, but it just, they -- it was almost like a keystone cop type of situation where they stumbled their way until what they -- the verdict they wanted, but it just seemed kind of irritating.

THE COURT: Was that the lawyers, the prosecutors, or was it the police, or?

PROSPECTIVE JUROR NO. 028: It was a combination.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 028: It just seemed one person would do something, and it would cause a domino effect, would screw up the rest of these guys' progress. They'd have to start over again.

THE COURT: Okay. Like what?
PROSPECTIVE JUROR NO. 028: I can't -- it has been so long though, I can't really bring anything up to recollection, but, yeah, it just
seemed like there -- we'd be making progress where all the people were going to get life imprisonment, and then, oh, no, we're just going to get involuntary manslaughter.

How do you come up with two different burdens here?
THE COURT: Okay. So was -- did he kill somebody?
PROSPECTIVE JUROR NO. 028: He came close, but no.
THE COURT: Oh, okay. All right. When you said involuntary manslaughter, I thought. So he tried to kill these various women in different ways, it sounds like, but fortunately was never successful?

PROSPECTIVE JUROR NO. 028: No, ma'am, not that we know of.

THE COURT: Okay. All right. Thank you. And if you could hand the microphone to the lady next to you.

And, ma'am, you mentioned your mother was the victim of three bank robberies?

PROSPECTIVE JUROR NO. 005: At least three. It was before all the bullet-proof glass they have now and everything, so it was a little easier, but, yeah.

THE COURT: Okay. Do you know if anybody was ever apprehended in connection with any of those robberies?

PROSPECTIVE JUROR NO. 005: No.
THE COURT: No, they weren't, or no, you don't know?
PROSPECTIVE JUROR NO. 005: I don't know.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 005: Yeah. She'd come home
from work and talk about them, but we didn't much follow them or anything.
THE COURT: Okay. So to your knowledge, your mother never had to go to court and testify?

PROSPECTIVE JUROR NO. 005: No. No.
THE COURT: Okay. And that's why she left banking because of
--
PROSPECTIVE JUROR NO. 005: Or went -- got out of the branches, yes.

THE COURT: Okay. Did she ever talk to you about, you know, whether she was interviewed by police or anything like that?

PROSPECTIVE JUROR NO. 005: She would mainly talk about those that were at risk. Like, I remember, my memory of it is just her coming home and saying, you know, so-and-so's pregnant and what if something had happened to her, so it was more talking about the stress of it than anything. Maybe just showing us as kids.

THE COURT: Okay. Do you know if anybody was injured in any of these bank robberies, or was it more the threat of injury?

PROSPECTIVE JUROR NO. 005: I think it was more the threat.
THE COURT: Okay. All right. Thank you.
And anyone else?
All right. I see a couple other hands.
Yes, ma'am.
PROSPECTIVE JUROR NO. 008: My daughter was a clerk at a gas station, slash, convenience store. This happened about ten years ago, and right before they were closing, a guy came in with gun and had her and
the other clerk lay down on the floor and, you know, the usual proceeding.
She was not injured; no one was injured. The man was
apprehended in the next state, but I don't believe she ever had to go to court or anything like that.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 008: But she was not injured, but it was a very scary thing for her. She had two small children at the time.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 008: And I know that affected her. She had to quit the job because she couldn't keep working there.

THE COURT: Okay. Did that incident, was it here in Clark County?

PROSPECTIVE JUROR NO. 008: No, ma'am. It was in a location close to Pittsburgh.

THE COURT: Okay. And somebody was caught but you don't know what happened, if the case resolved, or?

PROSPECTIVE JUROR NO. 008: No, I don't know. I don't know. In that topography, it's the part of West Virginia that is between Ohio and Pennsylvania, and so you can go to three states, like, within ten minutes.

So I think he was apprehended in Ohio, but I don't know what happened to him after that.

THE COURT: Okay. And she quit that job as a result of the incident. Do you know if she ever had a similar job in another convenience store?

PROSPECTIVE JUROR NO. 008: I don't believe that she did,
no.
THE COURT: Okay. All right. Thank you. Any feelings, if you have any opinions, as to how that matter was handled by law enforcement? PROSPECTIVE JUROR NO. 008: I feel the law enforcement probably handled it well. I just know the effect that it had on her personally; the experience. And as her mother and, you know, as a grandmother, the fear that comes from something like that that could have happened, the threat, as you say, of the injury or home.

THE COURT: Right. All right. Thank you. And if you'd hand the microphone to the lady behind you.

Yes, ma'am. You raised your hand.
PROSPECTIVE JUROR NO. 022: Yes. So my friend was working at the casino cage at Harrah's when a couple of men jumped the counter with guns and robbed the cage.

THE COURT: Okay. And that was -- was that the Harrah's on The Strip?

PROSPECTIVE JUROR NO. 022: Yes.
THE COURT: Okay. And nobody was hurt?
PROSPECTIVE JUROR NO. 022: Nobody was hurt.
THE COURT: Okay. And has your friend had any issues with, you know, psychological or emotional issues, as a result of that incident?

PROSPECTIVE JUROR NO. 022: Well, she quit that job because there was no protection behind the cage, and as a matter of fact, I hired her at the cage that I was running to get her out of there.

THE COURT: Okay.

PROSPECTIVE JUROR NO. 022: Because we had bars.
THE COURT: Okay. And then do you know if anybody was ever apprehended?

PROSPECTIVE JUROR NO. 022: No one was ever apprehended.

THE COURT: All right. Any feelings as to how law enforcement handled that matter? I guess it would have been Metro.

PROSPECTIVE JUROR NO. 022: I mean, I didn't deal with them, and, you know, she didn't seem to have any issues with Metro. Her issues were with the robbers.

THE COURT: All right. Thank you. And the lady next to you raised her hand.

Yes, ma'am.
PROSPECTIVE JUROR NO. 041: My sister, she was the victim of kind of a purse snatch which is a little bit more of a crime than just someone taking your bag off the ground or something.

THE COURT: Right.
PROSPECTIVE JUROR NO. 041: She was on the public transit and the guy grabbed her backpack off of her and kept walking, and she didn't report it to the police. She reported it to the security at the transit station and had to prove, basically, everything in the backpack was hers, other than her stating he just stole my bag.

THE COURT: Okay. Was that here in town, the RTC?
PROSPECTIVE JUROR NO. 041: Uh-huh.
THE COURT: Okay. Was she actually on a bus or, like, waiting
to get on the bus, or getting on the bus?
PROSPECTIVE JUROR NO. 041: I'm not sure if she was getting off or already at the transit station.

THE COURT: Okay. So she reported it to their security. And do you know if anybody was ever apprehended or anything?

PROSPECTIVE JUROR NO. 041: No. I believe they just parted ways once they verified -- after she identified multiple objects in the bag including her wallet being hers. They went through the bag and they had her verify various things.

THE COURT: Okay. So the -- did he not get away with the bag or he discarded the purse?

PROSPECTIVE JUROR NO. 041: He started walking casually off, and she was shouting and grabbing security to stop him, and then they just parted ways.

THE COURT: Okay. So they got the bag and they let the guy go, and she got her bag back because she was able to identify the property?

PROSPECTIVE JUROR NO. 041: Yes.
THE COURT: Any feelings as to how that matter was handled?
PROSPECTIVE JUROR NO. 041: I feel the security probably should have called the police in case he's doing this continuously --

THE COURT: Right.
PROSPECTIVE JUROR NO. 041: -- but I know her personally. She just wants to kind of walk away; she doesn't want to continue pursuing it through law enforcement, and she just wants to not think about it anymore.

THE COURT: Right. So she's not the kind of person that would
have said you need to call Metro or anything like that?
PROSPECTIVE JUROR NO. 041: Mm-hmm.
THE COURT: Are you more the kind of person that would have said you need to call Metro to the security people?

PROSPECTIVE JUROR NO. 041: It really depends on the situation. If I can just get myself back and go home, I wanted to go home.

THE COURT: Okay. And that's how your sister was?
PROSPECTIVE JUROR NO. 041: Mm-hmm.
THE COURT: All right. Anyone else?
And was she hurt at all? I mean, was her back injured or?
PROSPECTIVE JUROR NO. 041: No. And it wasn't aggravated or, and it was just a simple he took it off of her person and kept going.

THE COURT: Uh-huh. Anyone else?
All right. That concludes my questions. And this might be a good time to take our lunch break.

So, ladies and gentlemen, we're going to go ahead and be in recess for the lunch break until -- it's almost 1:00 o'clock; we'll give you until 2:00 o'clock.

During the lunch break, you are all reminded that you are not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch, listen to reports of or commentaries on the case, person, or subject matter relating to the case. Do not do any independent research by way of the internet or any other medium. Do not do any form of social networking on any subject matter concerning these proceedings, and please do not form or express an opinion on the trial.

Once again, please remember where you're seated as we'll ask you to return to those seats.

And, ma'am, you could just put the microphone in the chair.
So if everyone will please follow the bailiff. He will tell you where to meet after the break, and questions on where to eat or anything like that, please address the bailiff in the hallway.
[Proceedings recessed at 12:52 p.m. and resumed at 2:02 p.m.]
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State, the defendants and their counsel, the officers of the court, and the ladies and gentlemen of the prospective jury panel.

And, State, you may follow up with the panel.
MR. SCOW: Thank you, Judge. It's like I'm about to give a lecture.

I will do some follow-up, and then I have a few questions that I would like to ask the panel. So what will just happen, if anybody has something to say about a question I ask, just raise your hand, pass the microphone around. Can you hear me?

A couple follow-ups first. Do you have the mic, it's Mr. Bearden?
PROSPECTIVE JUROR NO. 002: Yes, sir.
MR. SCOW: I'll start with you.
In some of the things that you discussed in response to the Judge's questions, I just want to kind of follow up on just your feelings for the criminal justice system. Just generally, how do you feel about it?

PROSPECTIVE JUROR NO. 002: Just, you know, just in
general?
MR. SCOW: Yeah.
PROSPECTIVE JUROR NO. 002: I feel like it's pretty good; not perfect by any means. Some things are definitely more -- are pressed on harder than others that shouldn't be. But I think it's pretty fair for the most part.

MR. SCOW: Okay. But that was one of the things I kind of got a sense from what you were saying was sometimes some people can be too hard on those that either they're arresting, or prosecuting, or whatever the stage of the criminal justice system. And based on personal experiences that you had, is that kind of a fair?

PROSPECTIVE JUROR NO. 002: Yeah, it's pretty fair.
MR. SCOW: Just a summary of some of the feelings you have. And it's in part based on some of the experiences that you had from the border patrol agents saw this as something it wasn't.

PROSPECTIVE JUROR NO. 002: Yeah. Yeah, no, that's pretty accurate.

MR. SCOW: Okay. And then there was a cop that was, the way you described it, was racist in his way that he spoke to you guys and one of your friends?

PROSPECTIVE JUROR NO. 002: Um-hmm.
MR. SCOW: And that's a yes?
PROSPECTIVE JUROR NO. 002: Yeah.
MR. SCOW: Sorry. When you speak, she's just recording it, so later on when she goes to type it up, it'll say -- if I won't say anything, if you
say yes or no, it helps her out.
PROSPECTIVE JUROR NO. 002: Okay. Yes.
MR. SCOW: That's for everyone too.
The one thing that I wanted to follow up after asking about your general feelings, except for your friend who was shot, and you made the comment that -- and it sounded like he was talking about the police, they didn't take care of the situation?

PROSPECTIVE JUROR NO. 002: No. He doesn't come from a very good area, so sometimes some of that stuff kinda gets swept under the rug, from what it sounds like. I didn't grow up in his situation, but I notice that happens in a lot of people that I do know.

MR. SCOW: It's never you personally, but people that you know --

PROSPECTIVE JUROR NO. 002: Yeah, a lot of close friends. MR. SCOW: -- the police either don't take it seriously enough or don't follow through enough to figure what exactly happened?

PROSPECTIVE JUROR NO. 002: Exactly, yes.
MR. SCOW: Okay. I recognize it's never really happened to you individually, but is that something that would you come into a trial like this and have these preconceived thoughts of officers that -- interactions with your friends and hold that against any police officers in this case, or can you listen to them with an open mind?

PROSPECTIVE JUROR NO. 002: I can listen to them pretty open-minded.

MR. SCOW: And make a decision based on this, be able to hear
in the courtroom from this witness stand, or whatever other exhibits are admitted into evidence?

PROSPECTIVE JUROR NO. 002: For the most part, yeah.
MR. SCOW: Okay. So what's the other part, when you say for the most part?

PROSPECTIVE JUROR NO. 002: I mean, I've never done this before so l'm just going off of what I assume l'm going to feel doing this. It's hard to give a definite answer.

MR. SCOW: It is, but I understand what you're saying. And I think for everybody, nobody's raised their hand for prior jury service, so nobody in here's been in a situation like this before. I just wanted to try to predict how you're going to think, or react, or behave; you don't know. But for the most part --

PROSPECTIVE JUROR NO. 002: What I'm saying is, like, l'd like to think I can.

MR. SCOW: Okay. That's good. And that's all we can ask from anybody who came.

PROSPECTIVE JUROR NO. 002: Okay.
MR. SCOW: All right. Let's pass the microphone. Yeah, l'll ask you a couple questions. That was a good pass.

PROSPECTIVE JUROR NO. 028: I'll pass.
MR. SCOW: You'll pass? Just a couple questions.
PROSPECTIVE JUROR NO. 028: Sure.
MR. SCOW: When you described as far as the case where your wife was a victim and the case was prosecuted, you mentioned there were
times where you felt either almost or actually infuriated by the process. PROSPECTIVE JUROR NO. 028: Right.

MR. SCOW: Then one of the things that you focused on was it sounded like the prosecuting attorneys that either had an idea of what might happen and then kind of changed here and there, or multiple times?

PROSPECTIVE JUROR NO. 028: Yeah, it was -- at one point they would say, well, we're going to do this, and you're safe, and don't worry about it; we'll take care of everything, and then within a week it'd be, like, a totally different story. We're not sure if we're going to prosecute the guy because we don't have enough evidence, or this witness is going to back out, or it was a lot of different moving parts in the whole case.

MR. SCOW: So you learned that a criminal case is a dynamic thing, but you learned it in a very frustrating way?

PROSPECTIVE JUROR NO. 028: It was more frustrating to me because I wasn't there; I was back east. And she was involved because it also involved her infant son who was also was -- the guy's father.

MR. SCOW: Okay.
PROSPECTIVE JUROR NO. 028: Okay. I said that right. So there was that dynamic trying to keep the infant child safe from his father because he also tried to kill the child. So it was a very fluid situation.

MR. SCOW: Yeah, and if you're removed from it, you feel helpless?

PROSPECTIVE JUROR NO. 028: Yeah, helpless, basically.
MR. SCOW: You can't comfort anybody you love, like, in

PROSPECTIVE JUROR NO. 028: Right. I wasn't able to be there until the trial, and then there were things that were brought up during the trial which I was unaware of which really changed a lot.

MR. SCOW: Is there anything about that case that you would hold against myself or Barbara as the two prosecutors in this case?

PROSPECTIVE JUROR NO. 028: On that case? No.
MR. SCOW: Based on that other case.
PROSPECTIVE JUROR NO. 028: Based on the other case. I just, the only thing that needs to happen in my mind is everything needs to be set. You can't have any variation or wavering one way or another. If you're certain this is the best way to go, then that's the way you need to go and not change direction mid-course.

MR. SCOW: Okay. We understand. Like, one of the things I was going to ask the group but l'll ask it now. Based on what you're saying is a criminal case when you have a number of witnesses, anything can happen with the witnesses and their situations which can change either the order of witnesses called or whether somebody's actually called or not, I don't know if that's what happened in the case your wife was a victim, but does anybody have an issue that the witnesses that are called to the stand aren't called in exact chronological order?

Does anybody have an issue with that?
You'd all be able to follow along and would take notes and would connect things with an earlier incident or a later incident if they're called out of order? Everybody's okay with that?

So with your comment of it needs to be said, I mean, anything
can happen when you're in a trial --
PROSPECTIVE JUROR NO. 028: Right.
MR. SCOW: -- as far as with the procedure. So what is it about this case that you're saying that needs to be --

PROSPECTIVE JUROR NO. 028: Well, if you're going to be a certain penalty for the crime, you should -- it's kind of hard to explain how I feel about it because I feel that if you committed the crime, you should be punished.

MR. SCOW: Okay.
PROSPECTIVE JUROR NO. 028: Okay. Not a big fan of plea bargains or dropping down a sentence for information or something like that. If, just basically, is if you did the crime you gotta do the time.

MR. SCOW: That's a good point. Okay.
Yeah, and I think most people would feel pretty similar, and nothing wrong with that, but one thing I would point out that in a case like this, that you guys when you go back after you hear all the evidence and you'll go back and deliberate, punishment isn't something that you guys will decide on. And everybody's okay with that?

But when you go back and deliberate, you'll have to make decisions and judgments that affect the life of another person.

PROSPECTIVE JUROR NO. 028: Correct.
MR. SCOW: Do you have any issues with that, rendering a judgment as to another person's guilt or innocence?

PROSPECTIVE JUROR NO. 028: Not as long as all the facts are presented to prove guilt or innocence. If the facts are proved or facts
come out and they're proven to be innocent, then I have no problem. If the facts come out proving he's guilty, that's no problem either.

MR. SCOW: Okay. And you'll follow the laws as the Judge will give it to you regarding what the burden of proof is and what you're supposed to use in judging whether there's guilt or innocence?

PROSPECTIVE JUROR NO. 028: Right.
MR. SCOW: Anybody else? That same line of thinking, everybody else will accept the burden that's explained by the Judge as far as what the burden of proof is and how to apply it in determining whether somebody's guilty or not guilty? Is everybody okay with that?

You will follow the laws as instructed by the Judge?
Okay. Anybody, kind of a group question now that was asked by this gentleman, Mr. Stallard, anybody have a difficulty in rendering judgment upon another person or sitting as a juror in this case?

I see no hands, so l'm taking that as a no.
All right. Let's speak with Ms. Mayo right next door. Just a few questions. I know you've discussed a lot already of family members that were victims of crimes.

With that in your background and knowing that of your family members, it did seem at times when you felt a little bit emotional in speaking about it. And that can happen in criminal cases where people can be victimized and you hear about it in a trial. Is that something that would affect your ability to sit as a juror in this case?

PROSPECTIVE JUROR NO. 005: So I kind of thought you might ask that, so I was kind of thinking about a lot at break. I didn't really
count -- I blocked things and don't like to worry about it. It's just been -- I didn't realize how much the amount of time hasn't taken away my anger about how it's affected me. So, yeah, it would. Sorry, l'm a crier.

MR. SCOW: All right. Are you okay?
PROSPECTIVE JUROR NO. 005: Yeah. I'm surprised how much it still bothers me.

MR. SCOW: And I thought my questions might cause you to have some tears, and I wasn't trying to do that.

PROSPECTIVE JUROR NO. 005: Right.
MR. SCOW: I mean, is this going to be a case that you'd be able to sit as a juror, or is it something that might be too emotional for you?

PROSPECTIVE JUROR NO. 005: I just worry that even the amount of defendants and the situation might just be too similar to what I went through with my sister.

MR. SCOW: Okay. So you have concerns about yourself serving as a potential juror?

PROSPECTIVE JUROR NO. 005: Yes.
MR. SCOW: Okay. Counsel approach?
[Bench conference - not recorded]
THE COURT: All right. At this time, ma'am, we're going to go ahead and excuse you from these proceedings. There are 32 departments with all different kinds of trials, and you're probably better suited for a civil case or some other type of a case.

All right. Thank you, and the bailiff will direct you from the courtroom.

And, also, at this time, Badge No. 15, Mr. Riley, you are excused from these proceedings, and the bailiff will direct you from the courtroom.

And if the clerk would please call up the next two prospective jurors.

THE CLERK: Daniel Dodge and Thomas Massaro.
THE COURT: And, Mr. Dodge, if you'd have the chair in the front row.

Good afternoon. What do you do for a living, sir?
PROSPECTIVE JUROR NO. 043: I'm a pharmacist.
THE COURT: All right. And are you married, domestic partner, significant other?

PROSPECTIVE JUROR NO. 043: Significant other.
THE COURT: What does that person do?
PROSPECTIVE JUROR NO. 043: Industrial gas engineer.
THE COURT: Okay. What is that?
PROSPECTIVE JUROR NO. 043: She works for Southwest
Gas, designing gas.
THE COURT: Oh, okay. All right. And do you have any
children?
PROSPECTIVE JUROR NO. 043: No children.
THE COURT: Okay. Have you ever been a juror before? PROSPECTIVE JUROR NO. 043: I have not.

THE COURT: And you heard me ask the other jurors if they'd been arrested, charged, or accused of crimes, or victims of crime. Anything like that in your background or the background of someone you're close with?

PROSPECTIVE JUROR NO. 043: None of the above.
THE COURT: Nothing? All right. Thank you, sir. If you'd hand the microphone to the gentleman behind you.

And good afternoon, sir. What do you do for a living?
PROSPECTIVE JUROR NO. 045: I'm a chef.
THE COURT: All right. And do you work at, like, a hotel casino or a free-standing?

PROSPECTIVE JUROR NO. 045: I work at a casinos.
THE COURT: Okay. And are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 045: Divorced, happily.
THE COURT: All right. And do you have any children?
PROSPECTIVE JUROR NO. 045: Two daughters.
THE COURT: All right. Are they still, you know, young, living at home, or grown up?

PROSPECTIVE JUROR NO. 045: No, they're daughters.
THE COURT: All right. And have you ever been a juror before?
PROSPECTIVE JUROR NO. 045: Yes.
THE COURT: Okay. How many times?
PROSPECTIVE JUROR NO. 045: I served on two.
THE COURT: All right. And were those both here in Clark
County?
PROSPECTIVE JUROR NO. 045: No.
THE COURT: All right. How long ago was your most recent jury service?

PROSPECTIVE JUROR NO. 045: A couple years ago.
THE COURT: All right. And where was that?
PROSPECTIVE JUROR NO. 045: That one was in Utah.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 045: So it was like four to five years ago.

THE COURT: And was it a criminal case or a civil case?
PROSPECTIVE JUROR NO. 045: Criminal.
THE COURT: All right. Don't tell me what the verdict was, but did the jury reach a verdict?

PROSPECTIVE JUROR NO. 045: Yes.
THE COURT: Okay. And were you the foreperson of the jury?
PROSPECTIVE JUROR NO. 045: No.
THE COURT: And the time before that, was that also in Utah?
PROSPECTIVE JUROR NO. 045: No, that was in New Jersey.
That was federal.
THE COURT: Okay. And was that a federal criminal case?
PROSPECTIVE JUROR NO. 045: Yes.
THE COURT: And how long ago was that?
PROSPECTIVE JUROR NO. 045: I think it was around 2000.
'99 or 2000.
THE COURT: Okay. And, again, don't tell me what the verdict was, but did the jury reach a verdict?

PROSPECTIVE JUROR NO. 045: Yes.
THE COURT: And were you the foreperson of that jury?

PROSPECTIVE JUROR NO. 045: No.
THE COURT: Okay. And same question to you I asked the other jurors if they'd been arrested, charged, or accused of a crime, or a victim of a crime, or something like that had happened to someone close to them. Anything like that in your background or the background of someone you're close with?

PROSPECTIVE JUROR NO. 045: No.
THE COURT: Nothing at all? How long have you lived in Clark
County?
PROSPECTIVE JUROR NO. 045: Nine years.
THE COURT: Okay. All right. Mr. Scow, you may follow up with the panel.

MR. SCOW: All right. Who's got the microphone? Do you want to pass it forward and go to Ms. Berardi in Seat 6?

How are you today?
PROSPECTIVE JUROR NO. 008: I'm fine. How are you?
MR. SCOW: I'm good, thank you.
Let me ask you this, and everybody else think about this too.
When you got your jury summons in the mail, what did you think? What was your first thought?

PROSPECTIVE JUROR NO. 008: I was surprised. I was surprised.

MR. SCOW: Okay. Had you not received one up until that point?

PROSPECTIVE JUROR NO. 008: No, sir.

MR. SCOW: In your life?
PROSPECTIVE JUROR NO. 008: Never.
MR. SCOW: Never, oh. First time?
PROSPECTIVE JUROR NO. 008: That's a long time.
MR. SCOW: No, it doesn't seem like it. First time for everything, though, right?

PROSPECTIVE JUROR NO. 008: Yes.
MR. SCOW: Did you think, yes, finally.
PROSPECTIVE JUROR NO. 008: I can't say that those were my words, no.

MR. SCOW: Anybody else have a thought like that?
No?
PROSPECTIVE JUROR NO. 028: Mine was, again.
MR. SCOW: Oh, because you've received a jury summons before?

PROSPECTIVE JUROR NO. 028: This was my third one.
MR. SCOW: Okay. And have you sat as a juror before?
PROSPECTIVE JUROR NO. 028: No, this is the first time as a juror.

MR. SCOW: Okay. You have received summons but no jury service?

PROSPECTIVE JUROR NO. 028: Right.
MR. SCOW: But you have.
PROSPECTIVE JUROR NO. 045: Seven times.
MR. SCOW: Seven summons? So you thought again, also?

PROSPECTIVE JUROR NO. 045: Yeah. This is the third time out here since I moved out here.

MR. SCOW: Wow. How long have you been in Clark County again?

PROSPECTIVE JUROR NO. 045: Just since 2009.
MR. SCOW: Wow. They must really like you.
PROSPECTIVE JUROR NO. 045: They love me.
MR. SCOW: All right. Ms. Berardi, I just wanted to follow up similar questions that was asked of Ms. Mayo who was excused.

You talked about your daughter being robbed at gunpoint at her work.

PROSPECTIVE JUROR NO. 008: Yes.
MR. SCOW: She was -- I mean, the way you described it she was told to get on the ground, and she was shaken up by this incident, and a gun was used?

PROSPECTIVE JUROR NO. 008: Yes.
MR. SCOW: Anything with that prior experience from your daughter and that a gun was used, if there are -- if there's evidence that a gun is used in this case, is that something that you would -- can you have an open mind and be fair to all parties involved if there's allegations of a gun?

PROSPECTIVE JUROR NO. 008: You know, that's an interesting question, and like the lady that she thought about her answers over the break. I thought about it as well. And as a mother, knowing that, you know, had things gone wrong, thank God they didn't, but had things gone wrong, I could have lost my daughter, my grandsons could have lost their
mother. That's very disturbing. You know, you hear about it affecting other people, but when it's in your house, it makes it take on a whole different attitude.

So to answer your question, would I be able to keep a fair and open mind about it? I would like to think I could, but I can't tell you 100 percent, yes, I would. I would be lying if I said, oh, yeah, I could do that. Because I don't know that I could. And, again, I've never done this, so it's kind of hard to say, you know.

MR. SCOW: Yes, I was going to say the same thing. Like was asked of the first juror, we don't know. If we've never been in an experience, we don't know; we can't say for sure.

PROSPECTIVE JUROR NO. 008: Correct.
MR. SCOW: But you would -- it sounds like you would do your best at keeping an open mind and being fair about all parties.

PROSPECTIVE JUROR NO. 008: I would try. I would try. MR. SCOW: Okay. All right.

Ms. Kelley in Seat 9? Back in the back row. Similar questions. You were the victim of a robbery yourself and a gun put to your head. What are your thoughts after listening to some of these questions?

PROSPECTIVE JUROR NO. 013: I was really young so I think that it's been a long time. I mean, l'm not that old right now, but I -- it all happened so fast that I don't think about it very much. Like, it's -- I -- it's kind of weird, like, having it brought up right now because it's not something that I ever talk about, so.

MR. SCOW: So you see yourself as being fair, keeping an open
mind, and listening to the evidence and making decisions in this case?
PROSPECTIVE JUROR NO. 013: Yeah, I think so, but it, like, kind of is rebringing up old feelings at the same time; right? Because you'd -I was scared for a long time; right? Like, everyone everywhere had a gun. You know, like, it's just one of those things that affects you for a little while, but I didn't need, like, therapy or anything like that afterwards, but it definitely changes. Like she said, when it's yourself or your family, it brings on a whole new nature for sure. So.

MR. SCOW: Okay. So you may not know for sure right now, but you would see yourself as being --

PROSPECTIVE JUROR NO. 013: It's close to home for sure, but I don't, like, I'm not getting tears over it like she was. You know, like, it's similar but different. So I would definitely try to be as fair as possible.

MR. SCOW: Okay. And you wouldn't hold it against anybody the fact that you were victimized previously?

PROSPECTIVE JUROR NO. 013: No. But I think it would bring up feelings, right? Like, yeah.

MR. SCOW: And that's okay. Bringing up feelings, we all have our own past experiences in different aspects of life and if something brings up certain feelings in one person, something else could bring up feelings in another whether it's related to a gun or something else. And that's okay.

PROSPECTIVE JUROR NO. 013: Um-hmm.
MR. SCOW: We're not asked to come in here and be robots,

PROSPECTIVE JUROR NO. 013: Not have feelings.

MR. SCOW: Right. Calculate the numbers and that's the way I think I would decide. You know, we listen to it as human beings.

PROSPECTIVE JUROR NO. 013: Yeah.
MR. SCOW: And that's okay to bring in our past experiences. The reason we ask is if those past experiences could prohibit us from deciding a certain way. But then that becomes a problem whether it's for the State or for the people that are accused of crimes.

PROSPECTIVE JUROR NO. 013: Yeah, I'm sure.
MR. SCOW: Okay? So you feel like you'd be good with this?
PROSPECTIVE JUROR NO. 013: I feel okay about it.
MR. SCOW: Okay. Thank you. And the reason I kind of talk about that issue is for everybody to think about it for themselves. I'm not trying to pick on anybody, I just want to get the ideas out there for all who might have similar situations.

Can you go right next door to Ms. Duncan?
That's a yes?
PROSPECTIVE JUROR NO. 013: Yes.
PROSPECTIVE JUROR NO. 037: Yes.
MR. SCOW: Sorry. And, again, that's not picking on, it's just, she's going to type it up later.

Similar question for you. The fact that a gun or weapons are part of the allegations in this case, is that something that you'd be okay listening to that evidence and making decisions on.

PROSPECTIVE JUROR NO. 037: Yes, I'm fine with that.
MR. SCOW: Okay. All right.

Can we pass it down a couple to Ms. Johnson, in 13, Badge
No. 41.
Did you know the mic was coming your way? It seems like you had a look like --

PROSPECTIVE JUROR NO. 041: I did.
MR. SCOW: All right. The Judge had asked you about your job and if it would affect the way you listen to police officers testifiy, and you said, no, you can listen to them just like any other witness that would take the stand?

PROSPECTIVE JUROR NO. 041: Yes.
MR. SCOW: You made another comment about, and I don't know if it was about the testimony or not, but you said you were unsure how it would affect you. And I think that was in the context of you take calls from people who are calling in saying they're victimized of a crime, and then sometimes you get calls from somebody who thinks they might have done something wrong and just trying to report that?

PROSPECTIVE JUROR NO. 041: Yes.
MR. SCOW: And then you said you were unsure how your work would affect sitting on a trial like this. Do you remember saying that? Maybe I wrote --

PROSPECTIVE JUROR NO. 041: Yes.
MR. SCOW: Okay. So what is it that you're unsure about?
PROSPECTIVE JUROR NO. 041: I believe she asked if I could be objective and hear the trial out, the nature of this kind of trial, and it was -I would like to believe that I could be objective. I know a lot of the calls that
we do receive are victims or potential victims or people who are alleged victims, and sometimes it does change when you get more of the story and find out that might not have been the case.

But from our end, a lot of them are people reporting something has happened to them. I haven't spoken to many people who have been the alleged suspects in the situation, so I can't say for sure that I wouldn't have a bias, but I would like to think that I would not.

MR. SCOW: Okay. And then just given the type of work you do and taking calls of criminal activity or potential criminal activity, would you be able to listen to the evidence that was presented, witnesses that testify, and make a decision in this case as a potential juror as to the evidence and all of the evidence that comes in this courtroom?

PROSPECTIVE JUROR NO. 037: Yes.
MR. SCOW: And what do you do within your work? What I'm hearing is that doesn't sound like that would affect your ability to fairly decide the evidence on the case.

PROSPECTIVE JUROR NO. 037: I don't think that I would. A lot of the times we deal with a call isolated or we're dispatching into that call and we treat it as that. We -- our goal is to not make it leak over to the next call. We have to treat each call individually. So I would like to think what happened there stays there and this would be its own isolated situation.

MR. SCOW: Okay. All we can ask is, you know, how you feel and if you feel like you can, then you could. And then we just ask just to see if there's anybody, it's like, you know what, I don't think this type of trial's for me.

And it sounds like you can be fair and make decisions based on the evidence that comes in. Am I right?

PROSPECTIVE JUROR NO. 037: I would hope so, yes.
MR. SCOW: Okay.
If you'd pass it next door to Ms. Cooper, Badge No. 22.
I just wanted to follow up a little bit about your grandson's DUI accident case. You don't know if any charges are filed at this point, from you said before?

PROSPECTIVE JUROR NO. 022: I don't.
MR. SCOW: Okay. So if charges were to be filed, you have no idea what agency would be charging your grandson; right?

PROSPECTIVE JUROR NO. 022: I don't.
MR. SCOW: Does the fact that there could potentially be charges coming against your grandson, does that cause you to have any feelings about sitting as a juror or hearing from a prosecuting-type agency?

PROSPECTIVE JUROR NO. 022: I don't think so.
MR. SCOW: No? Nothing about your son's case?
PROSPECTIVE JUROR NO. 022: Grandson.
MR. SCOW: Grandson -- that's what I meant. I'm sorry. Okay?
PROSPECTIVE JUROR NO. 022: I mean, there's a lot of it that I don't know about. It's being kept from me; so what I do know, I just don't see that it would affect me.

MR. SCOW: Okay. Sounds good.
I'm going to ask some questions of the group now and then l'll follow up if anybody raises their hand or has something to say.

A couple of people have mentioned having interactions with attorneys. Does anybody know, or associate with, or friends with attorneys in Las Vegas?

Okay. Two hands in front of me; pass the microphone.
What's the nature of your friendship or interactions with attorneys that you have or have had?

PROSPECTIVE JUROR NO. 007: We're friends. We don't socialize a whole lot, but it would be more of a construction defect and he represents a lot of subcontractors in the community. I actually have several friends that are attorneys.

MR. SCOW: Okay. I was going to ask the type of law. That one sounds like a civil attorney. The other attorneys that you're friends with, are they -- do you know what type of law they practice?

PROSPECTIVE JUROR NO. 007: His past partner was criminal defense.

MR. SCOW: Okay. Did you have any conversations with him about --

PROSPECTIVE JUROR NO. 007: No.
MR. SCOW: Okay. Criminal law, criminal defense, anything like that?

PROSPECTIVE JUROR NO. 007: No.
MR. SCOW: Okay. All right. Let's pass the mic next door.
PROSPECTIVE JUROR NO. 029: My sister is an attorney here in Las Vegas. She worked for the district attorney's office, probably about 12 years ago is about my guess, for three years, and then she went to become a
city attorney in North Las Vegas, was a judge for a year and a half, moved to Florida, came back about three months ago, two months ago, and is currently working with a civil litigation firm. And I don't know the name of the firm. I should pay more attention but she rambles on.

THE COURT: Well, she is a lawyer.
PROSPECTIVE JUROR NO. 029: Always was.
MR. SCOW: And just so the record's clear, we're speaking with Ms. Miller, you're Badge No. 29?

PROSPECTIVE JUROR NO. 029: Yes. Yes.
MR. SCOW: Anything about her working as a district attorney in the past affect your ability to listen to evidence in this case?

PROSPECTIVE JUROR NO. 029: No. We really didn't discuss a lot of that.

MR. SCOW: Okay.
Anybody on this prospective jury panel watch crime scene television shows, CSI, Homeland? A few hands. CSI Miami, Las Vegas, Law \& Order-type shows?

Just have a general comments and questions about that. And when I ask these questions, don't take this as I think anybody's not very intelligent, or -- because I don't want anybody to think, wow, he must think I'm an idiot because I have this expectation about reality or not, but everybody can distinguish between those shows are made for entertainment purposes and don't reflect really what happens in real life in a criminal investigation? Everybody okay with that, or anybody want to raise their hand saying, no, I think what happens on TV is usually what happens in real life?

I mean, there are, don't get me wrong, there are some techniques and ways to analyze evidence that are on the TV shows that are real, like methods of investigating and learning things. But most criminal cases aren't solved in a one-hour-long episode.

This trial, like the Judge said, two weeks, maybe into a third. So what I really just want to make sure for any of those that watch crime-scenetype shows is when you hear the evidence from either crime scene analysts, an officer, or anybody else testifying, will you be able to assess the evidence as you hear it and not based on things that you've seen on TV?

I'm seeing a lot of nods yes. That's good. Thank you. Just making sure that I cover everything, so l'm sorry for the slight pause.
l'd like to ask kind of a general catch-all question. As you guys are sitting here, I don't know you so I don't know exactly what types of questions to ask, but as you listened to some of the questions the Judge has asked or the ones that l've asked, and follow-up questions, is there anything that anybody can think of, raise your hand and let us know, is there a reason that you might not be the right type of juror for a case like this?

All of you consider yourselves as open minded. You'd listen to the evidence and make decisions based on the evidence that you hear and not use outside resources? You can take your personal experience and bring it in; that's fine. But whatever, like, whatever you might learn in Matchways Academy (phonetic), or you're a citizen, things that you've learned at work, and we make decisions based on what happens in court and not what happens outside of the courtroom. And everybody's okay with that?

And everybody considers themselves a fair, impartial person, and then a prospective juror when you get the case and make decisions?

Nothing anybody would like to say before I sit down and not have any more questions for you guys?

All right. Judge, l'll pass for cause at this time.
THE COURT: All right. Thank you.
Mr. Brower.
MR. BROWER: Do I need a microphone, Judge, or am I okay
to?
THE COURT: I think you're all right. Ms. Schofield will let you know.

MR. BROWER: So I think it's Mr. Stallard, right?
PROSPECTIVE JUROR NO. 028: Yes, sir.
MR. BROWER: So you said something that kind of made me, just, perk up. And you said that you were waiting for either the State to prove guilt or for somebody to be proven innocent. And you understand the defense doesn't have to prove anything in this case; correct?

PROSPECTIVE JUROR NO. 028: Oh, yeah, yeah, I
understand. And if there's any question, you know, because this has to be beyond reasonable doubt for guilt or innocence.

MR. BROWER: Correct. But as we sit here right now, if the State was to rest and this case was over, you could only have one verdict; correct?

PROSPECTIVE JUROR NO. 028: Correct.
MR. BROWER: Because you've heard no evidence.

PROSPECTIVE JUROR NO. 028: Right. MR. BROWER: So what would your verdict have to be? PROSPECTIVE JUROR NO. 028: What my -- if I -- with no evidence?

MR. BROWER: Right now. We just, for whatever reason, we say we're done, we're waiving, we want a verdict.

PROSPECTIVE JUROR NO. 028: I couldn't give you one because I don't have the evidence.

MR. BROWER: Okay. So it'd have to be not guilty; right?
PROSPECTIVE JUROR NO. 028: But I bet it wouldn't.
MR. BROWER: Okay. And everybody understands that; right?
As we sit here right now with no evidence, these two gentlemen are absolutely innocent, you cannot find them guilty if we rested this case right now. Correct?

PROSPECTIVE JUROR NO. 028: Correct.
MR. BROWER: And if the State put on three witnesses and they didn't prove this case beyond a reasonable doubt, you would have to give the same verdict; correct?

PROSPECTIVE JUROR NO. 028: Correct.
MR. BROWER: Okay. They put on 50 witnesses and they didn't prove it to you beyond a reasonable doubt, you would only still have one choice in a verdict; correct?

PROSPECTIVE JUROR NO. 028: Correct.
MR. BROWER: Okay. Now, this gets a little more complicated. Everybody around you says, hey, I don't think they proved it to me, but to you
they didn't prove it beyond a reasonable doubt. What's your verdict?
PROSPECTIVE JUROR NO. 028: My verdict is my verdict. MR. BROWER: Okay. So it's your verdict -PROSPECTIVE JUROR NO. 028: If I have a -- if I don't agree with what the prosecution has put out, if I don't think it's enough to prove these two gentlemen guilty, then I'm not going to send them off to be incarcerated.

MR. BROWER: Okay.
PROSPECTIVE JUROR NO. 028: If there's enough evidence to prove them guilty, then they will --

MR. BROWER: And just anybody -- I'm just addressing everybody so holding, he has the microphone. Does anybody disagree with that?

So can everybody sit there and say to me, this case wasn't proven. I don't care what anybody else decided, to me this case is a not guilty and I'm sticking with it. Everybody can do that; correct?

Now, l'm going to ask you to send the microphone back to the gentleman in green.

PROSPECTIVE JUROR NO. 045: Oh boy.
MR. BROWER: And I'm sorry, I forgot your name; I didn't bring all these papers of the lists.

You're a chef?
PROSPECTIVE JUROR NO. 045: Yes.
MR. BROWER: And you got subpoenaed for jury duty a whole bunch of times?

PROSPECTIVE JUROR NO. 045: Yeah, I did.
MR. BROWER: And you said in Vegas particularly, you've been subpoenaed a lot?

PROSPECTIVE JUROR NO. 045: Three times.
MR. BROWER: But you haven't been picked yet?
PROSPECTIVE JUROR NO. 045: I have not.
MR. BROWER: Is that because of where you're a chef, or does that just -- you just didn't get called in.

PROSPECTIVE JUROR NO. 045: I just got lucky and didn't get called in.

MR. BROWER: Okay. What kind of food do you cook?
PROSPECTIVE JUROR NO. 045: Right now I work in an Irish restaurant.

MR. BROWER: Okay. So Irish food?
PROSPECTIVE JUROR NO. 045: Yeah.
MR. BROWER: Okay. That's how (unintelligible) a man assess my English, right?

PROSPECTIVE JUROR NO. 045: You're never self-serving.
MR. BROWER: Okay. So are you going to go to work when this case is over, work all night, throwing out fingers and ash and stuff, and then come in here and be tired in the morning? Or are you going to take time off and pay attention to what's going on here?

PROSPECTIVE JUROR NO. 045: I've been getting phone calls all morning and text messages cell.

MR. BROWER: But you understand, and this goes to everybody
but addressing you should have (unintelligible). If you're here, you need to be paying attention to what's going on here; correct?

PROSPECTIVE JUROR NO. 045: Correct.
MR. BROWER: Okay. Can you pass it down to --
PROSPECTIVE JUROR NO. 041: Johnson.
MR. BROWER: You just like that microphone, I know you do. PROSPECTIVE JUROR NO. 041: I don't.

MR. BROWER: So here's my question. You said earlier you were partial to victims in case there -- or potential victims; correct?

PROSPECTIVE JUROR NO. 041: We receive a lot of calls.
MR. BROWER: Okay. Now, when you are weighing calls in, if an officer gets on and tells you something that's contradictory to one of the calls you're receiving, do you tend to believe the officer or the person that's (unintelligible)?

PROSPECTIVE JUROR NO. 041: It kind of varies. It depends on what they're telling me because l'm not on sales; so my job is really to take the information, put it into the documentation, and the next call, or next officer, or next --

MR. BROWER: Okay. If you're getting contradictory information, do you process it in any order to give preference to what the officer has told you?

PROSPECTIVE JUROR NO. 041: In what way?
MR. BROWER: Well, let's say, I don't know, I'm just going to come to Mr. Stallard because I know his name. Mr. Stallard calls up and he says a guy in a red tie and a blue shirt, he just accosted me in court, and I'm
really unhappy, and at the same time the marshal calls you up and said that didn't happen. Who are you going to --

PROSPECTIVE JUROR NO. 041: I save the information. I'm putting in the event notes for the next radio traffic because I don't believe that. I have determined --

MR. BROWER: Okay. So you're not trying to put it out which one's got more priority over, say, the other? You just put it all out?

PROSPECTIVE JUROR NO. 041: The only thing I dispatch is based off the seriousness of the crime. That's the only time I prioritize. Now, I will tell the officer, okay, you have a citizen saying that this gentleman is, you know, possibly a suspect, just to have my officer's back, say like, hey, he might be dangerous, but I don't decide anything as far as, oh, well, you know, this person's guilty, or none of that.

MR. BROWER: And you said your husband used to work at High Desert?

PROSPECTIVE JUROR NO. 041: Uh-huh.
MR. BROWER: Did he tell you anything based on his work experience that causes you to be hesitant about serving on a jury?

PROSPECTIVE JUROR NO. 041: No.
MR. BROWER: Okay.
Does anybody here have any, like, I know Mr. Scow already asked you this, but do you have any reasons that you think that you could not serve on this jury? Any, just convictions that --

PROSPECTIVE JUROR NO. 041: Correct.
MR. BROWER: I'm done.

THE COURT: Pass for cause?
MR. BROWER: I do, Judge.
THE COURT: All right. Mr. Hughes, you may follow up.
MR. HUGHES: Can you keep the microphone down front and center to Mr. Dodge, please.

Mr. Dodge, you might have answered this already but maybe I didn't hear it.

PROSPECTIVE JUROR NO. 043: Sure.
MR. HUGHES: Have you been a victim of a crime?
PROSPECTIVE JUROR NO. 043: I have not.
MR. HUGHES: Anybody in your family?
PROSPECTIVE JUROR NO. 043: No.
MR. HUGHES: Okay. Thank you, I just didn't hear that. I was travelling, trying to look up your stats.

PROSPECTIVE JUROR NO. 043: No problem. I was none of the above on all the questions.

MR. HUGHES: Okay. Would you hand the microphone to Ms. Miller next to you.

Ms. Miller, are you familiar with the Aviator Suites in North Las Vegas?

PROSPECTIVE JUROR NO. 005: No.
MR. HUGHES: Do you have any pets?
PROSPECTIVE JUROR NO. 005: No.
MR. HUGHES: I just wanted to verify something; there was some confusion.

PROSPECTIVE JUROR NO. 005: Okay.
MR. HUGHES: That's all I have. Thank you.
PROSPECTIVE JUROR NO. 005: Sure.
MR. HUGHES: I pass for cause, Your Honor.
THE COURT: All right. Counsel approach.
[Bench conference - not recorded]
THE COURT: All right. At this time, Badge No. 2, Mr. Bearden, you are excused from these proceedings. Thank you, and the bailiff will direct you from the courtroom.

And if the court clerk could please call the next prospective juror.
THE CLERK: John Brown.
THE COURT: And, Mr. Brown, if you'd have that empty chair there in the bottom corner, please.

Good afternoon. What do you do for a living, sir?
PROSPECTIVE JUROR NO. 046: I am a retired professional truck driver.

THE COURT: All right. Long haul, or short haul, or --
PROSPECTIVE JUROR NO. 046: Short haul, but there's times I never got home 'til very late.

THE COURT: Okay. And are you married, domestic partner -
PROSPECTIVE JUROR NO. 046: I'm married.
THE COURT: What does your wife do?
PROSPECTIVE JUROR NO. 046: She's a professional registered nurse, open heart surgery and general surgery.

THE COURT: Okay. Does she work at one of the hospitals?

PROSPECTIVE JUROR NO. 046: Mountain View.
THE COURT: Okay. And then do you have any children?
PROSPECTIVE JUROR NO. 046: Three.
THE COURT: All grown?
PROSPECTIVE JUROR NO. 046: Yeah, they're gettin' old.
THE COURT: Okay. And have you ever been a juror before?
PROSPECTIVE JUROR NO. 046: In Ohio, l've been
summonsed four times, and three times here in Nevada.
THE COURT: Okay. Have you ever been picked?
PROSPECTIVE JUROR NO. 046: No, ma'am.
THE COURT: Okay. Maybe you'll be lucky this time.
And let me ask you this. You've heard me ask the other jurors if they'd been arrested, charged, or accused of crime, or victims of crime, or that had happened to someone close to them. Is there anything like that in your background or the background of someone you're close with?

PROSPECTIVE JUROR NO. 046: No.
THE COURT: Nothing at all?
PROSPECTIVE JUROR NO. 046: No, ma’am.
THE COURT: All right. State, you may follow up with this prospective juror.

MR. SCOW: You've listened to all the questions that have been asked. Is there anything that you think that either side should know about yourself going into this trial?

PROSPECTIVE JUROR NO. 046: Well, being that this is my first time in the chair, I feel like l'm under a heck of a lot of pressure here
because there's people that l'm, you know, sitting in this chair for that are in this trial, and I really don't know how to present myself to actually be here.

MR. SCOW: Okay. I understand the concerns you have as far as this is an unknown situation for you. You've never --

PROSPECTIVE JUROR NO. 046: Yeah, l've never -- it's very unknown. I've never, you know, l've never done any of this.

MR. SCOW: Based on what you've heard so far, do you see yourself as a type of person that could listen to the evidence and render a judgment as to whether another person's guilty or not?

PROSPECTIVE JUROR NO. 046: I couldn't do it.
MR. SCOW: You don't think you could?
PROSPECTIVE JUROR NO. 046: No, sir.
MR. SCOW: Okay.
PROSPECTIVE JUROR NO. 046: I'm being truthful.
MR. SCOW: No, I get it.
PROSPECTIVE JUROR NO. 046: I can't.
MR. SCOW: That's all we ask of everybody, just something you

PROSPECTIVE JUROR NO. 046: Yeah. I can't do it.
MR. SCOW: Okay. Thank you for that.
PROSPECTIVE JUROR NO. 046: You're welcome, sir.
MR. SCOW: Submitted.
THE COURT: Submitted?
MR. SCOW: Yeah.
THE COURT: Why can't you do it? What are -- I mean, is it
religious, or you just feel like it's too awesome a responsibility, or --
PROSPECTIVE JUROR NO. 046: Part of it's religion.
THE COURT: I'm sorry, it's religious?
PROSPECTIVE JUROR NO. 046: Religious.
THE COURT: Okay. All right. Sir, we're going to go ahead and excuse you from these proceedings and the bailiff will direct you from the courtroom. And if you'd just hand the microphone to the gentleman next to you.

PROSPECTIVE JUROR NO. 046: All right. Thank you, ma'am.
THE COURT: And if the clerk would call the next prospective juror.

THE CLERK: Judy Villagrana.
THE COURT: Good afternoon. What do you do for a living?
PROSPECTIVE JUROR NO. 048: I work at a buying Home Care Services; its for seniors.

THE COURT: Okay. Are you a caregiver?
PROSPECTIVE JUROR NO. 048: No, I work in the office.
THE COURT: Oh, okay. And are you married, domestic partner, significant other?

PROSPECTIVE JUROR NO. 048: Married.
THE COURT: What does your husband do?
PROSPECTIVE JUROR NO. 048: He works at Timet, a steel worker.

THE COURT: Okay. And do you have any children?
PROSPECTIVE JUROR NO. 048: Yes, three.

THE COURT: And are they -- any still living at home? PROSPECTIVE JUROR NO. 048: Yes. Yes, they are. THE COURT: Okay. And have you ever been a juror before? PROSPECTIVE JUROR NO. 048: No, but as the gentleman talked just a few minutes ago, I'm not comfortable as well, because of my religion.

THE COURT: Okay. And I already. PROSPECTIVE JUROR NO. 048: With judgment. THE COURT: Which is? PROSPECTIVE JUROR NO. 048: With judgment on somebody else.

THE COURT: Right. I'm sorry, what is -- okay. So it's against your religious views?

PROSPECTIVE JUROR NO. 048: Yes. And out of all respect, I don't mean disrespect, but I don't want to waste somebody's time either.

THE COURT: Okay. Counsel approach.
[Bench conference - not recorded]
THE COURT: All right. Ma'am, as you heard me tell another juror, there are 32 departments in this building. Half of us are in criminal trials, the other half are in civil trials. I'm going to send you downstairs for reassignment for a civil case which is possibly a lawsuit --

PROSPECTIVE JUROR NO. 048: Okay.
THE COURT: -- between individuals or between, you know, corporations, or something like that, and that might be something that wouldn't offend your religious views with that type of a case.

So go ahead and hand the microphone to the gentleman next to you.

PROSPECTIVE JUROR NO. 048: I appreciate that.
THE COURT: The bailiff will direct you from the courtroom, and you're eligible for reassignment to a civil department.

PROSPECTIVE JUROR NO. 048: Thank you.
THE COURT: All right. Next up?
THE CLERK: Raymond Sargan.
THE COURT: Good afternoon.
PROSPECTIVE JUROR NO. 049: Good afternoon.
THE COURT: What do you do for a living?
PROSPECTIVE JUROR NO. 049: I'm a sales engineer.
THE COURT: A sales engineer.
PROSPECTIVE JUROR NO. 049: Yeah, that was -- weird title.
THE COURT: What is that?
PROSPECTIVE JUROR NO. 049: Basically, the IT consultant with the sales guy. So I work in --

THE COURT: Oh, okay. So you do IT.
PROSPECTIVE JUROR NO. 049: That's a very broad description, but, yeah, I -- basically, we do -- we sell banking and credit union software.

THE COURT: Okay. So l'm guessing, then, are your customers individuals or do you sell to banks?

PROSPECTIVE JUROR NO. 049: We sell directly to banks and credit unions.

THE COURT: So do you have much interaction with bank employees as part of your job?

PROSPECTIVE JUROR NO. 049: When we're on site, yeah, I travel about 30 weeks out of the year. So when I'm on site, I have a customer that wants to -

THE COURT: Okay. So you actually go to bank branches and help them with their software? Is that, like, if they have a software problem, or do you do the setup, or do you do both?

PROSPECTIVE JUROR NO. 049: No. So it's basically the, I guess, the automation. So it's more selling them the software and helping them make the most of it, I guess.

THE COURT: Okay. And have you ever been, I guess as either a customer or as part of your job, at a bank location where there's been like a crime, or a robbery, or anything like that?

PROSPECTIVE JUROR NO. 049: I have not.
THE COURT: Okay. And are you married, domestic partner, significant other?

PROSPECTIVE JUROR NO. 049: Recently separated.
THE COURT: All right. And what type of work?
PROSPECTIVE JUROR NO. 049: She is in retail, cosmetics.
THE COURT: Okay. And then do you have any children?
PROSPECTIVE JUROR NO. 049: No.
THE COURT: Have you ever been a juror before?
PROSPECTIVE JUROR NO. 049: No.
THE COURT: You heard me ask the other jurors if they've been
arrested, charged or accused of a crime or victims of crime. Has anything like that happened to you?

PROSPECTIVE JUROR NO. 049: No.
THE COURT: Anything like that happen to someone you're close with?

PROSPECTIVE JUROR NO. 049: No.
THE COURT: Did you hear me or the lawyers ask any of the other prospective jurors a question that as you sat in the audience you thought, oh, yeah, l'd have to answer that question yes, or that question pertains to me ?

PROSPECTIVE JUROR NO. 049: No.
THE COURT: All right. Thank you.
State, any follow up?
MR. SCOW: Just one thing. In doing the banking software that's just like the platforms that they use for banking, do you get involved with surveillance video or anything like that in your --

PROSPECTIVE JUROR NO. 049: Not so much surveillance videos right now.

MR. SCOW: Just like what they use to crunch the numbers and --

PROSPECTIVE JUROR NO. 049: Correct.
MR. SCOW: -- keep track of.
PROSPECTIVE JUROR NO. 049: Imaging, cost documentation.
MR. SCOW: Okay. That was it; nothing else.
THE COURT: Pass for cause?

MR. SCOW: Pass for cause, Your Honor.
THE COURT: I'm sorry. Mr. Brower?
MR. BROWER: Judge, I'll pass for cause.
MR. HUGHES: Pass for cause.
THE COURT: All right. Counsel approach.
[Bench conference - not recorded]
THE COURT: At this time, Badge No. 8, Ms. Berardi, you are excused from these proceedings. Thank you for being here and your willingness to serve as a juror. The bailiff will direct you from the courtroom.

And if the court clerk would please call up the next prospective juror.

THE CLERK: Kevin Destro.
THE COURT: Good afternoon.
PROSPECTIVE JUROR NO. 051: Hi, how are you?
THE COURT: What do you do for a living?
PROSPECTIVE JUROR NO. 051: I'm a director of sales and national accounts for a medical device company.

THE COURT: For what company?
PROSPECTIVE JUROR NO. 051: A medical device company.
THE COURT: Oh, a medical device company. Okay.
And are you married, domestic partner, significant other?
PROSPECTIVE JUROR NO. 051: Happily married.
THE COURT: And what does your wife do?
PROSPECTIVE JUROR NO. 051: She's a nurse.
THE COURT: All right. And does she work in one of the

PROSPECTIVE JUROR NO. 051: She does. Mountain View.
THE COURT: All right. What type of nursing does she do?
PROSPECTIVE JUROR NO. 051: Post-partum.
THE COURT: Okay. And do you have any children?
PROSPECTIVE JUROR NO. 051: Yes, one daughter.
THE COURT: All right. Have you ever been a juror before? PROSPECTIVE JUROR NO. 051: No.

THE COURT: You or anyone close to you ever been arrested, charged or accused of a crime or the victim of a crime?

PROSPECTIVE JUROR NO. 051: No.
THE COURT: Nothing at all?
Did you hear as you sat in the audience, did you hear me or the lawyers ask any of the other jurors a question that you would have had to raise your hand and answer in the affirmative?

PROSPECTIVE JUROR NO. 051: No.
THE COURT: Nothing at all?
PROSPECTIVE JUROR NO. 051: Nothing.
THE COURT: All right. State, you may follow up.
MR. SCOW: Pass for cause, Judge.
THE COURT: Defense?
MR. BROWER: We'll pass for cause.
MR. HUGHES: Pass for cause.
THE COURT: All right. Counsel approach.
[Bench conference - not recorded]

THE COURT: All right. At this time, Badge No. 22, Ms. Cooper, you are excused. And thank you very much for being here and your willingness to serve as a juror. Thank you. The bailiff will direct you from the courtroom.

And if the court clerk will please call up the next prospective juror.

THE CLERK: Matthew Raymond.
THE COURT: Good afternoon.
PROSPECTIVE JUROR NO. 056: Good afternoon.
THE COURT: What do you do for a living, sir?
PROSPECTIVE JUROR NO. 056: Network engineer for Endeavor, the parent company of WEIG, OC, PBR, Miss Universe; a bunch of different companies.

THE COURT: Okay. I understood a little bit of that. And then are you married, domestic partner, or significant other?

PROSPECTIVE JUROR NO. 056: Married.
THE COURT: And what does your spouse do?
PROSPECTIVE JUROR NO. 056: She drives for Uber and Lyft, and is working on getting her real estate license.

THE COURT: Her what kind of license?
PROSPECTIVE JUROR NO. 056: Real estate license.
THE COURT: Okay. So is she doing the classes now?
PROSPECTIVE JUROR NO. 056: She actually already finished the classes; just studying up a little bit before she takes the test.

THE COURT: For the test? Okay. And do you have any

PROSPECTIVE JUROR NO. 056: Yes, five and four.
THE COURT: And have you ever been a juror before?
PROSPECTIVE JUROR NO. 056: Nope.
THE COURT: Has anyone close to you ever been arrested, charged, or accused of a crime, or the victim of a crime?

PROSPECTIVE JUROR NO. 056: Me, personally, no. My wife has a disorderly conduct before we were ever actually together. And then my older brother has a few felonies.

THE COURT: Your older brother has a few felonies?
PROSPECTIVE JUROR NO. 056: Yeah.
THE COURT: Here in -- are they out of Clark County.
PROSPECTIVE JUROR NO. 056: Yeah, Clark County, and a couple others from Utah as well.

THE COURT: Okay. And let's talk about the ones in Clark County. What has he been convicted of?

PROSPECTIVE JUROR NO. 056: Possession and theft, a few various ones. He's actually in this building today, I think.

THE COURT: Can you hold the microphone, please.
PROSPECTIVE JUROR NO. 056: Oh, yeah, sorry.
THE COURT: Now, do you know if in connection with any of your brother's cases, did he ever go to trial, like, in front of a jury, or were they resolved, or do you know?

PROSPECTIVE JUROR NO. 056: I'm not sure. I think this last one, most recent one, he is going to trial. The rest I never really kept track.

THE COURT: Are you close with this brother?
PROSPECTIVE JUROR NO. 056: Not really, no.
THE COURT: Okay. And you said there's one right now. Is that -- is there currently a pending case?

PROSPECTIVE JUROR NO. 056: Yes.
THE COURT: Okay. And what are those charges if you know?
PROSPECTIVE JUROR NO. 056: Theft, possession, and then theft from the elderly or over 60.

THE COURT: Okay. So do you know if he's being prosecuted by the Clark County District Attorney's Office?

PROSPECTIVE JUROR NO. 056: I believe so, yes.
THE COURT: Okay. And do you know if your brother hired a lawyer or had a lawyer appointed for him?

PROSPECTIVE JUROR NO. 056: Just a public defender.
THE COURT: He has a public defender? Okay.
And have you talked to your brother about his case at all, or followed it in the system at all, gone to proceedings, anything like that?

PROSPECTIVE JUROR NO. 056: No, no. The only time I really talk to him, he just calls asking for money, so.

THE COURT: Okay. In connection with his other cases, do you know if he ever went to prison, or did he get probation, or?

PROSPECTIVE JUROR NO. 056: Yeah, he went to prison.
THE COURT: Oh, he did? Here in Nevada or in Utah?
PROSPECTIVE JUROR NO. 056: Yeah, in Nevada and Utah.
THE COURT: Was he, like, in High Desert?

PROSPECTIVE JUROR NO. 056: Yeah, High Desert.
THE COURT: High Desert? Okay.
And the fact that your brother likely is being prosecuted now by the Clark County District Attorney's Office and sounds like was in the past, is there anything about that that you might hold against Ms. Schifalacqua and Mr. Scow who work for the same office?

PROSPECTIVE JUROR NO. 056: No, not at all.
THE COURT: Okay. So can they be comfortable with having somebody like you on the jury?

PROSPECTIVE JUROR NO. 056: Yeah, it's --
THE COURT: Okay. Is there anything else we ought to know about you in making a determination as to whether or not you would be a good juror on this type of case?

PROSPECTIVE JUROR NO. 056: No, I don't believe so.
THE COURT: You can be fair and impartial to both sides?
PROSPECTIVE JUROR NO. 056: Yes.
All right. State, follow up?
MR. SCOW: Pass for cause.
THE COURT: Defense, any follow up?
MR. HUGHES: Pass for cause.
MR. BROWER: We'll pass, Judge.
THE COURT: All right. Counsel approach.
[Bench conference - not recorded]
THE COURT: All right. At this time, Badge No. 41, Ms.
Johnson, you are excused from these proceedings. Thank you very much for
being here and your willingness to serve as a juror. And the bailiff will direct you from the courtroom.

And if the court clerk will please call up the next prospective juror.

THE CLERK: Joseph Tutokey.
THE COURT: This actually might be a -- stay right there. I think we're going to take a break. So, ladies and gentlemen, just a quick break, just about 15, a little over 10 minutes; put us right at 3:20.

And so during the brief recess, you are all reminded that you are not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch, or listen to reports of or commentaries on the case, person, or subject matter relating to the case. Do not do any independent research by way of the internet or any other medium. Please don't form or express an opinion on the case.

Mr. Tutokey, go ahead and wait in the courtroom, and the rest of you please follow the bailiff through the double doors.
[Outside the presence of the prospective jury panel, with Juror No. 63]
THE COURT: And, Mr. Tutokey, am I saying that correctly?
PROSPECTIVE JUROR NO. 063: Not at all. Tutokey. Thank
you.
THE COURT: Have a seat in the jury box.
PROSPECTIVE JUROR NO. 063: Sure.
THE COURT: I think you would be, what, in chair 13 ?
THE MARSHAL: 13, Judge.
THE COURT: And, sir -- everyone can be seated. The reason I
asked you to remain here while the other jurors went out is I wanted to follow up with you out of the presence of the other jurors about something that you said earlier today. And that is you indicated you recall hearing something or seeing something about this case on Fox News; is that right?

PROSPECTIVE JUROR NO. 063: That's correct.
THE COURT: And can you tell me what you remember hearing or seeing on the news?

PROSPECTIVE JUROR NO. 063: A series of robberies, predominantly in the Henderson area, and then, finally, the apprehensions; not a lot of details. My wife and I are typically interested. She used to work for Arabo (phonetic) Bank, Midstate Bank, Union Bank in California which then turned into Union Bank and which, I think, is now called Mitsubishi Bank. So she came up through the ranks as a teller and eventually became I think it's like a assistant operations manager. So she was managing tellers as well as authorizing things that, like, an average teller could not do like a wire transfer, or a large amount of money, or something like that. So the banking industry has always been a fair bit of interest for us.

THE COURT: Okay. And you said you remember hearing that somebody had been apprehended. Do you recall if that was one person, more than one person?

PROSPECTIVE JUROR NO. 063: It was a bit ago so, no, I don't.

THE COURT: Okay. Any other information you can remember?
PROSPECTIVE JUROR NO. 063: No. I do remember some things and Henderson was the main thing, so when I stepped into the
courtroom and you were reviewing things, I was, like, oh, wow.
Just as a side point, I almost got on the jury for Michael Jackson's case in Santa Maria, California, so I, like, almost had, like, a couple of times where l've seem things in the news and then you're, like, oh, my gosh, l'm actually present for something.

THE COURT: Do you live in Henderson?
PROSPECTIVE JUROR NO. 063: I do not. I live in Summerlin.
THE COURT: Oh, okay. Do you think it's a fair statement that the news often reports things either incorrectly or incompletely?

PROSPECTIVE JUROR NO. 063: I don't think that local news misreports as much as the national news.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 063: I think the national news is more off based on political stance; whereas, the local news is typically, like, this is what's going on in the local sandbox, and there's not a lot of politics attached to it, typically.

THE COURT: Okay. Let me ask you this. If you're selected to serve as a juror, can you set aside anything you recall hearing or seeing in the media and base your verdict just upon what's presented during the trial which would be the evidence coming from the witness stand from the witnesses under oath and whatever the exhibits are that are admitted into evidence.

PROSPECTIVE JUROR NO. 063: I think I could. I didn't hear enough on the television to warrant any kind of decision-making capability.

THE COURT: Okay. And was your wife ever the victim of
anything?
PROSPECTIVE JUROR NO. 063: No, thank God.
THE COURT: State, do you have any follow-up on this topic?
MR. SCOW: No follow-up, Judge.
THE COURT: Defense, any follow-up on this topic?
MR. BROWER: Judge, does the topic have to go through with his wife or do you want me to address that later?

THE COURT: We can address the --
MR. BROWER: So you said your wife worked as a teller -- you said we address it now; correct?

THE COURT: Well, I said later. Actually, I didn't say. I said we can and then you started asking the questions.

MR. BROWER: So I can wait, Judge, and then do it in a minute or I can just --

THE COURT: That's fine. Did you and your wife discuss the news reports or was it just more you watched it all and then this is --

PROSPECTIVE JUROR NO. 063: Well, there's not a lot of discussion, it's more, like, this is what happened. We're both, like, wow, that's crazy.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 063: There's not a lot of discussion that we had, you know, per se.

THE COURT: Right.
PROSPECTIVE JUROR NO. 063: It's a -- we weren't personally involved. We don't know anybody who was personally involved. So it's more
like a, thank God I'm out of that industry now, and that.
THE COURT: Okay. Thank you, sir. I'm going to have you go back out and sit, and you can take your break too.

Please don't discuss what we've just discussed with the other prospective jurors, and if they ask you, you know, what did they want to know, or what were you doing in there, you're directed not to discuss it with them.

PROSPECTIVE JUROR NO. 063: Okay.
THE COURT: Okay. Thank you, sir. And just follow the bailiff through the double doors. And, Kenny, we'll see Badge 64, Mr. Walker.
(Prospective Juror No. 64 enters courtroom]
THE COURT: Sir, go ahead and have a seat anywhere in the jury box.

All right. Sir, the reason I asked you to come in by yourself is I wanted to follow up out of the presence of the other jurors regarding something you said earlier that you had heard about this case.

PROSPECTIVE JUROR NO. 064: Yes.
THE COURT: And can you refresh my memory? Where did you hear or see something about the case?

PROSPECTIVE JUROR NO. 064: So the first time I really heard about it was when it had actually first happened.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 064: As I said, I used to work for Wells Fargo, and due to some stuff that happened while I was working for Wells Fargo, I took an interest in following stuff like that. So when it was --
when they were first happening before, like, really anybody knew they were all linked, I was getting up-to-date information on when they would happen; usually the day after.

THE COURT: Let me follow up --
PROSPECTIVE JUROR NO. 064: And also the news, obviously.

THE COURT: Okay. What happened at Wells Fargo that, I guess, caused you to be interested in this case?

PROSPECTIVE JUROR NO. 064: So the branch that I am working at was actually held up at gunpoint. I wasn't a teller at the time, but I was on the floor, and I was the one who pressed the silent alarm.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 064: The person had come in and said, basically, if you don't do what I want l'll start shooting people in the lobby which is where I was standing, so that was pretty cool. And so that happened. There was a whole big fuss about it. As far as I know, the guy never got caught, so ever since then I just kind of -- that moment was kind of a pivoting point for my life, and it's one of the reasons why I decided to change careers.

So I just keep up to date on that stuff because now I'm moving more towards security and law enforcement because of that event.

THE COURT: Okay. And the incident that you were involved with, l'm assuming you had to fill out a witness statement and all of that?

PROSPECTIVE JUROR NO. 064: Yeah.
THE COURT: Okay. And you pushed the silent alarm but it was
a different employee that actually -- I mean, did an employee put money in the bag, or what happened?

PROSPECTIVE JUROR NO. 064: Yeah. There was another employee, one of the tellers; I think he was. He had only been there about two months by that point, had passed the money. I don't really know if I can go into -- I don't think, I think it's not a big deal, but the specifics are is when you press the silent alarm in the bank, at least for Wells Fargo, if one employee was to press the silent alarm, then it would send an alarm out and then the security company and the police would call the branch. But if multiple people were pressing the silent alarm, then there was no call. It was instant, like, than people came out.

THE COURT: Okay.
PROSPECTIVE JUROR NO. 064: So the teller that was behind the glass was the one having the thing happen to him; I was one of the people who pressed the silent alarm, and then as well as the other bankers that were by their desks when they were informed.

THE COURT: Okay. So you saw something on the news and then you got information. Was that from former coworkers at Wells Fargo, or how did you also get information about these incidents?

PROSPECTIVE JUROR NO. 064: Yeah. It was just people that I had worked with, because Wells Fargo and all of the other banks, whenever a bank robbery happens, l'm sure you know, they all share information.

So when you worked at Wells Fargo you'd get an e-mail any time something happened that had security footage, the details and everything. I, after I left Wells Fargo, I didn't get, like, security footage or
anything, but I have people that have worked at Wells Fargo that were my former colleagues, and they just, they update me with that things because I ask them about it, like, hey, has anything happened lately?

So and this specific one I was kind of following because it, after, like, the third or fourth one, I think I remember somewhere that people were suspecting it was a string, like the same people doing it. so I kind of took interest; so --

THE COURT: And was it the kind of thing where your former coworkers would forward the e-mail to you, or was it more they would then send you an e-mail, hey, there was a robbery at this location?

PROSPECTIVE JUROR NO. 064: No. Yeah, they didn't
forward any e-mails. That breaks company policy. You can't 'cause that's need-to-know stuff in terms of the system that the call goes through. It was just, like, a, hey, has anything -- I would text a few of my people, like, that used to work there, be like, hey, has any big robberies happened, because I do also security so I like to know when stuff like that is happening around my area.

## THE COURT: Okay.

PROSPECTIVE JUROR NO. 064: But it was just me asking, they'd be, like, yeah, there was one at I think this location and this location. It was really informal. It was just a personal interest.

THE COURT: Okay. Any -- do you recall any specific information you received whether that was from bank employees, or the news, or any other source?

PROSPECTIVE JUROR NO. 064: The only really big specifics
was after the, I think it was sometime in August, where I think Fox and maybe Channel 13 had reported that they caught people that were responsible for big robbery, a big string of robberies, and, in fact, when I saw the names out on the docket, I instantly recognized it from that.

THE COURT: Okay, so you remembered the names?
PROSPECTIVE JUROR NO. 064: Yeah.
THE COURT: Do you remember anything else about the individuals that were apprehended?

PROSPECTIVE JUROR NO. 064: They had mug shots on there as well, but it was -- they had said they were responsible for multiple bank robberies. They didn't really name every single one of the banks, but they said a U.S. Bank and then, like, some of the other ones, but other than that there weren't really other specifics other than these people had been caught, and if I recall, there was, like, there were three different people that were caught for that one.

THE COURT: Okay. So you remember three individuals?
PROSPECTIVE JUROR NO. 064: There was three individuals; two males and one female.

THE COURT: Okay. Do you think it's fair that sometimes the media either doesn't report things completely, or sometimes reports things even maybe a little inaccurately?

PROSPECTIVE JUROR NO. 064: Are you asking me about fake news?

THE COURT: Well, no, I mean, sometimes they might not give the whole story, or they might just quote somebody. They might not have all
the information at the time of a broadcast.
PROSPECTIVE JUROR NO. 064: It's not just that I don't like when the media does it, I just think anybody -- anybody who purposely hides information that's dishonest, the people deserve to know all of the information, but I also understand that sometimes the media doesn't have all of the information, because there are certain times where the police won't give out specifics, or something like that, so it's really a case-by-case basis. And until a trial happens and all of the facts come out, then I can't really give an opinion.

THE COURT: Okay. So let me ask you this. If you're selected as a juror, can you set aside anything you previously heard either from the media, or former coworkers, or whatever, and base your verdict solely upon the evidence in this case which is the testimony under oath from the witness stand and whatever the exhibits are? Meaning, will you base your verdict just on the evidence, what you hear here?

PROSPECTIVE JUROR NO. 064: In terms of the media, yes, I can put the media aside. In terms of personal experience, that's a little bit harder to say 'cause I -- on one side there was what happened personally to me, what I experienced, and then there's also another side of political kind of thing where I have a really big problem with firearms being used in crimes. I'm a very big proponent of the Second Amendment, so when people use firearms in crimes, its -- it gets me, because it's not just they're affecting the people they're robbing or the people they're committing a crime against, that's the kind of stuff that makes ridiculous laws come up and affect the rights of everybody, so that's kind of my own personal sticking point. So it's a
dual-sided.
THE COURT: Okay. All right. Well, let me ask you this. I mean, the issue here is -- well, there's two: whether or not the crimes were committed; and whether or not these are the individuals who committed the crimes. And the State has to prove those things beyond a reasonable doubt. And they have to prove beyond a reasonable doubt that a firearm was used, if that was the allegation. And l'm not going to, you know, there's various law on that which if you're selected, you'll hear at the end of the trial.

Can you, if you're selected, hold the State to the burden of proving beyond a reasonable doubt that (a) the crime was committed, and (b) a firearm was used in the commission of the crime?

PROSPECTIVE JUROR NO. 064: That's a really tough question because I do believe in law and order, and I believe that everybody's innocent until proven guilty.

THE COURT: Right.
PROSPECTIVE JUROR NO. 064: But when you're getting into the facts of the case and people psychologically start seeing similarities, the things that have happened to them, like, the other woman that was here, it can -- they can twist what your opinion should be in a logical setting. So it's -- l've gone through a lot of stuff. I've had -- l've gone through this stuff with the bank. I've had guns pulled on me. I've had to draw a weapon on people, and it's -- I want to say I don't have a bias, but I don't know. You know what I mean?

THE COURT: Okay. So you feel a -- sounds like you're concerned that your past experience might somehow color your judgment in -

- if you're selected in this case?

PROSPECTIVE JUROR NO. 064: Yeah. I wish I didn't have to say that just because, like I said, I do believe in innocent until proven guilty, but just the kind of stuff that had happened to me and, like I said, that actually'd be the bank robbery that I was a part of was a pivotal moment for me. It's just kind of like a -- it's that little tick in my timeline that's just always going to be there, and I wouldn't feel right being able to say I can be unbiased if it meant people being punished.

THE COURT: All right. Counsel approach.
[Bench conference - not recorded]
THE COURT: Sir, you might be better suited for a different type of a case that doesn't involve the allegation of bank robberies. Many other types of criminal cases as well as our civil cases that are just lawsuits between, you know, people, or companies, or what have you, so l'm going to go ahead and excuse you from this case.

PROSPECTIVE JUROR NO. 064: Okay. Thank you so much.
THE COURT: And, sir, one more thing. As you're leaving, you are not discuss with the other prospective jurors what we have discussed in here just now. Do you understand, if they ask you, just tell them you're not allowed to tell them.

PROSPECTIVE JUROR NO. 064: Yeah. Absolutely.
THE COURT: All right. Thank you, sir. And just hand the microphone to the bailiff.

And for the record, that individual was challenged for cause by the defense. The State submitted, so he was excused based on his personal
experience having been a bank robbery victim.
MR. BROWER: All correct, Judge.
MS. SCHIFALACQUA: That's correct, Your Honor.
THE COURT: All right. So --
MR. BROWER: Judge, I've asked my client, and I actually
asked co-defendant's client as well if they needed to use the facilities. They said they did not, so --

THE COURT: All right. Is every -- do any of you need to use the facilities?

MS. SCHIFALACQUA: We're all camels.
MR. SCOW: We're good.
MS. SCHIFALACQUA: We're good.
MR. BROWER: I just.
THE COURT: Are we good? All right. Bring them in.
[Prospective jury panel enters at 3:26 p.m.]
THE COURT: All right. Court is now back in session. And is it
Tutokey?
PROSPECTIVE JUROR NO. 063: It is.
THE COURT: What do you do for a living?
PROSPECTIVE JUROR NO. 063: I'm sorry?
THE COURT: What do you do for a living?
PROSPECTIVE JUROR NO. 063: I'm an information security officer.

THE COURT: All right. And what kind of a company do you work for?

PROSPECTIVE JUROR NO. 063: I work for Ebates, Incorporated. We're an on-line shopping corporation.

THE COURT: Okay. And what do you -- do you look for fraud, or what do you look for in on-line security?

PROSPECTIVE JUROR NO. 063: I look for fraud. I do forensics, design security network and infrastructure. You name it.

THE COURT: Okay. And did you ever work in law enforcement prior to doing this?

PROSPECTIVE JUROR NO. 063: No, not directly. I've worked with the FBI on occasion for some fraud situations at work, but not

THE COURT: Okay. And are you married, domestic partner, significant other?

PROSPECTIVE JUROR NO. 063: A wife.
THE COURT: Okay. And what does she do? What does this so-called wife do?

PROSPECTIVE JUROR NO. 063: At the moment she's a housewife.

THE COURT: Okay. And do you have any children?
PROSPECTIVE JUROR NO. 063: Yes.
THE COURT: How many and age?
PROSPECTIVE JUROR NO. 063: One; 7.
THE COURT: Okay. And have you ever been a juror before? PROSPECTIVE JUROR NO. 063: No.

THE COURT: Okay. Have you or anyone close to you ever been arrested, charged or accused of a crime or the victim of a crime?

PROSPECTIVE JUROR NO. 063: My brother got a DUI at one point probably 20 years ago.

THE COURT: Okay. Was that a misdemeanor DUI?
PROSPECTIVE JUROR NO. 063: I was so young then, I didn't care.

THE COURT: Okay. But to your -- I mean, there wasn't, like, a serious accident where somebody was killed or anything like that?

PROSPECTIVE JUROR NO. 063: No. No.
THE COURT: Okay. Anything else in your background that we should know about based on our questions and discussions with the other prospective jurors?

PROSPECTIVE JUROR NO. 063: I don't think so.
THE COURT: All right. State, follow-up?
MR. SCOW: Pass for cause, Judge.
THE COURT: Defense, follow-up?
MR. BROWER: Court's indulgence, Judge.
Judge, we'll pass for cause.
MR. HUGHES: Pass for cause.
THE COURT: All right. Counsel approach.
[Bench conference - not recorded]
THE COURT: At this time, Badge No. 28, Mr. Stallard, you are excused from these proceedings. Thanks for being here and your willingness to serve as a juror. The bailiff will direct you from the courtroom.

And if the clerk would please call up the next prospective juror.
THE CLERK: Catherine Rood.

THE COURT: Good afternoon. What do you do for a living? PROSPECTIVE JUROR NO. 066: I'm a housewife.

THE COURT: And are you married, domestic partner, or
significant other?
PROSPECTIVE JUROR NO. 066: I'm married.
THE COURT: And what does your husband do?
PROSPECTIVE JUROR NO. 066: He's an inventor.
THE COURT: An inventor? And what kinds of, I mean, things does he invent?

PROSPECTIVE JUROR NO. 066: Well, the latest is a volleyball machine, and we have royalties off of an invention called lback (phonetic). Just whatever pops into his head, he'll invent it.

THE COURT: Okay. Does he, by way of education, I mean, does he have a degree in engineering, or?

PROSPECTIVE JUROR NO. 066: In engineering.
THE COURT: Okay. What type of an engineer?
PROSPECTIVE JUROR NO. 066: I'm not -- I don't know.
THE COURT: Okay. And this volleyball machine. Is that like the tennis machines where they shoot the balls at you?

PROSPECTIVE JUROR NO. 066: Very similar. Yeah, it's going into production beginning in January.

THE COURT: Okay. So it shoots, what, the volleyball and so you can practice returning it?

PROSPECTIVE JUROR NO. 066: And different trajectories.
Yeah, different levels so either you have to dig it, pass it, or spike it.

THE COURT: Okay. And how many -- I'm sorry if I already asked you but it's getting late. How many children do you have?

PROSPECTIVE JUROR NO. 066: Two, 18 and 15.
THE COURT: Okay. And have you ever been a juror before?
PROSPECTIVE JUROR NO. 066: I have.
THE COURT: How many times?
PROSPECTIVE JUROR NO. 066: One.
THE COURT: Was that here in Clark County?
PROSPECTIVE JUROR NO. 066: No.
THE COURT: Where was it?
PROSPECTIVE JUROR NO. 066: It was in Austin, Texas.
THE COURT: Okay. And how long ago was that?
PROSPECTIVE JUROR NO. 066: 1994.
THE COURT: Okay. And was it a criminal case or a civil case?
PROSPECTIVE JUROR NO. 066: It's a federal criminal.
THE COURT: Okay. Do not tell me what the verdict was, but did the jury reach a verdict?

PROSPECTIVE JUROR NO. 066: We did.
THE COURT: And were you the foreperson of the jury?
PROSPECTIVE JUROR NO. 066: No, ma’am.
THE COURT: Okay. You heard me ask the other jurors if they'd been arrested, charged, or accused of crimes, or victims of crime, or something like that had happened to someone they were close with. Anything like that in your background or the background of someone you're close with?

PROSPECTIVE JUROR NO. 066: My dad was arrested for DWI when I was 16.

THE COURT: Do you know if that was a misdemeanor arrest? PROSPECTIVE JUROR NO. 066: It was, yeah, by then away (unintelligible).

THE COURT: Okay. So there wasn't, like, a serious accident or anything like that?

PROSPECTIVE JUROR NO. 066: No. No.
THE COURT: Okay. And do you know if your dad went to trial on that or was it resolved?

PROSPECTIVE JUROR NO. 066: He did not, just probation.
THE COURT: Okay. Any feelings as to how your dad was treated in the system?

PROSPECTIVE JUROR NO. 066: Well, he did it, so.
THE COURT: Okay. Anything else we should know about you based on our questions and discussions with the other prospective jurors?

PROSPECTIVE JUROR NO. 066: No. I'm just surprised to be here.

THE COURT: Why's that?
PROSPECTIVE JUROR NO. 066: Because I'm Number 66, far back in the line.

THE COURT: Well, I could see the three of you kept looking around to the back row realizing there was, like, really nobody behind you,
so.
That's all the questions I have. State, any follow-up?

MR. SCOW: No, we'll pass for cause.
THE COURT: Defense, any follow-up?
MR. BROWER: I'm just going to ask what I asked earlier and if you don't mind if I just do it from here, it's quicker than getting --

PROSPECTIVE JUROR NO. 066: No. That's fine.
MR. BROWER: So I asked some people earlier, I asked the whole panel earlier. Do you understand as we sit here today my client and his client are innocent; correct?

PROSPECTIVE JUROR NO. 066: Right.
MR. BROWER: And if you were had to be -- if the State does not prove their case beyond a reasonable doubt, you understand that you can only have one possible verdict; correct?

PROSPECTIVE JUROR NO. 066: Absolutely.
MR. BROWER: Okay. And that was all explained to you before in federal court; correct?

PROSPECTIVE JUROR NO. 066: Yes, sir.
MR. BROWER: All right. I have no further questions, Judge. I'll pass for cause.

THE COURT: Anything?
MR. HUGHES: Pass for cause.
THE COURT: All right. Counsel approach.
[Bench conference - not recorded]
THE COURT: All right. At this time, Badge No. 13, Ms. Kelley, you are excused. And thank you very much for being here and your willingness to serve as a juror.

And if the court clerk would please call up the next prospective juror.

THE CLERK: Keith Mosley.
THE COURT: Good afternoon. What do you do for a living, sir?
PROSPECTIVE JUROR NO. 067: I'm an imaging technologist, medical imaging technologist at one of the hospitals here locally.

THE COURT: Okay. So do you work with, like, CT scan, or X-ray, or all --

PROSPECTIVE JUROR NO. 067: Yes, ma'am, and IR and MR, yeah.

THE COURT: Okay. And are you married, domestic partner --
PROSPECTIVE JUROR NO. 067: Married.
THE COURT: What does your spouse do?
PROSPECTIVE JUROR NO. 067: She is a in-home tutor.
THE COURT: Okay. For what, like, college, high school --
PROSPECTIVE JUROR NO. 067: Actually, younger kids.
Grade school kids and young children with autism.
THE COURT: Okay. And do you have any children?
PROSPECTIVE JUROR NO. 067: Three. Youngest is 28, the oldest is 34 .

THE COURT: Okay. Have you ever been a juror before?
PROSPECTIVE JUROR NO. 067: Yes, in your courtroom.
THE COURT: How long ago?
PROSPECTIVE JUROR NO. 067: 2010.
THE COURT: All right.

PROSPECTIVE JUROR NO. 067: Yes --
THE COURT: Oh, yes, I remember you.
PROSPECTIVE JUROR NO. 067: Yes, I was the foreman as
well.
THE COURT: Okay. Was that a civil case or a criminal case?
PROSPECTIVE JUROR NO. 067: Criminal.
THE COURT: All right. I can look it up but they can't. What -don't tell me what the verdict was, but did the jury reach a verdict?

PROSPECTIVE JUROR NO. 067: Yes, it was unanimous.
THE COURT: And what -- do you remember what the charges
were?
PROSPECTIVE JUROR NO. 067: Attempted murder, coercion, a few other miscellaneous things in there with that.

THE COURT: Okay. And you said you were the foreperson of the jury?

PROSPECTIVE JUROR NO. 067: I was.
THE COURT: All right. And that's your only prior jury experience?

PROSPECTIVE JUROR NO. 067: I've actually been summoned to Clark County jury duty seven times in 15 years, served once, and prior to that one time in Washington state.

THE COURT: Okay. And the time in Washington state, how long ago was that?

PROSPECTIVE JUROR NO. 067: That was back in the '90s.
THE COURT: Okay. Was that a civil case or a criminal case?

PROSPECTIVE JUROR NO. 067: Criminal case. I didn't -- but I wasn't selected.

THE COURT: Okay. So you went through --
PROSPECTIVE JUROR NO. 067: Yeah, no.
THE COURT: -- but withdrew --
PROSPECTIVE JUROR NO. 067: Right. I've been through the process but only served once.

THE COURT: Okay. And you heard me ask other jurors if they'd been arrested, charged, or accused of crimes or victims of a crime of; anything like that in your background?

PROSPECTIVE JUROR NO. 067: No. No. No. I do have a family member. My oldest son was charged on a federal indictment for trafficking in Tennessee.

THE COURT: Okay. What happened with that?
PROSPECTIVE JUROR NO. 067: They turned him state's witness so to speak and offered him a deal, but he really didn't get a good deal out of it.

THE COURT: Okay. So it sounds like you think he was treated somewhat unfair within the system?

PROSPECTIVE JUROR NO. 067: I think he wasn't from -- I think what was promised to him wasn't delivered.

THE COURT: Okay. And who do you blame for that? Do you feel like the US Attorney's Office didn't uphold their end of the deal, or do you feel like his lawyer maybe didn't --

PROSPECTIVE JUROR NO. 067: I think it was his lawyer, quite
frankly. It was a little bit of a good-old-boy network in Hamilton County, Tennessee.

THE COURT: Okay. So you feel like his lawyer maybe should have made sure the paperwork or whatever was in better order.

PROSPECTIVE JUROR NO. 067: Absolutely. Absolutely.
THE COURT: Okay.
PROSPECTIVE JUROR NO. 067: He was charged but he's doing probation.

THE COURT: Okay. Anything else we should know about you in determining whether or not you would be a good juror in this type of case?

PROSPECTIVE JUROR NO. 067: Absolutely not.
THE COURT: All right. State, any follow-up?
MR. SCOW: No follow-up; we pass for cause.
THE COURT: Defense, any follow-up?
MR. HUGHES: I pass for cause.
MR. BROWER: I'll pass, Judge.
THE COURT: Okay. Counsel approach.
[Bench conference - not recorded]
THE COURT: Ladies and gentlemen, all of the peremptory challenges have either been exercised or waived. You are the 14 members of the jury. And you're saying, how did you get so lucky to be in here twice? I don't know.

To the rest of you all, thank you all for being here today. Those of you seated in the audience are all excused. And the bailiff will direct all of you from the courtroom.

THE COURT: All right. Ladies and gentlemen, before we take our evening recess, I have a few introductory remarks which l'm going to read to you in a moment. And then following that, we'll be taking our evening recess, and then tomorrow when we reconvene, the lawyers will have the opportunity to make their opening statement.

Before I begin with my introductory remarks, I need all of you to please rise so the clerk can administer the oath to the ladies and gentlemen.

## [Jury panel sworn]

All right. Ladies and gentlemen, as I said, I'm now going to take a few minutes to talk to you about what to expect in this trial. My comments are intended to serve as an introduction to the trial.

At the conclusion of the trial, I will give you more detailed instructions in writing, and those detailed instructions will control your deliberations.

This is a criminal case brought by the State of Nevada against the defendants. The case is based on an Information. The clerk will now read the Information and state the pleas of the defense.
[Information read by clerk]
MR. BROWER: Judge, before we approach for the CAB can we approach really quick?

THE COURT: Sure.
[Bench conference - not recorded]
THE COURT: All right.
[Information read by clerk continued]

THE COURT: All right. Thank you.
Ladies and gentlemen, you should distinctly understand that the Information just read to you is simply a description of the charges made by the State against the defendant. It is not evidence of anything. It does not prove anything. Each defendant starts out with a clean slate. The defendants have pled not guilty and are presumed innocent.

This is a criminal case, and there are two basic rules you must keep in mind. First, a defendant is presumed innocent unless and until proved guilty beyond a reasonable doubt. A defendant is not required to present any evidence or prove his innocence. The law never imposes upon a defendant in a criminal case the burden of calling any witnesses or introducing any evidence.

Second, to convict, the State must prove beyond a reasonable doubt that the crime was committed, and that the defendant is the person who committed the crime.

It will be your duty to decide from the evidence to be presented whether the defendant is guilty or not guilty. You are the sole judges of the facts. You will decide what the facts are from the evidence which will be presented. The evidence will consist of testimony of witnesses and documents and other things received into evidence as exhibits.

You must apply the facts to the law which I shall give you and in that way reach your verdict. It is important you perform your duty of determining the facts diligently and conscientiously for ordinarily there is no way of correcting an erroneous determination of facts by the jury.

You should not take anything I may say or do during the trial as
indicating my opinion as to how you should decide the case or to influence you in any way in your determination of the facts.

At times I may even ask questions of witnesses. If I do so, it is for the purpose of bringing out matters which should be brought out and not in any way to indicate my opinion about the facts or to indicate the weight or value you should give to the testimony of a witness.

There are two kinds of evidence; direct and circumstantial. Direct evidence is testimony about what the witness personally saw, heard or did. Circumstantial evidence is indirect evidence. It's the proof of one or more facts from which you may find another fact. By way of example, if you wake up in the morning and see the ground, the sidewalks, and the streets are all wet and water is running down the gutters, you may find from those facts that it rained during the night. It is proof of one or more facts that it from which you can find another fact.

Conversely, if you were awake during the night and saw the rainfall, that would be direct evidence which is something you personally saw.

You may consider both direct and circumstantial evidence in deciding this case. The law permits you to give equal weight or value to both, but it is for you to decide how much consideration to give to any evidence.

Certain things are not evidence, and you must not consider them as evidence in deciding the facts of this case. They include, statements and arguments by the attorneys, questions and objections of the attorneys, testimony I instruct to disregard, and anything you may see or hear if the court is not in session even if what you see or hear is done or said by one of the parties or by one of the witnesses. Remember, evidence is sworn
testimony by a witness while court is in session and documents and other things received into evidence as exhibits.

There are rules of law which control what can be received into evidence. When a lawyer asks a question or offers an exhibit into evidence and the lawyer on the other side thinks that it is not permitted by the rules, that lawyer may object. If I overrule the objection, the question may be answered or the exhibit received. If I sustain the objection, the question cannot be answered, and the exhibit cannot be received.

Whenever I sustain an objection to a question, ignore the question and do not guess what the answer might have been. Sometimes I may order evidence stricken from the record and tell you to disregard or ignore such evidence. This means that when you are deciding the case, you must not consider the evidence which I have told you to disregard.

It is the duty of a lawyer to object to evidence which the lawyer believes may not be permitted under the rules. You should not be prejudiced in any way against the lawyer who makes objections on behalf of the party the lawyer represents.

Also, I may find it necessary to admonish a lawyer. If I do, you should not be prejudiced towards the lawyer or client because I have found it necessary to admonish him or her.

You are not to concern yourself in any way with the sentence which the defendant might receive if you should find the defendant guilty. Your function is to decide whether the defendant, or, l'm sorry, whether each defendant is guilty or not guilty of the charge. If and only if you find a defendant guilty, then it becomes the duty of the Court to pronounce
sentence.
Until this case is submitted to you, do not talk to each other about it or about anyone having anything to do with it. If someone should try to talk to you, please report it to me immediately by contacting the bailiff.

Do not read any news stories, listen to any radio broadcasts, or watch any television reports about the case or about anyone having anything to do with it.

Do not do any research or make any investigation about the case on your own. You may be tempted to visit the locations. Please do not do so. In view of the time that has elapsed since this case has come to trial, changes may have occurred at the locations in question.

Also, in making an unauthorized visit without the benefit of explanation, you may get erroneous impressions. Therefore, please avoid going near or to the locations until after this case has been completed.

At the end of the trial, you will have to make your decision based on what you recall of the evidence. You will not have a written transcript to consult, and it is difficult and time consuming for the court recorder to play back lengthy testimony. Therefore, I urge you to pay close attention to the testimony as it is given.

If you wish, you may take notes to help you remember what witnesses said. If you do take notes, please keep them to yourself until you and your fellow jurors go to the jury room to decide the case. Do not let note taking distract you so that you do not hear other answers by witnesses. You should rely upon your own memory of what was said and not be overly influenced by the notes of other jurors.

Do not make up your mind about what the verdict should be until after you have gone to the jury room to decide the case and you and your fellow jurors have discussed the evidence. It is important that you keep an open mind.

A juror may not declare to a fellow juror any fact relating to this case of which the juror has knowledge. If any juror discovers during the trial or after the jury has retired that that juror or any other juror has personal knowledge of any fact in controversy in the case, that juror shall disclose that situation to me in the absence of the other jurors. This means if you learn during the course of the trial that you have personal knowledge of any fact which was not permitted -- l'm sorry -- which is not presented by the evidence in this case, you must declare that fact to me. You communicate to the Court through our bailiff.

During the course of this trial the attorneys for both sides and all court personnel other than the bailiff are not permitted to converse with members of the jury. These individuals are not being antisocial. They are bound by ethics in the law not to talk to you; to do so might contaminate your verdict.

The trial will proceed in the following manner. The Deputy District Attorney will make an opening statement which is an outline to help you understand what the State expects to prove. Next the defendant's attorney may but does not have to make an opening statement. Opening statements serve as an introduction to the evidence which the party making the statement intends to prove.

The State will then present its evidence, and counsel for the
defendant may cross-examine the witnesses. Following the State's case, a defendant may present evidence, and the Deputy District Attorney may cross-examine those witnesses. However, as I already said, a defendant is not obligated to present any evidence or to call any witnesses. After all the evidence has been presented, I will instruct you on the law.

After the instructions on the law have been read to you, each side has the opportunity to present oral argument. What is said in closing argument is not evidence. The arguments are designed to summarize and interpret the evidence. Since the State has the burden of proving the defendant guilty beyond a reasonable doubt, the State has the right to open and close the arguments. After the arguments have been completed, you will retire to deliberate on your verdict.

Jurors are permitted to ask questions of the witnesses. If you have a question for one of the witnesses, I ask you that you write it down using a full sheet of your notebook paper and then wait until the attorneys have all had an opportunity to question the witness, because very often one of the lawyers will ask your question. If not, get my attention or the bailiff's attention and he will retrieve the question from you.

Please do not be offended if I don't ask one of your questions. It doesn't mean it's not an interesting question or something like that. But the questions from the jurors are governed by the same rules of evidence that control what the lawyers can ask. So if your question were to call for hearsay or some other type of inadmissible evidence, I won't be asking it.

That concludes my introductory remarks. We're going to go ahead and take our evening recess.

The Court has a rather lengthy calendar in the morning on various unrelated matters; so for that reason we will not be reconvening until 12:30. Because we're not starting until 12:30 tomorrow, we will not be taking a lunch break. So please eat lunch, or bring a snack, or do whatever you need to do before you come to court tomorrow because we will not be taking a lunch break.

We're going to go ahead and take our evening recess in a moment. And the bailiff will give you your badges and other things. Did you give them their badges, Kenny?

THE MARSHAL: Yes.
THE COURT: Oh, all right. Make sure you wear those blue badges when you're in and around the building today and all of the successive days. They identify you as Department XXI jurors, and it's important that people see them so somebody doesn't inadvertently talk about the case in your presence. So make sure you wear those.

All right. Before I excuse you, I am required to admonish you that you're not to discuss the case or anything related to the case with each other or anyone else. Anyone else includes members of your family or friends or employers.

You may tell them that you have been selected to serve as a juror in a criminal jury trial. But please do not discuss anything else relating to this matter.

Additionally, you are not to read, watch, listen to reports of or commentaries on the case, person, or subject matter relating to the case. Do not do any independent research by way of the internet or any other medium.

Do not visit the locations at issue, and please do not form or express an opinion on the trial.

Please place your notepads in your chairs and follow the bailiff through the double doors, and we'll see everyone back at 12:30 tomorrow.
[Outside the presence of the jury]
THE COURT: Okay. Before we take our break, just to place on the record when the clerk was reading the Information, counsel approached the bench because the clerk wasn't reading the middle name and the AKAs, and counsel stipulated to not have the clerk read the middle name and the AKA. Is that right, Mr. Brower?

MR. BROWER: That is correct, Judge. We did notice that my client's middle name, Mr. Barr's middle name, and my client's AKA, that the Travis part wasn't being read. It didn't affect the rest of what was being read. We just wanted to make sure we addressed it before hand in case we needed to have it read. Everything else seemed to be accurate. We agreed to waive the reading or changing of the reading for the rest of the information.

THE COURT: Is that right, Mr. Hughes?
MR. HUGHES: That is correct.
THE COURT: Is that right, Ms. Schifalacqua?
MS. SCHIFALACQUA: Yes, Your Honor. Thank you.
THE COURT: All right. We'll see everybody -- I think that's the only thing we had to put on the record.

MS. SCHIFALACQUA: Correct.
MR. SCOW: Yes.
THE COURT: All right.

MR. HUGHES: Your Honor, while you're here, my client, Mr.
Barr, is unhappy with his accommodations and would like you to issue an order that he be housed in the south tower as opposed to the north tower.

THE COURT: Okay. Unless there is some reason that's brought to my attention, I don't get in the way of -- I don't get involved in that. Frankly, I don't know the difference between the north tower and the south tower, but that's really up to the detention center how they house you and classify you, and without more information l'm certainly not going to get in the middle of that. So the request is denied.

MR. HUGHES: I said I would ask.
MS. SCHIFALACQUA: Thank you.
THE COURT: All right.
[Proceedings recessed at 4:24 p.m.]
ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.


CASE NO. C-18-335500-1
C-18-335500-2
DEPT. NO. XXI
vs.
DAMIEN ALEXANDER PHILLIPS
aka Travis Alexander Phillips
ANTHONY TERRELL BARR, Defendants.

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE TUESDAY, DECEMBER 4, 2018

APPEARANCES:

FOR THE STATE:

FOR DEFENDANT PHILLIPS:
FOR DEFENDANT BARR:
EDWARD B. HUGHES, ESQ.

## INDEX OF WITNESSES

STATES'S WITNESSES: Page
KIRKHAM AYERS
Direct Examination by Mr. Scow ..... 33
Cross-Examination by Mr. Hughes ..... 47
AMIE CARR
Direct Examination by Ms. Schifalacqua ..... 52
Cross-Examination by Mr. Brower ..... 70
Cross-Examination by Mr. Hughes ..... 73
Redirect Examination by Ms. Schifalacqua ..... 75
Recross Examination by Mr. Brower ..... 79
SHIRLEY SHAFFER
Direct Examination by Ms. Schifalacqua ..... 80
Cross-Examination by Mr. Brower ..... 88
Cross-Examination by Mr. Hughes ..... 89
ALEX ORELLANA
Direct Examination by Mr. Scow ..... 92
Cross-Examination by Mr. Brower ..... 112
Cross-Examination by Mr. Hughes ..... 116
Redirect Examination by Mr. Scow ..... 121
MATTHEW PEDROZA
Direct Examination by Ms. Schifalacqua ..... 130
CHELSEY GRITTON
Direct Examination by Mr. Scow ..... 139
Cross-Examination by Mr. Brower ..... 156
Cross-Examination by Mr. Hughes ..... 156
Redirect Examination by Mr. Scow ..... 158

## INDEX OF EXHIBITS

STATE'S EXHIBITS:
1, 27, 59, $154 \quad 38$
3
Map
$4,6,7 \quad$ Photos of bank 55
23
Bank document 66

2

28
Audio recording of 911 call 85

Map 93
$29,32,33$
Photos of bank 95

30
Photo of bank 147

LAS VEGAS, NEVADA, TUESDAY, DECEMBER 4, 2018, 12:47 P.M.
[Inside the presence of the jury]
THE COURT: All right. Court is now back in
session. The record should reflect the presence of the state through the deputy district attorneys, the presence of the defendants and their attorneys, the officers of the court and the ladies and gentlemen of the jury.

And is the State ready to proceed with its opening statement?

MR. SCOW: We are, Judge.
PLAINTIFF'S OPENING STATEMENT
BY MR. SCOW:
Good afternoon, ladies and gentlemen. Welcome back. As you can see and as you heard yesterday, this is the state of Nevada versus Damien Phillips and Anthony Barr, the gentlemen seated in the courtroom with their attorneys. What I'm about to say, as the judge instructed you yesterday, is not evidence. This is just an outline of what we expect to present during this trial so you can have an idea and as witnesses come up and testify you will have a general outline and you will know where it fits like I said. And if it's out of order chronologically, you know there's five separate dates, five separate banks, and that's what we're going to go through right now.

So the first one starts July 17th -- let me make sure my clicker is on -- 2018. It's a U.S. Bank at 1440 Paseo Verde Parkway and that's in Henderson. Here's an overhead map and these will come into play as the evidence comes in, witnesses testify and point to different things on these maps. It's right next to a Chevron and it's at the corner of Stephanie and Paseo Verde.

Amie Carr was working as a teller. Oh, you know what, there's the address and here's the bank right here. Amie Carr was working as a teller. She's at the third window over from the entrance of the bank. She's on the phone with a customer. There's a person waiting in the line area to be called when she's done on the phone. She calls him over and that individual immediately presents a note without saying anything. The note says words to the effect of, Give me $\$ 4,500$, I have a weapon, no alarm. In her mind what she remembers afterwards mainly are the three key words, \$4,500, weapon, alarm. That's how she reports it to the police.

There's a still image of surveillance video. You'll see there's the note being shown to Amie. She gets the money from her drawer. She doesn't ask questions, she doesn't try to test anything. She gives the money over and that money totals $\$ 3,309$. He then leaves the bank with the money and here's a still image of that individual holding a stack of cash in the one hand, and there's one as he's leaving
the bank.
At this point of the July 17th incident the police come and investigate. They have a crime scene analyst that comes to each of the banks. The suspect is unknown. They don't know who it is. They're covered up pretty well. There's no video at surrounding businesses that they can locate and see if they run to any type of vehicle that they could investigate.

And so they have this isolated one bank robbery until June 23rd, 2018. It's a U.S. Bank at 10565 Eastern Avenue, also in Henderson. Here's a close-up overhead of a map view. Here's th bank right here, also a U.S. Bank. It shows the surrounding areas. They'll come into play in a few minutes. And there's the bank. I actually did a box around this one, I didn't need to walk over. So two suspects walk into this bank. They come in together. There's a hat similar to the first incident, low on the suspect's head and the other has like a black nylon thing on his head and you can see their clothing.

They go to the waiting area by the check-writing counter and as they're waiting there one of the employees, Matthew Pedroza, comes over, shakes their hands, greets them. You'll hear from Matthew. He's a friendly guy. He sees people come in and if they're not greeted he's the one to walk over and greet them. He doesn't think anything is happening
or about to happen. They're just potential customers or -he didn't recognize them as active customers, but wanted to help provide extra business for the bank, he welcomes them.

So one was in the white jacket, one has a red longsleeved almost plaid looking checkered-type red and white shirt. The one in the white jacket approaches the teller, Allyson Santomauro. She's on the far end of this still imagine. And there's the suspect in the white jacket.

This is Chelsey Gritton. She's the bank manager of that location. You'll hear from her, also, what she does during this bank robbery. He shows her a note that says, This is a robbery, give me your money from both drawers, this is no bullshit. And then she hands over the money from her drawers; again, not wanting to test anything. He takes the money and then walks out of the bank, putting it in his pocket as he goes, wearing the hat low on his head.

The second suspect approaches teller Melanie Terrada and he presents a note in the same fashion holding it with both hands that says, Give me your money, we have a gun. And Melanie also not wanting to test to see if he's got a gun or not, follows bank protocol and immediately starts handing over money. And there's an image of the note that this individual presents in his hands, holding it with both hands. And Melanie will describe the interaction and giving the money to him. He also walks out of the bank carrying a stack of cash.

And as he gets closer -- as the police get these surveillance videos and start to compare and look for similarities, there are some things that the police will notice and one is highlighted here, the glasses that he's wearing. There's some common things that the police notice and we'll look at those as we go on.

So this is when officers check surrounding businesses, At Home and Seafood City. In that overhead map they're over on the left over here. And those arrows indicate generally what the surveillance video for Seafood City capture. And this -- they learn that as they run through the parking lot, and I'll show a little clip of video, that the car isn't close. They don't park by the bank, they run away. And this is something is highlighted in this opening because that's what the police noticed is similar in each of these as they investigate.

So on the top right of the screen you'll see those two suspects, those individuals now running across that parking lot. This is Seafood City and At Home is right next door. It captures their further path and then out of camera view running away.

So two bank robberies now. The first one, there's a lone individual that walks in with a hat low on his head. And the second one, two suspects, but as of July 23rd, the second bank robbery, they're both unknown. The police have
no idea who they are. But they know that there are notes that are used that made threats of a weapon or don't try anything, this is not a joke. And they visually identify the same suspect in this first robbery that acted alone as in the second when they look at the surveillance stills. And part of what helps them recognize these as the same individuals are these distinct glasses that are in both with almost identical glare in each of them. So this is how they start linking together all of this. He wears his hat low. These glasses are the same. These robberies are connected. This is the same guy at the first and second.

And the same modus operandi, meaning that they're doing things the same. They walk in and present a note, they don't say a whole lot. They get the money and they walk out immediately. And then as they go along they notice more similarities so they determined these robberies are connected. Detective Ozawa is the lead detective on the first two. You'll hear from him. And then as they go along, another detective, Lippisch, he also gets involved and becomes lead in the second to Henderson.

So here's the third one, July 31st, 2018. It's a Bank of the West at 701 North Valle Verde, also in Henderson. Two African-American males, one dressed as a female with a long wig, the second wearing black clothing. There's a white towel around his neck. He's also got a camouflage hat on with
a distinct logo on the front. And these things that I mention here are what the police learn. Most of what I'm saying is the police perspective and investigations that come into play in future bank robberies. So here's some still images of each of the two individuals, one dressed up as a woman with a long multi-colored wig, black on top and then white down the sides. And then the second dressed in black, white tennis shoes. And again, the similar features. These are shoes you're going to see repeatedly. The towel is a common theme and then that camouflage hat.

So the one dressed as a female in this surveillance video, you'll see him bend over, write something at that check-writing counter. He spends a few seconds there. And then they wait in line to be called by the next teller and the one in black approaches first. He approaches Nur Begum. She's working her normal day helping customers. They had to tell them to wait, the two individuals to wait for a minute while they were helping other customers. Then she calls him over, he sits down and, the same thing, you could tell at this point what's going to happen next. They present a note that makes demands for money, threatens the use of a gun or weapon. And then again, here's that hat that was in the last robbery. His note says, Give me all your money, I have a weapon. Nur, the teller, gives him the money from the drawer. They don't ask questions. She did try to get the note from him but he
wouldn't let her take it. And from Nur he gets $\$ 606$. And there's an image of the note.

And then the second, the one dressed as the female, goes to Mary Mones, Mary Grace Mones. She's also working as a teller. In this note, though, he says, Give me all your money, I have a bomb in the bag. So she's startled by this and opens the drawer and pulls out money to give to him, and she gives $\$ 1,929$.

Then they both run away together and what's interesting -- we'll get into it in the next slide as to why it's interesting, but this individual here, you'll learn that that's Anthony Barr. And when he comes walking in on this one, you'll notice there's these buttons here for the handicapped to open the doors. The doors open on their own as he comes walking in. Whereas, this other one, that you'll learn is Damien Phillips, he touches things. He opens the door. He's very careful to not touch anything. And you'll see the surveillance videos.

So this July 31st incident, at the time that it occurs the police still don't know who they are and they investigate as in the previous bank robberies. They watch surveillance video. They've seen the first two. And as they watch this one they're like, it's the same thing. They go present a note, open it up with two hands. It's the same modus operandi -- that's the legal term -- but they do the
same things. The same suspects. And the modus operandi is demanding money with use of a note that threatens a weapon or gun, this isn't a game. The same suspects in action in the surveillance videos. They grab the money and then they [inaudible] out of the bank and then run from the bank, not in a vehicle.

So this third one, the July 31st incident, the police in their investigation catch some breaks that help them open up the case to learn who these guys are. First, the surrounding businesses and then second that check-writing station.

So first let's look at the surrounding businesses. Up here above, so the one with the red pin on it, the 701 North Valle Verde, that's the bank. So directly north of that there's a road behind it that goes uphill a little bit. There's a church on the left out of the screen and then right here there's a business in there called Anthem Realty and the man who works there, R.J. Asmar, has surveillance cameras that cover a couple of parking spots at his end of the building. So as the police go around looking for potential video, they go and talk to him and he looks at his security cameras and sees things that looks like this could be related to what happened.

So he pulls that for the police and what he pulls is exactly related to what just happened. You can see the
clothing. And here's a better view of this camouflage hat. You can see the white shoes with like this black line on the back, black clothing with a towel around the neck. So that's them getting out of the car and then moments later they come running back quickly and there's the other with the wig and the dress on. They get in the car, which starts to pull away before they're fully in. They both get in on the passenger side. So that helps the police know that there's somebody else involved, they're driving the vehicle for them.

And then they catch this view of this vehicle. It's a Grand Marquis, a Mercury Grand Marquis. And there are some distinct features on this vehicle that they're like, wow, if we see this again we'll be able to recognize it. There's a trailer hitch. There's no plate. There's some scuffs of paint, white paint is scuffed here and then fading on the back trunk of the vehicle in pretty distinct patterns. So they have this information about a vehicle now, Detective Lippisch and Ozawa.

As I mentioned, Lippisch becomes lead on this third Henderson bank robbery at Bank of the West. They have this unique vehicle identifiers as $I$ put it out on the picture, the paint, the trailer hitch, the lack of a license plate, and there's a possible moving permit on that back window. So being a detective and wanting to learn more, he runs a database search for a Grand Marquis, right, Grand Marquis,
and what he learns is there's an unregistered red Grand Marquis that had been stopped by police in Metro's jurisdiction in the three months prior to the first bank robbery. He thinks, well, let me look for some police body cam video that might show an image of the car or the person driving the car and learn more about this car that's been stopped.

In each stop Anthony Barr is either the driver or the passenger. So in three he's the driver. On the other one Sabrina Henderson is -- she's driving on one of them, but on every other one she's a passenger. They're always together. And what the police learn is Sabrina is Anthony Barr's girlfriend, significant other, and so they're getting more information.

So here's some of the -- I'll just put up a little still shot of each of these traffic stops. Officer Cuevas from Metro, he's the first one, April 25th stops Barr. There's not a license plate on the front and there's -- it looks like a paper tag thing on the back at that time. But some of the images or the features that you see in this image, a trailer hitch, a white scuff, the same Mercury symbol, some paint scuffs. So as Lippisch looks at these, he's like, wow, that looks -- that's our car.

Here's the second stop, May 3rd. Officer Okinaka stops Barr. Here's the back of the car. And as Lippisch sees
these, he's like, yeah, this is definitely the vehicle. This is the June 8th stop. And then the June 12th stop, Officer Baldassarre, the same vehicle. So now the police know what they're looking for. They have a vehicle. They have images on these body cams of the driver, Anthony Barr, that see what he looks like. They're like, okay, this is the car for these robberies. And when they look at the images of Barr and compare it to the surveillance videos of the banks, they're like that looks like the same guy there, too.

So the second break comes from the check-writing counter where they'd stop before presenting the notes to the tellers. The one dressed as a woman leans over and is writing something down, so when the crime scene analyst, Meghan Bone, comes to dust for prints, look for evidence to try to figure out who these guys are, she identifies potential latent prints. That's what we leave behind when we touch surfaces. And it looks like there's some that are possibly good enough for comparison, so she puts the dust down, puts the tape down and sends those in for comparison. And Tanya Hiner, our latent print examiner who will come to testify, will testify that there's palm prints there that were left by Damien Phillips.

So as the police are investigating the vehicle and they hadn't quite gotten the identification on the latent prints yet by the time this August 6th incident occurs, that's
what's happening in the background, that's what they're learning. And while they're learning that, a week after the Bank of the West there's the U.S. Bank at South Valley Verde inside a Smith's shopping center. Sabrina Henderson, the police then knowing who she is and what she looks like, when they see video surveillance of the Smith's and the bank, they recognize that Sabrina actually goes in first on this one, and there she is. You'll see her on the surveillance video, this is just a still shot. And that's about six minutes or so before then Barr and Phillips enter the Smith's. And they head toward the U.S. Bank that's inside of Smith's, but they change direction. And you'll see the video, they come walking down here along the ends of these aisles and the bank is here where this camera angle is from. They come walking down and as this person comes in the screen, they immediately change direction and head down this aisle.

Then -- and you'll see the Smith's surveillance video that will show what they do after that. They walk around and pretend to be shoppers and look for items and they're noticed by the Smith's manager, David Kranz. And he approaches them and asks, hey, do you guys need help with anything? And Damien says he's looking for twistable crayons and he tells David they're for his kids. And so here's them in the back-to-school area. You also saw the name Navaal Ali. This is her area of the store. She knows where everything is
and where everything goes. So as they're walking around, they get back towards the back up here and David approaches and says, what do you need? Damien Phillips says we're looking for twistable crayons, so David calls Navaal over and asks where those are. And those are -- way up at the top, that's Navaal. That's where they get the twistable crayons from. There's not a still image there because it's so far away. But after they get the twistable crayons and David Kranz and Navaal leave them alone, they start walking down the aisle and you'll see Damien Phillips place a twistable crayon box right there on the shelves. And there's another one in his other hand that he places in a shopping cart. And there's Navaal. She's back working where the twistable crayons were located originally.

So after that when the coast is clear, there's no customers, they then walk over to the U.S. Bank. And this is Anthony Barr, which you'll have the traffic stop videos, you'll be able to see his face in those traffic stops and then here approaching. You'll recognize the hat. That's the same from the prior bank robbery at Bank of the West, the camouflage hat. And then as he gets close, you'll really see his face and you'll also notice these glasses that were worn in the second one. He was actually wearing them on his face. This time they're hanging on his neck. You'll notice a towel that's around his neck similar to the other one. These are
just features that show the characteristics of an individual, how the police identify that these are the same suspects that are robbing these banks. So you get a good close-up view here.

And then as Damien Phillips walks to the other one, again you'll notice some features of clothing, shoes, pants. These are things that during the trial you'll want to keep in mind as -- when the officers investigate and locate items and you'll see the connections. But then Damien, as he gets close, he presents a bank note, as does Barr on the right-hand side of this screen. And again, now we have Meghan Zitzmann and Shay Cortner, they're the tellers. Their notes are demanding money, threatening that they have a weapon. On this one Meghan is told that if she does anything stupid or causes a stir or sets off an alarm that he would -- she doesn't remember if it's hurt or shoot. At this point in time she doesn't remember specifically, but it was something to the effect that he would harm her. They open up their drawers and they hand over cash to the defendants as well.

So again, a police investigation. Randi Newbold is the crime scene analyst. She comes out to this scene to process the bank. She takes pictures and what she sees on the ground outside the bank -- this check-writing movable item was out further and afterwards Shay pushes it back against the bank. But as the crime scene analyst is taking pictures, she
notices something on the ground and she takes a close-up picture of it and realizes this is the bank demand note. And it's written, Oscar de la Hoya, give me the loot, and account number 1234567890, and the amount of $\$ 10,000$. So she impounds that. There's another Metro employee that develops it. The crime scene analyst doesn't do any developing to see if there's prints on it, somebody else at the lab, a technician does that.

But back at the bank in the Smith's store, Randi Newbold is then directed to a different location in Smith's because as the Smith's employees hear that the bank was robbed, in their minds they're thinking those descriptions match the people that we just talked to. So they say, hey, we helped them with twistable crayons. And Navaal being the diligent employee that she is, after she goes back on the top of the screen, she comes over and notices that the twistable crayons are on the shelf and her thought was they didn't even buy the crayons and we helped them look for them. She goes and puts them back on the shelf.

So she points that out to the crime scene analyst, who collects that, and there's another one in a shopping cart. She does her processing here with the powder that she can put on these to see if there are prints that they can identify. And when those are sent for examination later, indeed this is Damien Phillips. As you can see from the video, but now
the prints on there are identified to Damien. Tanya also identifies prints from David and Navaal, the Smith's employees that also handled them and helped Damien and Anthony with the twistable crayons.

So here now is the processing of the bank note.
They turn it over and take pictures and images to send to the analyst. And on the back of this bank note they also identify prints to Damien Phillips.

So now Detective Lippisch knows the vehicle and the identity of the suspects. Prints from one. The other one is careful not to touch anything, but he has images of Anthony Barr in these traffic stops and the vehicle. So now he puts it together, learns where they live at the Aviator Suites. So they want more information. Detective Ebert goes to the Aviator Suites and he sees the car pull into the parking lot and he sees Anthony Barr, Damien Philips, Sabrina Henderson and Melissa Summlears getting into and out of that vehicle in the Aviator Suites parking lot.

So with the information, Detective Lippisch applies for a warrant to place a tracking device on the Grand Marquis so they can follow its location. Detective Ebert follows the Grand Marquis to Circus Circus. Damien and Anthony had a room rented there at the Circus Circus. The detectives -- other detectives, a Gutierrez, you'll hear from him, they arrive with the tracker warrant and the tracking device while Ebert
is at a different location seeing where the suspects had gone and to see the room they went to. And then the tracking device is placed on the Grand Marquis. And that's the one from the Anthem Realty surveillance video. The police placed the tracker on there so they can track its locations.

The next day, August 9th, they get notified that there's movement on the vehicle. It appeared to have been driven by a Bank of the West, so Lippisch calls the detectives that are out in the field, and those are Detective Worley and Detective Ebert, and says, hey, there's movement. It's heading towards this location, the corner of Sahara and Maryland Parkway. There's a Smith's there, but inside the Smith's there's a U.S. Bank and also in the parking lot there's a Chase bank.

And then as Lippisch recognizes one of the prior robberies was in a Smith's with the U.S. Bank branch inside, so he thinks maybe something could happen here. So Ebert and Worley, the Henderson detectives -- this is now in the Las Vegas Metropolitan's jurisdiction, so as they're following the vehicle they start calling up Las Vegas Metropolitan Police Detective Hubbard to help out with this as well. Hubbard doesn't arrive at this scene, but Worley and Ebert are outside the front in this area in front of the Smith's entrance. Detective Worley pulls out his cell phone video. He sees Barr and Phillips walk in the bank but he didn't have his phone
out. And he records them walking out of the bank and you can see the clothing that they're wearing on this particular day. He sees them leave the Smith's. They were only in there for a few minutes. The bank is not robbed. But they walk up the parking lot and then over to the Chase bank. They don't spend much time there and then walk back past the north side of the building where Worley loses sight of them. But Ebert goes to a location that the tracker had shown and he sees the vehicle and he sees that the car starts moving. They get in the vehicle. It's occupied by two females that he identifies as Sabrina and Melissa. Sabrina is driving the vehicle.

So Lippisch is following the tracker on his computer back in his office. Ebert is now -- Detective Ebert is following the vehicle and they obtain a visual of the vehicle as it goes to the U.S. Bank at 801 E. Charleston. And here's the bank right in the middle of the screen. Detective Ebert posts up over here and the vehicle comes from that direction into the alley behind the bank where Ebert can't see it at that point. But he stays there and after a couple minutes he sees Melissa Summlears come from that alley and walks to the bank. He doesn't see her go in. From his point of view he can't see her go into the bank, but the bank employees see this female, who is identified as Melissa Summlears.

She goes in, asks how to open an account, asks if
a passport can be used. They tell her yes, but she leaves. And the tellers are like, that's kind of odd. Usually they'll just sit and wait to open an account if they've made the trouble to come all the way to the bank location. But they think nothing of it, they're just working their normal day. She leaves the bank, goes back up beyond the location and then Ebert sees immediately after Damien and Anthony come walking down the alley in front of the bank. He doesn't see them enter, but Hubbard is closer to the front of the bank. He does have a view of what's happening. And Detective Worley is passing at about the time they're entering, so he sees them walking to the front and going into the bank. And here's the video from inside the bank and you can see their clothing. And it's especially as to Damien Phillips very distinct. He's got red pajama-type pants on, it looks like a red and white checkered plaid type pants. And Barr is wearing a white shirt with long sleeves and then he's got jeans on. And they both have the black nylon material on their heads.

So they come walking in. Seated right there is Teri Williams. She's a bank customer. She was there to do some business that morning. She's 76 years old; has knee troubles. And not long after walking into the bank, Anthony Barr this time pulls out a gun. They don't walk up with a note. There's a lot of -- there's several people in this bank.

Two customers at this window here with Claudia Raucho-Benitez. And over in this corner here outside this camera view Michael Irish, the bank manager, with Kerri Pedroza, an assistant manager. She goes to different locations. And then a client there that they're with, Vince Rotolo. Barr goes over there first, pulls the gun, tells them to get on the ground. Vince dives down immediately. The manager, Michael Irish, who has a sense of responsibility for the bank, as he's getting down he's kind of looking around to see what's happening. But after telling them to get down, Barr goes over to where Teri is seated, points the gun at her and tells her to get down.

And then he's coming to the teller windows, pointing the gun, while Damien is at the two teller windows asking for them to give the money from their drawers. This is Claudia. There's Damien asking for money. And there's glass. In this image it almost looks like his arm is reaching through, but you can see where this woman is standing there's glass that separates. But he's coming over and demanding money and so Claudia opens her drawer and gives him money. Damien puts it in a yellow -- a bright yellow bag and runs out with it in that bag. And in that bag there is -- the bank, as they calculate and do an accounting for the money, there's $\$ 8,560$ that's taken from the two different tellers at this bank.

The other teller that there wasn't the camera view in these still images, Jada Copeland. So Jada and Claudia are
the two tellers at this location. So this captures Phillips running out with the bag and this one shows Barr still with the gun drawn running out right behind him.

Detective Hubbard is posted over here. Remember, Ebert was back over in this location. Hubbard is over here. He can see the front of the bank. He sees them come running out. He also has his cell phone out, hits record and catches them exiting the front of the back. And you can see the yellow bag in Damien's hand still as they come running out over here around the northwest side of the bank and then back to that back alley area. Hubbard calls for patrol vehicles, marked patrol vehicles to come and help with the vehicle stop, as well as an air unit that happens to be pretty close by.

So Ebert then goes from his spot and drives up on 9th and just outside of this map view there's Bonneville. It's a one-way street. As he's approaching Bonneville, he sees the red Grand Marquis go past. So he's like, great, now I can follow them, keep track of their location while the patrol units are coming. He didn't see the car as far as people running into it, but immediately thereafter he sees it driving away.

So there's the bank from this [inaudible] map image that's scrolled out, but just to give a location there's the 801 East Charleston bank and it comes down -- this is Maryland Parkway. Bonneville hits it up there. They come down to

St. Louis and Ebert is following the whole time. And as they go down St. Louis, patrol vehicles come in. And you'll see their body cam capturing images of the police coming, responding to the scene. This is a closer image of that St. Louis stop area and that's where the vehicle stops. Officer Damschen is one of the officers in a patrol vehicle that comes up when the Grand Marquis pulls over. Sabrina Henderson was driving, so she pulls over.

Damien and Anthony jump out of the car and run north through the homes and into the back yards, and you'll see that on Officer Damschen's surveillance video. And there they are jumping from the car. Now, Anthony, as you can tell because it's the blue jean, Anthony is carrying the yellow bag as they jump out and Damien followed close behind in his red pajama pants. And this is home surveillance next door or a couple doors down that captures them running through. Damien runs to that back wall, hops over and you can see Anthony starting to come over, still with the yellow bag.

And as they hop over, Detective Worley, who was part of the tracking surveilling the vehicle, he's on the other side of those houses behind and as Barr comes through Worley challenges him, who then -- Barr, Anthony Barr jumps back over. And when the police -- Worley goes into that back yard following but he sees on the ground all the money in this yellow bag, so he posts up there and he sees the area they
continue on, Barr's direction of travel, so he stays with this money.

So back to this vehicle stop. There's where the red Grand Marquis was stopped. Damien Phillips is arrested over here. The officer, I don't remember his name right now, but there's an officer and he's got his body cam. They run over and stop Damien Phillips and he's still wearing the red pajama pants. Down below where Anthony Barr -- he had run across the street and there's a church right across the street from the stop location. There's a church and he runs through and eventually is taken into custody in this cul de sac down here. And you'll see body cam video of his arrest as well.

And then the top one is where Detective Worley stayed with the money in the back yard until a Metro detective showed up. And then other patrol officers, you'll see their body cam video of them looking in the area for potential evidence. They find another stack of money. And when you add up the total amount of the money, it comes to $\$ 8,540$, twenty dollars short of what was just taken from the bank.

So then they go to search the Aviator Suites. They encounter Jazsman Moorehead and Vidal Holman. They learn that both of these individuals know Damien and Anthony. They've lived in the apartment below them at the Aviator Suites and also Vidal had lived with Damien before and knew him for years. So Vidal knew Damien for years, but he told the police
he didn't know anything about the robberies. Jaszman, on the other hand, said she had seen a news release with images from the bank robbery of July 23rd, 2018. She doesn't know the date of the bank, but based on the images that she's sees and remembers seeing on the news, those were images from the July 23rd, 2018 bank robbery. She sees those images, she recognizes them both. She confronts Damien. She also learned that Damien had gone to one of these banks dressed as a woman and asked him about that. When she confronts Damien he told her he didn't care about the cops, he'd keep robbing banks until he was caught. She also confronted him about the robbery where he was dressed as a woman. His response was just lie low, stay low, it will be okay.

Jaszman also describes how prior to the last time she sees them, the day before the August bank robbery when they were arrested, she saw Damien, Anthony, Sabrina and Melissa leave together in the Grand Marquis. She'll identify the clothing that they were wearing when they were arrested. She also, because she knows them and was with them a lot, recognizes clothing from the other bank robbery surveillance videos and will identify them in those as well.

She also will describe how Damien grabbed his money before they left. They asked her to go with them but she said no, I'm not going. Anthony threatened, Your life will be over if you say anything. And that's the last she sees of them
because after this August 9th incident when the police were following them and they robbed that bank, the police followed them after they leave until they're arrested. They're wearing the same clothing that's in that last surveillance video of that last bank.

So at the end of this case, ladies and gentlemen, after you've heard all of the evidence of all the bank robberies, we're going to ask you to return the appropriate verdict as to each bank, each victim, holding these gentlemen accountable for their actions and find Damien Phillips and Anthony Barr guilty of these charges.

Thank you.
THE COURT: All right. Thank you, Mr. Scow.
Mr. Brower, do you wish to make an opening statement at this time?

MR. BROWER: Judge, I wish to reserve my opening statement at this point in time.

THE COURT: All right. Mr. Hughes, do you wish to make an opening statement at this time?

MR. HUGHES: I do.
THE COURT: All right. Thank you.
DEFENDANT ANTHONY BARR'S OPENING STATEMENT

BY MR. HUGHES:
Ladies and gentlemen, thank you for choosing to spend your holiday season with us. While Mr. Barr is isn't 29
anticipating calling any witnesses that the state has not listed, I want you to remember that those witnesses' responses to my cross-examination, Mr. Brower's cross-examination, are just as much evidence as their responses to the State's questions.

The State has just given you a long theory, a long story about what they intend to show you. That is not evidence. The evidence is what you're going to hear starting when I finally sit down. That's what you base your decisions on at the end of this case, not what he has just said to you but what you hear from the witnesses on the stand, the evidence that's admitted and you see on the screen. What you've heard up to this point is not evidence.

Both of the clients are still innocent as they sit
there. Please keep an open mind until the evidence is closed. And at that time consider the answers they give on direct and their answers on cross and apply that to the elements of each of the numerous charges. There's a lot of charges in this case. There's two defendants. The State has an obligation to prove beyond a reasonable doubt every element of every charge and only come back with a decision on the ones that you're convinced of.

Thank you.

THE COURT: All right. Thank you, Mr. Hughes.
Let's go ahead and take a recess before the state
calls its first witness. We'll just take a brief recess, a little over ten minutes. It will put us right close to 1:45. During the brief recess you all are reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any report of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Please don't form or express an opinion on the case. Please place your notepads in your chairs and follow the bailiff through the double doors.

We'll see you all back at 1:45.
[Court recessed from 1:32 p.m. until 1:49 p.m.]
[Outside the presence of the jury]
THE COURT: All right. Go ahead.
MS. SCHIFALACQUA: Thank you. We did reach out to defense counsel prior to our case beginning and we did have a number of custodian of records for various businesses that we were asked if they would stipulate to, the video surveillance. We have the custodian of records. They're aware that we have them. It is for Seafood City, it is for the business of At Home, for Anthem Realty, Domain Apartments, Desert Dental. The business owner at 705 East St. Louis, it's home/business surveillance. And custodian of records for DMV records. We have video surveillance for all of those. I don't know if we
have the exhibit numbers yet, Your Honor, as they' re being -we're still marking them.

THE COURT: That's okay. So --
MS. SCHIFALACQUA: But we just wanted to make sure before we aligned up whether or not we needed to get them ready to come. Our understanding is there was going to be a stipulation for those persons not to be called but just the video to be stipulated.

THE COURT: Right, just as to the authenticity. MR. HUGHES: And that's right. We would so stipulate.

MR. BROWER: That's also correct, Your Honor. THE COURT: All right. So then you won't need to call those witnesses for those surveillance tapes that you just indicated. MS. SCHIFALACQUA: Correct. THE COURT: All right. Anything else? MS. SCHIFALACQUA: No, Your Honor. THE COURT: Kenny, bring them in. Who's your first witness? MR. SCOW: Kirk Ayers. THE MARSHAL: All rise for the jury, please.
[Inside the presence of the jury]
THE COURT: All right. Court is now back in session and the State may call its first witness.

MR. SCOW: Kirk Ayers.

KIRKHAM AYERS
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State
and spell both your first and last name for the record.
THE WITNESS: First name is Kirkham, $K-I-R-K-H-A-M$.
Last name $A-Y-E-R-S$, Ayers.
THE CLERK: Thank you.
THE COURT: All right, thank you.
Mr. Scow, you may proceed.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:

Q How are you currently employed?
A I am the Senior Regional Security Manager for U.S. Bank in Nevada and Utah.

Q So the region that you're over is Utah and Nevada?
A All of our branches in Utah and Nevada.
Q How long have you worked in the banking industry in security as you're currently assigned?

A I've been working for U.S. Bank or its predecessor companies since 1974, and of that period of time, that 44 years, 35 of it has been in the security department.

Q As head of security for this region, what are some
of the duties that you have for U.S. Bank?
A One of our regular duties is to visit each branch on a regular basis to make sure that we can assess their needs, make sure that they have the video systems that they need, that the systems are in good repair, that they have all the alarm devices and the alarm systems are all functional. We do any planning on projects, any additions to the systems.

Q Okay. I'm going to direct your attention to July, early August of this year. Were you made aware of different robberies that had occurred in local Las Vegas and Henderson banks?

A Yes, I was.
Q And were you involved with reviewing surveillance video from those banks to confirm the nature of what was reported?

A I did look at it, but the way we're structured in security it's not part of my regular responsibility to pull video for those. That's all done by -- we have a team approach, so different regional security managers would be assigned to those robberies, but I did look at them.

Q Okay. And so just tell us how the surveillance videos for a particular branch, and we'll say -- we'll just talk about the 1440 Paseo Verde U.S. Bank branch, can you just talk about -- and this applies to all the banks, correct, the nature of the surveillance?

A Yes. We have a consistent standard that we try to maintain for all security devices. All of our devices -- all of our locations have a digital video recorder. All of the images that we capture are recorded on those. The minimum retention that we have that our audit requires is a minimum of 90 days, that we have to be able to pull images up for 90 days. With the new units that we have in place now it's not uncommon for us to have six months or more of video available to us. All the cameras are mounted -- we have cameras that are mounted inside the bank and on the exterior of the bank as well and all those cameras are recorded on that DVR located at the site. Using networking software, we can then access those cameras remotely from any of the RSMs that has the software to do so.

Q So the DVR stores the video at a particular branch location and then you can access it with the proper software at different locations?

A That's correct.
Q And for you personally, do you have access and that software from, say, your home? Could you look it up from your home?

A Yes, I do.
Q So, and you're aware that for this particular case that there was surveillance video made available from U.S. Bank from a July 17th bank robbery at 1440 Paseo Verde?

A Yes.

Q From a U.S. Bank on July 23rd, 2018, 10565 Eastern Avenue?

A Yes.

Q And that's in Henderson, Nevada?
A That's correct.
Q From a U.S. Bank branch located at 55 South Valley Verde Drive from an August 6th, 2018 incident?

A That's correct. That's the in-store branch in the Smith's grocery store at that location.

Q So you anticipated my next question.
A Oh, sorry.
Q I was going to ask what -- tell us about --
A Didn't mean to jump ahead.
Q That's all right. Tell us about that location.

You said an in-store branch?
A Sure. U.S. Bank is the largest operator of in-store banks in the world. And I think anybody that goes to a normal supermarket these days is used to seeing a bank, whether it's a U.S. Bank or Bank of America or a local credit union. It is maintained with -- the advantage of it is that they have longer hours and they're generally not closed -- generally they' re a 7-day a week operation, where our traditional banks such as the one at Paseo Verde are Monday through Friday only. Maybe some of them will be open on Saturday for other kinds

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295

## APPELLANT'S APPENDIX Vol. II

NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

## Appellant's Appendix Table of Contents

Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709
of services. In-store banks, on the other hand, are open generally from 10:00 a.m. to 7:00 p.m. Monday through Saturday and then open for limited hours on Sunday. And they only get the cardinal holidays off, the real important ones like Christmas and New Year's. Other than that they don't close.

Q Okay. The surveillance video from an in-store branch, say for U.S. Bank inside a Smith's, are the surveillance cameras for the Smith's connected with the U.S. Bank cameras?

A No.

Q So they're separate?
A They're entirely separate systems. They don't have access to ours and we would never give that to an outside company.

Q Okay. And then a U.S. Bank at 801 East Charleston, this one in Las Vegas, Clark County, Nevada, from an August 9th, 2018 incident.

A Yes.
Q And you're aware that a surveillance video was made available from that one as well?

A Yes, I am.
MR. SCOW: Judge, based on that foundation, the State would move for Proposed Exhibits 1, 27, 59 and 154, each disk containing U.S. Bank surveillance video. THE COURT: Any objection?

MR. BROWER: Judge, I'll submit it.
MR. HUGHES: Submitted.
THE COURT: All right. Those will all be admitted. [State's Exhibits 1, 27, 59, 154 admitted]

BY MR. SCOW:
Q And in just a minute we'll look at one of those --
A Certainly.
Q -- so you can describe the different camera views and educate the jury on that. Can you tell us about for security purposes that a teller window -- are there different -- well, just an alarm button, are those at teller windows?

A Sure. In any bank, any of our banks, at least, the standard security is there is a hold-up button that is usually a pull button that locks in place once the teller pulls it, and that's usually hidden under the counter so it's not readily visible from the customer side of the counter. Every teller unit also has a camera that focuses exclusively on the customer at that particular window. So we have one-on-one, what we refer to as one-on-one coverage of all the teller windows at each of those locations.

In addition, there are locations that have had -where we've had robberies in the past and we deemed it a higher level of risk and we've installed an additional measure for security. Those are trackers and dye packs. A tracker, basically it's made to look like a standard pack of money.

It looks a lot like it if you don't -- you can actually fan the bills but it doesn't withstand close inspection. It's meant to basically allow us to hand off the pack to the suspect without them observing it. The tracker actually has a GPS transmitter located in it and it sends -- once it is picked up off of the -- out of the teller drawer it sends a continuous GPS signal and that signal is then transmitted to our tracking company, which then in turn sends the signal directly to law enforcement so that they can track the location of the pack, usually down to less than 100 feet.

Q Are you aware if any of those tracking packs of money were activated in any of these branch locations?

A I'm not aware that there was a track on any of the locations. I know that the Valle Verde location and the 801 Charleston location do not have trackers. I know that Stephanie and Paseo Verde do and I know that the Anthem branch has trackers as well.

Q But to your knowledge none of those trackers were activated for these --

A To the best of my knowledge, no.
Q And do you know if there is anything like bait money at any of these different locations?

A U.S. Bank made the decision a couple of years ago to pull bait money out because it was a really time-consuming and difficult task and it really never -- never really seemed
to accomplish much of anything. We never had any cases where it provided really critical evidence in arresting or convicting a suspect.

Q Okay. What was the purpose of bait money?
A Well, originally, I mean, it's a long term -- a long time --

MR. HUGHES: Your Honor, at this point I'm going to object, simply because it's not relevant. If he said it wasn't used in any of these cases, I don't see the relevance.

THE COURT: Well, he didn't say why they abandoned it, so overruled.

MR. SCOW: Yeah, it will be brief. Go ahead.
THE WITNESS: Continue? Okay. It was --
historically it was a common security device used in banks in the teller drawers and basically what it would be would be a pack of bills, say around ten bills. All of those bills would be -- the serial numbers would be recorded on all those bills and the intention was they would be kept to one side and handed out specifically in the event that a teller was robbed. That way once the cash was recovered, if they located those bills then that would give credence to the possibility that they had the person who took the money in the first place. BY MR. SCOW:

Q Were those -- were the bait money stacks or the individual bills, were they also associated with setting off
an alarm as well?

A No. No.
Q For the July 23rd incident, you provided me with a second disk?

A Yes.

Q And there wasn't located a first disk, and so just the purpose of this question is to ask when you did obtain surveillance video from the July $23 r d$ incident, were there some of the cameras that had been recorded over by the time you looked at it?

A Yes. That particular location, the 10565 Eastern location is a large branch that has 27 cameras. And originally when we put those video systems in we were restricted to only 16 cameras per system. So there are two separate systems that the video is recorded on. The primary system, which is the one that the tellers use, by that time it had already recorded over those images when I tried to obtain images from it. However, the second system still had their images, had images from that date available.

Q Okay. So --
A And that is what $I$ arranged to have provided.

Q So what was not on that second disk or the one you more recently provided was cameras that were above and behind the tellers?

A Actually on the teller line looking at the suspects
at each of the teller windows. That's correct.

Q I'm going to try to put on the screen for you now, this will be some footage from Exhibit 1. So this is a file folder that comes up with this disk and each of these clips, do they represent different cameras from that particular bank location?

A I believe so.

Q And then with -- the first one we're looking at is July 17th, the bank located at 1440 Paseo Verde. And are you -- you indicated you were familiar with the interior of these banks?

A Very much so. That -- I can state that that is 1440 Paseo Verde. That is the lobby. What we're looking at is a dome camera that's located above the lobby desk just inside the front doors looking toward -- the door that you see in the back to the rear is the door behind the teller line for the tellers. The door to the left of that is a door going into a network equipment room and storage room.

Q Okay. And over here --
A And the entrance is left, is on the left, yeah.
Q Okay.
A As you can see, this is one of the banks where the design was where the entrance is offset at 45 degrees from the rest of the building, so.

Q Okay. And there's a mouse up there. As you're
speaking and you're describing areas, you can use the mouse --
A Sure.
Q -- to point to different areas.

A Okay.
Q So the front door is the left?
A Yeah. The front door is right over here. This door goes into the storage area and network equipment room. This door goes behind the teller line. Both of those doors are secure all the time.

Q Okay. So we'll pull up a different one, just to help the jury know the different locations that you're looking at.

A Certainly.
Q So now this is clip 7 pulled up.
A Okay.
Q What is this showing?
A This is the exterior of the bank, covering the two parking lot -- the parking lot and the handicap spaces immediately in front of the bank. The entrance would actually be right about here, where you can actually see the sidewalk moving up in that direction, so that would be where that would be. The exit into -- from the driveway out to the street would be over in this direction.

Q Okay. And then the last one that I'll show you, we'll pull up clip 2 from Exhibit 1 .

A All right. And that's a dome camera that's located behind the teller line focused exclusively on that teller customer so thaSt we get a good visual, a good video shot of anyone standing at that teller window.

Q So what we were discussing from the July 23rd bank on the Eastern Avenue location --

A That was the shot we couldn't -- I couldn't pull up.
Q The one behind and above the teller?
A That's correct.
Q And for each bank, the different exhibits that have been admitted, there's different camera views from different angles as you've described, above the teller, entry areas, lobby areas, outside?

A Yeah. Commonly what we've got in all of these branches, with the exception of Valle Verde because Valle Verde being an in-store bank we don't actually have a lobby, you know, it's basically a counter similar to the service counter that the grocery store maintains, but in all of the traditional branches, these three traditional branches all have a lobby. In addition to the individual teller cameras we have a camera that gives us an overview of the lobby so we can see what's going on, where people are at any time during an incident. We also have exit cameras there, cameras that are actually on the exit. It's a very small, discrete camera that's actually located in a height strip at the door and it
makes -- it's not precisely covert but it makes it harder to see, and they give us good photographs of individuals as they're walking out the door as well.

Q So the ones right at the door exit --
A That's correct.
Q -- to help maybe approximate height?
A Well, it's to help the tellers to approximate the height as the person leaves the bank. It helps us because it gives us a visual shot, usually a face-on shot of the individual walking out the door and it makes it much easier to get a good visual shot. Very often what we'll see in bank robberies is a suspect who's wearing a hat, wearing something low down and it makes it difficult to see their face, but those shots usually give us a facial shot.

Q And since you mentioned in-store cameras being a little different, I will put that one and this is Exhibit 59. So what we've just done is pulled up clip 2 and it's loading, taking a minute.

A There we go. Yeah, this location has a type of camera that we're moving toward for all of our branches. It is what we refer to as a tower camera. And if you go into a branch it's not uncommon where these days you might see on top of the teller hood, you might see an innocuous-looking little black thing. And if you're really observant, you can notice that there's a lens in it and that usually is a camera. It
gives us a very good up close and personal shot of a person standing at that window and it gives us exceptional results in being able to get a really good facial view of anything that occurs at the window.

Q Okay. And you recognize this, what's shown in the video as being one of your particular branches?

A Yes. That would be the location at 55 South Valle Verde.

Q Inside the Smith's?
A Inside the Smith's store. That's correct.
Q Okay. And as you were saying, there's no lobby overview, there's just the teller windows that are kind of pointing out?

A Well, plus we also have a teller overview camera that is behind the counter back in the corner so that we can see everything that's happening at the teller window. That helps us when something occurs telling us where each of the tellers was at the time and what window they were -- which window they were at, so.

Q Pulling up click 4, does this show --
A That's the teller overview shot so you can see everything, all three of the tellers or four of the tellers at that location. And you can see right here that little innocuous tower is actually the tower camera. There's one there and there's one there, there's one there. And usually
there's a tower camera occasionally and I think in this location we actually had -- because of some difficulty with installation we actually used a traditional camera in the back for the ADA window, teller number one.

Q Okay. So the first one that we were looking at, clip 2, which -- do you see which of those cameras was displaying that image?

A That would have been this camera right here, I believe.

Q And that shows some of this area out here of the Smith's as well?

A Yes, sir.
MR. SCOW: Okay. That's all I have. I'll pass the witness, Your Honor.

THE COURT: All right. Cross, Mr. Brower?
MR. BROWER: I'll pass, Judge.
THE COURT: Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:

Q Sir, you said the DVR that records these tapes is accessible remotely?

A That's correct.
Q By how many people is it accessible by?
A Probably close to 100 , but only in terms of being able to view it. They can't -- we can't -- for instance,

I can't do anything with the box. All $I$ can do is pull the images out.

Q Do you have a unique code to get access to it yourself?

A Yes. Every person who has access to it is required to be registered on the March network and we maintain that list of registered users continuously.

Q I believe you said at the bank on Eastern that you couldn't access some of -- one of the systems because there was more than 16 cameras?

A No. I'm sorry if I gave you that -- you got that from that. The problem is that, as I said, we have a minimum retention requirement of 90 days. However, in some of the systems where we have more cameras or we have different types of cameras that require more space to store, it can be relatively quick turnover after 90 days for those to start rewriting. And what it does is continuously write over the old images, so last in, first out kind of a deal.

Q Right. I understand. When one of your branches is robbed, do you have a regular procedure that the branch is supposed to follow?

A Yes. They have specific instructions on how they deal with a robbery.

Q And do the instructions involve preserving any camera footage?

A They aren't required -- they don't need to do that. We take care of that. In the event of a robbery at one of our branches, the branch personnel have the -- you know, are required to maintain the scene and maintain a pristine scene, lock the doors, make sure that all of the individual witnesses are sequestered so they're not getting a chance to talk about what happened and get a story straight.

But at the same time when they send in that signal and they use their hold-up button, our security control, one of our two security control centers, one in Portland, Oregon and one in St. Paul, Minnesota, will receive that signal. They'll attempt to verify that there is an actual robbery that has occurred. If that has happened, then one of my co-workers gets paged out, the person who is on call for that particular team. They will then pull up video footage. Initially they'll pull some still frames that they'll pass along to the branch manager so they can get them in the hands of law enforcement as quickly as possible, and then a DVD is produced then with all the cameras on the robbery so that they can pick out all of those.

Q So this is supposed to happen very quickly after notification there's been a robbery; correct?

A Yeah, that's correct. We have a response time. Once it's paged out to the RSMs, they have ten minutes to respond to the page. And then at that point it takes as long
as it takes for them to pull video. Sometimes it takes a little while to do it, but.

Q When you say a little while, what are you talking about?

A It could take an hour. But this is all video that's maintained and retained on the system, so.

Q So is it my understanding that you couldn't access or pull copies of the teller cameras at the Eastern branch, despite the fact that that should have been preserved within minutes?

A There was an original DVD that was produced for Henderson Police and was sent to them and we don't know what happened to that DVD. When I was notified by Mr. Scow that they needed it and it had not -- they didn't have it, I arranged to pull a video and unfortunately only those cameras, the cameras on the exterior, the camera on the lobby overview and the camera on the exit were available. The other the DVR had already overwritten that.

Q So does your procedure not include if a copy of a DVD is made for law enforcement, you don't retain one yourself?

A Yeah. They're supposed to archive a copy and they could not -- don't know if it was a filing error or what exactly it is. It was not available for us.

Q And could you tell me why no dye packs or trackers
were used on either Valle Verde or Eastern?

A I can't tell you why they weren't used at Anthem on Eastern. I can tell you that according to the report that I read the suspect in that crime was given a tracker and turned it -- and gave it back to the teller.

MR. HUGHES: Okay. Thank you, sir. That's all I have.

THE COURT: Any redirect?
MR. SCOW: No.

THE COURT: Any juror questions for the witness?
All right, I see no additional questions. Thank you for your testimony.

THE WITNESS: All right.
THE COURT: Please don't discuss your testimony with
anyone else who may be a witness in this case.
THE WITNESS: Thank you, Your Honor.
THE COURT: Thank you and you are excused. And the State will call it's next witness. MS. SCHIFALACQUA: Your Honor, the State calls Amie Carr.

## AMIE CARR

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: My name is Amie Carr. A-M-I-E
$C-A-R-R$.

THE COURT: All right, thank you.
Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you, Your Honor.
DIRECT EXAMINATION

BY MS. SCHIFALACQUA:

Q Ms. Carr, can you please tell the members of our jury how you're employed currently?

A So, I work for U.S. Bank. I work at the Stephanie and Paseo branch. I've been there since 2017, so like a year and a half going now. My duties include withdrawals, deposits, cashing checks, anything really that a customer would need coming into a bank.

Q And when you say you're at 1440 Paseo Verde Parkway, that's the location that you work at, is that in Henderson, Clark County, Nevada?

A Yes.
Q Okay. And I'm going to show you up on the screen State's Proposed 3.

An overhead map, gentlemen.
If I have permission to publish, Your Honor, I believe it's stipulated.

MR. BROWER: Judge, I'll submit the admission.
MR. HUGHES: I'd submit it.

THE COURT: All right.

MS. SCHIFALACQUA: Thank you.

THE COURT: No objection?
MR. HUGHES: We'd submit it.
THE COURT: All right. You can admit it.
MS. SCHIFALACQUA: Thank you.
[State's Exhibit 3 admitted]
BY MS. SCHIFALACQUA:

Q All right. And does that accurately show kind of the location that you work at at U.S. Bank, Amie?

A Correct.

Q Okay. And let's talk about -- you indicated that you've been a teller, a peak time teller. What is that? What does that mean, peak time teller?

A So it's like the part-time position for U.S. Bank, so I work four hours and it's 16 hours in one week.

Q Okay. And were you working on July 17th of 2018 at that location?

A Yes.

Q And what -- who were you at work with on that day?
A It was me, my co-worker, Sunil, my peak time teller, Elizabeth, and then my manager, Shirley Shaffer.

Q Okay. And with regard to July 17th of 2018 , where were you located inside that branch?

A I was at the third teller window, so the teller
window farthest from the front door.
Q Okay.
MS. SCHIFALACQUA: And I'm going to show Defense what's been previously provided in discovery, Your Honor, as State's Proposed 4, 6 and 7.

Mr. Brower, did you see those?
MR. BROWER: I'm good.
MS. SCHIFALACQUA: Okay. If I may approach, Your Honor?

THE COURT: All right.
BY MS. SCHIFALACQUA:
Q Ms. Carr, I'm going to show you what's been marked as State's Proposed Exhibits 4, 6 and 7. Can you look at those and then when you're done go ahead and look up at me, please. Do you recognize what's depicted in each of those exhibits?

A Yep. Yes.
Q Okay. And what is depicted? Let's start with State's Proposed 4.

A So this is the front of the branch, so it's the front door, the drive-thru and then the parking lot.

Q And is that a fair and accurate picture of the branch that you work at?

A Yes.
Q Okay. And showing you State's Proposed 6, do you
recognize that?
A Yes.

Q And what's that?
A When you first walk in, that's what you see.
Q Okay. Is that a fair and accurate picture of the branch that you're describing?

A Yes.
Q And showing you State's Proposed 7.
A Yep.
Q Is that -- what are we looking at there?
A The teller windows. The three teller windows.
Q Okay. And is that the teller windows that you just described you were in position three?

A Yes.
Q Does this fairly and accurately depict what you were just talking about?

A Correct.

MS. SCHIFALACQUA: I'd move for admission, Your
Honor, of State's 4, 6 and 7 at this time.
MR. BROWER: Sulomitted.
MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted.
[State's Exhibits 4, 6 and 7 admitted]
MS. SCHIFALACQUA: Permission to publish, Judge? THE COURT: You may.

BY MS. SCHIFALACQUA:
Q Let's start, then, Ms. Carr, with State's 4. Tell the jurors what we're looking at.

A So this is the front of the branch. So like right under the numbers that's the front door.

Q You can use the mouse and we're going to just point to where it is.

A So this is the front door, the parking lot, and then that's the lobby basically where the customers wait, and the drive-thru.

Q Okay. Showing you State's 6, what are we looking at there? Tell the jurors.

A So this is when you first walk into the door. And these are the three teller windows and then over here those are the bankers and the people that are using those offices.

Q Okay. And showing you 7, what are we looking at here, Ms. Carr?

A So that's basically the same picture but closer focusing on the teller windows.

Q Where were you positioned on July 17th of 2018?
A Right here, the third one.
Q Okay. And where was Sunil, your co-worker?
A The first window.
Q And do you remember where Shirley, your manager, was?

A She was in -- from this picture she was in the -not the office, but there's a desk right there. She was right in front of it.

Q Okay. Now, on that day I want to direct your attention to the afternoon, approximately 11:30 in the morning. Did something happen that causes you to testify here today?

A There was a robbery.
Q Okay. Do you want to please describe for the members of our jury what happened while you were working?

A So I decided to sit at the third window that day and it was a normal day. My teller manager that was in the second window right next to me, she had just left to go to break, so it was me and my co-worker, Sunil. So he was at the first one and I was ll the way at the end, the third one. It was a normal day. He was helping a customer. I was -- from what I remember I had just gotten off the phone. I was on the phone and I had just gotten off the phone. There was someone waiting in line. It was a man. And so like normal I called him over and then $I$ noticed that the person standing in front of me had a note in his hand. And then I understood what was going on and I quickly read through it, getting key points. And I remember seeing an amount and saying that $I$ was getting robbed.

So we have a protocol that give them the money.

That's the safest thing to do, so that's exactly what I did. I have bait money in my drawer, so I have no correlation to it. I just know that if I'm in that situation if $I$ feel safe enough to do so, I can give them the bait money, so in that situation I did. I remember grabbing my money and then putting the bait at the end, because $I$ remember $I$ was nervous so I just gave him the money.

Q Let me stop you there. Was there a way that you were trained to give the bait money? Was it supposed to --

A It was supposed to be in the middle, but I was under -- I was very nervous so I just handed it to him. And I remember putting it at the end when $I$ was supposed to put it in the middle, but $I$ just gave it to him. And then --

Q What, if anything, happened after you did that?
A I remember him looking through the money and kind of like scuffling through it and then him telling me that you can keep this part, which $I$ assume he was detecting the bait money because it is --

MR. BROWER: Judge, I'm going to object as to what she assumes the person was thinking. Calls for speculation. THE COURT: Right. That's sustained. BY MS. SCHIFALACQUA:

Q Amie, let's go back. Regardless what you thought, you observed the person in front of you pause after he got to the area where the bait money was, is that right?

A Correct. I saw him notice something.
Q And what did you do next --
A I just --
Q -- after he said you can keep that? Did you keep it?

A No. He just held onto it and he ended up walking out with everything that $I$ gave him.

Q Okay. I want to go back and kind of walk through some things for the members of our jury, Amie. When you said that there was a man that was before you, was he white, black, Hispanic or Asian?

A He was black.
Q Okay. And do you remember anything about what he was wearing or anything like that?

A I remember he was very sweaty because I remember seeing the sweat on his neck. And then he had big aviator glasses on, ones that you can see your own reflection so you couldn't see his face. And as clothes-wise, I don't remember.

Q Okay.
A After seeing pictures, yes, but as to that, no.
Q And let me ask you what, if anything -- you
indicated he presented a note to you. Can you describe what you remember that note looking like for the jury?

A It was on a white piece of paper, handwriting that was legible to read. I remember seeing an amount. I don't
remember the amount at this moment, but $I$ remember seeing an amount and getting like key points, robbery. And so I handed him the money like I was supposed to.

Q Okay. And do you remember if you gave a taped statement to Detective Ozawa and an FBI agent in this case?

A Yes. I remember the FBI agent.
Q Do you remember giving it on the date that this happened?

A Correct.
Q Would looking at your statement help you remember what you told them was on the note on that day?

A Yes.

MS. SCHIFALACQUA: If I may approach?
THE COURT: You may.
BY MS. SCHIFALACQUA:
Q Ms. Carr, $I^{\prime} m$ showing you, if you read the front of that, a transcription of a taped statement you gave on July 17th of 2018. I'm going to direct your attention to the second page and there's a highlighted area. If you could read that to yourself.

A Okay.
Q And when you're done look up at me, please. Did reading that -- I'm going to take that away from you. Did reading that help you remember what was on that note?

A Yes.

Q Okay. And do you remember now, having gotten your memory kind of jogged, do you remember now what the note had on it?

A Yes. I remember seeing the note, it saying not to pull any alarms, and the note said around $\$ 4,500$.

Q Okay. Did it say anything about a weapon?
A I don't remember.

Q Okay. Would looking at your statement help you remember?

A Yes.

MS. SCHIFALACQUA: If I may approach again, Your
Honor?

THE COURT: You may move freely.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q I'm going to direct your attention to page 2, as well as, counsel, page 8. After looking at both of those pages when you're done feel free to look up at me, Amie.

A Okay. Wait, let me read the rest. Uh-huh.
Q And looking at that -- I'm going to take that back, for the record. Amie, does looking at that help refresh your memory as to what you told Detective Ozawa on the date that his happened?

A Uh-huh.
Q Is that a yes?

A Yes.
Q Okay. And was there any mention of a weapon?
A Yeah.

Q Is that a yes, ma'am?
A Yes. Sorry.
Q I'm sorry. You know we're taking down everything you say. So can you tell the jurors what you remember the note saying?

A So, $\$ 4,500$, that there was a weapon, not to pull any alarms, and then it was in blue ink.

Q Okay. And do you remember if the note -- you indicated, I believe, it was on a white paper. Do you remember how big it was?

A I do not.
Q Okay. After you gave the money over to the man, what do you remember happening next?

A After handing him the money?
Q Correct.
A Him holding it, scuffling through it, noticing something and then walking out.

Q Okay. And so even though the person said -- what was it, $I$ don't need that or --

A You can keep that
Q You can keep that, he ended up ultimately keeping --

A Everything that was in his hand, yes.
Q Okay. What do you remember happening next?
A So after that I waited. I know we're supposed to wait for them to clear the building, so I waited for him to walk out. I stood up. I saw my assistant manager. She was at the -- far from me. So she was walking to go talk to someone else on the other side of the branch and I was like, Shirley, like I just got robbed. And I was a little tearyeyed because I was like, wow, that just happened to me and no one noticed. She looked at me and then I pulled the alarm, the silent alarm. And the Shirley -- so she listened to me and then after she walked -- not walked, she like sped walked to lock the door. And from there Sunil, my co-worker that was at the first window, noticed what was going on, so he --

MR. BROWER: Judge, I'm going to object to what
Sunil noticed. It calls for speculation.
THE COURT: All right. Just tell us what you -you know, your co-worker did.

THE WITNESS: Okay. So he looked at me and then he saw my assistant manager running to the door and he looked at me, and then I was like, yes, I got robbed. BY MS. SCHIFALACQUA:

Q And your face kind of, for the record, it has a surprised look on his face. Was Sunil surprised?

A Yeah.

Q Were you surprised?

A Yes.

Q And you said you were teary-eyed. Were you crying at that time?

A A little, yeah, because I knew I was so nervous and, like, that just happened.

Q After your assistant manager or acting manager at the time goes and locks the door, do you call 911 or are you aware of who called 911?

A I pulled the alarm and then I do not know who called 911 from there.

Q Okay. After that were you -- obviously officers arrived, is that right?

A Yeah. So they just told me to wait in the back, so that's what I did and I just kind of stood there and then everyone started showing up.

Q Okay. And was there kind of -- is there a protocol that you're aware of that the banks go through if there's a robbery?

A Uh-huh.

Q Is that a yes?
A Yes.
Q Okay. And is that -- to your understanding was that being followed? You were separated from the other persons and waiting, is that right?

A Yeah. Well, I was kind of around my co-workers in the same area, but $I$ was more to the side, yes.

Q Okay. Now, with regard to when police got there, ultimately is there an accounting of your bank drawer?

A Yes.

Q And do you have to in fact sign off on the amount of money that is taken, or that was taken on July 17th of 2018?

A Yes. The managers reviewed it. They counted my money. It was two people that counted my money.

Q Okay. And then do you ultimately sign a form?
A Yes.

MS. SCHIFALACQUA: Showing counsel what's been previously provided in discovery as State's Proposed 23.

If I may approach, Your Honor?
THE COURT: You may.

MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Ms. Carr, I'm showing you what's been marked as State's Proposed Exhibit 23. Do you recognize what we're looking at here?

A Yes.
Q And what are we looking at?
A My teller balancing sheet.
Q Okay. Is that from July 17th of 2018?
A Correct.

Q And do you notice your signature there?
A No. These are the two --

Q I mean, excuse me, your managers' signatures there?
A Yes, there are two signatures. Yes.
Q Yes. And is that a fair and accurate accounting of the money that was taken on July 17th?

A Correct.

MS. SCHIFALACQUA: I move for admission of State's Proposed 23 at this time, Your Honor.

MR. BROWER: Submitted. MR. HUGHES: Sulomitted. THE COURT: All right, 23 is admitted. [State's Exhibit 23 admitted] MS. SCHIFALACQUA: Permission to publish, Judge? THE COURT: You may. MS. SCHIFALACQUA: Thank you.

BY MS. SCHIFALACQUA:
Q I'm going to show the jurors what we're looking at here. And so when we look at the top of this, this shows the date, Ms. Carr?

A Yes.

Q Okay. And do you want to show the amount of money -- if you can point to it with the mouse -- that was taken?

A So, \$3,730. MS. SCHIFALACQUA: Court's indulgence.

BY MS. SCHIFALACQUA:

Q Ms. Carr, we're going to walk through what's been previously admitted as State's Exhibit 1. For the record, we're going to look at clip 6. And we're going to move forward, for the record, to 32 and 45 seconds. Ms. Carr, are you familiar with what we're looking at right now?

A Yes.

Q Describe for the jurors what it is we're looking at.
A So right now I was at the third window and then the person was waiting in line patiently. My co-worker, Sunil, was helping a customer.

Q And is that Sunil helping the man with the shorts on?

A Yes.

Q Do you see a man coming to your window?
A Yes.

Q I'm going to show you clip 2. What are we looking at here, Ms. Carr?

A So that's me at my third window. I was on my phone because there was no customers. It looks like I was on Snapchat and then I answered the phone.

Q When you first saw this were you like, oh, my goodness --

A Yeah.
Q -- I'm on my phone, I'm not supposed to be at work?

What are we looking at here, Ms. Carr?
A So that is me reading the note, me grab-- I was grabbing my keys. I opened my --

Q Okay. Hold on one second. We're going to go back, for the record, to approximately 32 minutes and 21 seconds. Is that you calling the customer over?

A Yes. Someone had called me, so I was on the phone.
Q Okay. We're going to speed this up a little bit for the jurors' sake. And this shows you on your phone?

A That was the bank phone. I was helping a customer on the phone. Yeah.

Q Okay. What are we looking at here, Ms. Carr?
A Me reading the note.
Q Okay. And that person approached, had a hat on, and showed you the note?

A Yes.

Q Okay. What are you doing now?
A I'm in my top drawer pulling out my money.
Q What are you doing there, Ms. Carr?
A Handing him the money.
Q Is that -- on the video did you see what you had described, which was a separation of that -- what you referred to as your bait money?

A Yeah. Yes.
Q We're going to move to clip 6, for the record at
about 33 and 36 seconds. Do you see the person in the window from the opposite angle, Ms. Carr?

A Yes.
Q Is that the person walking out?
A (No audible response).
Q I'm going to pause it, for the record, at 34 and 06 seconds. You indicated that you had observed glasses on the individual. Do you see that in the video paused at this time frame?

A Yes.
Q And describe those glasses, what you saw in person, for our jury.

A They were like silver so you can see yourself, like the reflection ones, and then they were big ones that covered the majority of his face.

Q Do you remember anything about this person, what their mannerisms were like?

A No, I do not.
Q Okay. Do you remember if they were acting nervous or anything like that you observed physically about their body?

A No. He was just waiting patiently.
Q Do you remember if you told the detectives you remember that he was sweaty?

A Yes.

Q Okay. And can you see that in this paused video as well?

A Yeah, the discoloration. Yes.
Q Who was in the background right there in the multicolored dress, Ms. Carr?

A Shirley, my assistant manager.
Q Okay. And is that who you indicated ultimately
locked the door --

A Uh-huh. Yes.
Q -- and that you told that you were robbed?
A Yes.

Q Is that who you told? Okay. Do you see Shirley on the video right now? Ms. Carr, do you see her?

A Yes.

Q Is she walking towards the door area?
A To lock it. Yes.
MS. SCHIFALACQUA: Okay. I'd pass the witness, Your
Honor.
THE COURT: All right. Mr. Brower, cross? CROSS-EXAMINATION

BY MR. BROWER:
Q Ms. Carr, you were asked about giving a statement. Do you recall that?

A The day of, yes.
Q Okay. And when you gave your statement, you
described the individual that robbed you to the cops; correct?
A Correct.
Q Okay. And you said that individual, you didn't see any scars or tattoos; correct?

A Correct.
Q And you said that they were very, very dark; correct?

A Yes.
Q Okay. And I think you said very, very dark twice.
A I don't remember.
Q Okay. And you also said, and let me just -- tell me if I'm wrong, I think the State asked you about references to a weapon, but you never saw any weapons; correct?

A Correct.
Q You never saw a gun?
A Correct.
Q You never saw any knives, switchblades, hatchets, bombs --

A Correct.
Q -- Uzis?
A No.
Q Okay. So no weapons at all; right?
A Correct.
Q Okay. And just a few moments ago you said that you tried to give some bait money over. Do you recall that?

A Yes.
Q Okay. Do you know the gentleman that testified before you were in here?

A No.
Q You've never met him?
A No. I was talking to the lady that he worked for corporate security, but that's all I know.

Q Okay. If he was to testify that U.S. Bank doesn't use bait money anymore, would he have been correct or would you be correct?

MS. SCHIFALACQUA: Objection. Calls for speculation, Your Honor, and hearsay.

THE COURT: Sustained.

BY MR. BROWER:

Q But you're specific that you used bait money; correct?

A Yes. It was in my drawer.
Q What do you describe bait money as?
A When $I$ was assigned my drawer when $I$ first got the position, I was told that there's bait money. I wasn't allowed to touch it because if it's taken to my knowledge that it would set off an alarm. So I just knew not to touch it, that if $I$ was in a robbery, if $I$ felt safe enough to do so I could put it in there.

Q Okay. And you were told that that was bait money

```
in your training; correct?
A Correct.
Q And who trained you?
A It's an on-going thing, so it's like through the
``` computer. So I did all my training through like a website and then after that I -- not really shadowed, but I worked with my co-worker, Elizabeth, and then they kind of all like pitched in to help me.

Q Okay. And your on-line training, was that through like a regional security office or was that somebody -[inaudible]?

A I'm not sure.
MR. BROWER: Okay. Judge, I'll pass the witness. THE COURT: Mr. Hughes, cross?

MR. HUGHES: Very briefly.
CROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, after the robbery there was an accounting done of your drawer, is that right?

A Correct.
Q Do you know whether they included the bait money as money missing?

A I do not know.
Q Do you know how many bills were in the bait money?
A I do not know. I wasn't allowed to touch it. I just
```

knew that it was --
Q Well, you touched it at least once when you gave
it to --
A Yes.
Q -- the individual at your window; right?
A Correct.
Q When you touched it that time, did you get a feel
for how many bills there were?
A I did not.
Q Would it be fair to say there was more than one
bill?
A I do not remember.
Q Would it be fair to say there was less than 100
separate bills?
A I know that there's like a tracker in it, so I don't
know how thick it is.
Q So you know there was a tracker in the bait money,
also?
A That's what I was told.
Q And were you also told the serial numbers of the
bait bills were also recorded somewhere?
A I do not know.
Q Do you recall specifically whether you were told it
was a bait pack or whether it was a tracker?
A They just told me it was bait money.

```

Q When you say "they," who is they?
A When \(I\) was assigned my drawer, my -- I think it was Elizabeth, she's the one that said this is your bait money but don't touch it unless you're being robbed and you feel safe to do so.

Q And Elizabeth is the branch manager?
A She's my teller manager. So it's my teller manager because she's in charge of like the tellers themselves and then we have my assistant manager and then the branch manager.

Q Okay. And it is -- you're sure that you gave this individual at your window the bait money?

A Correct.
Q And you're sure he walked out with it?
A After he had it in his hand he walked out, yes.
Q And it's your understanding there was a tracker in that, also?

A That's what \(I\)-- to my knowledge, yes.
MR. HUGHES: Thank you very much. That's all I have. THE COURT: Any redirect?

MS. SCHIFALACQUA: Yes, Your Honor. Thank you. REDIRECT EXAMINATION

BY MS. SCHIFALACQUA:

Q Ms. Carr, have you had any training with regard to the security features at your branch?

A Yes.

Q Okay. When you referred to bait money, did you ever touch the money?

A Like hold it in my hand?
Q Correct.
A No, until \(I\) was giving it out.
Q Okay. So when you call it bait money, that was because that was information that was given to you, is that right?

A Correct.
Q You also understood it to have a tracking device, is that right?

A Correct.
Q Did you ever get a call from the tracking company on July 17th of 2018 with regard to that alarm going off?

A To my knowledge, no.
Q Okay. And so from your understanding you never received a call coming in on that date?

A About bait money to me personally, no.
Q Okay. Or a tracker?
A Yeah. No.
Q And so your face is kind of scrunched up. I want our jurors to be clear. You -- what is bait money?

A They told me that if \(I^{\prime} m\) being robbed and I feel safe to do so, to give it to them.

Q Okay. So you never recorded serial numbers from
```

that -- what's referred to as bait money?

```

A No, I never did.
Q Okay. Do you know if that's required or not?
A I do not.
Q So if it wasn't recorded serial numbers but just maybe a tracking device, would you not have known the difference?

A No.
Q Okay. You're kind of obviously working your teller drawer and you're told, hey, if you get robbed, pull this, is that right?

A Yes.
Q And if you feel comfortable, give it?
A Yes.
Q You did that?
A Yes.
Q But you got no call alarming or alerting to any
tracking?
A To me personally, no.
MR. HUGHES: Judge, asked and answered.
MS. SCHIFALACQUA: Okay.
THE COURT: Yes, she has already answered.
MS. SCHIFALACQUA: I'll move on, Judge. Thank you.
THE COURT: Okay.
MS. SCHIFALACQUA: I'm sorry.

BY MS. SCHIFALACQUA:
Q Let me ask you, because Mr. Brower asked you about seeing a weapon. Do you remember that line of questioning?

A Yes.
Q It included, I believe, a bazooka and other things.
A Yes.
Q In all seriousness, in your training are you ever to challenge a person that is requesting money from you?

A No.
Q Okay. Were you ever trained to tell them to actually show a weapon to you --

A No.
Q -- before you give --
THE COURT: Keep your voice up, Ms. Schifalacqua. MS. SCHIFALACQUA: I'm sorry.

BY MS. SCHIFALACQUA:
Q Before you gave over money would you ever challenge a person to show you a weapon?

A No.
Q In fact, are you trained the opposite?
A Yes. We're just trained to give it to them, to hand it over.

Q Okay. And you did that in this case?
A Yes.
MS. SCHIFALACQUA: Court's indulgence. Nothing
further.

THE COURT: Anything -- any recross? Oh, I'm sorry,
I thought she passed the witness. Did you pass the witness?
MS. SCHIFALACQUA: Yes. I'm sorry, yes, yes, yes.
THE COURT: Okay. Any recross?
MR. BROWER: Just briefly.
RECROSS-EXAMINATION

BY MR. BROWER:

Q Regarding the weapon, Ms. Carr, you didn't see anybody reach behind them or under their pants or anywhere else where they would have a weapon; correct?

A Correct. I did not.
Q You just saw both their hands on the counter holding a note?

A Correct.

Q Okay. And you didn't see any weapons?
A Correct.

Q Okay. And you didn't see any bulges in clothing or anything else; correct?

A No.

MR. BROWER: All right. I'll pass, Judge. THE COURT: Anything else, Mr. Hughes?

MR. HUGHES: Nothing further.
THE COURT: Ms. Schifalacqua?
MS. SCHIFALACQUA: Nothing further, Your Honor.

THE COURT: Any juror questions for the witness? All right, I see no additional questions. Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Okay.
THE COURT: Thank you and you are excused.
THE WITNESS: Thank you.
THE COURT: And just follow the bailiff from the courtroom.

And the State may call its next witness.
MS. SCHIFALACQUA: Your Honor, the State calls Shirley Shaffer.

\section*{SHIRLEY SHAFFER}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: I'm Shirley Shaffer. First name \(S-H-I-R-L-E-Y . \quad\) Shaffer, \(S-H-A-F-F-E-R\).

MS. SCHIFALACQUA: May I, Your Honor?

THE COURT: You may.

MS. SCHIFALACQUA: Thank you.

DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Ms. Shaffer, can you please tell the members of our
jury how you're employed?
A I work for U.S. Bank as the branch assistant manager.

Q Okay. And is that the branch located at 1440 Paseo Verde Parkway?

A That's correct.

Q Is that in Henderson, Clark County, Nevada, ma'am?
A That's correct.

Q And how long have you worked at that particular location?

A August of 2017.
Q Okay. And how long have you worked for U.S. Bank?
A For U.S. Bank I started in California and I was a team member at the in-store branch and I worked there from 2010 to 2013 and then left because I had to move to Utah. So I worked for a different organization and came back in August in retail banking.

Q Okay. Were you working as the assistant manager at that branch on July 17th of 2018?

A Yes.
Q Okay. And I want to direct your attention to approximately 11:30 in the morning on that date. Can you tell the members of the jury why you're here testifying today, what happened?

A The branch was robbed.

Q Okay. Describe what you were doing when this occurred and what you observed, please.

A Okay. At that time \(I\) was helping a customer open a business account nd the customer was a little bit questionable. So at that day our operation specialist was at our office, so she was kind of like sitting at the branch manager's desk, which the branch manager wasn't there at the time, so I was getting up and I was going to ask her, hey, I don't feel good about this customer that was opening up. And at that time I was walking, getting up going to see her, and Amie, the peak time teller, kind of like called me. She was like, Shirley, and she was crying. And I go, what happened? And she said I just got robbed.

Q What did you do after you learned that information from Amie?

A So at that time I turned around right away and locked the door.

Q Okay. Are there protocols that you follow with regard to robberies in any branch that you're in?

A I just -- you know, when you become a team member you have to watch the video and know what to do when this thing happens, when a robbery happens. So the first thing that they say is lock the door.

Q And you did that?
A Which I did.

Q What did you do next?
A I went to go to the back and kind of looked to see, you know, hey -- to see if -- you know, where the robber went. And I also told the operation specialist that we just got robbed, so she can get up and help Amie.

Q Okay. With regard to going to the back, when you say you wanted to look for the person, what were you prepared to do? Tell the members of the jury what you were prepared to do.

A To go look and get some information in regards to see if there was any -- you know, if I can get a license plate of the car or a description of the vehicle.

Q And did you also try to get a direction of where you saw the person going?

A I know that there was like either going right or left and I assumed that he was going kind of like on the -between -- because in our building there's like a car wash, so I was thinking he was going that direction, so that's why I was looking in the window to see if I could see him.

Q And I'm going to show you what's been already admitted as State's Exhibit 3. Maybe.
[Colloquy regarding ELMO equipment]

BY MS. SCHIFALACQUA:
Q All right. Ms. Shaffer, if you can go ahead and look at the screen, do you see the red dot on this exhibit
showing where your branch is?
A Yes.

Q And do you see -- you indicated there's a gas station. Is that a Chevron?

A Yes.

Q There's a mouse in front of you. No, down below. You're doing what \(I^{\prime} m\) doing. You have a mouse in front of you. Can you tell the members of our jury or show the members of our jury which way you were observing the individual?

A So this is the branch and the door is right here, so I was assuming he went this way.

Q Okay. And then did you run to this part, the back of the building?

A Yeah, right here.
Q Okay. And did you have your phone out to take a picture if need be?

A I was going to go see -- I had my cell phone with me and I was going to -- maybe to go take a picture, but I didn't see anything.

Q Okay. So you weren't able to do that?
A No.
Q After you lock the door and tell other members what's going on at the branch, what did you do next?

A I had to call our security and then they advised me to go call the police.

Q Okay. And did you in fact make a phone call to 911?
A Yes.

MS. SCHIFALACQUA: Showing counsel what's been
previously provided in discovery as State's Proposed Exhibit 2, permission to publish a portion of this so she can authenticate the same, Your Honor?

THE COURT: All right.
[Portion of audio recording of State's Exhibit 2 played] BY MS. SCHIFALACQUA:

Q Do you recognize your voice on that call?
A Yeah, that was -- that's me.
Q Okay. Is that a fair and accurate audio version of your voice making a phone call, describing it to the police?

A Yes. I was a little shocked and nervous.

MS. SCHIFALACQUA: Okay. And I'd move for admission of State's 2 at this time, Your Honor.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right, 2 is admitted.
[State's Exhibit 2 admitted]

MS. SCHIFALACQUA: Permission to play it?
THE COURT: You may.
[State's Exhibit 2 played aloud]
BY MS. SCHIFALACQUA:
Q And, Shirley, that was the 911 call you made on
```

July 17th, is that right?

```

A Yes.

Q Okay. I want to talk to you a little bit about as assistant manager are you familiar with how the teller stations are set up?

A Yes.

Q Okay. And so with regard to teller drawers, are you aware whether or not 1440 Paseo Verde Parkway location of U.S. Bank had any bait money or trackers at that location?

A Yes.
Q Okay. Describe for me what, as assistant manager, you were aware of that was used at that location.

A We have some of the drawers that have the, what do you call those, just the money or -- and then also have the tracker.

Q Okay. Were you aware if Amie Carr's station and her drawer had a tracking device?

A Yes.

Q Okay. Did you get a call as the assistant manager from the tracking company on July 17th?

A No.

Q Okay.
A Because \(I\) was busying doing something else. Either I'm getting interviewed or also asking the customers to stay until the police interviewed them.

Q Have you ever had -- let me go back. You've worked in banking a long time. Have you ever had a tracking device accidentally go off in a branch of yours?

A Yes. They told me not to lift the tracker out of my drawer or the cops will -- it will alert the cops or the company that monitors it.

Q Do you know what the procedure is if somebody were to lift that out of its drawer? Do you get a phone call?

A Yes.

Q Okay. And are you aware of a call coming to your branch on that day?

A There were a few people -- I'm not sure if they called or not.

Q Okay. So you didn't know if anything was being tracked?

A That's correct.
Q Okay. With regard to anything you observed outside, when you walked outside towards the police, did you observe anything outside of the branch that you alerted the police to?

A Say that again.
Q Did you observe anything outside the branch when you went outside to meet police?

A No.

Q Okay. Did you ever observe any money?
A \(\quad\) No.

MS. SCHIFALACQUA: Okay. Court's indulgence. THE COURT: Uh-huh.

MS. SCHIFALACQUA: I pass the witness, Your Honor. THE COURT: All right. Cross.

CROSS-EXAMINATION
BY MR. BROWER:
Q Shirley, I just have one question for you, ma'am. I was just confused. You were in California and then you went to Utah.

A Uh-huh.
Q And you said you came back in August?
A August.
Q Of last year or this year?
A 2017 .
Q 2017. Okay. So you had -- the only branch you worked at since you've been back is the 1440 branch, or have you been at other branches?

A Just the Paseo.
Q Okay. I thought you were just visiting for the day or something.

A No.
MR. BROWER: All right. Thank you. I have no
further questions.
THE COURT: Mr. Hughes.
/ / / /

BY MR. HUGHES:

Q Ma'am, when I was listening to your testimony, it's my understanding that after this robbery you called corporate security first, is that right?

A I can't remember who I called first.

Q I believe you testified that you called corporate and they told you to call the police. Is that what \(I\) heard?

A Yep.

Q So your training is if your branch is robbed, first call corporate and then if they say so, you can call the police?

A You have to go call both.
Q I'm sorry?
A You have to call both.

Q Are you instructed what order to call them?

A No.

Q As I listened to the 911 call, I thought you said that you were inside the vault. Is that what I heard?

A I was calling inside by the vault room.
Q By the vault room, not in the vault?
A Yeah, in the vault room.
Q Where was everybody else?
A They were in the teller line and then some are in the lobby.

Q Is there any reason that you went into the vault room?

A Because there's a phone in there. There's a phone in there.

Q Oh, you weren't using your cell phone?
A No, I didn't use -- I didn't call from my cell
phone.

Q Oh, okay.

A I had my cell phone with me, but I called the land line.

Q And when \(I\) was listening to the 911 call, you estimated that the robbery had occurred 10,15 minutes before you called 911. Is that what \(I\) heard?

A That's estimated. I wasn't sure.
Q And it's your understanding that Amie Carr had bait money and/or a tracker in her drawer. Is that right?

A She had the bait money.
Q And if the tracker --
A And tracker.
Q I'm sorry?
A She had bait money with a tracker in it.

Q With a tracker in it?
A Uh-huh.
Q And if the tracking company had called the branch, they might have but you were busy doing other things. Is that
my understanding?
A There's other people in there that could have picked up the phone.

Q And I understand that.
MR. HUGHES: Okay. Thank you very much.
THE WITNESS: But \(I\) didn't pick it up myself.
MR. HUGHES: Okay. That's all I have. Thank you.
THE COURT: Any redirect?
MS. SCHIFALACQUA: No, Your Honor.
THE COURT: Any juror questions for this witness?
All right. I see no additional questions. Thank you for your testimony. Please don't discuss your testimony with any other witnesses in this case.

THE WITNESS: Okay.
THE COURT: Thank you. You are excused.
And, State, you may call your next witness.
MR. SCOW: Thank you, Judge. Alex Orellana.
ALEX ORELLANA
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and your last name for the record. THE WITNESS: Alex Orellana. O-R-E-L-L-A-N-A. THE CLERK: And it's A-L-E-X?

THE WITNESS: Yeah.

THE CLERK: Thank you.

THE COURT: You may proceed.
MR. SCOW: Thank you, Judge.

DIRECT EXAMINATION
BY MR. SCOW:

Q How are you currently employed?
A My occupation?
Q Yes.

A Universal banker.
Q Where do you work?
A I work at U.S. Bank.
Q How long have you been in the banking industry?
A About three years, going on four.
Q I'm going to direct your attention back to July

23rd, 2018. Were you working as a universal banker at that time?

A Correct.

Q At what location?
A At the Anthem location off of Eastern and Horizon
Ridge.
Q Okay. And is the address for that location 10565
Eastern Avenue?

A Correct.

Q And that's in Henderson, Clark County, Nevada?
A Correct.

Q At about 10:00 a.m., shortly before 10:00 a.m., what was going on inside the bank?

A There was a lot of activity going on, customers, the daily kind of thing, which is customers coming in, making deposits, customers wanting to open accounts, so on and so on; just an every day kind of, you know, workday.

Q Okay. And as we are going through your discussion of the bank, your location and what happened there, do you see that Anthem branch on this photograph?

A Correct.

Q Okay.
MR. SCOW: And actually I showed it prematurely.
I'd move for admission of State's Proposed 28.
MR. BROWER: Sulomitted, Judge.
MR. HUGHES: Submitted.

THE COURT: All right.
MR. SCOW: It's admitted?

THE COURT: It's admitted.
MR. SCOW: Thank you.
[State's Exhibit 28 admitted]
BY MR. SCOW:

Q So that's the branch down in the right-hand corner?

A Correct.

Q And then the cross streets, Eastern is on the northeast side and what's on the other close cross street?

A Horizon Ridge.
Q Okay. And there's a couple of business to the left here, Seafood City and At Home?

A Correct.
Q So your branch was -- there were customers inside the bank. You said it was a fairly busy morning?

A Correct. Uh-huh.
Q What did you notice? What happened as that morning unfolded at about 10:00 a.m.?

A Like I said, it just, you know, started off. I was actually with a customer at my desk, which is located right by the door. There's four desks and one of them is facing straight to the door. And I was sitting there with a customer just talking to him and, you know, getting to know the customer, doing my job, essentially just getting to know him and he wanted to open a checking account. And there was, like I said, there was two customers that were in front of -- you know, that were waiting in line, you know, just waiting to do their business and there were two tellers that were doing the transactions, which was deposits and whatever the customer pleaded, you know, needed to do. While I was opening the account --

Q Let me interrupt just to kind of break things up a little bit. Your desk that you were at, that's near the front door of the bank branch?

A Well, it's kind of weirdly shaped. There's a desk right by the door and then there's two desks -- there's four desks on one of the whole wall side. And my desk is pretty much in-between in the middle, so I get a perfect view of the whole entire lobby. I see the actual -- the center console and I see the door, so I see the whole entire thing.

Q And just to help orient the jury and everyone else as we talk about these things, I'm showing you three proposed exhibits, 29, 32 and 33. Just look at these and let me know if you recognize them.

A I do. Yes. Yeah, I do.
Q Do each of these, 29, 32 and 33, do they accurately depict your bank branch at that Paseo -- or the Eastern location?

A Correct.

MR. SCOW: Move for admission of these proposed
exhibits.

MR. BROWER: Submitted.

MR. HUGHES: Submitted.

THE COURT: All right. Those will all be admitted. [State's Exhibits 29, 32 and 33 admitted]

BY MR. SCOW:

Q Showing you first 29, is that the exterior of that bank branch?

A Correct.

Q Does it show the front door?
A Yeah. It would be by these pillars right here.
Q Okay. And that mouse that's in front of you --
A Oh, okay.
Q -- you can use that and the cursor will go where you're --

A Right there.
Q Okay. Now showing 32, let us know what we're looking at in this one.

A This is our whole entire lobby. My desk is right here. Oh, this is -- right here. This is the closest desk but my desk is right here.

Q Okay. And is that viewpoint from at or near the front door?

A Pointed at the door. So I can see this whole entire lobby right here.

Q Okay. And then 33, what is this showing?
A This is just showing the picture from the door's aspect. So when you walk in through the door, this is the first thing you see, which is the chairs, the teller desk and the actual console right here.

Q Okay. So what's at the end of that picture, those are the teller desks?

A Correct.

Q And that console, is that like an island, a check-
writing island or counter?
A Correct. Uh-huh.
Q And that check-writing counter you can see also in Number 32?

A Yeah. I can see it right there. My desk is right here. I can see that and I can see everything else from here.

Q So from your -- like you said, from your desk you have a good vantage point of the bank?

A Correct.
Q Okay. Let's go back to July 23rd. As you're there you were helping a customer. Is it kind of routine for you as people come in you're kind of watching to see who comes in?

A All the time.
Q All the time?
A Yeah.
Q Pretty much everybody that comes in?
A Correct. Uh-huh.
Q Is that -- is there training for that or is that just your --

A Yeah, I was -- so technically I used to be a security guard, so \(I\) kind of know about this stuff. So I just, you know, was always looking out and I was always watching my surroundings and everything. And especially working at a bank, you know, I just, you know, always kept an eye out and everything. I always wanted to make sure,
you know, everything seemed in place and everything seemed [unintelligible], so \(I\) just kept my eye out.

Q And this back area here where your desk -- does my hand show it --

A Yeah.
Q -- this back area here, is there somebody else that sits at one of those desks as well next to you?

A Correct. Uh-huh. My co-worker banker, which is Matthew, he works on this area here.

Q Is that Matthew Pedroza?

A Correct.

Q All right. So as you're helping customers, watching people come in, what do you observe?

A On this instance, like I said, I was with a customer and then \(I\) was noticing that there was two customers that were waiting in line, patiently waiting. Then after that \(I\) noticed that, you know, two customers came in that actually didn't fit the picture, what it was, actually. I noticed that my -call it intuition or not, but my red flags, you know, woke up. It was just, you know, I just noticed something really odd about it.

When they first walked in I noticed that and then I sent a message to my, you know, my -- because they were sitting -- they were waiting in line but at the same time it just didn't seem very -- what's the right word -- they just
didn't fit to the scene. Typically the customers that we get on a day-to-day basis in that branch is mostly retired people or people that have -- you know, that they're working hard and just coming in to cash their checks on their lunch time or people going to work or people in their gym shorts. When I saw the -- when I saw the, well, the accusers (sic) come into the branch, I saw them come in and they were -- they stuck out to me just from the fact nobody really dresses up that way in our branch.

So right away I messaged my manager. We have a little messaging system that we -- all bankers, you know, and all tellers communicate. And I said, hey, heads up, you know, heads up -- you know, just heads up, I'm with a customer. So she got up --

Q Let me just pause you right there.
A Yeah.
Q I just kind of want to clear up some things that you talked about. First -- and you described how they didn't fit the picture based on clothing.

A Correct.
Q And then age, also. You said a lot of retirees bank there --

A Correct.
Q -- and they didn't seem like retirees?
A Uh-uh. Not whatever.

Q And then you sent a message to your manager, Chelsey, to say, hey, just my intuition, heads up?

A Correct. Uh-huh.
Q Okay. You also said something about -- I think you said the word accusers. Do you see the individuals in the courtroom today that went into your branch?

A I do, actually.
Q Can you point to them and describe what they're wearing in court today?

A One of them is wearing khaki pants and one of them is wearing a grey shirt and one of them is wearing a button-up purple shirt.

MR. SCOW: Your Honor, can the record reflect
identification of the defendants? THE COURT: It will.

BY MR. SCOW:
Q So those are the individuals you saw that went into the branch and were waiting in the line?

A Correct.

Q Where does the line form?
A The line -- can I use this?
Q Yeah, use the mouse. It will kind of --
A So the line forms right here. We have a little pole that stands right about here that says please wait while a teller reaches to you. It's just a little wait sign, pretty
much. And the line forms from here all the way back here.
Q And that's next -- is it fair to say it's right next to that check-writing counter?

A Correct. So literally just maybe right here, like around this area right here.

Q Okay. And after you sent a message to Chelsey, what happened?

A My manager got up and -- well, she sent a message to my other banker as well, which was Matthew Pedroza, which he sits right here. Sends another message --

MR. BROWER: Judge, I'm going to object to what
somebody else sent. Calls for speculation.
THE COURT: Unless you saw her send.
THE WITNESS: Oh, well, she --
THE COURT: She told you later?
THE WITNESS: Yeah.
THE COURT: All right.
THE WITNESS: Well, I mean, I saw him get up first.
When I sent her the message, he got up first, which I'm assuming he --

MR. BROWER: Judge, calls for -THE COURT: Lay a foundation how he knows about the message.

BY MR. SCOW:

Q So we'll just go through what you observed.

A Okay.
Q If you don't see or hear anything, we don't want you to kind of guess as to what's happening. Just say what you saw.

A Okay.
Q Okay.
A And then --
Q That's okay. So after you sent a message to Chelsey, what happened? What do you see?

A I see my banker get up and go greet the customers. At this time the other two -- the other two customers that were ahead of them, they actually went to the tellers, each in one of them, which was located at each corner. They were helping them out and they were standing right here. My banker, Matthew, goes up to them and, you know, introduces himself. It's more of a technique that we have in U.S. Bank where, you know, just to deter -- you know, just to deter the actual -- you know, the accuser (sic) that's coming in or, you know, a robber or anybody that comes in to actually -- you know, just to prevent that from happening or just to see, oh, they're all alert.

So he goes up there and he introduces himself as Matthew, shakes his hand and everything. And I heard him even offer coffee to them, like, hey, you know, there's some free coffee, you guys can get some coffee if you guys want and
everything, and they said they don't need any help. Then after that he goes and he sits back down and that's when I go --

Q And just to be clear, when you say "he," who's he?
A Matthew. Sorry.
Q Matthew goes back to sit down?
A Uh-huh. Matthew goes back to sit down and then I see my manager get up. And at this time she goes back into the back counter and then that's when it was their turn to go up.

Q Let me pause you again. If you want to use the mouse to like direct where things are occurring, that's fine.

A Oh.
Q Just show us where Chelsey was when she got up.
A When she -- well, she sits right here, and then she got up and she came all the way back here to this location right here.

Q Okay. Is there a door to get to that back location or can you just walk back behind --

A Correct. It's right here. The door is right here and then there's another back door here, so there's two doors. There's a little small ledge and then there's another door that you actually need a key to get in.

Q Okay. So the first one, is that like a swinging door that you kind of push or pull to go through?

A Correct. It's a little lock mechanism. You just unlatch it and then just walk to. Anybody could do that.

Q Okay. Then behind that is one with a key to get in?
A Correct. Uh-huh.
Q Okay. So you testified that Chelsey went back there to that door?

A Correct.
Q What happened then?
A After that \(I\) kind of lost -- that's when \(I\) didn't really focus on what was going on. I was helping the customer. And that's when I see my farthest teller -- on the other image, if you -- on the other image where the teller line shows.

Q I'm showing you now 33.
A Correct. My other teller, what she was looking at here. That's when I see, you know, the accuser (sic) that was here first. He walks out and then I see her crying and walking out and I see them both here just panicking and then I just see them walking out. And then once I saw that, I kind of got alerted and I was like, what happened? And my customer that was in front of me, he kind of noticed that \(I\) was acting really odd and not really focusing on him when I was -- you know, when \(I\) was trying to open this account for him.

Q So you're focused on what's happening at this point --

A Correct.
Q -- ignoring your customer?
A Correct. Correct, because I saw my teller, which was right here, just run --

Q Do you know her name, the teller?
A Allyson. Allyson.
Q Sorry, I was talking over you. So the one on the far right side of this image 33 was Allyson?

A Correct. Allyson right here. I see her, you know, just run, like literally run and then hold her hand on her face and run all the way to the back. That's when I kind of lost focus and I was, what's going on exactly, and then, like I said, that's when I saw them both leave out of the branch.

Q So, and then you said that one of the individuals, one of the defendants went to this teller?

A Correct. Uh-huh, which her name is Melanie.
Q Sorry, what was her name?
A Her name is Melanie Terada.
Q Melanie Terada?
A Uh-huh.
Q So just to be clear, though, the two individuals that you pointed out in court today, they're the ones that approached each of those tellers, one on the right, one on the left?

A Correct.

Q And after a short interaction they both walked out?
A Correct.
MR. SCOW: And I'm going to publish now, Judge, for the jury some of Exhibit now 27.

BY MR. SCOW:
Q What do we see here, Alex?
A I see the -- I see a customer and I see the front door and I see the camera to the actual lobby and then another one from the door, and then another one pointing at the actual teller line.

Q Okay. So we'll start at the top left. Is this showing the teller stations of your branch?

A Correct.
Q The top right is similar to the pictures that we've been showing. That's the lobby area with the check-writing counter?

A Correct.
Q The bottom left, is that showing outside the front door?

A Yes.
Q And then on the bottom right, is that kind of near the door, the locked door to get back behind the tellers?

A Correct.
Q So as we're -- I'm going to pause it here. The bottom left, we'll focus on that one first. Do you recognize
what's in this image here?
A Yeah, I do.

Q What do we see?
A Well, we see the two accusers (sic) coming into the branch.

Q Okay. So you said the word again, accusers, do you know what an accuser is?

A Well, I mean -- well, I mean, let's just say the defendants. Sorry.

Q That's fine. An accuser is one that accuses someone of a crime.

A Oh, okay.
Q So were these the suspects? Is that --

A Correct.

Q -- kind of the word that you were looking for?
A Yes. Sorry.
Q So these are the ones that you had seen walking in the bank?

A Correct.

Q And these are the defendants you've identified in court as well?

A Correct.
Q You were in the lobby where you could see everything and you saw them in person?

A Correct.

Q What you observed that day, did you see them walk in together?

A I first saw them, if you look at the -- when you get to this part you see them walking in together, but you see them breaking up into like they don't know each other kind of situation where they both single filely -- you know, they -I don't know if they were talking to each other, but then you see them single-filely just stand in line and not interact with one another. And typically whenever you come in together you're talking to your friend or you're talking to your buddy or, you know, if you know the person you would come together kind of situation. But in this instance, you know, they came in and they single filely stand in line and not even talk to one another.

Q So is this part of like -- from what you described before you said you had some flags going off, your own internal flags. Is that part of what was sending flags off for you?

A Correct.
Q And is this the area where you first noticed them then, by that -- in that line?

A Correct. When they first walked in and then I saw -- well, pretty much in this area right here, yeah.

Q So I was just wondering if you saw them actually walk in the door together.

A Yeah. Correct.
Q Okay.
A Uh-huh.

Q I'm going to have this continue on. And as it goes, just kind of tell us what you observed and what you recognize and who you know.

A Okay. As I see, like I said, I was sitting in this area right here and \(I\) noticed that they were still -- and then Allyson was still with a customer, which was on this end.

Q And if you can speak up a little bit. You said Allyson was on the right side?

A Correct. On the far right-hand side right here where my mouse is at. And this is my banker walking up, you know, greeting them. And --

Q And that's Matthew?
A Correct. And then, like I said, he even offered them coffee and everything. And that's when he walked away.

Q From where your desk is at, can you see the customer leaning back in the chair back where you're at over here?

A Correct. That's my customer that was there.
Q And you're right on the other side of that customer?
A Correct.
Q So from over there to right here -- I mean, from this camera it's hard to tell distance. How close is that from where you're seated?

A Maybe at least ten, ten feet. Around -- yeah, ten feet. Around there pretty -- fairly close, so from like here to like where you're sitting at.

Q From me to you?
A Correct.

MR. SCOW: Marshal, is there an estimate of distance from the stand to me? Do you have any of those? THE MARSHAL: I don't have -MR. SCOW: No? THE MARSHAL: I would say it's 20,25 feet. MR. SCOW: I don't know if you have measure -- I just wondered if you have measurements.

THE MARSHAL: No.

BY MR. SCOW:

Q Okay. So you approximated ten feet, but somewhere around between me and you?

A Correct.

Q Now it's playing again and we'll just kind of watch. Who is that that just came out on the left?

A That's my manager, Chelsey.
Q In the white shirt?

A Correct.

Q This is when I saw them, yeah, just standing. This is when I kind of took my eyes off. I was trying to focus on the customer. And right here, this is when \(I\) kind of saw her
running back. And then -- yeah, this is Allyson leaving and then this is the defendant leaving. And that's when I got up. That's when I completely lost focus on what I was doing, which was opening an account and everything.

Q Okay. So after -- you've described what you had seen and when we reviewed some of the video you kind of walked us through it again. When they walk out of the branch, out of the front door, can you see outside? Do you know which direction they went?

A I did not see that part. Like I said, clearly my focus was at my tellers and, you know, trying to see what just exactly happened. Like I said, I was just like, is everything okay, what's going on? So -- uh-huh.

Q So just a couple questions. Did you -- were you ever -- did the police ever show you a lineup or anything like that to identify potential suspects?

A No.
Q And as you sit here today, how certain are you that these two individuals are the two that you saw in the branch that day?

A Very sure.
Q Very certain?
A Uh-huh.
MR. SCOW: Okay. I'll pass the witness, Judge. THE COURT: All right. Mr. Brower, cross?

BY MR. BROWER:

Q So, Alex, you said today that the typical people that come in your bank are retirees; correct?

A Correct.

Q Or people in gym shorts?
A Typically around there and hard-working people.
Q And so that's what caught your attention to these individuals, they weren't retirees and they weren't in gym shorts?

A Correct. Well, yeah.
Q Well, so didn't you tell the police what caught your attention is that it's kind of weird for skinny black people to come into your branch?

A Not necessarily. I wouldn't say that.

MR. BROWER: Judge, may I approach?
THE COURT: You may.
BY MR. BROWER:

Q I'm just going to ask you to read over that paragraph, okay?

A Which one? The whole thing?

THE COURT: Yeah, just read it -MR. BROWER: Yeah, just read it to yourself, not out loud.

THE COURT: I'm sorry. Quietly to yourself.

MR. BROWER: Sorry, Judge.
MS. SCHIFALACQUA: Did you have a page, counsel?
I'm sorry.
MR. BROWER: It's his statement. The second page.
MS. SCHIFALACQUA: Right. A specific page, because he never said that exactly, so I just want to know what you're directing him to.

MR. BROWER: I'll bring it back to you.
MS. SCHIFALACQUA: Thank you.
BY MR. BROWER:
Q Are you done with that?
A Correct. Okay, I did. Uh-huh.
Q So did you tell the police that it was weird and what caught your attention was that when skinny black people come in that's kind of unusual?

A I did.
Q Okay. Is that what you thought?
A At that instance?
Q Sure.
A Yeah. When that came in, when that happened, like I said, it was just more of the instance when they walked into the branch.

Q Well, so you said, "Skinny black people, the way they're dressed, it always picks up my senses. They came in, it was very sketchy."

A Correct.

Q Okay. Just because they're black?
A \(\quad\) No.
Q Because they're skinny?
A \(\quad\) No.
Q Okay. That would be skinny and black?
A No.

Q All right. So when you look around the courtroom today, how many skinny black people do you see in court?

A I see two of them.

Q Two. So that's the only two you could possibly pick out today; correct?

A Well, yeah.
Q Did you tell the cops that you saw any tattoos?
A No, I did not. I don't think I did.

Q Did you tell the cops that you saw sweat?
A \(\quad\) No.

Q No? Actually you weren't able to observe whether people were sweating or not; correct?

A Correct.
Q Okay. So that didn't catch your attention, whether somebody was hot or sweaty, just that they were skinny and black?

A Yeah.
Q Okay. And I think you actually told the police the
only thing you noticed was their clothing; correct?
A Correct.
Q Okay. So you didn't say anything about facial
features or facial hair?

A No. None whatsoever.
Q Or tattoos --
A Uh-uh.
Q -- or sweat or anything else, just their clothing?
A I might have said the sweat part.
Q Actually I think you said you didn't notice it. I can show you the page, but.

A Oh.
MR. BROWER: Judge, may I approach?
THE COURT: Yes. You may move freely.
BY MR. BROWER:
Q You can look at that highlighted section. Just don't read it out loud.

A Okay.
Q So you said that you didn't notice whether anybody was sweating, you just noticed clothing; correct?

A Correct.
MR. BROWER: Court's indulgence.
BY MR. BROWER:
Q I'm just going to ask one more time, as you look around the courtroom today there's only two people that fit 115
even close the identities that you gave the police; correct?
A Correct.
MR. BROWER: No further questions, Judge.
THE COURT: All right. Mr. Hughes.
CROSS-EXAMINATION
BY MR. HUGHES:
Q Sir, I think you said this, The usual customers in your bank are either retired people or hard-working people.

A Correct.
Q And I guess the two black people you saw weren't old enough to be retired, in your mind, is that right?

A Not necessarily.
Q They could have been retired?
A Well, I mean --
Q How old do you think these two people were that you saw at your bank?

A Around -- the defendants, right? Around 20's and 30's. Late thirty-ish or mid-ish.

Q Late 30's?
A Uh-huh.
Q Generally do people retire at that age?
A No.
Q So did you think that the two people you saw in front of you couldn't be hard working?

A I don't know.

Q But you said this was -- your red flag went up because some people came into your bank that didn't fit the profile, is that right?

A Correct.

Q And the profile you gave us is retired people and hard-working people; right?

A Correct.

Q So your red flag going up meant that the people, the two black people that came into your bank were neither retired or hard working?

A Correct.
Q So you don't know any hard-working black people?
A I do.

Q What made you think that the two people at your bank weren't hard working?

A I don't know. You may call it intuition, I guess, but.

Q Was it -- Do you have a lot of experience with black people?

A Correct.

Q I'm sorry, it was a question.
A Yeah.

Q Do you have a lot of experience with black people?
A I do. I come back -- I come from Long Beach, so I'm very familiar with that kind of demographics. I actually
went to a school that kind of dealt with that whole entire demographics, which was Hispanics and, you know, black people and then, you know, a little mixture of Asians back and forth. So I kind of know that whole demographics and how it is and I kind of know when somebody is up to no good kind of situation. I mean, that's just something that \(I\) kind of grew when I was living there.

Q And this is from your experience at high school?
A No. This is just being general, just being out in my day-to-day life. You know, they're going out --

Q In Long Beach?
A Correct.
Q Have you ever had some unhappy experiences with black people?

A Can you elaborate that?
Q Well, did you ever have a fight with a black person?
A Never.
Q Has a black person ever stolen something from you?
A Never.
Q Has a black person ever lied to authorities about you?

A Never.
Q I'm trying to guess at what would be a problem. Instead of you just saying no, I've never had a problem, you sort of wanted me to elaborate. So I can keep guessing or
you could --

MR. SCOW: Obection. Judge, I'm just going to
object. It's getting --
THE COURT: Well, that's sustained.
MR. SCOW: Thank you.
THE COURT: Just ask the question. You don't need
to preface it or --
THE WITNESS: Okay. So, never, okay. Never had an issue with that.

BY MR. HUGHES:

Q Okay. I believe you said that your banker Matthew approached these two individuals in line, is that right?

A Correct.

Q And you indicated you heard him, you heard the verbal exchange between Matthew and these people?

A Correct.
Q Does that mean when I go to my bank and the banker approaches me, they're trying to diffuse a potential situation?

A What do you --
Q Because this has happened to me before. I'll be in line and somebody will approach me and I'll wonder why. I'm kind of offended now.

A Uh-huh.
Q It wasn't a question.

MS. SCHIFALACQUA: Really, Judge? I mean --

THE COURT: I think Mr. Hughes just sustained his own objection to his question, so.

MR. HUGHES: I even withdrew the question and
answer.
BY MR. HUGHES:

Q What were the two individuals wearing that day in the bank?

A That day? Like I said on my description, like I said it was --

Q Well, I'm asking you right now.
A That day they were wearing black Air Force Ones. They were wearing jeans. One of them was wearing a sweater, was wearing a track sweater, was wearing a doo-rag as well and wearing a hat and wearing glasses and a button-up shirt which was kind of like a flannel kind of style.

Q And it's your testimony that from the -- this was in July of this year, the incident at the bank. You haven't -- you were not shown any police lineups. Did you have an opportunity to review any of the bank surveillance?

A No.
Q So your identification of these two individuals today is based solely upon the time in the bank five months ago?

A Correct.

Q And at that point in time is it fair to say they were the only two black people in the bank, the day of the incident?

A I can't remember.

Q But we just saw the video. Did you see any other black people in the bank?

A I mean, we reopened again, but \(I\) can't remember.

Q But it is fair that they are the only two black people in the courtroom today?

A Correct.

Q And it helps that they're sitting at the table labeled Defendant?

A Correct.

MR. HUGHES: Thank you.

THE COURT: Any redirect?

MR. SCOW: Yes, Judge.
REDIRECT EXAMINATION

BY MR. SCOW:

Q So you learned what had unfolded in the bank. This was a pretty startling event for you; right?

A Correct.

Q The flags that were going off in your mind, they happened to prove correct; right?

A Yeah.

Q Now, I'm going to clarify because you were asked
some mischaracterizing questions that mischaracterizes your statement, so I need to clarify some of those, okay?

A Yeah.

Q The description that you just gave regarding the clothing, you described glasses, black Air Force Ones, a track jacket, a goatee. Pushed the door open with his forearm. One was wearing a black hat and had a doo-rag underneath. You gave all those descriptors to the police?

A Correct.
Q And please keep your voice up so we can --
A Oh, yeah. Sorry. Correct.
Q Have you reviewed the statement that you gave to the police?

A Uh --
Q Have you seen a copy of that at all?
A No, not at all.
Q You've never read a transcript of the audio recorded statement you gave to the police; right?

A I think so. Yes, I think I did, actually.
Q Oh, you did?
A Uh-huh.
Q Okay. So in this you described when the individuals first came in. You were asked by Mr. Brower if two skinny black guys was what raised your attention and I'm just going to have you read it, all of what raised your attention, so
that it's clear.

A Okay.
Q This is page 3. I'm just going to have you read the whole paragraph and when you're done with the description I'll have you stop.

A Okay. So from here; right? Fourteen?
Q Yeah. The "A," that's your answer --

A Okay.
Q -- so why don't you just start from there.

A I said, "I know it's kind of funny, but I kind of get a sixth sense with people, especially when you walk in and, you know, you have that vibe. I used to be a security guard so I kind of get those vibes. But they walked in and I used" -- I'm sorry. "They walked in and, I mean, they looked really sketchy, first of all, you know, coming in walking into the branch that way. I'm not trying to racially profile anybody or anything like that, but typically when you see two skinny black people that come -- that coming in like, you know, just that way, just the way they were dressed, it's normally something that \(I\) always, you know, know. Always, you know, it always picks on my sense. I'm like, wait a minute, this doesn't feel right. First of all, they came in very sketchy, come in together and at the same time they broke away and then that's when \(I\) was like, hey, heads up, you know, this is -- this is not looking very good. So I sent that
message to my manager. She was like, Who? I mean, the guys in line."

Q So the defense attorney asked about one thing that you said in there and asked if that was the reason that they stood out to you, that they were skinny black people.

A Right.
Q But you mentioned in there how the way they looked was sketchy and you were talking about the manner of their dress?

A Correct.
Q And the fact that they walked in together but then stood in line as if they were separate or didn't know each other?

A Correct.
Q And all of these things stood out to you as far as, hey, I sent a message to my manager saying keep an eye out?

A Correct.
Q And you also mentioned the fact that you used to work security. You mentioned getting vibes or a sense of when danger might be occurring?

A Correct.
Q Did any of that have to do with their race?
A No.
Q You also mentioned in your statement to the police something about that you -- page 4 -- came from Long Beach,
as you mentioned here in court, and that you were around that type of crowd all the time. That was your home town, that's where you grew up?

A Correct.
Q You said, "I used to live in a very ghetto place?"
A Correct.
Q And as you mentioned, you grew up among Hispanics, African-American, different race?

A Yeah.
Q What are you, what's your racial background or ethnic background?

A Well, I'm Hungarian-Hispanic, I'd say. I guess Hungarian and born here in the USA in California.

Q Okay. And you were asked -- the detectives when they interviewed you, you were asked about the one that hit Mel and the one that hit Allyson, and you gave descriptions for each of them; right?

A Correct.
Q You said one was wearing a track jacket?
A Uh-huh.
Q One was wearing a doo-rag. Glasses. It looked like prescription glasses.

A Correct.
Q These are things that you're noticing from your

A Correct.
Q Black Air Force Ones?
A Correct.
THE COURT: I think, Mr. Scow, let's take a break.
MR. SCOW: Okay.
THE COURT: Ladies and gentlemen, we're just going to take a quick final afternoon recess, just about 10 minutes. It will put us a couple minutes in front of four o'clock.

During the brief recess you are reminded you're not to discuss the case or anything related to the case with each other or anyone else. You're not to read, watch or listen to any reports of or commentaries on the case or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium and do not form or express an opinion on the trial.

Please place your notepads in your chairs and follow the bailiff through the double doors.

And, sir, during our brief recess do not discuss your testimony with anybody else. Okay?

THE WITNESS: Okay.
[Court recessed from 3:47 p.m. until 4:07 p.m.]
[Inside the presence of the jury]
THE COURT: All right. The Court is now back in session. And, Mr. Scow, you may resume your redirect examination.

MR. SCOW: Thank you, Judge.

\section*{REDIRECT EXAMINATION (Continued)}

BY MR. SCOW:
Q Alex, I think I was in the middle of going through the description that you gave, the details that you've given of the clothing and the people, the two guys that were in the bank. It's fair to say you gave a lot of descriptors as to articles of clothing, things they were wearing, things about them, is that correct?

A Correct.
Q You gave details from head to toe?
A Correct.
Q The shoes they were wearing, things on their head. Facial hair. The type of clothing. You seemed that you were being very observant.

A Correct.
Q Is that kind of based on your background as a security officer?

A Just in general I've always been an observant person. A little bit of me, I was an art student, so I pay attention to very -- types of arts. I'm pretty much a very observant kind of person. Was always a learner with visuals, always looked at things, always managed to remember things like the actual images or pictures or whatever it is.

Q Okay. When you were first testifying, when I was 127
first asking you questions, you talked about they didn't fit the picture as far as the type of clothing they were wearing. Your typical customers are retirees or like working class. I don't remember exactly the words you said.

A Correct.

Q Or if they're not in their work attire, they're in like jogging outfits from working out?

A Correct.
Q And Mr. Hughes in his questioning of you described your testimony, saying that they didn't look like they were hard-working people. Is that kind of what you meant, that they were hard-working or just like working-class people? I want to know.

Q What I meant by that, I meant more of -- what \(I\) meant by that is like more of like you see people with your traditional suits that come in there. I'm not saying they weren't hard-working people, but yet you see more people coming in with shirts and ties or polos or, you know, slacks or, you know, you see people coming in having a leisure day which is, you know, gym shorts and whatnot. And as \(I^{\prime} m\)-you know, as I'm looking at this and \(I\) know it was in July, one of the things I rang out as I'm reviewing this as well in my mind, it's the middle of July. It's 115 degrees outside. Who's going to wear a track sweater outside at that time? I've never met anybody that's going to be wearing a
track suit -- I mean, a track jacket out in the blazing heat of July.

Q In Las Vegas?
A In Las Vegas.
Q And in your statement to the police on page 6 in describing the type of people in your branch, in addition to retired or the blue-collar worker, folks like that, is that kind of what you mean by like blue-collar working type people?

A Correct.
Q Okay. And you were also asked whether the fact that there's only two African-American men in the court, whether that assisted you in your identification. Did that have anything to do with the fact that when you come in here today and you identified these two individuals as being involved that you saw in the bank that day, does that have anything to do with it or just these are the two guys that you saw?

A These are the two guys I saw. MR. SCOW: Okay. I don't have any more questions. Thank you.

THE COURT: All right. Any recross?
MR. BROWER: Not from me, Judge.

THE COURT: Mr. Hughes, any recross?
MR. HUGHES: No, Your Honor.
THE COURT: Do we have any juror questions for the witness? All right, I see no additional questions. Thank you
for your testimony. Please do not discuss your testimony with anybody else who may be a witness in the case. THE WITNESS: Thank you. THE COURT: Thank you, sir, and you are excused. MS. SCHIFALACQUA: And, Your Honor, the State calls Matthew Pedroza.

\section*{MATTHEW PEDROZA}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record. THE WITNESS: Matthew Pedroza. First name M-A-T-T-

H-E-W. Last name \(P-E-D-R-O-Z-A\). THE COURT: Thank you. MS. SCHIFALACQUA: May I, Your Honor? THE COURT: You may proceed. MS. SCHIFALACQUA: Thank you.

DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Mr. Pedroza, let the ladies and gentlemen of our jury know how you are currently employed, sir.

A I'm employed through U.S. Bank as a personal banker.
Q Okay. And how long have you worked at U.S. Bank?
A For about four years now.
Q Okay. And what location do you currently work?

A At the Eastern and Horizon location in Anthem.

Q Okay.

\section*{[Pause in the proceedings]}

BY MS. SCHIFALACQUA:

Q Mr. Pedroza, that's in Henderson, Clark County, Nevada, is it not?

A Correct.

Q Okay. And I'm showing you what's been previously admitted as State's 28. Let me do this. Do you see the location on that overhead map, sir?

A Oh, it's right here.
Q Yes.
A Yeah, right there.

Q Okay. And that mouse, you can actually move it.
A Oh.

Q So do you want to point out where you work? And now, you said that you've worked at U.S. Bank for four years. How long at that location?

A For about two years.
Q Okay. And where were you before that?
A Right across the street inside the Smith's Grocery Store.

Q Okay.
A Yeah.

Q So you were at an in-store and now you're at a
regular, traditional branch?

A Correct. Uh-huh.
Q Showing you State's 29, what are we looking at there?

A This is -- right here this is like the front entrance, so this is where you would go right here for drivethru ATM and then right here is the front entrance.

Q Okay. And then I'm going to show you State's 32 that's been previously admitted. What are we looking at there, sir?

A This is inside the branch right here, right by the -- when you first walk in.

Q Okay. And where are you -- Can you describe or kind of orient the jury as to where you are seated at that branch?

A I'm right here. My desk is right here.
Q Okay. And on July 23rd of 2018, were you working at that location?

A I was.

Q And describe approximately at 11:30 in the afternoon what did you observe that happened that has you testifying here today with us?

A Well, I witnessed two guys come into the branch and when I saw them come into the branch I went up and I introduced myself to them.

Q Okay. Now, let's go back and talk about some of
your duties.
A Sure.
Q What is your current assignment? You indicated, but let's talk about your duties in your current assignment.

A Yeah. Well, my duty as a personal banker is not only to, you know, open up accounts, do loans and things like that, but also provide a good customer experience for whoever walks in.

Q And so when you saw two gentlemen that walked into your branch on July 23rd of 2018, can you describe the men for our members of our jury, please?

A Yeah. They were African-American, about -- a little bit taller than myself.

Q How tall are you, sir?
A I'm about 5'10".
Q Okay.
A Yeah.
Q So a little bit taller than you?
A Uh-huh.
Q Is that a yes?
A Yes.
Q Okay. And did you notice anything else about them? Did they walk in together? What did you notice? Tell our jurors.

A Yeah, they walked in together. They came in. They 133
just went to the check-writing stand, which is right there in the middle.

Q Okay. I'm going to show State's 32 again so that we can kind of -- you can show them.

A Yeah. So they went over there and then they got back in line. That's when \(I\) went up and approached them and introduced myself as Matthew, the personal banker. How are you guys doing today? Is there something I can help you out with? One of them said that he was just there to cash a check. So I told him, okay, that's great. Unfortunately that's something I can't help you out with, but one of my tellers will be happy to help you. We've got some of our best ones up there, they'll be with you shortly. I told them there's coffee over there in the corner; help yourself if that sounds good to you.

Q Okay. And do you remember if you asked them if they were together?

A I did, yeah. After I talked to the individual that was in the front, I asked the person behind him, Are you guys together? And he nodded his head yes, that they were.

Q Do you remember anything else about them as you sit here today with regard to your interaction at that time?

A What do you mean?
Q Did you notice anything about their features? It was July; right?

A Yeah.

Q What, if anything, did you notice about them?
A Uh --

Q Do you remember their clothing? Let's go back.
Let's start with that. Do you remember their clothing?
A Uh, not at this time. I can't remember like exactly what they were wearing.

Q Okay.
A They weren't like masked or anything like that. You could see their face and everything like that, so.

Q Okay. And so with regard to you approaching them as customers, did you ever shake their hand?

A I did. Uh-huh.

Q Each one?
A No. Just the one -- whoever was in the front.

Q Okay.
A The front of the line.

Q That's what you remember?
A Yeah.

Q And with regard to why you went up to them, describe for the members of our jury why you went up to them as a personal banker.

A Oh, okay. So I figured they were customers, just new customers. I hadn't seen in there before, so I just went up to them and, you know, introduced myself and make sure that
they have -- part of being a good experience. So when you first walk in the bank, make sure the very first thing is a positive experience.

Q When you say to our jurors that you didn't recognize them as customers, specifically at your branch, not the instore but the branch that's a stand-alone --

A Uh-huh.
Q -- is it fair to say that you have a regular customer clientele?

A Yes.
Q Okay. And did you recognize them as anybody who had been in the branch before?

A No. They were -- I just knew -- I knew they were there for the first time.

Q Okay. And so do you get regular customers that you recognize either them having a bank account or a business account with you and/or just people that come in and cash checks regularly?

A Yeah.
Q Okay. And so they fit neither of those profiles, if you will?

A Correct.
Q Okay. Is that something that you were alerted to or were you not alerted at all?

A I was not alerted to.

Q Okay.
A Yeah.

Q Let me ask you this. Do you have a messaging system within your branch, sir?

A Yes, we do.
Q Okay. Through the employees, I mean?
A Uh-huh.

Q Is that a yes?
A Yes, that's correct.

Q I'm sorry. They take down everything you say --
A Okay.
Q -- so you can't -- they won't pick up uh-huh, uh-uhs or anything like that. Mr. Pedroza, with regard to that messaging system, did you remember or did you receive any messages on the date of the robbery while you were at work?

A No. I don't remember reading any of them.
Q Okay. So for your purposes when you got up to greet the two gentlemen, there wasn't any technique involved as far as some message sent to you, was there?

A No. Just come up to them, just to provide a good customer experience for them.

Q Okay.
A Yeah.

MS. SCHIFALACQUA: Court's indulgence. I'l pass the witness, Your Honor.

THE COURT: All right. Cross?
MR. BROWER: Court's indulgence. Judge, I'm going to pass at this point in time.

THE COURT: Okay. Mr. Hughes, do you have any cross?

MR. HUGHES: No, Your Honor. I have no questions.
THE COURT: All right. Do we have any juror questions for the witness? All right. I see no additional questions. Thank you for your testimony. Please do not discuss your testimony with anyone else who may be a witness in the case.

THE WITNESS: Thank you.
THE COURT: Thank you, sir. You are excused.
THE MARSHAL: Right this way.
THE COURT: And the State may call its next witness.
MR. SCOW: Chelsey Gritton.
THE COURT: And please remain standing and face our court clerk right there.

\section*{CHELSEY GRITTON}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name.

THE WITNESS: My name is Chelsey Gritton.
\(\mathrm{C}-\mathrm{H}-\mathrm{E}-\mathrm{L}-\mathrm{S}-\mathrm{E}-\mathrm{Y} \quad \mathrm{G}-\mathrm{R}-\mathrm{I}-\mathrm{T}-\mathrm{T}-\mathrm{O}-\mathrm{N}\).

THE CLERK: Thank you.

THE COURT: All right. Thank you.

You may proceed.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:

Q How are you currently employed?
A I work for U.S. Bank as the bank manager.
Q Which branch are you the manager of?
A I am the manager of 10565 South Eastern Avenue,
Henderson, Nevada 89052, the Anthem location.
Q Okay. And we just had Matthew leave the courtroom.
Did you see him leave the courtroom?
A I did.

Q Is he one of your employees?
A \(H^{\prime}\) s my personal banker.
Q And Alex Orellana was in here earlier. Did you see him here, too?

A I did. \(H e^{\prime} s\) my universal banker.
Q Okay. How long have you been working at that branch location?

A I've been at that location for three, almost four years.

Q Okay. And how long have you been in the banking industry?

A I've been in the banking industry going on fifteen, almost sixteen years.

Q I'm going to turn your attention to July 23rd, 2018. At about ten \(o^{\prime}\) clock in the morning what were things like in the bank that day?

A So, the branch that \(I\) work at is a -- it's a smaller niche market. We're in a retirement type of branch. Our customers are basically retirees. So it was busy. We had customers in line. I was with a customer on the phone. So it was relatively a busy branch, but it wasn't crazy like we wouldn't notice people in the bank.

Q Okay. You said you're like a niche market, you have a lot of retirees. Are there other types of clients that come to your bank location or have accounts with that particular branch?

A That is correct. So a majority of the clients, we service the Anthem area so there's a lot of retirement communities around my branch. So we service Sun City Anthem, we service some of the different retirement communities there, so we know the majority of our customers that come in.

Q Okay. So if someone was going to come in and open an account for the first time, there's a good chance that you would recognize that they haven't been there before?

A That is correct.
Q So this morning, July 23rd of this year, what
happened? Was there anything that came to your attention that something might be off?

A So in our branch and throughout the entire U.S. Bank we use a system called Skype, which is instant messaging, and I received a Skype message from my universal banker that said, "Heads up." So we use that type of communication if we feel that maybe something in the branch is not the way it normally is. Like I said, we know our customers that come in, we service them. And so I looked up and I saw two gentlemen standing in the lobby of the branch and I did not recognize them as our normal customers.

Q Okay. Who sent you the message saying, "Heads up"?
A Alex.
Q Okay. What did you do after you got that message?
A So I was currently on the phone with a customer, and so one of the things that we do with everyone in the branch is we rely on service, so at that point I wanted to greet the people in the lobby and provide them service because I didn't recognize them in the branch. I had never seen them before.

Q Were you able to get up and greet them?
A I was still on the phone. I was speaking to a customer on the phone and I was trying to finish up my transaction, so my personal banker, Matthew, actually had gotten up and approached them first before I was able to get over and greet them in the lobby.

Q So you're thinking we need to greet them, you're busy, and before you could do anything about it, Matthew had gotten up?

A That is correct.
Q What happens after Matthew greeted those two?
A So Matthew greeted them in the lobby and then he went back to his desk. I had finished my customer on the telephone and I got up and I then -- because I sit in the corner, and so I got up and I proceeded to go back behind the teller line.

Q Okay. I'm going to use a couple pictures to help you as you describe what you do and where you go. Showing you first Exhibit 32.

A Uh-huh.
Q The mouse that's on that desk there in front of you, you can use that and move the cursor and kind of show on the screen.

A Okay.
Q Can you show first where your desk is located?
A My desk is located back here in the corner.
Q Okay.
A And then my assistant manager's desk is right here. And then Alex, his desk is right here and then Matthew, my personal banker, his desk is right there. This is approximately where they were standing, where Matthew came
over and greeted them. And then Melanie, my teller, was standing here, so she is the first window. So when I left my desk I walked over back behind the teller line and stood back by Mel.

Q Okay. Is there a door that you have to actually go through to get behind there?

A Yeah, it's like a pony wall so it's short, which is like right -- well, it's back behind this check-writing stand.

Q Okay. And is there another door that you have to go through as well?

A Yes. So there is a pony wall here and then there is a door that's back behind this way that gains access back to the teller line and the break room.

Q And so you went through that to stand behind Mel, as you testified to?

A That is correct.
Q And now 33 might give a better angle as to where we're at now. Can you point on there where you are standing behind Mel, your teller?

A So I'm standing back behind her this way. That's where I was standing.

Q Okay. And Mel is at that teller station?
A Yes. So she was at this teller station here and then these three teller stations there was nobody there and then Allyson, my other teller, was standing over here.

Q Okay. Is there -- on the right over here, is there a portion of that that is -- that can't be seen that's blocked or does that get most of that teller station there?

A So that gets most of the teller station, if not all of the teller station.

Q Okay. And it's about as wide out as where you could see the chair there at the end?

A That is correct.
Q So what happens and what do you do after you come back there behind Mel?

A So I come back behind the teller station and he was standing there and Mel was standing to this side of me.

Q Now, let me just pause. You said he was standing there. Who?

A Yes. That gentleman right there -- [pointing] --
Q Okay.
A -- was standing there. And he let us know that he was there to collect the money and he wanted the money in both drawers. And I just wanted to make sure that my team is okay because that's what's most important to us when we work in the bank, so she looked at me and I said yes, and then she started to give him the money. And then while she was handing him and giving him money, the other gentleman was actually standing over here at Allyson's window. So when they went up to the teller line, they split off, and so \(I\) had two tellers that
were being robbed. And so \(I\) went to Mel first because she was closest to me right there at that first station, but then Allyson started to cry and she was very upset. And so -MR. BROWER: Judge, objection as to whether she was upset or not. Calls for speculation. THE COURT: I'm going to overrule. So she appeared upset to you? THE WITNESS: Yes, she appeared upset. Yes. THE COURT: Okay. Go on.

BY MR. SCOW:
Q And you described to us crying?
A Yes. She was crying.
Q And what did you do when you saw that?
A So when she started to cry, she actually turned to walk towards me and I put her back over in her teller station because as managers in the bank the most important thing is our team safety, and so because we don't know what's ever going to happen, the most important thing is to give them the money so that they leave the branch and then we can take care of the team and if there are any customers.

So then she gave him the money, the other gentleman the money, and then after she did that she continued to walk towards me. So I then -- so she was walking towards -- so she -- so Mel gave him the money, and then she had the money and then she turns towards me and then she's starting to walk
away, and so \(I\) pull her -- I put my arm around her and then I pull her back into this area where our break room is just to calm her down, so she's not on the platform anymore.

Q Okay. And did you see the two individuals leave the bank?

A So they -- I had come around and she was over here and then \(I\) came back around because -- and you see them leaving. They were in front of me and then \(I\) locked the door behind them.

Q So you came from back there to walk to the front door?

A Uh-huh. Yes.
Q And you locked it?
A Yes.

Q Did you see what direction they had gone after they walked out the front door?

A So our front door of our building is kind of angled, like it kind of comes to a point, and so once they go around the corner I did not see them. And we're trained that you never go outside, you never look, you always stay inside the building.

Q From your vantage point -- and it looked like you motioned to the right?

A Yeah.

Q They went to the right?

A So it's glass so you can see, but that's what it looked like, yes.

Q Showing you what's been marked as State's Proposed Exhibit 30, do you recognize this?

A Yes. That's the front of our building.
Q Okay. And is the entrance off to the right?
A It's over here, yes. MR. SCOW: I'd move for admission of State's Proposed 30.

THE COURT: Any objection to 30? MR. HUGHES: Submitted. MR. BROWER: Submitted, Judge. THE COURT: All right, 30 is admitted.
[State's Exhibit 30 admitted]
BY MR. SCOW:

Q Showing you first already admitted Exhibit 29, is this the front of the bank?

A Yes.

Q And the front entry is in here?
A Yes.

Q Okay. And then from there where did you see them veer off to the right, what you described?

A This way.
Q Okay. And does Exhibit 30 show that area?
A Yes.

Q And then again, can you show the direction you had seen them go?

A So it's out this way here.
Q And then you lose sight of them going to the right in that direction?

A Correct.

Q As far as going this way, I mean?
A Yeah, I can't see. And like I said, once I locked the door, that's as far as I can go.

Q And the building prevents you from seeing them?
A Correct.

Q Somebody called the police from your branch?
A Yes.

Q And the police eventually respond?
A Yes.

MR. SCOW: Court's brief indulgence.
BY MR. SCOW:
Q Okay. I'm going to do a couple things now. First I'm going to pull up some video, but as this is coming up I just wanted to clarify a couple things or just kind of follow through. You didn't call the police, but at some point did you get on the phone with the 911 operator or the police to kind of get more updates than what the first person could give?

A That is correct.

Q Okay. And then did you do a search for U.S. Bank records to see if Damien Phillips or Anthony Barr had accounts with U.S. Bank?

A We did.

Q And you were given their identifying information?
A We were.

Q Did they have accounts with U.S. Bank?
A They do not.
Q And as the branch manager, do you have access to surveillance video at your branch location?

A So we -- for surveillance video we do have cameras in our branch, but we don't have access to it directly. It has to be requested for corporate security.

Q Corporate security?

A Yes.

Q So like a regional security director would need to do that?

A That is correct.

MR. SCOW: Do you know what to do if a computer says not responding?

THE WITNESS: I just turn it off and turn it back on.

MR. SCOW: Turn if off and turn it back on. I'll try that.

THE COURT: That usually works, right?
MR. SCOW: Let's try again.

THE WITNESS: Or ask someone else.

MR. SCOW: That's what I usually do.
THE COURT: I find a younger person.
MS. SCHIFALACQUA: That's what he was doing, right?
BY MR. SCOW:
Q Okay. So now just orient us as to what you know about the bank location. Is this part of your branch, these different --

A That's my entrance. Yes.
Q Okay. And then these other four camera angles show the interior of the bank?

A That is correct.
Q What's -- let me pause it real quick. This camera shows what?

A So that would be looking over approximately from where Matthew's desk is. So he gets a little bit of the teller line and then he gets the lobby, part of the lobby.

Q Okay. So the teller line, who is this teller here again?

A That's Melanie.
Q And in the back?

A Is Allyson.
Q And from what you describe in the picture in one of the exhibit, the one closest to Matthew's desk, that one is teller station one?

A Yes. That's Melanie.

Q Okay. And is this a view from the front entry?
A That is correct.
Q And this -- right here in the back, who's that?
A That's Matthew Pedroza.
Q Okay. So I'll let it play now and I might pause here and there to ask you questions. The people that you see right now customer-wise, do you recognize them?

A I don't recognize them from this angle, no.
Q Okay. Do you see anything that you recognize from that particular day?

A I recognize the two gentlemen coming in, just going in through the entrance.

Q Okay. From where you were seated, you couldn't see the exterior like that?

A I'm sorry, what?
Q That was a bad question. From where you were seated, you couldn't see the front doors or outside the front doors?

A No, I cannot, because my desk is in the corner.
Q You could just see after they're in and starting to walk into the bank?

A Correct. So once they get to where the middle part of the credenza is there, then I can see them because I looked this way.

Q So are you talking about like the middle of this credenza?

A Yes, sir.
Q Okay. So at this point right here you couldn't see them, still?

A No, I cannot.
Q So we'll go to that view. So about right --
A So the gentlemen -- yes, now I can see them --
Q Okay.
A -- because now they're in the line. So, yes, they' re in my scope of view.

Q And just to kind of help fill things through, is it about this time that you're receiving a message from Alex?

A That is correct, yes.
Q So they were already in this line, from your observations, when you got that message?

A Yes.
Q And we'll want to focus on your actions, but you see right here, who's that?

A That's Matthew. He's going up to greet them and ask them, I'm assuming, if they need help today, just like we're told.

Q Just let us know when you see yourself.
A There I am.
Q Can you use the mouse just to identify yourself?

A Oh, sorry. That's me.
Q Is then when you go to kind of stand behind Mel?
A That is correct.
Q The little pony wall?
A Correct.
Q And then there's a door in the back?

A Yes.

Q Now, when you were standing right there and as you
```

make your way over towards --

```

A Allyson.
Q -- Allyson --
A Uh-huh.
Q -- the individuals that are on the other side of those teller stations, how far away is that?

A The teller station is probably -- it's probably similar, actually, to this, so it's fairly close. We have a computer that looks similar to like this and a keyboard, so it's relatively close distance.

Q Okay. And so you're standing behind Mel, so you're pretty close to them?

A That is correct.

Q And this is still you in the background here?
A That is correct. Yep. And that's where she is coming back and then I take her back around that corner.

Q Okay. And was she crying then at that point?

A She is.

Q And what are you doing here?
A So I'm going to lock the front door.
Q And is that where you see them going -- losing sight of them, going to the right of the building?

A Yes.
Q Do you know if your bank location uses trackers or bait money?

A So they do. Not every drawer carries bait and not every -- the drawers have trackers, but not -- not all the branches use them. So in my particular location we do not use bait money.

Q Okay. Earlier when you were testifying and as you were describing the individuals that were in the store or your branch at that time that had walked up to your tellers and you were indicating that -- you were pointing to them. They're in the courtroom?

A They are, yes.
Q And can you point to them in the courtroom and describe an article of clothing they're wearing?

A What they're wearing now?
Q Right now. Yes.
A So one gentleman is wearing khaki pants and the other gentleman is wearing a purple shirt.

Q Which one is in the khaki pants? I can't see --

A Oh, I'm sorry. This gentleman right here in the glasses.

MR. SCOW: Okay. Your Honor, can the record reflect identification of the defendants?

THE COURT: It will.
MR. SCOW: Damien Phillips with the glasses and Anthony Barr in the purple shirt. THE COURT: All right. BY MR. SCOW:

Q And you had indicated one went to one station and one went to the other. Can you help clarify that for us? Do you know which one went to which window?

A Oh, yes. So that gentleman went to Melanie and I believe that gentleman went to Allyson, I believe.

THE COURT: And the first gentleman that you said
"that gentleman," are you talking about the person in the glasses and the khaki pants?

THE WITNESS: I think so.

THE COURT: Okay. That wasn't clear because she was pointing.

MR. SCOW: Yeah. I was going to try to clarify. THE COURT: All right. Sorry.

BY MR. SCOW:

Q So when you say you think so, is that -- are you as positive about which one was where as the fact that these are 155
the two individuals that were there?

A I know that those are the two individuals. I'm just not 100 percent sure who went to who. It's very fast when it happens.

Q Okay. So you're not sure which one went to which, but how sure are you that these are the two guys that were --

A I am 100 percent sure.
MR. SCOW: Okay. I have no more questions.
THE COURT: All right. Mr. Brower, cross.

MR. BROWER: Just very brief.

CROSS-EXAMINATION

BY MR. BROWER:

Q Did you notice any tattoos on any faces, hands, necks, anything like that?

A I did not.
Q Okay. And did you see any weapons?
A I did not.

MR. BROWER: No further questions, Judge.
THE COURT: Mr. Hughes.
CROSS-EXAMINATION

BY MR. HUGHES:

Q Ma'am, you say there was two individuals in the bank that day. One of them was at the window directly in front of you; right?

A Yes.

Q Mere feet from you; correct?
A Yes.
Q And the other individual was at the other end of the teller windows, for want of a better description. Is that right?

A Yes.
Q So you got a much closer look at one of these individuals than the other; correct?

A Yes.
Q Yet you seem unsure about which one of the individuals was in front of you?

A Correct.

Q How do you explain that?
A Because when you're being robbed the most important thing is the safety of your team members.

Q Agreed.
A And so my point is to get them out of the branch. So I recognize them because they were standing close to us, but it's the best \(I\) can say.

Q Okay. So it is fair to say that you are unsure as to which of these individuals was face-to-face with you and which one was further away?

A Yes.
Q But you are sure that you saw no weapon that day, is that right?

A I did not. No.
MR. HUGHES: Thank you.
THE COURT: All right. Any redirect from the State?
MR. SCOW: I'm just going to ask maybe one or two
questions.
THE COURT: All right.
MR. SCOW: And I'm just getting the video cued up to do that.

\section*{REDIRECT EXAMINATION}

BY MR. SCOW:
Q I'm just going to have you look at the screen. I'm probably just going to ask two things. This is the overview lob.by area; correct?

A Yes.
Q Is this about how close you were to that individual as you were standing behind Melanie?

A Yes.
Q Okay. You didn't stay over there, though; right?
A I'm sorry, what?
Q Sorry. You didn't stay over there, like you see yourself --

A No. I walked towards Allyson.
Q Okay. And about --relatively speaking, are you about the same distance from the other guy when you're over there on the right as to where you were on the left to the
other guy?
A Yes.

Q The distance is about the same?

A Yes.
Q But as you described, when you're in a robbery situation you're trying to focus on the safety of the employees --

A That is correct.
Q -- and you're not trying to distinguish, okay, which guy is where, you just know that these two are those guys in the video?

A That is correct.
MR. SCOW: All right. I don't have anything else.
THE COURT: Any recross?
MR. BROWER: No, Judge.
MR. HUGHES: No.
THE COURT: Any juror questions for the witness? All right. Ma'am, I see no questions. Thank you for your testimony.

THE WITNESS: Thank you.
THE COURT: Please don't discuss your testimony with anyone else who may be called as a witness in this case.

THE WITNESS: Thank you.
THE COURT: Thank you, and you are excused.
And it's almost 5:00, so we should probably take
our evening recess. Ladies and gentlemen, we're going to go ahead and take our evening recess. We will reconvene tomorrow morning at 9:00 a.m.; 9:00 a.m. tomorrow, so we'll have a full day of trial.

During the evening recess you're all reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue and please do not form or express an opinion on the trial. Please place your notepads in your chairs.

Yes?
JUROR NUMBER 5: I have one question.
THE COURT: Sure.
JUROR NUMBER 5: Can you counsel us or advise us on the scope and nature of the kind of questions when you turn to us to ask questions --

THE COURT: Right.
JUROR NUMBER 5: -- if we have questions? THE COURT: You have to write it down now. JUROR NUMBER 5: Okay.

THE COURT: Right. And then get the bailiff's
attention.

JUROR NUMBER 5: Okay.

THE COURT: And then I'll look at it with the lawyers and if it's an appropriate question \(I\) ask, but if it calls for, say, inadmissible evidence like a hearsay question or something like that, \(I\) won't ask it.

JUROR NUMBER 5: Okay.

THE COURT: All right. Notepads in your chairs and follow the bailiff through the double doors. We'll see everyone back at 9:00 abm. tomorrow.
[Court recessed at 4:50 p.m. until the following day, Wednesday, December 5, 2018, at 9:00 a.m.]

ATTEST: I do hereby certify that \(I\) have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.


Liz Garcia, Transcriber LGM Transcription Service
DISTRICT COURT CLARK COUNTY, NEVADA

THE STATE OF NEVADA, )

DAMIEN ALEXANDER PHILLIPS, a.k.a. TRAVIS ALEXANDER PHILLIPS and ANTHONY TERRELL BARR,

Defendants

CASE NOS. C-18-335500-1, C-18-335500-2 DEPT NO. XXI

\section*{TRANSCRIPT OF} PROCEEDINGS
```

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE
WEDNESDAY, DECEMBER 05, 2018
JURY TRIAL - DAY 3
APPEARANCES:

```

FOR THE STATE:

FOR DEFENDANT PHILLIPS:

FOR DEFENDANT BARR:
BARBARA F. SCHIFALACQUA, ESQ. RICHARD. H. SCOW, ESQ.
Chief Deputy District Attorneys
KEITH C. BROWER, ESQ.

EDWARD B. HUGHES, ESQ.
```

RECORDED BY: SUSIE SCHOFIELD, COURT RECORDER TRANSCRIBED BY: JD REPORTING, INC.
C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
INDEX
WITNESSES

## WITNESSES FOR THE STATE:

MELANIE TERADA
Direct Examination by Ms. Schifalacqua ..... 10
Cross-Examination by Mr. Brower ..... 26
Cross-Examination by Mr. Hughes ..... 27
Follow-Up Examination by Ms. Schifalacqua ..... 29
ALLYSON SANTOMAURO
Direct Examination by Mr. Scow ..... 31
Cross-Examination by Mr. Brower ..... 41
Cross-Examination by Mr. Hughes ..... 42
Follow-Up Examination by Mr. Brower ..... 44
Redirect Examination by Mr. Scow ..... 45
Recross-Examination by Mr. Brower ..... 46
AMY KISSEL
Direct Examination by Mr. Scow ..... 48
MANNY SAENZ
Direct Examination by Ms. Schifalacqua ..... 57
Cross-Examination by Mr. Hughes ..... 67
Redirect Examination by Ms. Schifalacqua ..... 69
Recross-Examination by Mr. Hughes ..... 70

## W I T NESSES (CONTINUED)

WITNESSES FOR THE STATE (CONTINUED):
NUR BEGUM
Direct Examination by Ms. Schifalacqua 71
Cross-Examination by Mr. Brower 88
Redirect Examination by Ms. Schifalacqua 92
Recross-Examination by Mr. Hughes 93
MARY GRACE MONES
Direct Examination by Mr. Scow 95
Cross-Examination by Mr. Brower 109
Cross-Examination by Mr. Hughes 110
Redirect Examination by Mr. Scow 111 REGINA COLEMAN

Direct Examination by Ms. Schifalacqua 113
Cross-Examination by Mr. Brower 128
Cross-Examination by Mr. Hughes 132
Redirect Examination by Ms. Schifalacqua 134
Recross-Examination by Mr. Brower 141
Recross-Examination by Mr. Hughes 142
JACOB FEEDAR
Direct Examination by Ms. Schifalacqua 149
Cross-Examination by Mr. Hughes 157

## W I T N ESSES (CONTINUED)

WITNESSES FOR THE STATE (CONTINUED) :
MEGHAN BONE
Direct Examination by Mr. Scow 159
$\begin{array}{lr}\text { Cross-Examination by Mr. Brower } & 186\end{array}$
Cross-Examination by Mr. Hughes 188
DENNIS OZAWA
Direct Examination by Ms. Schifalacqua 190
Cross-Examination by Mr. Hughes 223
Redirect Examination by Ms. Schifalacqua 229
RAYMOND CUEVAS
Direct Examination by Mr. Scow 236
Cross-Examination by Mr. Hughes 242
GRANT OKINAKA
Direct Examination by Ms. Schifalacqua 244
Cross-Examination by Mr. Brower 249
Cross-Examination by Mr. Hughes 250
FRANK RYCRAFT
Direct Examination by Mr. Scow 251
Cross-Examination by Mr. Hughes 257
EXHIBITS
STATE'S EXHIBITS ADMITTED:
24



JD Reporting, Inc.

LAS VEGAS, CLARK COUNTY, NEVADA, DECEMBER 5, 2018, 9:38 A.M.
(Outside the presence of the jury)
THE COURT: Okay. Go ahead.
MS. SCHIFALACQUA: Thank you. Good morning, Your Honor. We did yesterday talk about stipulated exhibits, but I have the specific exhibit numbers to be put on record today because we will be utilizing them.

THE COURT: Okay.
MS. SCHIFALACQUA: Or at least a portion of them. So for the record, there is a stipulation to Exhibit 159. That's the video surveillance from East St. Louis, 705 East St. Louis, 159.

There is a stipulation to State's 105. That's Anthem Realty video surveillance.

There's a stipulation to Domain Apartments video surveillance. That's State's 353.

There is a stipulation to State's 24. That's Seafood City video surveillance.

There's a stipulation for admission to At Home video surveillance. That's State's 26.

There is a stipulation for still photos from video surveillance from Desert Dental. They are the following numbers --

Court's indulgence.

JD Reporting, Inc.

96, 97, 98 -- and I could have just done it all the way through, but 99 --

THE COURT: You started. So --
MS. SCHIFALACQUA: Yeah.
-- 100, 101, and 102. Those are stipulated.
As well as DMV records showing registration, vehicle registration for the Mercury Grand Marquis. That is State's 356.

Those were the ones that we agreed to stipulation yesterday. But additionally today, because we have a number of maps, I want to place on record Number 160, Number 106 and at Number 62 have also been stipulated. Those are just overhead maps, Judge, so we don't have to kind of go through that the locations are the locations.

THE COURT: Right.
MS. SCHIFALACQUA: And that's the total of the stipulations that we have today.

THE COURT: Is that correct, Mr. Hughes? Those are stipulated to in terms of authenticity?

MR. HUGHES: That is correct.
THE COURT: All right. And then is that correct, Mr. Brower?

MR. BROWER: Yes.
THE COURT: Those are stipulated to in terms of the authenticity?

MR. BROWER: That's correct, Your Honor.
THE COURT: All right. And the admissibility of them?

MR. BROWER: Also correct, Judge.
THE COURT: Not the weight or anything like that. (State's Exhibit Numbers 24, 26, 62, 96-102, 105, 106, 159, 160, 356 admitted)

THE COURT: Okay. Kenny, bring them in.
(Pause in the proceedings)
(Jury reconvened at 9:40 a.m.)
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State through the deputy district attorneys, the presence of the defendants, along with their counsel, the officers of the court, and the ladies and gentlemen of the jury.

And is the State ready to call its next witness?
MS. SCHIFALACQUA: Yes, Your Honor. The State calls Melanie Terada.

## MELANIE TERADA

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: It's Melanie Terada.
THE COURT: And can you spell that for us, please.

JD Reporting, Inc.

THE WITNESS: M-e-l-a-n-i-e, T-e-r-a-d-a.
THE COURT: All right. Thank you.
MS. SCHIFALACQUA: May I?
THE COURT: Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Melanie, do you go by Mel?
A I do.
Q Okay. Can you tell the members of our jury how you're employed.

A I'm the teller coordinator at the U.S. Bank branch on Anthem.

Q Okay. And is that at 10565 Eastern Avenue?
A Correct.
Q And that's in Henderson, Clark County, Nevada?
A Yes.
Q Describe what your duties are as a --
A I --
Q What did you call your position again?
A Teller coordinator.
Q Teller coordinator. Describe those duties. What do you do as a teller coordinator?

A I process transactions, like tellers do. I'm the main vault. I order cash, and I ship it out. I'm pretty much JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr|2018-12-05 | Day 3
the manager, for the teller line.
Q Okay. And with regard to -- I'm going to show you what's been admitted as State's 28. But I'm going to want to turn that on first.

While that's waiting, were you working as a teller coordinator on July 23rd of 2018?

A Yes.
Q Okay. And who were you working with that day?
A I was working with Allyson, Chelsey, Matthew, Alex and Kristi.

Q Okay. And I'm showing you, if you look on this map -- I might want to turn it around to make it easier.

Do you see your branch located on that map?
A Yes.
Q And there's a mouse right in front of you, Melanie. Can you point to where your branch is.

A [Witness complies.]
Q Okay. And so you were all working on July 23rd of 2018. Where were you positioned in the branch?

A I was at the first teller window on the right.
Q Okay. And I'm going to show you what's been admitted as State's 33. Can you use that mouse again, please, and show the jurors where you were positioned.

A [Witness complies.]
Q Okay. And where -- where was Allyson positioned?

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3

And you're moving all the way to the end of the teller station; is that correct?

A Correct.
Q Was anybody in between you guys?
A No.

Q Okay. With regard to that day, I want to direct your attention to approximately 10:00 in the morning. What happened that causes you to testify here this morning?

A Two males came in through our branch. Once they got to my window, they asked for cash.

Q Okay. And I want to back up. You said two males came in. Did you see them enter the branch?

A Yes.

Q Okay. And did you see them enter together?
A Yes.

Q After which did both approach your window or only one?

A Only one.
Q Okay. And describe the males that came into your branch. White, black, Hispanic or Asian?

A Black.

Q Okay. And did you recognize anything else about the males? Their height or anything like that that you can remember.

A He was wearing a collared shirt.

JD Reporting, Inc.

Q Okay. Is that the one that approached your teller window?

A Yes.

Q Okay. He was wearing a collared shirt. Do you remember anything else about the person that approached your teller window?

A Had glasses.
Q Okay. And what do you mean by glasses? Sunglasses or regular glasses or what?

A Regular glasses.
Q Okay. And describe for the jurors what happened next when he approached your window.

A He showed me a note saying to take out my cash.
Q Okay. And when you said, "He showed me a note," did you see where he took the note from?

A From the pocket.
Q Okay. And can you describe the note, how big it was or anything like that?

A It was on a rectangle piece of paper.
Q Okay. And what did the note say?
A Give me your cash.
Q Okay. What did you do?
A Took everything out of my first drawer.
Q Okay. And what did you do with the money that you took from your first drawer?

A I just put it on top of the counter.
Q Okay. And with regard to putting it on top of the counter, is there -- describe for the jurors, is there glass in front of your teller window, or is it open?

A It's open.
Q Okay. And so when you placed it on that teller window area, what happened next?

A He took it.

Q Okay. And then did you remain there, or what happened?

A He asked for my second drawer.
Q Okay. When he asked for your second drawer, what did you do?

A Took everything out.
Q Okay. Are you trained to do that?
A Yes.

Q Okay. What did you do with that money?
A Put it on the counter.

Q And what did he do?
A He took it.
Q At any point -- let me ask you and go back about the note. Did the note indicate a weapon?

A Yes.
Q Describe for the juries what it said.
A It just said that, we have a weapon.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Q Okay. Did it say a particular type of weapon?
A No.
Q If -- did you do a handwritten statement in this case when police came?

A Yes.
Q Would looking at your handwritten statement that you wrote on the day that this happened describe the type of weapon?

A Yes.
MS. SCHIFALACQUA: If I may approach, Your Honor? THE COURT: You may.

BY MS. SCHIFALACQUA:
Q Melanie, first of all, I'm showing you what's a witness statement in your handwriting. First of all, let me ask you this: Do you recognize your own handwriting?

A Yes.
Q Okay. Go ahead and read that to yourself, and when you're done, please look up at me.

I'm taking that back.
Did looking at that help refresh your memory,
Melanie --
A Yeah.
Q -- about the type of weapon?
A Yes.
Q What type?

A A gun.
Q Did the male say anything to you, or did he just show the note?

A Just showed the note.
Q Well, he said -- with the second drawer, he said something to you; is that fair?

A Yes.
Q Okay. After you gave him the money of the second drawer, what happened? Did he stay by you, or did he leave?

A No, he left.
Q Okay. Were you aware of what was going on with Allyson at the time that this was going on with you?

A Yes.
Q Okay. And what did you see?
A I didn't really see anything.
Q Okay. So did you find out what happened to her after the fact?

A Yes.
Q The male that approached your window, after he left, did you see the male that had approached Allyson's window and what he did or no?

A No.
Q Okay. Were you focused on that?
A Yes.
Q Okay. And did at any point your branch manager come JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Yes.
Q Describe that for the jury. How did it happen?
A She was behind me for the whole transaction.
Q Ultimately after the male left, you learned what happened to Allyson; is that right?

A Yes.
Q What happened next? What happened next [inaudible]?
A We did our robbery procedures: Locked all the doors, called 9-1-1 and our corporate security.

Q Okay. So you called both your corporate and 9-1-1 -or that's part of the procedures; is that right?

A It's part of the procedures.
Q Okay. Did you personally call 9-1-1 in this case?
A Yes.
Q Okay. And you'll be able to recognize your voice on that call?

A Yes.
MS. SCHIFALACQUA: For the record, Judge, permission to publish a portion of Exhibit 25 for foundation purposes? THE COURT: All right.
(Publishing State's Exhibit Number 25, audio recording) BY MS. SCHIFALACQUA:

Q Melanie, do you recognize your voice on that 9-1-1 call?

JD Reporting, Inc.

A Yes.
Q $\quad$ So is that the call that you made right after the robbery on July 23rd of 2018?

A Yes.
MS. SCHIFALACQUA: I move for admission at this point, Your Honor.

THE COURT: Any objection?
MR. BROWER: Judge, I'll submit it.
MR. HUGHES: Submit it.
THE COURT: All right. That'll be admitted. (State's Exhibit Number 25 admitted)

BY MS. SCHIFALACQUA:
Q And additionally, before we -- before we play this for the jury, Melanie, do you remember that about halfway through your branch manager gets on the phone as well?

A Yes.
Q And you could recognize her voice as well?
A Yes.
MS. SCHIFALACQUA: Okay. Permission to play, Your
Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
(Publishing State's Exhibit Number 25)
BY MS. SCHIFALACQUA:
Q And, Mel, did you -- you heard yourself on that 9-1-1 JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
call; is that right?
A Yes.
Q And you also heard your manager?
A Yes.
Q At a few points were you getting upset on the call?
Could you hear yourself?
A Yes.

Q Okay. You were crying?
A Yes.
Q With regard to the situation, was it a scary experience for you?

A Yes.
Q Let me ask you a few questions about the note. Did you ever touch the note or able to get the note?

A No.
Q Okay. Did the male keep the note with him?
A Yes.
Q We kept hearing questions about how much money was taken from the branch. Do you remember after police came doing a countdown, or I should say the procedure was a countdown of your drawer as well as the vault because you're a vault teller? Do you remember that happening?

A Yes.
Q And then do you remember having to sign off on how much money had been taken?

A Yes.

MS. SCHIFALACQUA: Showing counsel what's been previously provided in discovery as State's Proposed Exhibits 57 and 58.

Thank you.
If I may approach, Your Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Mel, I'm showing you what's been marked as State's Proposed 57 and 58. Can you go ahead and look at those.

And that as well.
Do you recognize what's depicted in each of those?
A Yes.
Q With regard to State's 57, is that an accounting of the cash settlement for July 23rd of 2018, that you signed off on?

A Yes.
Q And you are you kind of described yourself to our jurors as a teller manager. Well, do you have access to the vault?

A Yes.
Q In this instance, no money was taken from the vault;
is that correct?
A Correct.

Q However, as the vault teller, did you have to do an accounting of that as well?

A Yes.
Q Is that depicted in State's Proposed 58?
A Yes.
Q Are these both fair and accurate copies of what you went through on July 23rd after the robbery?

## A Yes.

MS. SCHIFALACQUA: Move for admission, Judge.
THE COURT: Any objection?
MR. HUGHES: Submit it.
MR. BROWER: Submit it, Judge.
THE COURT: All right. Those will be admitted.
(State's Exhibit Number 57-58 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor? THE COURT: You may.
BY MS. SCHIFALACQUA:
Q So showing -- or publishing State's 57, and let me zoom in. First of all, do you see your signature there?

A Yes.
Q On Teller Signature, is that your signature?
A Yes.
Q And so that it's clear for our members of our jurors, this is the cash settlement from July 23rd, 2018?

A Yes.

C-18-3 35500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Q And there's a star down here as to an amount of money. Can you read into the record, Mel, how much money was taken from you that day.

A 10,395.
Q Dollars?
A Dollars.
Q Okay. With regard to State's 58, this is just showing, and correct me if I'm wrong, Mel, this is just showing the vault balancing and that no money was taken from there; is that right?

A That's correct.
Q Okay. Is that also your signature down there on the bottom?

A Yes.
Q Okay. So over $\$ 10,000$ was taken from you on that day?

A Yes.
Q Okay. And that's not accounting for what was taken from Allyson's drawer; is that right?

A That's correct.
Q Okay. I'm going to show you what's been previously admitted as State's 27 and then ask you some questions about it.

While Mr. Scow is pulling this up, Mel, let me ask you this: Do you -- did you have any money that to your

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
knowledge that had a tracking device on it on July 23rd of 2018?

A No.
Q Okay. So your drawer was not equipped with the same type of -- that type of tracking or bait money or anything like that?

A I have a tracker, but it just wasn't in the pile of cash.

Q Okay. So there was -- you were equipped with a tracker, but it was not provided in this instance?

A Yes.
MS. SCHIFALACQUA: Okay. And this is our favorite part of trials, when equipment does not work, ladies and gentlemen. So please bear with us.

BY MS. SCHIFALACQUA:
Q So it looks like our exhibit just needed to warm up. Do you recognize what's depicted in this video surveillance generally, Mel?

A Yes.
Q Describe for us each of the boxes. What angles are we looking at?

A The first box is --
Q The top left?
A Top left.
-- is near my station.

JD Reporting, Inc.

Q Okay. The one to the right of that, top right.
A It shows the lobby of our branch.
Q Okay. The bottom left?
A The outside camera.
Q Okay. And the bottom right?
A It looks like it's a camera near my station as well but just on a different angle.

Q Okay. Now, you see two men walking in. Is that the two men that you described to our jurors?

A Yes.
Q And did you notice that they walked in together then?
A Yes.
Q Were you helping another customer at that time?
A Yes.
Q Do you often look up to see if customers are lining up to be handled, I guess, in the bank?

A Yes.
Q Okay. It's kind of something that you do for service; is that fair to say?

A It is.
Q Who do you see in the video now?
A Our banker Matthew.
Q Okay. Mel, are you helping the customer that's in view right now?

A Yes.

Q Okay. You indicated that the male approached. Do you see him approaching in this view?

A Yes.
Q Do you see yourself on video?
A Yes.
Q And what are you doing right now?
A Taking the cash out of my drawer.
Q Is your manager in the background?
A Yes.
Q Are you handing the cash over?
A Yes.
Q What are you doing now?
A Taking the cash out of my second drawer.
Q Is that after you were directed to do the same?
A Yes.
Q What are you doing?
A Putting the cash on the counter.
Q And you see the male walk away; is that right?
A Yes.
Q You described in your 9-1-1 call that the male was wearing a polo. As you look at that male today -- I don't want any confusion for the jurors -- was he wearing what you would describe as a polo as you see it today?

A Yes.
Q Okay. And so why did you call that shirt a polo?

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Because there's a collar.

Q Okay. So when you're referring to a polo, you're referring to the nature of the type of collar of the shirt?

A Yes.
Q Okay. So if somebody were to say to you that they think of a polo as maybe a short sleeve shirt that often people golf in that has a collar, that shirt wasn't the same as the type I just described; correct?

A Correct.
Q But they both have collars?
A Yes.
Q Okay. And so that is what you were talking about when you said you saw a polo on the person?

A Yes.
Q And you described the glasses that he was wearing?
A Yes.
MS. SCHIFALACQUA: Okay. Court's indulgence.
And, Your Honor, I'd pass the witness.
THE COURT: All right. Mr. Brower, cross. CROSS-EXAMINATION

BY MR. BROWER:
Q So, ma'am, I just want to ask you a few brief questions. You never actually saw a weapon; correct?

A Correct.
Q Okay. And there was some testimony yesterday that JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
the teller got hit. You never got hit; correct?
A Correct.
Q Okay. They never actually physically touched you or anything like that?

A Correct.
Q Okay. And did you see any facial tattoos or any hand tattoos or any tattoos at all on this gentleman that was in the bank with you?

A No.
MR. BROWER: I'll pass the witness, Judge.
THE COURT: All right. Mr. -- I'm sorry.
Mr. Hughes.

## CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, do you receive training from your bank on what to do in case of a robbery?

A Yes.
Q Can you tell me what the training consisted of, what they told you to do.

A To do what they say.
Q Did your training tell you you were supposed to do what they say even if you didn't see a weapon?

A Yes.
Q Did your training tell you to comply with the commands even if they didn't say they had a weapon?

## A Yes.

MR. HUGHES: Okay. Thank you. That's all I have. THE COURT: Any redirect? MS. SCHIFALACQUA: No, Your Honor.

THE COURT: Any juror questions?
All right. Counsel, approach.
(Conference at the bench not recorded)
THE COURT: Ma'am, we have a question here from a juror. A juror asks, Prior to the robbery at your bank, had you received any communication from any U.S. Bank representatives or employees regarding the robbery at another U.S. Bank location the prior week?

THE WITNESS: (No audible response)
THE COURT: Did anybody tell you there had been a robbery at another U.S. Bank location?

THE WITNESS: Yes.
THE COURT: Okay. And were you notified that the note in that robbery stated that the suspects had a weapon?

THE WITNESS: No.
THE COURT: And were you notified as to whether or not there was a weapon involved in the other robbery?

THE WITNESS: No.
THE COURT: All right. Ms. Schifalacqua, do you have any follow-up to that question?

MS. SCHIFALACQUA: Briefly, Your Honor.

JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr | 2018-12-05 | Day 3

THE COURT: Or those questions.
MS. SCHIFALACQUA: Briefly, Your Honor. Thank you. FOLLOW-UP EXAMINATION

BY MS. SCHIFALACQUA:
Q Mel, let's talk about what you mean when you say you're notified. With regard to the banking industry, if there are banks that are, you know, within your branch or even other branches that are robbed, are you subject to getting notifications about when they happen?

A Yes.
Q Okay. Is that through an email system, or how is it done? Describe that for our jurors.

A It is through email.
Q Okay. So were you made aware that there was a prior robbery then the week before or approximately the week before at a U.S. Bank?

A Yes.
Q Okay. Is that something that you take note of just as a teller?

A Yes.
Q Do you take note of the location or anything like that? Any other details do you remember as you sit here today?

A Only where the branch was.
Q Okay. And where was that? Do you remember?
A Stephanie and Paseo.

Q Okay. So on Paseo Verde Drive, you remember that. With regard to the details that are sent out, are you given any information, or do you recall any information -- the juror asked about a weapon. Is that something you recall, or do you just remember whether or not a robbery occurred?

A Only a robbery occurred.
Q Okay. And so is that kind of your focus that you take note robberies in the area, the location?

A Yes.
MS. SCHIFALACQUA: Okay. Nothing further, Your Honor. I pass. THE COURT: Okay. Any follow-up, Mr. Brower? MR. BROWER: No, Judge. THE COURT: Any follow-up, Mr. Hughes? MR. HUGHES: No, Your Honor. THE COURT: Any other juror questions? All right. Ma'am, I see no other questions. Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case. Thank you and you are excused, and just follow the bailiff from the courtroom.

And is the State ready to call its next witness? MR. SCOW: Yes, Judge. Allyson Santomauro. ALIYSON SANTOMAURO
[having been called as a witness and being first duly sworn, JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
testified as follows:]
THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Allyson Santomauro. A-l-l-y-s-o-n,
S-a-n-t-o-m-a-u-r-o.
THE COURT: All right. Thank you.
Mr. Scow.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:
Q Good morning.
A Good morning.
Q How are you currently employed?
A I'm a teller with U.S. Bank.
Q How long have you been a teller?
A I've been at Anthem for two years today actually.
Q Happy anniversary.
A Thank you.
Q And then in the banking industry?
A I've been in the banking industry for about three and a half years.

Q Okay. I'm going to direct your attention back to July 23rd, 2018. Were you working at your same branch at 10565 Eastern Avenue in Henderson, Clark County, Nevada?

A Yes.

Q What are some of your duties as a -- I guess what's your current assignment or job title?

A A teller. So as a teller I have my cash drawer. I process transactions such as deposits, withdrawals, payments for customers, and then I have to balance my drawer at the end of the day every day.

Q So when you say your drawer, is there a specific drawer that you take and put in?

A Correct.
Q The slot of the cabinet or desk area you said?
A Yes.

Q And at the end of the day, you take it out and do an accounting of it?

A Yes.

Q At about 10:00 a.m. on July 23rd, tell us about the circumstances. What was happening in the bank at about that time?

A I was -- I was on the teller line. I was assisting customers, and then I called over my next customer, and at that point they had showed me a note instructing me to get them all the money in my drawer.

Q Okay. Now, I'm going to show you Exhibit 33. Can you point -- there's a mouse you can use to -- the cursor will move around with the mouse. Can you just point where you were.

A Right here is my station all the way at the end.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Q And that's the one on the very right-hand side of this photograph?

A Yes.
Q Describe the individual that approached you at that teller location.

A The individual that approached me, African-American male. He had a hat on, a white jacket with a red stripe.

Q Okay. And you said you had been helping a customer prior and then called the next person in line.

A Yes.
Q The one wearing that white jacket with the red stripe, that was the next person that you called?

A Correct.
Q And they approached your station?
A Yes.
Q What happened then?
A When he approached my station, he had first went over to the coffee station. It's hiding behind -- it's behind where the windows are, but there's a coffee station I guess adjacent to my station. He went over to the coffee station, but did not get coffee, then came over, turned around to my station, held up a note instructing me to give him the money from both drawers.

Q Did you see where the note came from? Where he pulled it from?

A I believe it came from his pocket, but I do not recall to be honest.

Q Okay. And then describe the note and the paper that was on the note as best as you remember.

A I'm not -- again, it was back in July. So I don't remember word for word what it said. It just said -- it looked like it was on like a ripped piece of paper, and it said to give him the money from both drawers. I was -- at the point that it happened, I was really in shock that it was happening. So I kind of just skipped, you know, I didn't really read it word for word. I just was kind of in a panic mode and just did what I'm trained to do, to give -- just to comply.

Q So as you sit here today, you don't remember exactly word for word what the note says?

A No.
Q You gave a handwritten statement to the police that same day; correct?

A I did.
Q And if you wrote in here about what the note says, would that help refresh your recollection?

A It would.
Q Showing you -- go ahead and read it to yourself, and then when it's refreshed your recollection, look up at me. Does that refresh your recollection?

A Yes. Thank you.

Q So you know what the note -- you wrote down what the note said?

A Yes.
Q On this. What did the note say?
A The note said to give him both money from both drawers, and then at the end it said, No bullshit.

Q Okay. Did the first part of it say, This is a robbery?

A Yes.
Q Okay. So after you saw the note, the note was presented to you. Did you take the note from the individual?

A No. The individual retained the note and put it in his pocket.

Q Okay. What happened then?
A At that point I stepped back from my station. I was looking for my manager to inform her of what happened. I noticed she was -- she was at the first teller window right here with my teller supervisor. Then when I went over to inform her, then that's when I found out that my teller supervisor had also been robbed at the same time by a different individual.

Q Okay. And did you notice another individual or even know if anything else may have been going on?

A I did not.
Q What's your teller supervisor's name?

A Melanie.
Q Okay. And the manager?
A Chelsey.
Q So after you learn about another individual, another robbery occurring with Melanie, what happened? What did you do?

A I was -- you know, then my kind of emotion started to kind of kick in. I was still in shock that it had happened because that was the first time in my, you know, banking experience that I've been robbed. So I was shocked that it had actually happened. So I went over to inform my manager. I was very emotional, and so was my teller supervisor, and she was -she said me too, me too, that it happened to her too, and we hugged, and I went over to our break room area just to kind of sit down and just relax.

Q So that's in the back.
A Correct.
Q Can you kind of indicate with the mouse.
A So, well, it's hard to see here, but in this area there's a door behind this wall right here, and that's where our break room is.

Q So you had gone back there, and that's where you're kind of --

A Yes.
Q You said very emotional. Were you crying at that JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
point?
A I was.
Q At the -- so the police were called. The police come, and you write a statement and --

A Yes.
Q -- speak with the police?
A Uh-huh.
Q And then that's a yes?
A Yes. Sorry.
Q Yeah. When they record it, uh-huh and huh-uh sound the same. So --

A Gotcha.
Q -- yes or no --
A Okay. Sorry.
Q -- is a little bit better.
Was there an accounting done of your drawer from your teller station on the right?

A Yes.
Q Showing you what's been marked as State's Proposed Exhibit 56. Do you recognize this?

A I do, yes.
Q What is it?
A This is my teller balancing sheet. We fill these out every single day at the end of the day. This in particular one is the balancing sheet from the robbery.

Q Okay. And that indicates the date, your name, and then your signature is on here as well?

A Correct.
MR. SCOW: I move to admit State's Proposed 56.
MR. BROWER: Submit it, Judge.
THE COURT: Submitted?
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted. (State's Exhibit Number 56 admitted)

BY MR. SCOW:
Q Showing now 56. From the top, zooming in a little bit, there is the date and then your name. It says 7/4. What happened on that day?

A [No audible response.]
Q Is that correct?
A Yes.
Q Okay. And then there's your signature here?
A Yes.
Q And what's the amount that was taken during that robbery?

A $\$ 5,775$.
Q Okay. Is that what's starred and underlined on the picture?

A Yes.
Q Or on this document. Okay.

Now I'm going to show you portions of the video, and I'll try and move through it quickly because it's been shown with other witnesses previously, but I just want to -- want you to be able to indicate where you and -- so you can indicate where you were and what you observed.

A Okay.
Q So the jury can understand your perspective here. And as this is happening, you're assisting a customer; is that correct?

A Correct.
Q So at this point you see some individuals in line; is that correct?

A Yes.
Q Is one of the two one of the ones you called over?
A Yes.
Q And is that -- and you recognize that by the clothing?

A I do, yes.
Q Who's the employee that just walked up to them?
A That's Matthew. He's our personal banker. He had went up to greet them as he does with most customers when there's a line to see if there's anything he can help them with.

Q Now, as we're looking at this can you see your teller station on this camera view?

JD Reporting, Inc.

A No, I don't see it on the teller view.
Q Is it over here on the right?
A It is.
Q And do you see couches or chairs over here that they're kind of getting cut off as well as it goes further down?

A Yes.
Q So it doesn't quite capture your teller station?
A Correct.
Q So what's happening there?
A So he is at the coffee station how I had mentioned, and then he came over to my station, and then you can see me. It's kind of hard to tell from this angle, but I'm right there.

Q Okay. And do you see him pull out a note from somewhere on his person?

A Yes.
Q And so now would that be you giving money from your drawers?

A Correct.
Q Did he say anything to you while that was going on?
A When I first called him over, I asked him how he was doing today, and he mumbled something. I'm not sure what he said, but he did not say anything as I was giving him the money.

Q Okay. I can zoom out or zoom in further.

That's the individual that was at your station?
A Yes.
Q And what you see on there, you indicated a jacket, and he was wearing a hat, and were there glasses hanging on the jacket as well?

A Yes.
Q And now we're seeing all four camera angles; correct?
A Correct.
Q And that one that you -- was with you waited at the door.

A Uh-huh. Yes.
Q And it shows him go off view to the right. Did it show him go off view to the right?

A Yes.
Q In your drawer, do you know if there is any tracker or bait money or anything like that?

A My drawer does not have bait.
MR. SCOW: All right. I will pass the witness.
THE COURT: All right. Mr. Brower. CROSS-EXAMINATION

BY MR. BROWER:
Q I'm going to be very brief, I hope.
A Okay.
Q So you never saw a weapon; correct?
A Correct.

Q And you don't remember the note that you saw referencing a weapon; correct?

A Correct.
Q And nobody touched you or physically came in contact with you either; correct?

MR. BROWER: I'll pass the witness, Judge.
THE COURT: All right. Mr. Hughes, any questions? CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, is it true that you've received training on what to do in a robbery?

A Yes, sir.
Q And is it true that that training instructed you to comply with demands even if you didn't see a weapon?

A Yes, sir.
Q And were you also instructed to comply with instructions even if they didn't say they had a weapon?

A Yes, sir.
Q Okay. Did you receive any notification from your bank that another branch had been robbed in the vicinity?

A Prior?
Q Yes.
A Yes.
Q Do you remember whether the note indicated a weapon was seen or used?

A When it was me at that time, no. I -- like I had mentioned before, when $I$ first started to read the note and realized what was happening, I kind of skipped over the whole note. So I don't remember exactly what it had said.

Q Although you -- you want to comply with all of the instructions you've got to read them?

A Yes. Well, that was my first time getting robbed. So being in the moment, I was in shock. So --

Q Okay.
A Yes.
MR. HUGHES: Thank you, ma'am.
THE WITNESS: You're welcome.
THE COURT: Redirect?

MR. SCOW: No, nothing further.
THE COURT: Any juror questions for the witness?
All right. Counsel, approach.
(Conference at the bench not recorded)
THE COURT: We have a juror question here. A juror asks, Can you identify the suspect in the courtroom today?

THE WITNESS: Yes.
THE COURT: All right. And can you point to that person and tell us what he is wearing in court today.

THE WITNESS: He's right here, and he's wearing a blue button up shirt, long pants.

THE COURT: All right. The person at the end by the JD Reporting, Inc.

THE WITNESS: Yes.
THE COURT: Okay. Thank you.
THE WITNESS: You're welcome.
MR. SCOW: And just so the record reflect the identification of Damien Phillips?

THE COURT: Yes, it will.
MR. SCOW: I don't have anything further.
THE COURT: All right. Follow-up by the State?
MR. SCOW: No.
THE COURT: Any follow-up by Mr. Brower?
MR. BROWER: Yes, Judge.
FOLLOW-UP EXAMINATION
BY MR. BROWER:
Q You previously testified at a preliminary hearing; correct?

A Correct.
Q And you didn't identify Mr. Phillips at that hearing; correct?

A Correct.
Q And you had an opportunity to see only two people at that hearing, just like there's only two people here today; correct?

A Correct.
Q And just to be clear, you never identified him at

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
that hearing; correct?
A I did not, but I was not explicitly asked to identify him.

MR. BROWER: No further questions, Judge.
THE COURT: Any follow-up, Mr. Hughes?
MR. HUGHES: No follow-up, Your Honor.
THE COURT: Anything else?
MR. SCOW: Just one or two.
THE COURT: Any other -- oh, I'm sorry.
MR. SCOW: Is that okay, just one or two questions?
THE COURT: Sure.

## REDIRECT EXAMINATION

BY MR. SCOW:
Q What happens in a courtroom is you don't just talk about what happened or what you see or know. It's based on us asking you questions and you're responding to those questions?

A Correct.
Q And as you indicated at that prior hearing, you weren't asked whether you could or couldn't identify the suspect in the courtroom?

A Exactly. Yes.
Q At that time, if you were asked, would you have been able to identify the suspect?

A Definitely.
MR. SCOW: Okay. Nothing further.

JD Reporting, Inc.

THE COURT: Any follow-up?
MR. BROWER: Just briefly.
RECROSS-EXAMINATION
BY $\operatorname{MR}$. BROWER:
Q You were asked to describe the individual at the last hearing; correct?

A I believe so, yes.
Q And when you were describing that individual, did you point to the person and say he's right there; that's what he looks like; he looked the same?

A I don't believe I did.
Q Okay. And today you were asked to describe the individual, and you could have done the same thing; correct?

A Yes.
MR. BROWER: No further questions, Judge.
MR. HUGHES: No follow-up.
MR. SCOW: Nothing.
THE COURT: Any other juror questions?
All right. I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Okay.
THE COURT: Thank you. And you are excused.
THE WITNESS: Thank you.

JD Reporting, Inc.

THE COURT: Just follow the bailiff.
I think we'll go ahead and take a brief morning recess at this point. That'll put us -- let's just take about 10 minutes, put us right at 10:45.

During the brief recess, you're all reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium, and please don't form or express an opinion on the trial.

Please place your notepads in your chairs, and follow the bailiff through the double doors.
(Proceedings recessed at 10:35 a.m. until 10:48 a.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session.
And the State may call its next witness.
MR. SCOW: Okay. Allie Kissel.

## AMY KISSEL

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: It's Amy Kissel. Just spell the last name?

JD Reporting, Inc.

THE CLERK: Both.
THE COURT: Both.
THE WITNESS: A-m-y, K-i-s-s-e-l.
THE COURT: All right. Go ahead, Mr. Scow.
MR. SCOW: Thank you, Judge.
DIRECT EXAMINATION
BY MR. SCOW:
Q Do you go by Allie?
A Yes.
Q Okay. But your legal name is Amy Kissel?
A Yes.
Q What is your current occupation?
A Senior Fraud Investigator, corporate security, at Bank of the West.

Q Do have a region or an area that you're over in that capacity?

A Yes. California, Arizona, and Las Vegas.
Q Okay. And so in your duties, you're over security and investigations for the banks in those areas?

A Yes.
Q Can you describe for us -- well, actually, before I get there, how long have you been in corporate security for the Bank of the West?

A Approximately five and a half years.
Q How long have you been in the banking industry?

JD Reporting, Inc.

A Over 15 years.

Q And the first part of that you weren't part of the corporate security. Were you in a different capacity?

A I've been in either loss prevention, asset protection, fraud investigations or corporate security during that time.

Q And so now you're in more of a supervisory role?
A I just have a dedicated branch or dedicated region.
Q Okay. Can you tell us about the surveillance video and security for Bank of the West, and specifically for Las Vegas.

A DVR. We use Verint DVR system. It's installed in the branch. At the time that it's installed, it's synchronized and secured with our security operations center in Omaha where it is synchronized for the date and the time, and then every day manually or automatically it's synced with our network clock so the date and time is correct. It's in a secured location, and you have to have a password and login to access, and only controlled, limited people have access.

Q Okay. So with your login ID and password to access video, do you have access to modify or change anything that's been recorded?

A No.
Q Only to access what has been recorded?
A Recorded, yeah.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Q And do you have to be in Omaha to be able to access that, or can you access it anywhere with your password?

A I can access it anywhere with my password, and it's only limited to corporate security.

Q Okay. And then do you need specific software as well --

A Yes.
Q -- to be able to login and access video?
A We need approval to have it installed on our laptop, and again it's only selected corporate security investigators.

Q And when you talk about DVR, and so that the capacity to store the videos, is that done at each branch location, or is that done in Omaha?

A It's done at each branch location, but it's controlled in Omaha.

Q Okay. When it's DVR and it's recording, it's a live recording for each bank each day?

A Uh-huh.
Q And that's a yes?
A Yes. Sorry.
Q It's okay. It's just the recording. It makes it easier --

A Yes.
Q -- to understand later.
Okay. Is there a certain point in time where
whatever is recorded and stored, does it come back around and rerecord over what's been recorded in the past?

A It doesn't really rerecord. It would just drop off, but we hold up to 90 days, and then sometimes it can hold up longer, but yeah, it's not like the old DVR or the old --

Q VHS?
A VHS, yes. It's not like that where you have to put in a new tape. It's all electronic.

Q Okay. But the memory for prior recordings drops out as the capacity --

A Builds up, yes.
Q So are you aware of a robbery that had occurred at one of the Las Vegas branches, Bank of the West, at 701 North Valle Verde Drive?

A Yes.
Q And that was July 31st, 2018?
A Yes.
Q And are you aware that some surveillance video was provided in connection with or in assistance with an investigation for that robbery?

A Yes. That's standard.
Q I'm just going to, before we get into the video, just to kind of get a picture of the branch itself, you're familiar with that branch at that location, 701 North Valle Verde?

A Yes, I am.

C-18-3 35500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Q I'm going to -- I'll let you look at them first. These are Proposed Exhibits 107 through 114. If you could look at these and see if you recognize them.

A Uh-huh.
Yes.
Q Do these fairly and accurately depict that branch location, 701 North Valle Verde?

A Yes, it does.
MR. SCOW: Move to admit State's Proposed 107 through 114.

THE COURT: Any --
MR. HUGHES: Submitted.
MR. BROWER: Submit, Judge.
THE COURT: All right. Those will be admitted.
(State's Exhibit Number 107-114 admitted)
BY MR. SCOW:
Q I'll just flip the through them quickly so the jury can see them. What is it that we're looking at in this Exhibit 107?

A This is the exterior of the branch.
Q Okay. Is that the front, the front exterior?
A Yes.
Q Is this the front entrance over here?
A Yes.
Q Okay. 108?

C-18-3 35500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A And that's just a closer view of the front entrance.
Q Okay. 109, similar, same entrance. The door is open?

A Yes.
Q 110?
A That is inside the first door.
Q So there's two doors to enter into this branch location?

A Yes.
Q 112?
A And that would be the main entrance to the branch that we would call the lobby.

Q Okay. And then there's some desks or tables that are there on the right side of those entrance doors?

A Yes.
Q 113?
A And that would just be a little -- that would be the teller line and the lobby inside the branch.

Q Okay. And is what we see in 112, just to help orient the -- well, this is 113. Sorry. What we see in this photograph, is that to the left of what's in this photograph 112?

A Yes, it is.
Q So if you were to just kind of scan left, you would move into this view in 113?

JD Reporting, Inc.

A Uh-huh. Yes.
Q And then in 114, off to the left, is this what we're seeing in this photograph?

A Correct. Yes.
Q So each of those three is a series of this area and the next to the left, next to the left?

A Correct.
Q So with those areas of the branch [unintelligible], I'm going to show you briefly a portion just for identification purposes before admission of an exhibit. This will be 103. Do you recognize what we see here?

A Yes.
Q And I'll just kind of go close on a couple of these. Is this a camera inside that entry double door area?

A Yes, it is.
Q And this one?
A Is the teller line in the lobby, yes.
Q And on the right side of those, those desks that were close to the front entrance?

A Uh-huh. That's what we call the teller line.
Q Oh, sorry. Teller line. And these ones over here on the left side of them?

A That would be -- we call the -- we call them platform desks, but that's also the branch manager or other employees.

Q Okay. And is the entrance to the bank over off here JD Reporting, Inc. on the right?

A Yes.
Q So this is surveillance video that's been -- I don't know what the right word is. When the police are investigating a crime in a bank like this, this is recovered by Bank of the West and provided to them?

A Yes.
Q And this is accurate video that you've also reviewed that's pertaining to the robbery of July 31st, 2018?

A Yes.
MR. SCOW: Move for admission of State's Proposed 103.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 103 is admitted.
(State's Exhibit Number 103 admitted)
BY MR. SCOW:
Q In connection with your duties as an investigator with Bank of the West, do you have access to customer information and those that have accounts with Bank of the West?

A Yes, I do.
Q And did you -- for this particular case, did you look up to see whether Damien Phillips or Anthony Barr had accounts with Bank of the West?

A Yes.

Q You did research that?
A I did.
Q And what did you find?
A There were no findings in our system?
Q So neither had an account --
A Correct.
Q -- or currently have an account with Bank of the West?

A Correct.
MR. SCOW: Court's brief indulgence.
And I'll pass the witness, Your Honor.
THE COURT: All right. Mr. Brower.
MR. BROWER: I'll pass, Judge.
THE COURT: Mr. Hughes.
MR. HUGHES: I have no questions, Your Honor.
THE COURT: Any juror questions for the witness?
All right. I see no questions.
Ma'am, thank you for your testimony. Please do not discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Okay.
THE COURT: Thank you. And you are excused and just follow the bailiff from the courtroom.

And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
calls Manny Saenz -- or Saenz. I might pronounce that wrong. MANNY SAENZ
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record.

THE WITNESS: My name is Manny Saenz. It's
$M-a-n-n-y$. Last name is $S-a-e-n-z$.
THE COURT: Thank you.
MS. SCHIFALACQUA: May I?
THE COURT: Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.

## DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Mr. Saenz, how are you this morning?
A I'm doing fine.
Q Okay. I want to ask you to tell our jury how you're employed.

A I work at Bank of the West. I work in the capacity of the new accounts and loan officer.

Q Okay. How long have you worked for Bank of the West?
A I have worked for Bank of the West since 2000.
Q Okay. So nearly 20 years?
A Correct.
Q All right. And what's your official title?

JD Reporting, Inc.

A I'm a Relationship Banker II.
Q Okay.
A Officer.
Q And so when you say you do some loan applications, what other type of duties do you have, Manny, at the bank?

A I open up new accounts. I take loan applications. I help out with doing maintenance on customers' accounts, and I also supervise the front line of tellers if need be.

Q Okay. And where is your branch located?
A It's located at 701 North Valle Verde, Henderson, Nevada.

Q Okay. And showing you what's been admitted as State's 107, what are we looking at there?

A Looking at the front of the branch.
Q Okay. And showing you 109, what's that?
A That is the entrance. It's a foyer. It's -- you enter one door, and then there's a second door you enter.

Q Okay. So showing you 110. Does that kind of depict, Mr. Saenz, the first door and then the second door?

A Correct.
Q I'm going to show you State's 112. What are we looking at here?

A From this angle, you're looking at the entrance to the second door, and then to the immediate right is the set of desks, and I sit at the first desk that's closest to the

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
windows.
Q There's a mouse in front of you. And then if you can put the mouse kind of where it is you sit.

A Okay, right here in this area.
Q Okay. And go back. Describe what you talked about. The first set of doors and then you can do it with the mouse so that the jurors can see.

A Okay. So this is the second door of the foyer of the entrance to the bank, and as customers enter there, to the right is where I sit right there, and my computer and customer chairs are right there.

Q Do you often greet people then that come into the branch?

A Yes.
Q By location if nothing else?
A Yes. I am the first person that -- one of the first persons that actually sees somebody come in through the door and will usually greet them.

Q Okay.
A If I don't have customers in front of me and I'm not engaged.

Q Showing you State's 114, do you see that directly across from you when you're -- where you're positioned in the branch?

A That is correct.

JD Reporting, Inc.

Q So you have a good view of where people can sit, if you will?

A Yes.
Q What is this area right here?
A Okay. That area is the podium, the island that is in the middle of the lobby where customers can get, say, checking, savings account, generic deposit slips they can fit in -- they can fill out, and there's a few signs there of possible advertisements and the calendar.

Q Okay. And showing you 113, what's this kind of back area?

A That's behind the -- this is behind the teller line, and so the tellers sit right here in front of these desks. So it's a sit-down branch.

Q And by sit-down branch, can you explain to the jurors. You know, sometimes when you walk into a bank, there's like tellers against a wall with glass. Is that how your branch is set up?

A No. Ours --
Q Describe it more fully for them.
A Okay. Customers can walk up to where the tellers are right here in this area and sit down opposite the teller as if they were at a desk, and they're able to communicate with the teller what they want to do.

Q Okay. Were you working as the relationship banker II JD Reporting, Inc. on July 31st of 2018, this year?

A Yes.
Q And what happened that causes you to testify here today, Mr. Saenz?

A I noticed two individuals came in. One a larger one that appeared to be dressed as a woman, but looked like a man and proceeded to -- I said hello, and they proceeded to go to the podium, the island in the middle and stand there.

Q Okay.
A They didn't reply -- well, he didn't reply. And then a short time later, I saw another man that was at the entrance to the building in that little foyer between second -- the first and second door, and then he came in to the bank, and I greeted him, and he replied back to me.

Q Okay. Let's talk about the first person that you saw. You said that you recognized it was a male, but that person was dressed as a female?

A Yes, he was.
Q What was the race of that person?
A He was a black individual.
Q Okay. And you indicated that it was a male, but dressed as a female. Describe for our jurors how you -- what do you mean by dressed as a female?

A Well --
Q What do you remember him wearing?

A I remember him wearing a long flowing dress and a long wig that was multicolored.

Q Okay.
A Well, I wouldn't say a wig, just hair, hair that appeared extra long, past the shoulders, a kind of, like, brown and lighter colored mixture --

Q So it was two toned?
A Yes.
Q Okay.
A And I said hello, and the person didn't reply back to me. He kind of looked at me kind of sideways and then continued on, and I thought it was kind of a stocky individual it appeared, but I didn't want to make any assumptions, and then I went back to my work.

Q Okay. And then when you said hello to that male that was dressed as a female -- showing you back again 114 -- does this picture show where that individual went?

A Yes. They went almost immediately to stand right here in front, waiting for a teller.

Q Okay. And after, thereafter, you indicated that a second male had come through the branch; is that right?

A Correct.
Q And I'm showing you 110. Those double doors, is that when you recognized the second male coming through?

A Yes. He was standing right here, and I don't recall JD Reporting, Inc.
whether the door was open or not.
Q Okay.
A He was wearing a baseball cab and a towel around his neck.

Q Okay. And what was the race of that individual?
A Also a black individual.
Q Okay. And that was clearly a male genderwise?
A Yes, it was a male.
Q Okay. And there was no dress as a different gender; is that fair to say?

A No.
Q Okay. You said you recognized the towel. Where was the towel this individual had?

A It was a white towel that was around his neck.
Q Okay. And you indicated a ball cap; is that right, he was wearing?

A Yes. Correct. A baseball cap.
Q When you greeted that individual, did that individual respond back to you?

A Yes. I said hello, and I think he said hello, and then I said, Oh, yeah, you're wearing a towel around your neck. That's a good idea in this heat.

Q Because --
A And it was --
Q -- we are in Vegas; right?

JD Reporting, Inc.

A It was hot. Yes.
Q And so that's why you recognized that at first?
A Yes.
Q Where did that second individual go? Let me pull this exhibit up and go back to State's 114.

A Uh-huh.
Q If the individual dressed as a female was kind of in this area, where did the second individual go that you remember?

A It appeared that he walked -- he walked at first either to this area right in front of the podium and then kind of closer to the individual and spoke something. And then he went over here and kind of like either went to sit down, or he just stood by these blue chairs.

Q Okay. Did you at that point, you know, continue to observe those two individuals, or did you go back to kind of your regular business?

A I went back to my regular business because I was engaged in doing some maintenance for an account.

Q Okay. What do you remember happening next?
A There was -- I heard a small commotion, and then I saw the first individual who was dressed as a woman stride out of the bank to be followed by the other individual soon thereafter, the one with the baseball cap.

Q And then did you, after they strided (sic), if you JD Reporting, Inc.
will, out of the bank, what did you learn?
A That's when, as soon as they went through the doors, that's when the tellers alerted us that they had just been robbed.

Q Okay. What did you do when you got that alert?
A I kind of looked kind of -- I was puzzled really to tell you the truth, and I kind of hesitated there for a moment and taking it all in. And then I went all the way around my desk to the teller line and spoke with the tellers.

Q Did you -- do you use a system of IMing or kind of a communication system within the branch?

A Yes.
Q Describe that for our jury, please.
A It's a system where we can communicate with each other, and if we want something, like if you want to, you know, have me come over and look at something, they can send me a quick message on the computer that pops up and tells me, hey, you know, can you come over and look at something.

Q Okay.
A In this case, that's what happened. The tellers sent me an IM, instant message, saying that they had just been robbed.

Q Okay. And with regard to any alarms that Bank of the West uses, did you pull any alarms at that time, or what was your next duty, if you will?

A I didn't pull any alarms. When I went to speak to the tellers, they had already set off theirs.

Q And can you tell our jury who were the tellers? Who were the other people in the branch?

A That would be Nur Begum and Mary Mones.
Q Okay. With regard to kind of the next step, did somebody lock the doors?

A Yes. I think I was the one that went to the doors and went and locked them.

Q Eventually did you call 9-1-1?
A No. Mary Mones had called 9-1-1.
Q Correction. Let me back up. After the original phone call came through, did you get on the 9-1-1 call?

A Oh, yes, I did.
Q Okay. And so you did have communications with 9-1-1 although you weren't the first person to call --

A Correct.
Q -- is that fair?
A Yes.
Q Okay. Do you remember anything else that occurred or that you were involved in during -- during or after the robbery?

A I think when I went up to lock the doors I looked around to see if I could see a vehicle that was leaving, and I didn't see anybody.

Q Okay. Did you at all -- because of your location, were you able to see which direction the suspects went in? When they left the branch I mean.

A No.
MS. SCHIFALACQUA: Court's indulgence.
I'd pass the witness, Your Honor.
THE COURT: Mr. Brower.
MR. BROWER: I don't have any questions for this witness, Judge.

THE COURT: Mr. Hughes.
CROSS-EXAMINATION
BY MR. HUGHES:
Q Sir, you say you noticed the one individual with the long wig come in the store; right?

A Yes.
Q Then you noticed a second individual in the lobby area; is that right?

A Yes.
Q How much time elapsed between the two of these people entering?

A It might have been just a few moments, not long.
Q Less than a minute?
A Yes.
Q Less than 30 seconds?
A Don't know.

Q And when you say they -- they didn't leave together. Is that what I understood you to testify to on direct?

A Yes.
Q The individual with the wig left first; right?
A Yeah. He was the one that I -- that I noticed.
Q Well, it's the one we'd all notice.
A Uh-huh.
Q Was it your impression that these people were together?

A Yes.
Q But there was a time lapse between their entering; right?

A Correct.
Q And there was a time lapse between one leaving and the other; correct?

A Correct.
Q Other than the fact that both of these individuals were black males, was there any other reason for you to think they were together?

A The way that they seemed to be grouped at the island.
Q What do you mean by a grouped at the island?
A They were both in close proximity when they were both standing in the middle island.

Q And what were they doing at the middle island?
A That part I couldn't be sure.

MR. HUGHES: Okay. Thank you, sir.
THE WITNESS: You're welcome.
THE COURT: Any redirect?
MS. SCHIFALACQUA: Just briefly.
REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Mr. Saenz, when you saw the two individuals at this island that you kind of pointed out, did you see them communicating?

A I think I did.
Q Okay. And the time frame that we're talking about, was it short or long in your mind and as you lived it from each of them entering the branch?

A It seemed like they were there for quite some time.
Q Okay. And then part of your analysis has got to be the information you received from the other tellers; right? They both left after the tellers were robbed?

A Yes.
Q Okay. Did anybody else who were customers in that branch leave after the robbery unless they were told to do so?

A No.
MS. SCHIFALACQUA: Okay. Nothing further, Your Honor.

THE COURT: Anything else?
MR. BROWER: Not for me, Judge.

JD Reporting, Inc.

BY MR. HUGHES:
Q Sir, can you identify either of those two individuals in the room today?

A Yes.
Q Which one?
A I don't understand your question.
Q Somebody you see in here today was in your bank of the day we're talking about; is that right?

A Right.
Q Which individual?
A The one with the white shirt.
Q Was that the individual with the long wig?
A No.
Q That was the second one?
A I don't know at this time. I couldn't be sure.
Q You couldn't be sure of what?
A If that was the individual with the wig or the one with the baseball hat.

MR. HUGHES: Okay. Thank you.
THE COURT: Anything else, Ms. Schifalacqua?
MS. SCHIFALACQUA: No, Your Honor.
THE COURT: Any juror questions for this witness?
All right. I see no additional questions.
Thank you for your testimony. Please don't discuss

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
your testimony with anybody else who may be a witness in this case.

And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Nur Begum.

## NUR BEGUM

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: It's Nur Begum. First name is Nur, $\mathrm{N}-\mathrm{u}-\mathrm{r}$. Last name is Begum, B-e-g-u-m. THE COURT: And you have a very soft, quiet voice. So try to speak up loudly so everybody on the jury can hear you, and that black thing right there is the microphone. Okay? THE WITNESS: Yes.

## DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Ms. Begum, are you nervous today?
A I'm very nervous.
Q Okay. And there's tissue in front of you if you need it. If you need to pause for any reason, please let me know.

A Okay.
Q Okay. And I know this isn't easy. So we're going to try to have your voice kept up so our jury can kind of walk
through what occurred at your bank. So let's start with some easy questions. Okay?

A Okay.
Q Where do you work?
A I work for Bank of the West.
Q Okay. And I'm showing you what's been admitted as State's 107. Do you see your branch on this screen right there?

A Yes.
Q Okay. Where is that located?
A 701 North Valle Verde.
Q Okay. And that's in Henderson, Clark County, Nevada?
A That's in Henderson.
Q Okay. And you were working there on July 31st of 2018?

A Yes.
Q Describe for our jury how -- well, let's go back. What's your actual title? What's your title at your job?

A I am a Universal Banker which means --
Q It's okay.
A I open accounts. I do everything [unintelligible]. Whatever is needed in the branch I do it, and so I do as a teller too. I work as a teller. When a teller is needed, I do teller work. Everything.

Q Okay. Let's talk about just kind of teller work.

Part of that is opening accounts or doing transactions for accounts; is that right?

A Yes.
Q Okay. How long have you worked at the Bank of the West?

A In the banking over 30 years, but Bank of the West five years, over five years.

Q Okay. And we already said that you were working on July 31st. On that day, describe where you were in the branch.

A Usually my station is -- when I work in the teller stations, first station kind of, and I was doing something on the computer when a gentleman approached. He came and sit at my window. So I told him, I'll be right back with you. I'm doing something on the computer, and I will be right with you.

Q Okay. Let me show you something. It's State's 113. In front of you, if you want to look at that, in front of you is a mouse, Nur. In front of you is a mouse. Can you see it?

A Yes.
Q Okay. And so that mouse will let you kind of point to where things are. Where is your station generally? I mean or at least on that day.

A This is where I am where there's a Bank of the West sign --

Q Okay.

C-18-3 35500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A -- underneath.
Q And that's a kind of far away picture. I can zoom in a little bit.

A Okay. Yes.
Q Okay. So there are -- is it fair that these are various teller stations?

A The first station is. I usually open accounts there.
Q Okay.
A The second station I just do the teller.
Q Okay. And so you were at -- which station were you at on July 31st?

A Well, looking at the, you know, second station.
Q Okay. So when I zoomed in, it made it clearer that you were at the second, not the third? Is that right?

A The second. It's the second.
Q Okay. You were at the second station.
A Uh-huh.
Q Who else was working on that day in the teller -- at teller stations? Can you tell the jury who was working that day.

A Grace. Grace. Mary Grace.
Q Okay.
A And there were two other people there, but they were not helping customers at that time.

Q Okay. So it was yourself and Mary Grace -JD Reporting, Inc.

A Mary Grace.
Q -- who were actually --
A On the counter --
Q Okay --
A -- with -- with the money.
Q -- as a teller. Okay. You indicated you were doing something when an individual approached, approached your teller station, and you -- I believe you indicated to have that person kind of wait a minute.

A Yes.
Q Describe what happened next.
A So I was finishing up stuff on the computer, and then this man, he sat down. He was waiting for me.

Q Okay.
A He says, Okay. And then when I said, Okay. I'm ready for you. So I thought he's giving me a deposit slip, but he showed me a note: Give me all your money. Do not do anything funny. I have a gun.

Q And is that what the note said?
A That's what the note said.
Q Did you -- did he keep the note?
A I was -- he kept the note like that. I was trying to grab the note, but he went backward --

Q Okay. So --
A -- so he kept the note.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr | 2018-12-05 | Day 3

Q So you did attempt to take it, but you couldn't?
A Yes.
Q Okay. After you read that note that said that he had a gun and not to do anything funny, did you give him money?

A I did open the drawer, and I gave him whatever I had in my drawer.

Q Okay. What happened after you gave him the money?
A He said -- he said, Hurry up, and so he said while I was doing it because I was taking my time so somebody can see me.

Q Were you hoping that another employee would observe what was happening?

A Yes.
Q Did they?
A No.
Q Was that upsetting?
A Very. Because I have blood pressure and everything and afraid. You know, It started hurting --

Q Okay. So your blood pressure, you have an issue?
A -- went high.
Yeah.
Q Okay. I'm going to explain that for the jury. Do you have an issue with your blood pressure?

A [No audible response.]
Q And when this was occurring --

A Yes.
Q -- it was affecting you?
A Yes.
Q So you were hoping that a colleague might be able to intervene --

A Yes.
Q -- or see, and they didn't?
A No.
Q Did it happen quickly though?
A It did happen quickly, yes.
Q Okay. After you gave over the money, did the individual stay in front of your teller station?

A No. He took the money, and he went to the front door.

Q Okay. Did you observe any other person?
A Yes. There was another person standing, and that person was watching me. So I thought if I do anything funny probably he has a gun or she, whatever it was.

Q Okay. And you say --
A Whoever.
Q -- "whatever it was."
A Yeah.
Q So let's back up. Let's first -- and I forgot to ask you this, and that's my fault, Nur, but can you describe the individual that showed you the note. Was he white, black,

JD Reporting, Inc. Hispanic or Asian?

A He was black.
Q Okay. And do you remember anything else about him? What he was wearing or that kind of thing?

A The only thing that I could remember is still he had a towel around his neck.

Q Okay.
A Yeah.
Q He had a towel around his neck.
A Uh-huh.
Q When you say that there was another person that you believed was watching, Nur, or that you observed watching you, and you kind of said he or she, describe what you mean for the jury about he or she.

A So, in fact, when they approach -- when they came first in the branch, I saw two people coming in the branch. One is a guy, and one dressed up as a lady with a big wig. I don't know if it was a lady or a guy, but that's how they were dressed up with the tights and long hair. So they were standing at the counter. I saw that one. Then, I mean, I was busy on my computer. As usual, customers come. They go to and fill out deposit slip or do whatever they have to do in the counter. So when this person came at my window, he sat, and the other person was standing away from the counter. So he was just looking at me, he or she. I don't know.

Q And you indicated you were afraid that maybe that person is the one who had the gun?

A I had thought so when she was watching me.
Q Sure.
A When that person was watching me, yeah.
Q Okay. And prior to that you saw the person that had the long wig and then the tights you said interacting with the person that showed you the note; is that right?

A Yes. They were came together.
Q After you gave the money over, did you observe anything else before that person left?

A They -- he person who robbed me went up to the front door. He was standing there. And the other person came to Mary Grace, my next teller.

Q Okay.
A And then when they came to the next teller -- in the meantime I already did whatever I had to do, and I was just watching. That's all I could do.

Q Okay. Did you hit any alarms or --
A I did. When I heard the other person, I did the alarm, and as soon as he left, I IMed Manny, the guy who was here before.

Q And when you say --
A Instant message.
Q Okay. So when you say IM, that's what I was just

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
going to ask you --
A Yeah, instant message. Yes.
Q And you told him what? What did you tell him?
A That I just got robbed.
Q Okay. After that did you stay at your location, you know, at -- or what did you do?

A After she got robbed and then when they left the building, then we went to our drive-up window with another person. We saw both of them running on the hill.

Q Okay. And so with purposes of -MS. SCHIFALACQUA: Court's indulgence. BY MS. SCHIFALACQUA:

Q -- your location, the outside of the building, the hill goes up to where?

A To the church. Towards the church. I don't know.
Q It goes up to a church?
A Those buildings, yeah.
Q Okay. And you personally observed -- and I'm sorry my back is to the jury right now; I'm trying to find some maps --

A On the right side.
Q Okay.
A So it'll be just going up the hill, right side.
Q Okay. And you watched --
A Uh-huh.

Q -- you kind of ran over, watched them running --
A Watch where they going.
Q -- were they running together?
A Yes.
MR. BROWER: Judge, I'm just going to ask if they could be instructed to talk one at a time. I know -- I'm having trouble. So I know the record will have trouble later. THE COURT: So, ma'am, just wait till Ms. Schifalacqua has asked her full question.

And, Ms. Schifalacqua, obviously wait until the witness has made her full answer.

MS. SCHIFALACQUA: Of course, Your Honor.
BY MS. SCHIFALACQUA:
Q Nur, I know that you indicated you were nervous. I'm going to finish my sentences before I let you answer.

When you -- I'm going to show you what's been admitted as State's 106. Let me pull this out a little bit. Do you recognize your branch on that map?

A I do.
Q Can you show, please, us with that mouse what you're just talking about.

So that's your branch?
A Right.
Q And where it's positioned, which area did you observe the two people running?

A How can I tell? I can't tell which one is right or left.

Q Okay. But they went up --
A I know Valle Verde, but they went up, yes.
Q Up the hill?
A Yes, up the hill.
Q Okay. And you indicated there's a church in that area?

A Yes.
Q Did you give that information over when police were asking which direction?

A I think -- I can't remember. Maybe I did. Maybe I don't.

Q Did you ever see them get in a vehicle?
A No.
Q Okay. You indicated that you gave over money. Was there an accounting of the amount of money you gave over, meaning, you know, they counted down your drawer --

A Yes.
Q -- to see how much was given?
A Yes.
MS. SCHIFALACQUA: Okay. And I'm showing counsel
Exhibit 354 that's been previously provided in discovery.
If I may approach, Your Honor?
THE COURT: Sure.

JD Reporting, Inc.

MS. SCHIFA工ACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q And I'm showing you what's been marked as State's Proposed Exhibit 354. Do you recognize that?

A Yes.
Q And what is it?
A $\$ 686$.
Q And is that the balance report for your drawer on July 31st of 2018?

A Yes. That's what I gave him.
Q Okay. What amount was that?
A $\quad \$ 686$.
Q And this is a fair and accurate copy of that --
A Yes.
Q -- reporting?
A Yes.
Q Do you observe your signature there?
A Yes.
MS. SCHIFALACQUA: I'd move for admission at this time, Your Honor, of 354.

MR. HUGHES: Submitted.
MR. BROWER: I'll submit it, Judge.
THE COURT: All right. That's admitted.
(State's Exhibit Number 354 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor?

JD Reporting, Inc.
$000457^{83}$

THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Okay. Let's look at the top of this. When we talk about -- oh, a little too far. It says a balance report; is that right?

A Uh-huh.
Q Is that a yes?
A Balance report. Right.
Q And here's the date?
A Uh-huh.
Q Is that a yes?
A Yes. Sorry.
Q Okay. Down at the bottom, is your signature down there?

Oops. Excuse me. Let's go a little bit.
Is your signature down there?
A Yes.
Q Okay. And you indicated an amount that was given.
Is that shown through the shortages?
A Yes.
Q And that was 686?
A Yes.
MS. SCHIFALACQUA: Okay. Court's indulgence.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

BY MS. SCHIFALACQUA:
Q Ms. Begum, I'm going to show you now a video that was previously admitted into evidence. I'm going to ask you a couple of questions as we go through it.

And, Ms. Begum, what are we looking at here?
A Just the lobby. That's the entrance.
Q I'm going to pause it right there. Who do you see walking into the bank?

A I see -- it looks like a lady.
Q Okay. Is this the person that you indicated where you said he or she and that there was a long wig on?

A I did.
Q Yes. Is that the -- is that the person there in the video?

A Yes.
Q Now, I've kind of stopped -- stopped the entry of the other person. Is that the person that demanded money from you?

A Yes.
Q Okay. And specifically what do you recognize that you talked about?

A The towel.
Q Okay. And you indicated -- did you indicate if there was a hat? Did you remember that?

A I can't remember.
Q Okay. But you remember the towel?

JD Reporting, Inc.

A Yes.
Q What are we seeing here?
A They are standing in the -- our counter where they fill out the deposit slips and whatever they have to do there.

Q Okay. And some customers are leaving; is that right?
A Yes. They were my last customers.
Q Okay.
A I was just finishing up with them.
Q I am pause -- this is paused right now. What are we looking at now?

A I see he came in and sat in front of my window.
Q Do you recognize yourself?
A Yes.
Q And do you recognize the person?
A Yes.
Q Okay. It looks like you're still working on the computer.

A I was working on my computer.
Q What's going on now?
A That's -- that's when I told him I'll be right with you.

Q Okay. Did he show you --
A Then I turned around, and, yes, then he showed me.
Q Is that him showing you the note?
A That's him showing me the note.

JD Reporting, Inc.

Do you see I tried to grab that?
Q What are you doing now?
A I'm giving him my money, whatever money I have there.
Q What is he doing?
A He's taking away. Grabbing the money and taking it away. That's --

Q When you typed back on your --
A Computer.
Q -- computer is that when you IMed Manny?
A That's when I instant message him.
Q Okay. Now, the person over -- to your station to your right, is that Mary --

A Yes.
Q Grace's station?
A Yes.
Q So when you talk about the person that you observed staring at you that you thought maybe had a gun, is that who you're referring to?

A Yes.
Q Okay. So that person was staring at you?
A Yes.
Q Do you see the person counting the money that had been taken from you by the door?

A Yes.
Q Holding the door open?

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Yes. That's him.
Q What's he doing with that money?
A He's putting it in his pocket.
Q And thereafter was the other person with the wig ran out?

A They ran out.
Q And did they run then together?
A They run together towards the right of the building.
Q And when you observed them running up towards the

BY $M R$. BROWER:
Q Ma'am, do you remember giving the description of the person that was with you the day of the -- the day of this incident?

A To the police --
Q To the police.
A Yeah.
Q Okay. And do you remember telling them that the person was around 5 foot 5?

A I may have. I can't recall everything.

MR. BROWER: Judge, may I approach the witness?
THE COURT: You may.
BY MR. BROWER:
Q Ma'am, I'm going to ask you just to read this paragraph to yourself, not to read it out loud, and just look up at me when you're done.

A Which paragraph? The whole thing?
Q Just right here.
A Here, he was like --
Q No, not out loud, just to yourself.
A Oh, sorry.
THE COURT: Just read it quietly to yourself, and then Mr. Brower is going to ask you some questions.

THE WITNESS: Okay.
BY $M R$. BROWER:
Q Does that refresh your recollection as to what you may have told the officers that were interviewing you?

A I still can't. I don't want to think about anything.
Q Well, you don't recall telling them that he was 5
foot 5?
A I can't recall, but I'm sure at that time I would have told them.

Q And do you remember testifying at a preliminary hearing on this case?

A Yes.

Q Okay. And do you recall at that hearing that you gave a different height description? Do you recall that?

A No.
Q Okay. I believe at that hearing you said the individual was about 5 foot 10.

MR. BROWER: And Court's indulgence. I just need to show the State.
(Pause in the proceedings)
MR. BROWER: Judge, may I approach again?
THE COURT: You may. You can move freely.
THE WITNESS: I don't mention it. So I don't know. MR. BROWER: That's okay.
(Pause in the proceedings)
THE WITNESS: Okay.
BY MR. BROWER:
Q Okay. So do you recall testifying that he was 5 foot 10 at the -- around 5 foot 10 at the time of the preliminary --

A I don't know. It could be 5-10 to anything. 5-5 to anything.

Q Okay. Do you think your recollection was better at the time of the incident or a couple months later?

A I still doing the same.
Q Okay. But at the time of the incident, you didn't say 5 foot 10; you said 5-5; correct?

A Because I didn't -- I don't know how tall they are.

Q Okay. And I'm going to move on just to a couple other questions. You never saw any weapons in this case; correct?

A No.
Q And you were never physically touched or hurt or anything like that; correct?

A No.
Q And you said you thought the one individual was a male, but you're not certain; correct?

A The other one?
Q Yes. The one with the wig.
A You could tell it was man but wearing a wig. You could tell, but the way dress up it's looks like a woman.

Q Okay. Did you see anybody take off a wig or --
A No.
Q Okay. They just were in front of you, and then they didn't touch you, and they didn't show you any weapons. They took money, and they ran out?

A Yes.
MR. BROWER: I'll pass the witness, Judge.
THE COURT: Okay. Mr. Hughes.
MR. HUGHES: No questions, Your Honor.
THE COURT: Any redirect?
MS. SCHIFALACQUA: Briefly. Thank you.

JD Reporting, Inc.

REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Ms. Begum, was this a scary experience for you to go through?

A Every time when you get a robber it's very scary. You don't know what you're getting to.

Q Okay. And you've worked in banking for some time now; is that right?

A Yes.
Q With regard to the height of the individuals, is it fair to say you weren't paying attention to specifically how tall they were?

A I wasn't paying attention, no. I know they are tall, taller than me. That's all I could say.

Q How tall or you?
A I'm 5-2.
Q Also, were you sitting or standing when the individual approached you?

A Sitting.
Q And then the individual sat down?
A Then the individual sat down, yes.
Q So with regard to a measurement of height, is it fair to say when someone sits down it's difficult to get an accurate measurement --

A Yes.

Q -- of how tall --
A Yes.
Q So --
A Unless you are focusing only on that customer when he's coming in from the door.

Q And you were focused, is it fair to say, on finishing up your previous work? Is that right?

A I was finishing up my previous work.
Q Okay. With regard to the gun, do you have training as to whether or not you should challenge a person and tell them show me the gun or something like that? I mean, were you ever trained to do anything like that?

A We are supposed to do whatever they tell us to do.
Q Okay. So you don't ever want to be in a situation where someone actually pulls out a gun and uses a gun; is that fair?

A Yes.
MS. SCHIFALACQUA: Nothing further.
THE COURT: Anything else, Mr. Brower?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?
MR. HUGHES: Briefly.
RECROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, you're trained what to do in case of a JD Reporting, Inc.
robbery; right?
A Yes.
Q Are you trained to comply with the robber's orders even if they don't say they have a weapon?

A We are trained to comply.
Q So the fact that whether they had a weapon or you saw it or not you would have given the money; is that right?

A I would have given the money. MR. HUGHES: Thank you.

THE COURT: Anything else, Ms. Schifalacqua? MS. SCHIFALACQUA: No, Your Honor.

THE COURT: Do we have any juror questions for this witness?

All right. I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case. Thank you and you are excused.

THE WITNESS: Thank you.
THE COURT: And just follow the bailiff from the courtroom.

And the State may call its next witness.
MR. SCOW: Thank you, Judge. Mary Grace Mones.
THE COURT: Face that lady right there.

## MARY GRACE MONES

[having been called as a witness and being first duly sworn,

JD Reporting, Inc.

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Mary Grace Mones.
THE CLERK: Can you spell those, please.
THE WITNESS: M as in Mary, A as in alpha, $R$ as in Richard, Y as in Yankee. Grace, G as in golf, R as in Richard, A as in alpha, $C$ as in Charlie, E as in Echo. And Mones. M as in mono, $O$ as an Oscar, $N$ as in November, $E$ as an echo and $S$ as in sierra.

THE COURT: You may proceed.
MR. SCOW: Thank you.

## DIRECT EXAMINATION

BY MR. SCOW:
Q You did that well. It's like you've done that before.

Where do you work and what is your occupation?
A Service Banker II at Bank of the West.
Q And what branch do you currently work at?
A 701 North Valle Verde Drive, Henderson, Nevada.
Q And that's in Clark County?
A Yes.
Q And were you working at that branch in July of 2018?
A Yes, sir.
Q So just a few months ago?

JD Reporting, Inc.

A Yes, sir.
Q How long have you been working as a teller in the banking industry?

A In banking industry, 16 years.
Q And how long have you been at the 701 North Valle Verde Bank of the West branch?

A Around four years.
Q Where were you before that?
A I was at the other branch before, the Green Valley branch.

Q The other branch in Las Vegas?
A Yes.
Q And this other one, this -- the Valle Verde branch is in Henderson?

A Yes, sir.
Q So I want to direct your attention to July 31st, 2018, at about 11:40 in the morning. Were you working as a teller at that location that day?

A Yes, sir.
Q I'm going to show you, starting with an overhead view, does that sit at the corner of Sunset and Valle Verde? Is that where your branches?

A Yes, sir.
Q And is that what we're seeing in this overhead photograph?

A Yes, sir.
Q I'll kind of zoom in a little bit. Are you familiar with some of the buildings that are around your branch as well? For example, is there a church to the north above that branch building?

A Yes, sir.
Q And do you see it in the photograph?
A Yes, sir.
Q There's a mouse right in front of you. If you use that, it'll show a cursor arrow on the screen, and you can kind of point out, first point out your branch.

Okay.
A This is our branch.
Q All right. And then the church that you know is in that same area.

A This is the church area?
Q And the road going up, is that up a hill? What is that?

A This one is going up the hill.
Q Okay. So now turning to the inside of your branch and showing -- that prior exhibit for the record was 106. This next exhibit was 113. Is this inside your branch now?

A Yes, sir.
Q On July 31st, do you see the desk or table teller area where you were seated?

A I think it's right here, this side. Yes.
Q Right in there?
A Yes.
Q Okay.
A This area right there.
Q I'll try to zoom in a little bit so you can -- okay. So there's -- this is like a podium or island here in the middle, and you're pointing to an area behind that?

A Yes. This is the island where they make a deposit slip, prepare everything, and then this is my station right there.

Q Okay.
A Right there.
Q Who was working next to you that morning?
A Right here is Nur Begum.
Q That was Nur's teller station?
A Yes.
Q Okay. Why don't you tell us then what you remember occurring that morning at about 11:40.

A The black African-American came into my window after my last customer, and then he placed the black bag -- it's like a plain black bag with no prints. It's not a branded bag -just placed it in front of my station and then showed the note, and then it read like, Give me all your money. I have a bomb tied in the bag, and then fold it and put it back to his bag,

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
and then --
Q Okay. Let me pause you there, and we'll kind of take this a step at a time.

So you were helping a customer initially; is that correct?

A Yeah. Prior to the black African-American that's wearing a wig.

Q Okay. Did you see that individual enter the bank?
A No, I didn't see him enter the bank.
Q Okay. You were helping a customer?
A Yes, sir.
Q Did you notice whether Nur was with any customers at that time?

A Because I was concentrating on the person right in front of me, I think he -- she has a customer that time.

Q Okay. You're not positive; you were focused on your customer?

A Yes, sir.
Q Okay. So describe the individual. You said it was an African American?

A Yes, sir.
Q Do you know if it was male or female?
A Yes, sir.
Q Which?
A Because the built of the body, it has a broad JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3 shoulder, and then the wig is very, very long, and the wig is, like, halfway going down is white, and then halfway on top is black.

Q Okay. So based on what you observed, you knew the individual to be a male?

A Yes.
Q Did you hear that person speak as well?
A Yes, sir.
Q And based on the voice, did that help in your identification as well?

A Yes, it helps too. I mean, yes.
Q That you knew that it was a male?
A Yes.
Q So you described the wig that was part black on top, and part --

A Part, yeah, white.
Q White.
A From the middle to the bottom.
Q Okay. And what other clothing do you remember that this individual was wearing?

A I didn't recognize the clothing because the wig is like all the way to the front.

Q Okay. So the wig was kind of covering some of the clothing?

A Right. It's very long.

Q And that occurred at the station that you were at, Bank of the West?

A Yes.
Q So they displayed a note. You had said what the note said, but I just want to make sure that we understood what the note said. Can you say it again.

A The note said give me all your money. I have a bomb tied in the bag.

Q Asking to give you all the money. I have a bomb tied up in the bag?

A Yes.
Q Or tied in?
A Yes. And then he folded, put it back, and then I asked for the second time because it didn't really -- I was -register, and then so he showed me a second time, and then it really read the same thing: Give me all your money. I have a bomb tied in the bag. And then put it back and then put it inside. And I asked for the third time because I got so confused, and I don't know it's a misspelling, and then he didn't show me -- he didn't show the note to me again, and then he just said, Just give me all the money.

Q What did you do after he said that?
A I started giving the money in my top drawer.
Q And after you gave the money from your top drawer, what did you do then?

JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A He picked it up, put in his bag. And then when he's done, he just walked away.

Q Okay. Did you see what direction he walked?
A I only see that he used our front main lobby door. We only have one. So that's it.

Q So you saw him walk to the front lobby door, and after that you don't know?

A No. I was still sitting down because I'm still mixed emotions.

Q When that person approached you, did you ever stand up?

A No, sir.
Q You stayed seated?
A [No audible response.]
Q That probably was an obvious question, but you stayed seated at your teller station?

A Yes, sir.
Q I'm going to approach you now. Showing you State's Proposed Exhibit 355. Do you recognize this?

A Yes.
Q What is it?
A This is my balancing sheet.
Q And what was that used for?
A We use it to find out how much money our, you know, is missing, something like that.

Q How much money you gave in that robbery?
A Right. So this is the shortages it shows.
Q Okay. And it has the date, and it has your name on there as well?

A Yes, sir.
MR. SCOW: Move for admission of State's Proposed 355.

MR. HUGHES: Submitted. MR. BROWER: Submitted, Judge. THE COURT: All right. 355 is admitted at. (State's Exhibit Number 355 admitted) MR. SCOW: And I'll just publish so the jury can see. BY MR. SCOW:

Q If you can point out your name and then the date.
A This is my name. This is the date.
Q Okay. And then you had pointed to a shortage on the bottom.

A This is the shortages.
Q So is that the amount you gave from your drawer?
A Yes, sir.
Q \$1,929?
A I'm sorry?
Q I was just making sure that's \$1,929?
A Yes, sir.
Q Okay. And is your signature on the bottom as well?

A Yes, this is my signature.
Q Okay. In your drawer did you have any type of tracking or bait money, anything like that?

A We have marked money.
Q Okay. Did you pass out any of that?
A Yes, sir.
Q And does that -- tell us what that -- did you say mark or marked money?

A Yeah. It's like a bait money.
Q Okay. Is that like that serial numbers are written down so to be able to know what they are later?

A Yes, sir. It's photocopied, and then so we have the serial number on our record.

Q Okay. And do you know if there was a tracking device or anything like that with that money?

A There's no tracking device. It's just that we make a copy of that bait money and for our file, and so if anything happens, we have the record of the serial number.

Q So you can track the bill later if it's ever found?
A Yes, sir.
Q And after the individual that was dressed with the wig, after you gave him the money and he walked towards that front lobby door, did you pull an alarm or anything like that?

A Yes.
Q Okay. And did you learn whether anything happened JD Reporting, Inc.
with any other tellers that morning as well?
A Not right away. So when I heard that teller next to me said she got robbed, and I said I got robbed too. So that's a type, I mean, the alarm is already set.

Q Okay. And that teller next to you that said she got robbed, who was that? Who was it?

A That's Nur Begum, the one next to me.
Q Okay. The one that you pointed out in that previous photo that was next to you?

A Yes, sir.
Q Okay. I'm going to show you some -- what's from Exhibit -- I don't have that envelope in front of me. When I pull this out, I'll give the exhibit number, but this is -- do you recognize this as surveillance footage from your bank?

A Is this this one?
Q Yes.
A This one, yes. This is our front.
Q Okay. And then I will switch [inaudible]. There we go.

Does this show the inside of your bank as well?
A Yes, sir.
Q All right. And if you can let go of the mouse now because it's kind of interrupting with me. It takes control of it on the computer.

A Oh, sorry.

Q No, that's okay. So this --
MR. SCOW: And for the record, this is Exhibit 103.
I found the exhibit number.
BY MR. SCOW:
Q And I'm going to go ahead and play it and just kind of show different camera angles, and you tell us what you recognize from this. Okay?

A Okay. Thank you.
Q What do you see here?
A Yeah, that's the guy.
Q And when you say the guy, what was this? Just for the record, just to make it clear, what was this guy? What did he do?

A He came to my window and put the -- a black bag in front of my station and then showed me the note.

Q Okay. So this is the one that you've just been talking about that came to your teller window?

A I'm sorry?
Q This is the guy that came to your teller window with the wig and the bag?

A Yes, sir.
Q And a note that said he had a bomb?
A Yes, sir.
Q Does that show him at that counter for the withdrawal slips and deposit slips?

JD Reporting, Inc.

A Yes, sir.
Q Okay. Now, a different angle. Do you recognize this?

A [No audible response.]
Q Mary, do you see yourself in this video?
A Yes.
Q Are you the one in the red shirt, red or pink shirt?
A Yes.
Q Okay. And on the other side of you in the hat, is this the customer you're helping?

A Yes.
Q And describe the customer that you're helping.
A I forgot his name, but I'm helping him with the online banking I think.

Q Okay. And this is a male?
A It's a male, yes.
Q And he was an African-American male as well?
A Yes, sir.
Q And he's wearing it looks like a black hat and black shirt?

A Yes, sir.
Q Okay. And you helped him with a transaction that morning?

A Yes, sir.
Q Well, just to kind of point out a couple other JD Reporting, Inc.
things. On the video it also shows the date and the time that it's recording.

And you're nodding. Can you say that out loud.
You're nodding. Was that a yes?
A Yes. That's accurate.
Q Okay. Because she's recording what happens, and she's going to type this up later. She doesn't know if there's a nod. So we just need you to say it out loud. Okay?

A Okay.
Q Thank you. So just tell us what you observe as you observe it on the video. What's happening now? Can you tell us what's happening.

A So this guy came to my window, yes, and then, yeah, showed me. That's the note he showed to me.

And then put it back to his -- in his bag, and then I asked again to show me the note.

Q And so what are you doing now?
A Yeah. So he grabbed the money that I placed on the counter, my station, and then he just walked away.

Q Okay. And you gave him all the money. That was the $\$ 1,929$ from your drawer that you gave to him?

A Yes, sir.
Q And is this -- this is the lobby view again?
A Yes, sir.
MR. SCOW: Okay. All right. I will pass the

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
witness, Your Honor.
THE COURT: All right. Mr. Brower, any questions? MR. BROWER: Just a few. CROSS-EXAMINATION

BY MR. BROWER:
Q Mary, do you recall giving an interview to the police the day of this incident?

A Yes. I got interview.
Q Okay. And do you recall telling the police that the person that approached your window was around 5-foot 5?

A I'm sorry?
Q Do you remember telling the police that the person was about 5-foot 5?

A Yes.
Q Okay. And you also mentioned to the police, I believe, that the person that was in front of you, their eyebrows stood out?

A I distinctly -- yes, eyebrows.
Q Why did you think the eyebrows stood out?
A Because I look at the eyes, you know, after I read the note, and then I looked to his face, and then I saw the face that is like, you know, chocolate brown or something, and then I look on the eyebrows.

Q Okay. Were they really solid eyebrows, or were they -- I mean, I'm just trying to figure out why you noticed JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
the eyebrows? I don't think I've ever looked at eyebrows.
A Because I look on right straight on the face.
Q Okay. Okay. And did you think they were a tattoo?
A I can't recall. Maybe.
Q Okay. Okay. And you never saw an actual bomb; correct?

A No, I didn't see an actual bomb. No.
Q Okay. And you were never physically harmed; correct or touched?

A No.
MR. BROWER: I'll pass the witness, Judge. THE COURT: All right. Mr. Hughes, any questions? CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, you mentioned that there was some bait money that you gave to this individual; is that right?

A Yes.
Q What denomination bills was the bait money?
A In 20s. There's 5.
Q Five 20s?
A Yes.
Q And you had the serial numbers marked down?
A Yes, sir.
Q And did you provide a copy of those serial numbers to the police?

A I think our supervisor did that.
MR. HUGHES: Thank you.
THE COURT: Any redirect?
REDIRECT EXAMINATION
BY MR. SCOW:
Q Have you ever seen a bomb?
A Yes. In the television.
Q Okay. All right. When the individual said that they had a bomb in the bag, were you going to ask to see it to test whether there was a bomb?

A If they say that they have a bomb, will I be asking to see it?

Q Yes.
A No.
Q Okay. You've been asked about the individual that you saw in the bank that was wearing the wig.

A Yes.
Q Do you see the individual in the courtroom today?
A I'm sorry?
Q Do you see that individual in the courtroom today?
A It's hard because there's like a wig, and it's almost covering the face because of the very, very long wig.

Q Okay. So you wouldn't be able to tell because the wig was covering a lot of the face and the clothing?

A Yes, that is correct.

MR. SCOW: Okay. All right. Thank you.
THE WITNESS: You're welcome.
MR. SCOW: No more questions.
THE COURT: Anything else?
MR. BROWER: Nothing further, Judge.
MR. HUGHES: Nothing.
THE COURT: Any juror questions for this witness? All right, ma'am, I see no other questions. Thank you for your testimony. Please do not discuss your testimony with anyone else who may be a witness in this case. Thank you and you are excused.

THE WITNESS: Thank you.
THE COURT: And the State may call its next witness. MS. SCHIFALACQUA: Your Honor, the State calls Regina Coleman.

MR. BROWER: And, Judge, may we approach very briefly while they're --

THE COURT: Sure.
MR. BROWER: -- their witness in?
(Conference at the bench not recorded)
THE COURT: And, ma'am, please remain standing and face that lady right there.

## REGINA COLEMAN

[having been called as a witness and being first duly sworn, testified as follows:]

JD Reporting, Inc.

THE CLERK: Thank you. Please have a seat. State spell both your first and last name for the record.

THE WITNESS: My name is Regina Coleman.
R-e-g-i-n-a, $C-o-l-e-m-a-n$.
THE COURT: All right. Thank you.
Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.

## DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Ms. Coleman, can you let the members of our jury know how you're employed.

A I work for Bank of the West. I am a teller.
Q Okay. And how long have you worked at Bank of the West?

A About six months.
Q Okay. And so you were working there how long on July 31st of 2018?

A Probably my third week.
Q Oh, my goodness. So on your third week at Bank of the West --

MS. SCHIFALACQUA: Thank you --
BY MS. SCHIFALACQUA:
Q Where is that located in town?
A It's on Valle Verde and Sunset.
Q Okay. And I'm going to show you what's been admitted
as State's 106. Do you see -- I keep doing that.
Do you see the branch depicted in this overhead map?
A I see something. Yeah, in the middle there.
Q Okay. Have you got yourself oriented now?
A Yeah.
Q I'm sorry. It's kind of hard to --
A Yes.
Q You have a mouse in front of you, Ms. Coleman, and so you can kind of point to where the branch is.

Are you aware of what's around the branch, or are you not -- when you're new to a location, are you aware what businesses are around the branch, et cetera?

A Oh, yeah. New to the bank, not to the area.
Q Okay. Not the area, just to the bank. Okay. Is there a church that's nearby?

A Yes.
Q Okay. Let me pull this, zoom this map out? Is
that -- can you see the church on this overhead map?
A No. It's --
Q If I direct your attention further higher up on the map, do you see it?

A Because of the way it's in the back of us. So it's kind of a --

Q Okay. So when you say it's in the back of us, where the branch is located, is it fair to say for our jurors that if
obviously if they've not been there, it's kind of located further down below, and the church goes up --

A Right.
Q -- towards a hill; is that right?
A So we're towards the street, and then the church is here.

Q Okay. You'd only been working for Bank of the West a couple of weeks, and then on July 31st of 2018, were you present or at work when the branch got robbed?

A Yes.
Q Okay. With regard to that day, about 11:30 in the morning or so, describe for the members of our jury what it is you were doing, what were your duties, and kind of your day when this occurred.

A I had just got to work. I was running late. So I was agitated. I was logging on to my computer. I hadn't even put my purse away or anything like that --

Q Let me back up and stop you for a second. I'm going to show you State's 113.

A Okay.
Q You said that, you know, obviously you work as a teller.

A Uh-huh.
Q On State's 113, does that show the teller stations at the branch?

A Yes.
Q Okay. And when you say you were logging on and you hadn't even put your purse, what do you do to log -- log on? Tell the jurors like these steps to get yourself set up.

A Well, I come in, and I put my purse down on the desk, and then I will put in all my codes on the computer and wait for it to log up, and then it opens the screen, and then you have to go in there, and there's, like, four more steps to get to where I can actually do any transactions.

Q Okay. So prior to that, if a customer approaches you, can you help them?

A $\quad$ No.
Q On this particular occasion, on July 31st of 2018, you were talking about just kind of just getting in a little late, you know, logging on, and what happens? Describe for me.

A A woman approached me to my desk and just stand there, and like I said, I was running late. So I was agitated, and I said, I did not call you over here.

Q You're kind of laughing now. Is it fair to say as far as the branch goes, for customer service industry, normally that's not a type of thing that you would say?

A No.
Q But nonetheless, it might have been irritating to you, I take it, for a person physically to walk up when they weren't called to your window?

A Yes.
Q Okay. And that's what happened?
A Yes.
Q Okay. After you told that individual that you didn't call them, what did you do next?

A We had a staring match because she didn't leave.
Q Okay.
A And I said, I think it's best that you get back in line. So when the next teller is available they can help you because I can't do anything for you.

Q And as you explain to our jurors, I mean, physically you could not have done a transaction; is that fair?

A No. I didn't even have a cash drawer yet.
Q Okay. When you say that you saw a woman, describe this woman.

A The wig was black and white, two tone, black and white, something that looked like it could have been like a half jacket vest for $I$ don't know, blue or black leggings, a long burgundy dress, gold sandals.

Q Okay. And could you identify the person actually as the gender of female?

A No.
Q No. So describe that for our jury.
A It appeared to be a man dressed as a woman.
Q Okay. And, in fact, your characterization, is it JD Reporting, Inc.
fair to say, of that woman was maybe not so nice? What was your characterization of that woman?

A A very ugly woman.
Q I'm going to -- and it's what you observed; right?
You first thought a woman had approached you. You looked up, and you see it's --

A It's a guy.
Q It's a guy. Is that fair?
A Yeah.
Q Okay. And, in fact, that's what you told police; right?

A Uh-huh.
Q When they eventually interviewed --
A Yes.
Q Okay. So this man that had on the dress, the leggings, et cetera, is the one that you end up kind of having the staring match with?

A Yes.
Q Eventually does that man that's dressed as a female get back in line?

A He doesn't go all the way back. So this would be my desk.

Q Okay.
A And he probably went as far as this end of this desk right here.

Q Okay.
A And just stood there.
Q Did he say anything?
A No, never said a word.
Q Okay. After that, did you -- were you able to observe where he went?

A He went next to Grace.
Q Okay.
A So he just went and sat down with Grace.
Q So directing your attention to the teller kind of windows that are up on the screen, if I zoom into this, where -- with that mouse, where was your teller station? If you can point it out for our jurors.

A So my station is normally next to Grace, which is Grace right here, and this is normally my station. So my station had been down. So I had to use Serena's, which is the station is here.

Q So you weren't directly next to Grace. You were one more over at Serena's station?

A Yes.
Q And then when the man dressed as a woman couldn't get service from you, you watched him go over to Grace's window?

A Yes.
Q Did you --
A So we were here.

Q Okay. Did you keep an eye on what happened? Or describe for the jurors kind of what you did next in your day.

A I finished logging on, and then by that time, everything had happened.

Q Okay. Where did you go after when you say everything has happened? Were you alerted that a robbery had occurred?

A Yes.
Q Who alerted you?
A Grace.
Q Okay. Did you also work with Nur on that day?
A Yes. Nur was there too.
Q Okay. And were you alerted to the robbery that occurred with her?

A Yes. So first Nur was standing by Grace right here, and then Grace stood up, and then Nur said, I was just robbed, and then Grace said, Me too.

Q Were they both upset?
A Yeah. More Nur than Grace.
Q Okay. When they said that, had the individual addressed that the male already left?

A Yes. Ran out the door.
Q Did you see if he was with anybody else?
A There was a gentleman on the outer door holding the door.

Q Okay. And did you observe that gentleman holding the JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
door for the man dressed as the female?
A Yes.
Q Okay. And then what, if anything, did you see? When that man dressed as a female went to leave, did you see was it in a hurry? Was it leisurely? Describe that for our jury, please.

A Ran. They ran out the front door.
Q Okay.
A And we could see because we had windows. So you could see them run, and then we could see them go up the hill by the church.

Q Okay. So where -- that map that we just talked about of up that hill, you observed the two men running up that way; is that fair?

A Yes.
Q With regard to the man that held the door for the man dressed as a woman, can you describe that man for our jurors, please.

A He had on a baseball camp, little Afro, all black. He had a towel around his neck and you would just think because maybe it was wet because it was hot. And like he might have had tattoos on his neck on something on his face.

Q Okay. And that's -- and I never asked you, but was he white, black, Hispanic or Asian?

A Black.

Q Okay. Also, with regard to the man dressed as a woman, was he white, black, Hispanic or Asian?

A Black.
Q Okay. And they both ran out together; is that right?
A Yes.
Q Or after the one held the door?
A Yeah, the door, out together.
Q When that happened, did you hit any alarms, or what was your procedure?

A I hit the -- well, I was fairly new so I didn't really know, but working at the bank before I hit the alarm, and then I called 9-1-1.

Q Okay. And you called 9-1-1 and gave them the information; is that correct?

A Yes.
MS. SCHIFALACQUA: Court's brief indulgence.
With regard to State's Proposed 104, I'm going to play a portion of that 9-1-1 with your permission, Your Honor, for identification purposes.

THE COURT: All right.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q At some point, before we get that up and running, Ms. Coleman, at some point when you are on 9-1-1, does Manny take over the 9-1-1 call?

A Yes.

Q Okay. You're familiar with his voice?
A Manny's, yes.
Q As well.
Okay. And you work with him?
A Yes.
(Publishing State's Proposed Exhibit Number 104.)
BY MS. SCHIFALACQUA:
Q Do you recognize your voice, Ms. Coleman?
A Yeah. Yeah, that's that -- that's me.
Q Okay. That's you. That's you calling 9-1-1 after the bank was robbed?

A Yes.

Q Is that a fair and accurate depiction of your voice as you hear it --

A Yes.
Q -- when you made the call?
MS. SCHIFALACQUA: I would move for admission, Your
Honor, of State's 104.
MR. BROWER: I'll submit it, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. That will be admitted.
(State's Exhibit Number 104 admitted)
(Publishing State's Exhibit Number 104.)

JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3 BY MS. SCHIFALACQUA:

Q Regina, you recognized your voice and Manny's voice on that $9-1-1$ call; is that right?

A Yes.
Q Okay. Let's go back and talk about some things. Manny, as you heard, talked about the two gentlemen that had committed the robberies running out to the left. Did you actually watch them go up towards the church area?

A Yes.
Q Okay. So you knew that that was off to the right of the building if you will?

A Yes.
Q Let's talk about -- it looks -- well, we heard you trying to get Nur or Mary Grace on the phone, and you said they couldn't speak. Describe their demeanor. What did you observe them acting like that they couldn't get on the phone at the time?

A Nur was crying, and Grace was just really shaky and nervous.

Q Okay. Were you nervous?
A Yeah.
Q Okay.
A Because I've never been in that situation or worked with people where it's happened.

Q Okay. With regard to the second male, the male that JD Reporting, Inc.

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295
APPELLANT'S APPENDIX Vol. III
NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

## Appellant's Appendix Table of Contents

Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709 you described with the towel around his head and potentially some sort of neck tattoos and/or something on his face, let's go back and make sure the jurors understand. Where did you see him in relation -- I mean, you talked about -- and I'm sorry. I'm kind of jumping ahead, but you talked about the male approaching you that was dressed as a female. Where was the male that you observed that had that towel and the potential something on his neck or face?

A In the lobby. So when you first come in, there is the new accounts area.

Q Okay. Let me back up. I'm going to show you while you're talking about new accounts --

A Okay.
Q -- and kind of the lobby. I'm going to show you State's 114 that's been previously admitted.

A Okay.
Q What's that area?
A This is the door to come in is right here.
Q Okay. And when you say new accounts area, is that where Manny sits?

A Yes.
Q Okay. So showing you State's 112, is this depicting that new accounts area?

A Yes.
Q Okay. So continue on. Where did you observe the JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr|2018-12-05 | Day 3 male with a towel and the potential either tattoos or something on his face?

A In this area. He was looking at this. He asked Nur if we did foreign wires.

Q Okay.
A So he hung out right here.
Q Okay.
A And this is where I saw him.
Q Okay. Then I want to go back to where the teller stations are. If you saw him over here, the teller stations are further to the left of what we were just looking at; is that right?

A Yeah. Right.
Q So how did you see him over there, and then like were you over at that area and then walked back over to your area or what? Describe for the jury.

A Coming in to work.
Q So when you made entry into --
A Yeah. He was already in there.
Q Got it. And later on do you ever observe him? And showing you State's 113. Do you ever observe him and/or the man with the dress on at the -- that -- I don't know what kind of station is this called --

A The check writing stand.
Q Yes.

A Just the man dressed like a woman.
Q Okay. Where were you then at that time?
A Over by the desk, my desk.
Q Okay. Were you focusing on the other man, or were you just focusing on the man dressed as a woman at that time by the time you got to your station?

A The man dressed as a woman.

Q Okay. So that conduct of the other man, the one with the towel, were you focused on that after the man dressed as a woman approached you at all?

A No.

Q Okay. Your focus, is it fair to say, was just on the man dressed as a woman?

A Yes.

Q Describe -- you said that you thought you saw something on the face of the man that had the towel. Can you describe what you thought you saw.

A Maybe like moles.
Q Moles.
A You know, you have the cluster moles.
Q Okay. Do you remember describing it to police as potentially also pimples or something like that?

A Yeah.
Q Is that a yes?
A Yes. Sorry.

MS. SCHIFALACQUA: Okay. Court's indulgence. I'd pass the witness, Your Honor.

THE COURT: All right. Mr. Brower. CROSS-EXAMINATION

BY MR. BROWER:
Q I guess it's good afternoon now. So --
A Yes, it is.
Q You've probably been here for a while. You said that the people that came in they sat down at the tellers next to you?

A The first guy sat down.
Q Okay. And was that the male or the female?
A The female sat down after she left my window.
Q Okay. And they both sat down with the other tellers; correct?

A One sat down with Grace. One sat down with Nur.
Q And did you give a description to the police at an interview on the date that this occurred?

A When all the police came in --
Q Yes --
A -- or on the phone?
Q -- did you give an interview?
A When they came -- yes.
Q Okay.
A I believe so.

Q And do you recall describing the person who you said was a male as being very dark, very dark skin, but he had on a hat?

A I know I said he had on a hat. I don't know about dark skin, but --

MR. BROWER: May I approach, Judge?
THE WITNESS: -- dark.
BY MR. BROWER:
Q Ma'am, I have a highlighted sentence. If you can just look, and don't read it out loud. Just look at it and see if that refreshes your recollection as to what you may have said to the police?

A He had dark skin, yes.
Q Well, I'm not there yet. I'll ask you in a minute.
A Dark skin.
Q So did that refresh your recollection as to what you may -- you said to the police?

A A little bit.
Q Okay. And you said dark, and I think you said very dark. I'm just curious. How do you describe complexions of people? Like the two gentlemen sitting over here, are they dark skinned to you or light skinned or --

A Yeah, they're dark.
Q They're dark. Okay.
A Yeah, they're dark skinned.

Q Okay.
A I don't have no light complected --
Q Okay. [Unintelligible] --
A -- brown people.
Q Light complected or dark skinned?
A No. I said I don't have a light-complected black person in here to show you the difference.

Q Okay.
A They're dark.
Q I'm just trying to get an idea of your description, not, you know -- because I --

Okay. And you described the one male that came in I think as about -- hold on. Let me find it -- 5-foot 2; is that correct?

A No. No.
Q Okay. Oh, wait. You said you were 5-foot 2, and they were a little taller. I misread that. You said they were a little taller, about 5-foot 6, or 5-foot 7; correct?

A Anything taller than me, yes.
Q Okay. And you never saw any weapons; correct?
A No.
Q And you never saw anything physical occur, like somebody getting hit or punched or anything like that?

A No.
Q Okay. And I think you didn't even know anything was JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
occurring until afterwards; correct?
A Right.
Q Okay. So it wasn't really noisy? There's no yelling or screaming?

A No.
Q This was unusual for you though; correct?
A Very.
Q And that's because I think you testified you've worked at a bank before that had all kinds of bulletproof glass and stuff; right?

A I've been in banking for 14 years.
MR. BROWER: Court's indulgence, Judge. I just need
to --
BY MR. BROWER:
Q And you don't remember seeing any tattoos or anything; correct?

A On who?
Q On anybody, either of the two people that we talked about, the female or the male?

A Remember, I said I could see the things on their face and --

Q Right. But no actual tattoos, nothing, like --
A Not a physical like --
Q -- you know, I love mom or --
A -- I couldn't tell you if it was a dove or anything JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
like that.
MR. BROWER: Okay. I'll pass the witness, Judge. THE COURT: Mr. Hughes.

CROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, as I understand your testimony, you were running late to work that day?

A Sure.
Q And when you -- when you arrived at the bank, it's your testimony that both of these individuals, the one dressed as a woman and the one with a towel were already in the bank?

A No. There was one in the bank, and that was the gentleman with the hat on.

Q Only the gentleman with the hat on?
A Yes. That is what I said.
Q So it's -- now I understand that both the gentleman with a towel and the gentleman with the long wig came into the bank after you had arrived?

A No. The gentleman with the towel was already in the bank when I got there. By the time I got to my station, the woman came in and approached me.

Q So therefore the one dressed as a woman must have been the second of the two to arrive. Is that my understanding?

A Okay. Yes.

Q When you enter your bank, do you come in the front entrance, or do you have an employee entrance?

A No, I come through the front door. I can do that.
Q And when you walked from the front door to your station, you passed by the man with the hat as you described him; is that right?

A Yes.
Q And you -- you looked at him and noticed these things. Is that your testimony?

A Yes.
Q But you were late; is that right?
A Uh-huh.
Q You weren't rushing to your station?
A No.
Q You would have casually walked through and observed things?

A I do every day.
Q No hurry?
A I walk in, pass Manny. Hi, Manny. Hi, Nur. Hi, Grace. Hey, Barbara, then I go to my station every day. I don't have to punch a clock. So --

Q Okay. But you said you were late --
A Yeah.
Q -- so in your mind you must have been running late?
A No, but I don't have to rush because I don't have to JD Reporting, Inc.
punch a clock. If I had to punch a clock, then, yes, I will be coming through with a rush, but I don't have to punch a clock.

THE COURT: So you don't get in trouble for being a little bit late?

THE WITNESS: No.
BY MR. HUGHES:
Q How close did you get to the man with the hat when you walked by?

A If he was standing where the second chair is, I will walk through the front door, pass him, come past the teller line and go into my station. So I would've passed him.

Q When you say pass him, could you have reached out and touched him?

A Would've walked right by him. Yeah, if I wanted to.

Q Okay.
A Yes, I could've.
MR. HUGHES: Thank you, ma'am. That's all I have. THE COURT: All right. Ms. Schifalacqua. MS. SCHIFALACQUA: Thank you, Your Honor. REDIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Ms. Coleman, let's talk a little bit about what Mr. Brower asked you questions about. He showed you a statement, and he said -- he characterized that you said that

JD Reporting, Inc.
the individual was very dark. As you sit here today, do you remember just talking about him being dark skinned?

A Yes --
Q Okay. You didn't actually say.
A -- I did say dark skinned.
Q -- very dark; right?
A I don't remember the very dark --
Q If I approach --
A -- but I did say dark.
Q -- with --
MS. SCHIFALACQUA: Page 9, Counsel.
BY MS. SCHIFALACQUA:
Q -- showing you a transcript of your statement, I'm going to a direct your attention to line 11. Go ahead and look at that, and when you're done reading that sentence, if you want to look up at me.

A Okay.
Q Did you say very dark, or did you say very and have a pause and then continue to describe him as African American?

A That's it because that's what we are.
Q Okay. And so you're -- for the record, you're African American?

A Yes.
Q Okay. And how would you describe yourself as far as complexion?

A Dark.
Q Okay.
A Dark skinned.
Q So there's not -- I mean, I'm white. Obviously I don't have a medium or light-skinned tone --

A And I wouldn't say you were white either. So --
Q Right. Okay. So there you go. Right.
But you were trying to give a description as best you could to police; is that fair to say?

A Yes.
Q Right?
A Yes.
Q Okay. And so in your own terms of describing the men, they were dark complected; is that right?

A Yes.
Q Okay. Additionally, when you talked about the man with the towel around his neck, you know, Mr. Brower talked about with you that you couldn't really see tattoos, but you described them as tattoos?

A Yeah, that's what they looked like.
Q Okay. So it looked like that. Fair to you that you might not have known what they were of? Is that right?

A No.
Q Okay. But you could kind of see something was there?
A Yes.

Q Okay. With regard to the face, I believe to police you indicated there was something, maybe pimples or something like that. How would you describe, as you sit here today and remember what occurred, how would you describe what was on the person's face?

A It just -- it just looked like there was something there, like either moles. You guys know those cluster moles that people have.

Q Okay.
A Like, that were teardrops, you know, you know how you do the teardrops.

Q Okay. And so you got -- that's what you describe as the male with the towel around his neck; is that right?

A Yes. Yes.
Q With regard to the timing or the entry of the person dressed a female and of the male with the towel around his neck, were you guarding the door, I mean, of the branch of who entered when?

A No.
Q Is that a no, Regina?
A No.
Q Okay. And, I mean, because there was kind of this big deal of who you assumed entered when. Can you sit here today and tell this jury, hey, no, this guy entered first, and this guy entered second? I mean, were you paying attention to

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3 the order?

A No, not the order.
Q Okay. When you observed them, you personally first observed the man with the towel; is that fair?

A Yes.
Q Okay. So you talked with him first then?
A Yes.
Q And then you observed the man dressed as a female?
A Yes.
Q Okay. And so in that way in your mind is it fair to say that that's kind of the order?

A That is the order.
Q If I showed you video surveillance that showed the opposite of the entry into the branch, would that surprise you at all?

A No.
Q No. Because that wasn't your focus?
A No.
Q Okay. With regard to the gentleman, do you think you can identify them?

A Yeah.
Q Is that a yes?
A Yes. I'm sorry.
Q Do you see them here today in court?
A Yes.

Q Can you please point to them and identify something they're wearing today.

A The gentleman with a towel has on a white shirt, and my -- my lady has on a blue shirt.

MS. SCHIFALACQUA: And, Your Honor, for the record, let it reflect that the witness has identified Defendant Barr as the man with the towel and Defendant Phillips as the man dressed as a female.

THE COURT: Yes, the record will reflect that
Mr. Barr is wearing the blue shirt today, and Mr. Phillips is wearing the white shirt today -- oh, I'm sorry. I misspoke. MS. SCHIFALACQUA: Yes. I --

THE COURT: Mr. Phillips -MS. SCHIFALACQUA: Is wearing the blue shirt. THE COURT: -- is wearing the blue shirt. MS. SCHIFALACQUA: Correct. THE COURT: And Mr. Barr is wearing the white shirt. BY MS. SCHIFALACQUA:

Q And, Regina, let me make this clear for our record. The man wearing the blue shirt today in court, that was the man dressed as the woman?

A Yes. He didn't have the facial hair though.
Q Any didn't have facial hair on that day?
A No.
Q Do you observe facial hair today?

JD Reporting, Inc.

A Yes.

Q And did you get close to him when he was, well, frankly like I am walking up to your teller station wanting to be assisted?

A Yeah. I mean --
Q How close?
A -- it was closer because his handbag he put down on the counter.

Q Let me stand to where he was. Was he this close to you, ma'am?

A [No audible response.]
Q Closer?
A Yes.

Q This close?
A Yes, because he was on my desk --
Q His hands touched your desk?
MR. BROWER: Judge, this is leading?
THE WITNESS: Yes.

MS . SCHIFALACQUA: Okay.
THE COURT: And just it is a little bit leading.
MS. SCHIFALACQUA: I'm sorry.
THE COURT: But for the record --
MS. SCHIFALACQUA: For the record --
THE COURT: -- Ms. Schifalacqua --
MS. SCHIFALACQUA: -- I'm standing --

JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

THE COURT: -- is standing at the end edge of the witness stand. And what is that, about 3 feet?

MS. SCHIFALACQUA: I would say about that.
THE COURT: Does that sound; right?
MR. BROWER: I'm not going to object to your
measurements, Judge.
THE COURT: Okay.
BY MS. SCHIFALACQUA:
Q Let me -- let me make this clear, Ms. Coleman. If you could describe for the jury, could you touch him if he reached out your arm?

A Yes.

Q Okay. With regard to the man that had the towel around his neck, that is the man that you've identified in the white shirt here today?

A Yes.

MS. SCHIFALACQUA: Okay. Nothing further, Your
Honor.

THE COURT: All right. Any recross, Mr. Brower?
MR. BROWER: I just have to ask one thing about her
statement on page 9.
THE COURT: That's fine. RECROSS-EXAMINATION

BY $M R$. BROWER:
Q So I don't have the benefit of an audio, and you were JD Reporting, Inc.
just asked to read this a moment ago. It says dark, and then there's a period in here, but I don't have the audio right now, and then it says very. When you were saying dark, did you mean very dark, or did you just mean dark? And what is the very about? Because then there's a break.

A I was trying to just get to the point of saying African American instead of basing it on color of skin.

Q Okay. I'm just --
A So --
Q I'm not -- all I can see is what's written on this paper, and it doesn't always translate to what you were --

A So dark skinned, dark complected.
Q Okay.
A That's my terminology of my color, their color. MR. BROWER: Okay. That's fine. All right. Thank you.

THE COURT: Mr. Hughes.
MR. HUGHES: Yeah, briefly.
I'm asking Mr. Scow if he would reup the video of the two individuals entering this bank branch.
(Pause in the proceedings)
RECROSS-EXAMINATION
BY MR. HUGHES:
Q And, ma'am, is this once again the video that we saw earlier of the entry of your branch?

JD Reporting, Inc.

A I didn't see this video.
Q Oh.
MS. SCHIFALACQUA: She can't see the video.
MR. HUGHES: I'm sorry. Excuse me. Freeze that.
THE COURT: Oh, and just look --
MS. SCHIFALACQUA: For the record --
THE COURT: -- at the monitor there.
(Pause in the proceedings)
BY MR. HUGHES:
Q Ma'am, does that look like the entry of your branch?
A It is.
Q And does that look like the individual you keep referring to as a man with a wig entering?

A Yes.
MR. HUGHES: Okay. Would you play it some more, please.

MR. SCOW: Just tell me when to pause.
BY MR. HUGHES:
Q So that individual is now in your bank; right?
A Yes.
MR. HUGHES: Will you pause it.
BY MR. HUGHES:
Q Is that the man with the towel?
A Yes.
Q Is he entering the bank before or after the woman
with the wig -- or the man with the wig?
A He's entering after, but that has nothing to do with when I saw him.

Q But you indicated that the man with the wig wasn't there when you went in. You only noticed the man with the hat.

A When I walked in, I noticed the man with the hat when I walked in the branch.

Q So bear with me for just a minute. You walk into a bank branch, and do you see a black male adult with a hat and a towel, and also in the same lobby there is a black male adult with a long blond and black wig wearing a dress, and the one that you notice is the one with the hat?

A Because he's by the door right where I walked in. The first person I see is the gentleman with the hat. I go --

Q I thought you saw Manny first.
A Yeah, but we're talking about the two right here.
Q Well, as you described earlier, you said you walk in. There's a grand entrance, and you wish good morning to all your coworkers around you, and you're looking around --

A Right.
Q -- and despite looking around and seeing all these people, you don't notice a large black man and a blonde wig and a dress?

A He may not have been in line.
Q Okay.

A He may not have been in line. There's chairs where you can sit and wait. I don't know. When I walked in, I saw this gentleman first. I went behind the teller line, and then later I was approached by the one dressed like a woman. So -MR. HUGHES: Thank you.

THE COURT: Ms. Schifalacqua, anything -MS. SCHIFALACQUA: No further questions, Your Honor. THE COURT: Do we have any juror questions for the witness?

All right, ma'am. I see no additional questions. Thank you for your testimony. Please don't discuss your testimony with anybody else who may be a witness in this case. THE WITNESS: Okay.

THE COURT: Thank you. And just follow the bailiff from the courtroom. You are excused.

All right, ladies and gentlemen. We're going to go ahead and take our lunch break. It's almost 12:50. So we will take an hour. That'll put us at 1:50.

During the lunch break, you are all reminded you are not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue, and please do not form or

JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
express an opinion on the trial.
Please place your notepads in your chairs and follow the bailiff through the double doors. We'll see everybody back at 1:50.
(Jury recessed at 12:48 p.m.)
MR. HUGHES: Judge, can we do one thing outside the presence of the jury real briefly?

THE COURT: Sure.
MR. BROWER: So I don't think she was actually asleep, but I did notice that Juror Number 8 -- I brought it to Mr. Scow's attention --

THE COURT: Juror number what?
MR. BROWER: 8, the one in the back row.
THE COURT: Okay.
MR. BROWER: -- with the bench --
MR. SCOW: In the corner.
THE COURT: Oh, right. Okay.
MR. BROWER: Was very hunched over, like almost laying on an arm and has done both sides. I believe she was awake, but it appeared like she was possibly not at the point that I stood up, and then went to look better, and then --

THE COURT: I've -- you know, I look at the jury. I didn't notice her with her eyes closed or sleeping or anything like that.

MR. BROWER: I noticed she moved when I got up. So JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

I'm assuming she was awake.
THE COURT: Yeah.
MR. BROWER: I just wanted to bring it to the Court's attention --

THE COURT: Yeah. I mean --
MR. BROWER: -- paying attention.
THE COURT: We watch, and if it looks like anybody is closing their eyes, the bailiff goes over and makes sure. I didn't see that. I mean, the chairs are kind of uncomfortable. So if she's slumping or slouching or whatever, that's not really surprising to me --

MR. BROWER: And I --
THE COURT: -- but, you know, I will keep watching her --

MR. BROWER: Yes.
THE COURT: -- to make sure, but I certainly didn't see her with her eyes closed or sleeping or anything like that. MR. BROWER: I didn't either. I just wanted to bring it to the Court's attention --

THE COURT: Okay.
MR. BROWER: -- that I am paying attention.
THE COURT: Yeah, Kenny and I watch them --
THE MARSHAL: I've noticed it. We're talking about the little Asian lady --

THE COURT: -- yeah.

JD Reporting, Inc.

THE MARSHAL: In the back corner? Yeah. I've noticed she just kind of gets comfortable in the chair. She slouches down. She kind of leans sideways to the right. I've been keeping an eye on it [unintelligible].

THE COURT: Yeah. So I think that's just how she's sitting. As I said, those chairs aren't very comfortable. MR. BROWER: And I just wanted to bring it to the attention that I did address Mr. Scow, and that we were just paying attention. I did not see her sleeping. I didn't want the Court to think that -- I would have addressed it at that time, but I was asking that we just be aware of it if -THE COURT: Okay.

MR. BROWER: Thank you.
THE COURT: Anything else?
MS. SCHIFALACQUA: No, Your Honor.
THE COURT: All right.
(Proceedings recessed at 12:50 p.m., until 1:59 p.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session, and the State may call its next witness.

MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Jacob Feedar.

## JACOB FEEDAR

[having been called as a witness and being first duly sworn, testified as follows:]

JD Reporting, Inc.

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Jacob Feedar. J-a-c-o-b, F-e-e-d-a-r. MS. SCHIFALACQUA: May I, Your Honor? THE COURT: You may. MS. SCHIFALACQUA: Thank you.

## DIRECT EXAMINATION

## BY MS. SCHIFALACQUA:

Q Mr. Feedar, can you tell the members of our jury how you're currently employed.

A I work at Trader Joe's on Eastern.
Q Is that in Henderson, Clark County, Nevada?
A Henderson, Clark County, Nevada.
Q Okay. And what you do for Trader Joe's?
A I am the wine, beer and liquor manager.
Q Okay. And what shift do you normally work?
A Usually 4:00 a.m., 5:00 a.m. shift all the way up until about noon or about 1:00.

Q And so were you working in that capacity back on July 23rd of 2018?

A Correct.
Q And during that time frame, were you -- on July 23rd of 2018, did there come a time where you were made aware of a bank robbery in the area at the U.S. Bank on Eastern?

A Correct.

Q And how did you come into contact with police presumably? Just describe it for our jurors.

A I basically got back from lunch, and I was -happened to walk up by the main office there, and I think Officer Greg was there, and he had mentioned that, you know, he told our general manager that, you know, the U.S. Bank had just been robbed.

Q Okay.
A And if I had -- if anybody had seen two African-American males. That raised a flag for me because I did.

Q And did he give you a time frame?
A No, he did not.
Q Okay. Had you seen two African-American males on July 23rd of 2018, in that area?

A Did I?
Q Yes. Did you?
A Yes, I did.
Q Okay. Describe for the members of the jury where you were and what you saw, please.

A Basically I was going to lunch, and I park out back behind Trader Joe's. That's actually behind Crepe Shack, and I was just walking to my car and I noticed two African-American males walking down what's known as our back alleyway.

Q Okay.

A Usually people don't go back there unless they work for Trader Joe's, unless they're taking their children to that preschool there --

Q So did you take note of them for that fact?
A I did, yes.
Q Okay.
A Uh-huh.
Q And what time did you go to lunch?
A I took a later lunch that day, so probably around 10:00 o'clock, 10:30.

Q And what if anything did you tell officers or anything -- tell us what you observed.

A So basically I seen them walking down the alleyway, and then I got in my car and, you know, to try to follow them, see what they were up to because I'm nosy like that. So I peeked my head around the corner where they were headed, and they were headed towards what was known as the back of I Love Sushi there, which is a dead end, and then I noticed that they had started going right, which is towards the baling area of At Home. They've got a big baler back there. Then I pulled out on to Coronado Center to see where exactly they were headed, and so I pulled into that next left, which is the business complex that's right behind the preschool, and I had noticed that they had walked into the baling area and --

Q And that's a baling area for At Home business?

A For At Home business; correct.
Q Okay. And did you give that information ultimately to detectives and/or officers?

A Correct.
Q With regard to your observations, you indicated to the members of our jury that you did see two black African -black males. They were -- did you remember anything else about them? Like how close were you? Describe that for our jury.

A I didn't really get a facial -- I didn't know what they looked like. I just noticed what they were wearing, and that's basically it.

Q As you sit here today, do you remember what they were wearing?

A Off the top of my head, from what I remember, one of them was wearing a do-rag or some sort of hat. One of them was also wearing a red or a white shirt or maybe a combination of the both and then jeans I remember. One of them was wearing jeans as well.

Q Do you remember their build? Heavy? Thin?
A They were pretty slender.
Q Okay.
A Under 200 pounds for sure.
Q And you made note of that as well when you told officers?

A Correct.

MS. SCHIFALACQUA: Court's indulgence.
Showing counsel -- I believe they are going to agree by stipulation. It's just an overhead map -- State's 366, and I'd move for its admission.

MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 366 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Mr. Feedar, I'm going to -- can you see this overhead map?

A Yep.
Q Okay. I'm going to zoom in a little bit. Now, with regard to this Eastern shopping center, are you familiar with the area --

A Yeah.
Q -- I mean, you just described you were --
A I am.
Q -- but you're familiar with this area?
A Definitely.
Q And is that where the U.S. Bank is located --
A Correct.

Q -- in that area?
A Correct.
Q Okay. Can you -- you have a mouse in front of you actually.

A Yeah.
Q Can you point out just the path that you took.
And let me see if $I$ can zoom this in a little bit more. Okay. Oh, now that might have been too far. One second.

There we go. Can you point out using that map kind of the -- the path that you took and what you're talking about of which areas you observed the males.

A Okay. So this is Trader Joe's right here. I was walking down here because I parked -- I'm parked back here. So I walked down here, and I'd come around here, and I see the guys come right up here into this little alleyway here. So I got in my car and pulled out, and I peeked just around this corner here to see where they were up to.

It looked like they had gone this way first, which is the back area of I Love Sushi, which is a dead end. You can't walk through to the other side. It looked like they had gone that way first, and then they started walking this way because by the time I was peeked around the corner, they should already have been around that bend here, which is right here, and they were about midway here. So I had a feeling that they had
walked to that dead-end first and then started heading this way.

Q Just because of timing?
A Timing; correct.
Q Okay.
A So I pulled out here seeing that they had went up here. So I pulled out on to Coronado Center here. I was coming up here, and then I pulled right back into this little area here, and I had seen them walking up this way and into the baling area which is right here connected to the side of the building.

Q And that's you say the baling area. I'm going to point out this side of this whole area. This side is At Home. Are you familiar with that?

A Yeah. Uh-huh.
Q Is that a yes? I'm sorry.
A Yes. Correct.
Q Okay. And so the baling area is behind that business?

A The baling area is like kind of off to the side --
Q Okay.
A -- it's in between the preschool here and the building. It's just connected.

Q Okay. And this side, are you familiar with Seafood City?

A Correct.
Q Okay. So it's Seafood City --
A Uh-huh.
Q -- At Home, and then that's kind of the area that you
last saw the --
A Right.
Q -- the two males that at least you were alerted to?
A Right.
Q And you gave that information to officers on July 23rd of 2018?

A Correct.
Q You filled out a handwritten statement --
A Yep.
Q -- et cetera --
A Uh-huh.
Q -- and that's how you ended up here today --
A Correct.
Q -- is that fair?
A Correct.
MS. SCHIFALACQUA: Thank you. I'd pass the witness,
Your Honor.
THE COURT: All right. Mr. Brower --
MR. BROWER: Judge, I have nothing for this witness.
THE COURT: Mr. Hughes, any questions? CROSS-EXAMINATION

JD Reporting, Inc. BY MR. HUGHES:

Q Sir, when you first saw the two black male adults, were they walking or running?

A They were walking.
Q Other than the fact that they were in that particular location, is there anything else about them that made you suspicious enough to follow them?

A No. I mean, anybody that walks back there I get suspicion because, you know, they don't have really any business being back there. So anybody who walks in that back area, it raises a flag to me, and I'm kind of nosy. So I try and figure out what their reasoning or try to figure out what their reasoning is to why people walk back there.

Q There's --
A And it's just not me that does that. It's a lot of people at Trader Joe's do that just for our safety.

Q Do you know the identity of all the employees at the preschool?

A I do not, no.
Q Do you know the identity of all the employees at the seafood place --

A I do not.
Q -- next door?
A I do not.
Q Be fair to say that there's plenty of people who are JD Reporting, Inc.
employed in that immediate area that could for one reason or another walk in that area, isn't it?

A Correct. Yeah.
Q And if you would have seen two white people walking in that area, would you still have been suspicious enough to follow them?

A Definitely, yes.
Q How many times in the past have you followed people that you were suspicious of in that area?

A You know, we get a lot of people that work at the preschool that park in this back area, this parking lot here for this other business, and they walk around, or they'll walk this way into this parking lot here, and I always watch them to see what they're up to because I don't really know everybody that works there. So anybody who walks back there is suspicious to me.

MR. HUGHES: Thank you.
THE WITNESS: Yep.
THE COURT: Any redirect?
MS. SCHIFALACQUA: No, Your Honor.
THE COURT: Any juror questions for the witness?
All right. I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with any other witnesses in this case. Thank you. You are excused.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3

And the State may call its next witness.
MR. SCOW: Meghan Bone.

## MEGHAN BONE

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record. THE WITNESS: It's Meghan Bone. M-e-g-h-a-n, B-o-n-e.

THE COURT: Thank you. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you currently employed?
A I'm a crime scene analyst with the Henderson Police Department.

Q How long have you been a crime scene analyst?
A Approximately 10 and a half years.
Q What's the education, training? What goes into becoming a crime scene analyst?

A You need a bachelor's degree in any science.
Q What was your bachelor's degree in?
A Mine is in Criminal Justice, Forensic Science Investigation.

Q Okay. And then what? What led to you becoming a CSA?

A From there we go through an academy. We go through Las Vegas Metropolitan's Police Department's academy. That's 12 weeks long. Then after that we do 16 weeks of on-the-job field training. Then from there we do continuing education through different trainings.

Q All right. Continuing education, is that something that you -- you do that with time. It's not something just at the beginning?

A Yes. Just trainings, different trainings we attend throughout the year on different disciplines.

Q And as a crime scene analyst you've been working for 10 years. About how many scenes would you have worked on over those 10 years?

A Approximately 1100.
Q So I'm going to direct your attention first to July 17th of 2018. Did you go to a U.S. Bank at 1440 Paseo Verde Parkway?

A Yes.
Q To process or take pictures of a bank crime location?
A Yes.
Q Who else was there when you responded?
A Detectives and patrol officers.
Q Okay. Was one of those detectives Dennis Ozawa?
A Yes.
Q I'm going to approach and show you some pictures, and JD Reporting, Inc.
if you want to flip through these and see if you're familiar
with them.

A (Witness complies.)
Q Do you recognize those?
A Yes.
Q Are they images, pictures that you took on July 17th when you went to that U.S. Bank?

A Yes.
MR. SCOW: Now, some of these are admitted, Judge, but what I'd do then is whatever is not admitted in State's -THE COURT: Okay. And what -- the numbers. MR. SCOW: Yeah, I was about to.

THE COURT: Oh, sorry.
MR. SCOW: Between 5 and 22, whatever ones are not admitted in that stack, I'll move for admission at this time. THE COURT: Any objection? Submitted? MR. HUGHES: Submitted. MR. BROWER: Submitted, Judge. THE COURT: All right. The ones that aren't admitted yet will now be admitted.

MR. SCOW: Thank you. And I didn't have the ones that were admitted. So I couldn't say, but we'll -THE COURT: The red sticker means they're admitted. MR. SCOW: Yeah. I just didn't want to flip through each one.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

BY MR. SCOW:
Q But so I'll show these now to you so the jury can see. This is the 1440 Paseo Verde bank that you responded to?

A Yes.
Q And when you respond to a scene and you're going to start processing the scene, what do we mean or you mean by processing?

A It's case-by-case basis. It depends. Basically any evidence that I can preserve I will collect and preserve. I might need to do fingerprint processing. We take photographs. I write reports all to document the scene as it is when I'm there and preserve the evidence for -- for testing or future testing.

Q And would a forensic scientist or someone else would do further testing or looking at the evidence?

A Yes.
Q So your job is to really document the scene as you find it?

A Yes. Correct.
Q And collect pertinent evidence.
A Correct.
Q So this shot was just an overall capturing the bank. And then 5, what is this?

A That's the entrance.
Q Okay. And then Exhibit 6?

A Those on the left side of the photo, those are the

Q Okay. In talking to the detective and the officers that were there, you learned that this was an area pertinent to why you were there, the robbery?

A Yes. The stations with the chairs in front of them, that was the involved station.

Q Okay. Showing you Exhibit 8. Is that just a close-up of that station?

A Yeah.
Q Exhibit 10. Let me zoom out a little bit so you can see it better. What's this?

A That's the employee side of that station.
Q That same teller window?
A Yeah.
Q All right. And this one here?
A A closer view of the teller window.
MR. SCOW: Okay. And that one for the record is
Exhibit 11.
BY MR. SCOW:
Q Now 12?
A That is the top drawer of that teller station.
Q Just capturing an image of its condition at the time you were there?

A Yes.

Q Exhibit 13?
A Surveillance cameras.
Q And are those ones that were above that teller window location?

A I believe they were above on the employee side, yes.
Q Okay. Number 14?
A That's the approximate view that those surveillance cameras have.

Q Okay. Exhibit 15, what is this one?
A That's a counter behind the three teller stations on the employee side.

Q Okay. And there was a -- what denomination of bill is that?

A A $\$ 20$ bill.
Q In Exhibit 18?
A That is the exterior right out front of the entrance. That's a surveillance camera mounted on top.

Q 19?
A That is the entrance and exit door. It looks like there's powder on it. Yes, so my lift -- my locations of the lift from that door, my latent print lifts.

Q Okay. And I'm going to have you describe that. I'll zoom in. See if you can see better?

A Uh-huh.
Q Is that -- you'd mentioned dust. Is that what you're JD Reporting, Inc.
seeing on the handle of that door?
A Yes. So it's been processed for prints, and I'm documenting where I'm lifting the print from.

Q Okay. And can you explain for the jury what the dust is or how you use it in order to try to find what's called latent prints?

A Yes. So there's different types of powders we use. Typically we either use a black powder or a magnetic powder. Either way, the powders are better for different surfaces. So we choose which one. The powders adhere to the oils that are left behind in a print. So they basically make the print visible.

Once the prints -- the prints are developed, if they're of value and I want to collect them, I will lay down tape. The powder then adheres to the tape. I can lift it off that surface, and it's now on the tape. Then we put the tape on a white latent print card, and that preserves the print on the card, and then I will submit that as evidence.

Q So you don't have a device that you can use to scan it, and you push run, and it goes through a database, spits out a picture of who's identified to that print?

A We don't.
Q So what do you do with -- after you do what you call a lift, what do you do with it after that?

A We -- we -- I initial my tape, and then I'll put on

JD Reporting, Inc.
the back all of the information about the case and its location even the diagram of where I lifted it, and then I submit it as evidence.

Q Exhibit Number 20, is this a closer up of that door handle and some of the tape that you used?

A Yes.
Q Again, just to make sure it's clear, you take that tape off and put it on a white background card just to be able to see the powder or the dust and the fingerprint?

A Correct.
Q And it's like you described. It's whatever oils were left behind in your finger. You touch something. Those are left behind, and that's what gets the curves and the lines from your fingerprint?

A Yes. So 99 percent of our fingerprints are water. 1 percent is oil. So that 1 percent of the friction ridges on your skin is what is actually left behind, and that's what the powder sticks to, and it will develop.

Q So every time -- every time I touch something, does it leave a usable latent print?

A No.
Q What contributes to when that could happen and when it couldn't?

A A lot of factors can contribute to that. It can depend on your skin yourself, how oily it is. It depends on JD Reporting, Inc.
the surface that you touch. It depends on if the surface has been touched after. It could be wiped away. They're very delicate. So just there's a lot of factors that go into that.

Q Okay. But what if I touch something and my finger moves as I'm touching, what could that do?

A That's more of -- that's not going to leave any detail. That's basically like a smudge.

Q Okay. So, like, on a door, if you're pulling, it moves in your hand, something like that could leave more of smudges than a potential latent print?

A Correct.
Q And then Exhibit 21, were these areas that you processed on the actual door?

A Yes.
Q And it shows a few of the taped locations?
A Yes.
Q And do you label those as you put tape on different areas that you process?

A Yes. Like, as I lay the tape, I'll number it. Yes.
Q And that helps you for when you put them on cards. You can know on the cards the writing locations or things like that?

A Uh-huh. Correct.
Q And Exhibit 22?
A More latent lifts on the point of entry and exit doors.

Q What do you do with those latent cards after you're done? You have all the cards at a scene. What do you do with them after that?

A I bring them back to the office, and that's when I will fill out the location, all the pertinent information, draw that diagram and then package it, seal the package and turn it into the evidence vault.

Q Okay. Showing you what's been marked as State's Proposed Exhibit 350. Do you recognize this?

A Yes.
Q What is it?
A My latent lifts.
Q From the bank that we were just looking at the pictures at?

A Yes.
Q The July 17th incident?
A Yes.
Q How do you know that it's connected with that incident?

A Well, it has the DR number, which is our event number basically, and basically that.

Q Does it have your name and initials --
A Yeah, as far as -- yeah, as far as it goes, I can tell it's mine because it has my label on it.

JD Reporting, Inc.

Q Okay. And with each call for police assistance, is there a unique DR or event number that's created for each of those calls?

## A Yes.

Q So when you're describing your DR number, that was specific to this call for the July 17th robbery at that U.S. Bank?

A Yes.
MR. SCOW: Move for admission of Proposed Exhibit 350 and contents.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 350 and contents is admitted. (State's Exhibit Number 350 \& contents admitted) BY MR. SCOW:

Q And can you explain for the jury what the tape is, the different colors and what they mean.

A So the red tape is the initial seal. That's when you're securing the package for the first time. That would be my tape. My initials and P number are on each one and then the date that I'm sealing it.

The blue tape is when it's been opened for examination. So that would be probably the latent print examiner's initials and $P$ number. Once they reseal it, they use a different color.

JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3

Q So the red tape is yours, and then the blue tape is someone from the lab who would've opened it later?

A Yes.
Q So I'm going to direct your attention now to July 23rd, 2018. Were you called to a U.S. Bank at 10565 South Eastern Avenue in Henderson, Nevada?

A Yes.
Q And was Detective Ozawa at that scene as well?
A He was.
Q So similar to the first scene, you go, and you're going to document and process that scene by taking pictures, collecting relevant evidence and looking for possible identifying information, like fingerprints or DNA, things like that?

A Yes.
Q So I'll now approach you with images from that location. Is there a space? Exhibits and Proposed Exhibits 30 to 55. If you could look at those again and let me know if you recognize them.

A (Witness complies.)
Q Are these photographs that you took at the U.S. Bank July 23rd, 2015, at the South Eastern location?

A Yes.
MR. SCOW: Move for admission of those that are not admitted yet between 30 and 55 .

JD Reporting, Inc.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted.
MR. SCOW: Okay.
BY MR. SCOW:
Q 30 -- and we'll try to make our way through these -is this the front of the bank?

A Yes.
Q Okay. And I'll help where I can, and where I need help, if you will help me.

This is 29. Is this showing the front door location?
A Yeah, the entrance. Yes.
Q And 32?
A The inside.
Q 31?
A The entry doors.
Q 33?
A A view of kind of the entrance of when you walk in, the customer area.

Q Okay. So it's similar to what you did before where you take kind of overview, general shots, and then you get closer into the more relevant areas?

A Yes.
Q So what do we see in 35?
A So that's the row of the teller stations, and that is JD Reporting, Inc. the first station. That's Station 5.

Q And from what you were -- the information you were given by officers and detectives, this is where one of the relevant -- this is where one of the robberies occurred?

A Yes.
Q And they have name tags on them too; is that correct?
A Yes.
Q And 36?
A That is the other involved station. That's Station
1.

Q 37?
A The employee's side, kind of showing all of the stations. There's five total.

Q And this has Station 5 and 1 again from the employee's side?

A Yes.
Q And there's chairs and tape. Those are -- well, they're put there by police to kind of help protect and preserve the area?

A Yes.
Q 38?
A That's hard to say if it's 1 or 5.
Q Here. Let me --
A Sorry.
Q -- give you a closer up look. Is there a sticker on JD Reporting, Inc.
there that's --

A Yeah. That's 5.
Q So if you're looking from the public side, it would've been the one on the very left?

A Correct.
Q And the employee's side, the one on the very right?
A Correct. Correct.
Q 39?
A That is the drawers of Station 5.
Q Okay. And I'll zoom in on this one because I think you'll be able to see it.

A Yeah.
Q Station 5?
A Yes.
Q Okay. Can you see it on this one?
A Yes.
Q And that was Exhibit 40.
Exhibit 41?
A That is the top drawer at Station 5, just showing that the front slots are empty.

Q 42?
A That is the second drawer, the bottom drawer of Station 5.

Q 43?
A That is Station 1 .

JD Reporting, Inc.

Q And then again that's the employee's side?
A The employee's side of Station 1, yes.
Q 44?
A A closer view, just kind of trying to focus on the drawers.

Q And 45?
A That is the surveillance camera behind Station 1.
Q 46?
A The drawers of Station 1.
Q 47?
A The sticker for Station 1.
Q 48?
A The top drawer for Station 1, again showing the front slots are empty.

Q 49?
A I believe that is the -- oh, that is the customer side of Station 1.

Q Okay. And is there something on the, like, the desk countertop areas on these now?

A Yes. So I've -- at this point, I have processed for prints, and so you can kind of see there's like a purple, purpleish color. That's my powder.

Q Okay. For either of these locations I'm zooming in --

A Uh-huh.

Q -- was there any tape that you had placed for potential latent prints?

A Yes. I did lift one off the counter. You can see it kind of in the left-hand corner.

Q Okay. And I'll zoom back out to kind of give a frame of reference of where it's at. So for these areas, there's no tape for other areas. As you're putting -- spreading the dust and looking for potential latent prints, are there times that you would make a judgment call that there's nothing there that I could pull for an examiner to make later, or do you just try to pull anything that looks like it might be a latent print?

A If there's ridge detail, then we -- I typically lay tape, but there has to be enough. It's kind of -- you kind of learn that through training and over the years, but no, you don't just lift everything. There's plenty of smudges like we discussed earlier or things that aren't of value.

Q Exhibit 50?
A Those are the entrance and exit doors with tape. So I'm lifting prints from there.

Q Okay. And there's processing powder in these areas too?

A Correct.
Q And is this a closer up shot of 51?
A Yes.
Q That shows some tape in those areas; right?

JD Reporting, Inc.

A Yes.
Q 52?
A Again more tape being lift -- latent's being lifted with tape on the entrance and exit doors.

Q Okay. And this is the inside of the bank view?
A Yes.
Q I'll scroll out so you can see the --
A Yeah.
Q 53?
A A closer shot of that tape.
Q Okay. 54?
A That is the customer side of Station 1.
Q Okay. The first customer side processing for latent prints and dust, that was for that same station; correct? This is Exhibit 49.

A Yes, that's Station 1. Station 1.
Q In your processing for potential relevant evidence and latent prints, did you get any possible latent lifts from Station 5?

A No.
Q The only potential potentially relevant ones or latents that you pulled for either Station were from Station 1?

A Station 1, yes.
Q And then the entry-exit door as well?
A Correct.

Q And did you do the same thing and put the tape on cards and impound those under the relevant event number?

A Yes.
Q Showing you State's Proposed Exhibit 346. Is this envelope associated with the event that we were just discussing in the South Eastern U.S. Bank?

A Yes.
Q The July 23rd, 2018?
A Yes.
Q And it has the event number associated with that?
A Correct.
Q And what is the $D R$ or event number for it?
A Do you want me to --
Q [Inaudible.]
A Oh, yes. 18-15877.
Q And the -- I don't think we have you saying the first one.

A No.
Q Do you have one of your reports handy that you could say that event number for the first one?

A Yes. The first one is 18-15420.
Q And you were called to a third bank branch location on July 31st, 2018; is that right?

A Yes.
Q And was this one a Bank of the West?

A Yes.

Q Located at 701 North Valley Verde?
A Yes.
Q I'm going to approach you and have you look at some of these. They're a little bit out of order. As soon as you find the first one --

It looks like it's 110 through 148 , and I'll have you look at these -- oh, 107 through 148. Can you look at those and tell me if you recognize them.

Don't feel rushed.
So these are images that you took of that Bank of the West?

A Yes.

MR. SCOW: Move for admission of these.
THE COURT: Any objection? Submitted?
MR. BROWER: No, Judge.
MR. HUGHES: Submitted.

THE COURT: All right. Those will all be admitted.
(State's Exhibit Number 107-148 admitted)
MR. SCOW: And then, Judge, for the record, I don't think I moved to admit 346 and contents. That was from the prior bank, the latent lift cards.

MR. BROWER: I'll submit it again, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 346 is admitted.
(State's Exhibit Number 346 \& contents admitted) MR. HUGHES: Could we get the numbers of those.

MR. SCOW: Yes. 107 through 148.
BY MR. SCOW:
Q Okay. A lot of these have been shown to the jury already. So we won't go through all of them, but just to help orient you as we go through them, this is 107. Is that the front of the bank?

A Yes.
Q 111, the entry?
A Yes.
Q Shown on there, there's two sets of doors at that entry-exit point?

A Correct.
Q And then you took some pictures of the inside of the bank in different relevant areas?

A Yes.
Q 117, is this that check writing counter area?
A Yes.
Q 118?
A That is Station 5. No -- yes, I think that's Station 5.

Q Okay. And then --
A Yes.
Q -- 119?

A That is Station 4.
Q 121?
A Station 3.
Q And 122?
A That is the employee side.
Q Of those stations?
A Yes.
Q In the background you see there's some bank employees or police personnel in the background of some of these pictures?

A Correct.
Q And you took the employee side of the different teller locations there as well?

A Uh-huh.
Q That's a yes?
A Yes.
Q 125?
A That is I believe the drawer of Station 4.
Q Okay. And before that you'll usually do like a further away shot?

A Correct.
Q So 124?
A Yes.
Q That's the drawer for that location?
A Uh-huh. Yes.

Q And 126, similarly?
A Yes.
Q 127?
A Yes, that's Station 4.
Q And 128.
A The drawer for Station 4.
Q So there were two different teller stations that you took pictures of to document the station area and then the drawers that had money removed from them?

A Correct.
Q And you took pictures of some of those surveillance cameras?

A Yes. Those are, I believe, behind the teller counters.

Q [Unintelligible] 31, is that showing that [unintelligible] view?

A Yes.
Q And then 134?
A That is Station 4 after it has been processed.
Q Okay. And is there some tape on a couple of those areas?

A Yes.
Q 135, is that a closer up of those tapes?
A Yes. So two on the counter, one on the arm of the chair.

Q And 137?
A That's the check writing counter with tape applied to the top surface of the counter.

Q Did you ever look at surveillance video to determine different areas to process, or was that done by officers or bank personnel?

A It's done by officers as well as myself, yes.
Q Okay. To determine relevant areas to dust and look for potential latent prints?

A Yes.
Q 138, is that a closer up shot of the top of that check writing and withdrawal slip counter?

A Yes.
Q And is that two different lifts you got from there?
A Yes.
Q 139?
A Tape applied to the point of entry and exit doors.
Q 140?
A A closer view of that.
Q And you did that for the interior entrance-exit doors and the -- there's two sets. So you did them on both?

A Yes.
Q And you took pictures of both?
A Yes.
Q And any latent lifts that you got from those areas
you put on a card, and you would've put it in an envelope so later impound that in your vault?

A Yes.
Q And then they're stored for safekeeping and later review?

A Correct.
Q Showing what's been marked as State's Proposed 347.
Do you recognize this?
A Yes.
Q What is it?
A It is my latent print package.
Q Is that --
A For that event, yes.
Q The Bank of the West?
A Yes.
Q And what's the event number for this one, for the July 31st Bank of the West robbery?

A $\quad 18-16535$.
Q And again with the tape, red is yours; blue is for the scientist?

A For --
Q For someone who reviews it later?
A Yes.
MR. SCOW: Move for admission of 347 and contents.
THE COURT: Any objection?

JD Reporting, Inc.

MR. BROWER: Submitted.
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 347 \& contents admitted) BY MR. SCOW:

Q Okay. So as part of your involvement in this case, were you also asked to give -- to reroll or get known prints for Damien Phillips and Anthony Barr in this case?

A Yes.
Q And did you meet with them and get known finger and palm prints for each of them?

A Yes.
Q Showing you what's marked as 342, 343 and 344. Are these the -- describe the process of when you're getting -rolling prints for an individual on a card.

A For rolling prints, we ink up the fingers, and then you essentially just roll each finger from starting at one side, roll all the way through to the other side, and you do that for all 10 fingers.

Q And then on the card you put it on, it's in order, like right thumb, and then each finger thereafter. So you go each finger one way and then each finger the other way for the other hand?

A Yes.
Q Generally speaking?

JD Reporting, Inc.

A Yes.
Q That might not be specific as to these cards. After you did it one time, were you asked to get additional detail to do it again for each of Damien Phillips and Anthony Barr?

A Yes.
Q And is that what's in these three packages, the known prints for each of those individuals?

A Yes.
Q Done two times?
A Yes. There's also vinyl lifts of their entire hand to include palms as well.

Q Okay. So which one -- which one is the fingers, and which one's the palm? If you can give the exhibit numbers.

A So Exhibit 343 and 344 contain both finger and palm print exemplars.

Q Okay.
A Exhibit 342 contains only the rolled exemplars, the fingerprint rolled exemplars.

Q Okay. And which set did you do first?
A Exhibit 343 and 344.
Q Okay. And then 342 is the one you went back to get additional detail for?

A Correct.
Q And their labels. They say, Finger, palm for JD Reporting, Inc.

Phillips; Finger, palm for Barr on each of these, 343, 344.
And 342 says fingerprint exemplars for each of those individuals?

A Yes. Correct.
MR. SCOW: Move for admission of 342 through 344 and their contents.

THE COURT: Any objection?
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 342-344 \& contents admitted)
MR. SCOW: Pass the witness, Judge.

## CROSS-EXAMINATION

BY $\operatorname{MR}$. BROWER:
Q Ma'am, I just had a quick question for you. You talked about some of the tapes on these, and you said the red tapes are yours, and the blue tapes are put on by somebody afterwards; correct?

A Correct.
Q And you'll see like this envelope has two sets of red tape. I think almost all the envelopes have two sets of red tape.

A Uh-huh.
Q And this one has two sets of blue tape, which this is 346 I guess. And 350 has two sets of blue tape and also two JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
sets of red. But 347 only has two sets of red and one set of blue. Do you know why -- why the difference would be on that?

A I don't.
Q Okay.
A I don't. Maybe the latent print examiners will know.
Q Now, does the two sets of red mean you reopened yours and sealed it later --

A No.
Q -- or do you always seal yours with two sets of red?
A We always seal with two sets because there's a seam at the bottom. The top actually has an opening. The bottom has a seam. So they like us to seal both.

Q Okay.
A It may mean that the other one was only opened once by them, or they may have -- I really don't know. You'd have to ask --

Q Would you be able to look at the tape and tell if it had been opened more than once, or you would have no idea?

A I can try, but I don't -- I don't know --
Q I'm just asking --
A -- their procedures. I'm not quite sure.
Q Okay. It just dawned on -- I mean, I just caught my eye because you would say these are noticeably --

A Right.
Q Well, I'll just hold up two of them --

A My guess -- oh, I'm sorry.
Q -- 346 and 347 are noticeably different; right?
A Right.
Q Okay.
A My guess would be that those were opened twice because you can't -- when you open, you cannot -- you're supposed to do your best not to cut through a seal. So they probably opened the top, reshut it and then opened through the bottom and reclosed it, but I'm actually not sure.

Q That would just be a guess on your part?
A Yes.

Q Okay. But your procedure is when you seal, you seal once across the top, like where the flap is on the same envelope?

A Yes.

Q And once across the bottom where that, like, loose seam is as well?

A Yes.

MR. BROWER: Okay. I have no further questions, Judge.

THE COURT: All right. Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, I understand that you took two sets of prints from Mr. Barr; is that correct?

A Correct.
Q And the reason is the first set of prints is not sufficient?

A Correct.
Q But the first set of prints you took are still in one of these exhibits; is that correct? You didn't -- did you destroy the first set that you --

A No.
MR. HUGHES: All right. Thank you.
THE COURT: Mr. Scow, anything else?
MR. SCOW: Nothing further, Judge.
THE COURT: Any juror questions for the witness?
All right. I see no additional questions.
Thank you for your testimony. You are excused -THE WITNESS: Thank you.

THE COURT: And the State may call its next witness. MS. SCHIFALACQUA: Thank, Your Honor. The State calls Detective Dennis Ozawa.

## DENNIS OZAKA

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: First name is Dennis, D-e-n-n-i-s.
Last name Ozawa, $\mathrm{O}-\mathrm{z}-\mathrm{a}-\mathrm{w}-\mathrm{a}$.

JD Reporting, Inc.

THE CLERK: Thank you.
THE COURT: Thank you.
You may proceed.
MS. SCHIFALACQUA: Thank you.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Detective Ozawa, can you tell the members of our jury how you're employed.

A I'm a detective with the Henderson Police Department.
Q What is you're current assignment, sir?
A I'm currently with our robbery-homicide unit.
Q Okay. And prior to that -- well, let me go back. How long have you worked for Henderson Police Department?

A Eleven years.
Q Okay. And prior to being at robbery-homicide, were you in patrol, or were you at a different detective bureau?

A I was with the fraud unit.
Q Okay.
A And prior to that our problem-solving unit, and then prior to that patrol.

Q Okay. So you're talking backwards. You are now robbery-homicide, but if we went the flip of your police work, you started off kind of as patrol. Then you move to the problem-solving unit. You thereafter move to fraud, and now you've moved to robbery-homicide?

JD Reporting, Inc.

A Yes.
Q Okay. How long have you been with robbery-homicide, Detective?

A Approximately a year.
Q Okay. Were you working in that capacity then on July 17th of 2018?

A Yes.
Q Did you get called out to a bank robbery at U.S. Bank located at 1440 Paseo Verde Drive in Henderson, Clark County, Nevada, sir?

A Yes.
Q Describe for the members of our jury -- we haven't had any first responders. So could you just describe for their edification kind of what happens when you're first on the scene. When do you arrive? How does -- how do the calls work generally?

A So for the call, basically patrol will get the initial call, and as a detective we always get called in after the fact unless we're out and about and we actually hear it on the radio. But patrol gets the call for the robbery at the U.S. Bank. So they start sending units to the bank. As they arrive, they do their tactics and make sure the scene is safe.

As soon as they figure out that the scene is safe and if there's any suspects on scenes, they take anybody in custody. That'll be handled accordingly. As the scene is
becoming safe, as they're making sure everything is good, our sergeant will get a phone call saying that this is what happened, and then we get, as detectives, get sent out to do the follow-up investigation --

Q So you -- oh, I'm sorry. I interrupted.
A So the patrol will give the initial information on suspect descriptions, and then that also will be put out to the rest of patrol, and if there's any vehicles to start looking for anybody in the area that matches the description or a vehicle description.

Q So when it comes to the robbery that occurred at the U.S. Bank on July 17th of 2018, at 1440 Paseo Verde Drive, by the time you get to that scene, was the bank roped off?

A Yes.
Q Or with crime scene tape?
A Yes.
Q And describe the scene as you observed it when you first arrived.

A So when I arrive, the entire parking lot of the U.S. Bank is contained with crime scene tape. The witnesses that were in the bank were left inside so we can interview them, and then we have an officer that's outside just kind of making sure that nobody else comes in, touches anything, disturbs our crime scene.

Q As part of your first duties when you get on scene -JD Reporting, Inc.
let me actually back up.
Did you work with FBI agent Dan Leon on this incident?

A Yes. So the FBI also works in conjunction with us on bank robberies. So when we get called out to one, they usually get the notification also, and they'll come out, and we'll kind of do a joint investigation.

Q Okay. And you did that in this case?
A Yes.
Q Okay. With regard to your kind of first interaction on scene, do you speak with witnesses? For example, at the Paseo Verde, did you speak with any Amie Carr?

A Yes.
Q Did you, in fact, do a taped statement with her?
A Yes.
Q What are the other kinds of things that you did on that scene?

A So I'll also walk through with our crime scene analysts and go over and also talk to the responding officers that were there first and get initial information to see if any suspects, like, either if they had gloves on, and if -- so if they didn't, and, you know, if they touched anything, we'll know that, hey, that's an area that we need to try to get latent prints from. Any other descriptions, like I was saying before of the suspect and then just initial information. We do JD Reporting, Inc.
a walk through with our crime scene, what they need to process through the crime scene.

Q Did you do that with Meghan Bone on the $7 / 17$ robbery?
A Yes.
Q Okay. With regard to that particular case, did you also review or obtain video surveillance from the bank?

A Yes.
Q When you're on scene, are you able to view video right there? Or describe what you're able to view, if anything, when you are on this scene at first on July 17th.

A So initially we're given still surveillance photo pictures of the suspect from their bank security, and then they'll -- because they're off on a remote station. So then they send it to the bank. The bank will then give it to either officers or detectives that are on scene so that we have the initial descriptions of the actual suspect, and then an actual video of them will get sent to us via certified mail later to be able to have that.

Q Okay. So up front you get images so you're able, as you indicated, to kind of go through where do people -- where did they stand, where they're positioned and then a general description; is that right?

A Yes.
Q On July 17th of 2018, did you gather all of that information at that time?

A Yes.
Q At that time, how many suspects were at that branch?
A At that time we had one suspect.
Q Okay. And was there anything that you remember specifically about that suspect or the description of that suspect at that time?

A The description that we had was a black male adult, fairly tall, skinny, and he was wearing a Gremlins Gizmo shirt -- and that kind of stood out -- a hat and sunglasses.

Q Okay. And was there anything --
Describe the sunglasses.
A The sunglasses were specific to the fact of they were described as aviator sunglasses.

Q Okay.
A So they were fairly round on his face.
Q And reflective?
A Correct.
Q At that time did you have any description of a vehicle?

A No.
Q Okay. Was that information then released -- well, let me back up.

Describe for the members of our jury -- I'm getting ahead of myself, Detective. I apologize.

Describe for the members of our jury if you work with
media with regard to suspects that commit various crimes within the Clark County area.

A Yes, we do.
Q And describe that process for our jurors.
A So --
Q If you have an unknown suspect I should say.
A So, yes. If we have an unknown suspect and we don't have any other leads that we can follow up on, we'll then partner with the different types of media and send out a press release of the information of not everything because we don't want to give all the details, but we'll give information on the suspect description, what had happened and release that to the media so they can then release that to the public and get the help of the public to maybe help identify a suspect.

Q And does that sometimes include those surveillance stills that you were talking about?

A Yes.
Q In this case did you, in fact, have -- did the city of Henderson do a news release with regard to the July 17th, 2018, robbery at that U.S. Bank?

A Yes.
Q You know, I want to back up also and ask you, when it comes to suspect descriptions, as a detective or even an officer, are there main things that you ask every witness who has observed somebody commit a crime? Are there certain
questions you ask them when it comes to a description of a person?

A Yes.
Q What are those?
A So we'll definitely ask for the race, if they remember height, skin color, the clothing that they were wearing, any tattoos and scars, anything that they can just remember that's identifiable to that suspect.

Q So kind of immutable characteristics, like the race of the person becomes something that actually you will request a witness to tell you about?

A Yes.
Q And why do you do that?
A Because it would be specific towards our suspect. So if we have a black male, a white male, Asian male, Hispanic male, then at that point we know who -- what we're looking for.

Q So can you also kind of then narrow, you know, narrow out people who don't fit?

A Correct.
Q Okay. With regard to gender, does that matter too? Is that another immutable characteristic that you ask about?

A Yes. Because, you know, obviously if we're looking for a male or a female, there's going to be a difference.

Q So it's common to get witnesses, victims to describe gender, to describe race?

A Correct.
Q Okay. And that July 17th, you indicated that there was a city of Henderson news release that accompanied a photograph?

A Yes.
MS. SCHIFALACQUA: Showing defense what's been marked as State's Proposed 351 and 364.

If I may approach, Your Honor.
THE COURT: You may.
BY MS. SCHIFALACQUA:
Q Detective Ozawa, I'm showing you what's been marked as State's Proposed Exhibits 351 and 364. If you could go ahead and look at both of those, and when you're done, please feel free to look up at me.

A Okay.
Q Do you recognize what's depicted in both of those?
A Yes.
Q What is that?
A It's the still picture, the surveillance that we were given and the description of what we gave to our media.

Q Okay. And that is the news release then or a description of the news release that was pushed out?

A Correct.
Q Is that a fair and accurate copy of both from the July 17th robbery that occurred in Henderson?

A Yes.

MS. SCHIFALACQUA: I'd move for admission.
THE COURT: Any objection?
MR. BROWER: Submitted, Judge.

MR. HUGHES: Sulomitted.

THE COURT: All right. Those will be admitted.
(State's Exhibit Number 351 and 364 admitted)

MS. SCHIFALACQUA: Thank you. Permission to publish,
Your Honor?

THE COURT: You may.
BY MS. SCHIFALACQUA:

Q So we're kind of looking at just an overview of what gets pushed up to the media; is that right, Detective?

A Yes.

Q And it, in fact, describes kind of a blurb of the background on July 17th, the location and the description; is that right?

A Correct.
Q With that, I'm showing you 364. Was this the still image that was pressed out to different media?

A Yes.
Q And does it include what you referred to -- or you remembered, excuse me, as the Gizmo shirt?

A Yes.
Q Those aviator sunglasses?

A Correct.
Q Black male adult, hat?
A Yes.
Q Okay. Now, at that time frame, is it fair to say you didn't have any real leads for this particular robbery?

A Correct.
Q Okay. And is that part of the reason why you pushed out kind of the information to the media, seeing if somebody could maybe assist the police?

A Yes.
Q I want to turn your attention then to July 23rd, 2018. Were you still working as a Henderson detective?

A Yes.
Q Did you get called out to a robbery that had occurred at 10565 South Eastern Avenue in Henderson, Clark County Nevada, sir?

A Yes.
Q Describe for the members of our jury again what it is. What type of scene did you arrive to?

A So the scene was taped off with our crime scene tape again just to make sure that nobody else comes into the bank. Officers were in the area doing their attempt to locate anybody or any of the suspects that were given on the original call. And then met up with our CSAs again to do a walk through and to basically -- and then talk to the other officers that were on scene, get the initial information on, and the pictures of the video surveillance were also given to us at the time.

Q Because you had gone out to the first scene and then arrived at the second scene, when you got still images, were there things that were consistent to you as a detective that you took note of after the second scene with regard to one of the suspects?

A Yes.
Q And describe that for our jury, please.
A So on the second scene with U.S. Bank on Eastern, there was two suspects that were listed in the call, but one was listed as a tall skinny black male which matched the description of the male from the first robbery that happened back on the 17th, and also the -- it was consistent also was the fact that it was a note used on both incidents.

Q So those are the types of things that trigger for you as you're trying to connect the dots at least in this investigation were that notes were passed in both; is that fair?

A Yes.
Q As well as the general description of a black male adult, thin build?

A Yes.
Q You know, to be fair, obviously there are a lot of black male adults with thin builds in Clark County; right?

A Yes.
Q In Henderson; right?
A Yes.
Q But these are things that you're still noting at the time; is that fair?

A Correct.
Q Okay. With regard to also the surveillance video or at least the stills at that time that you observed, did you observe anything else that was consistent with the first robbery?

A So when that arrived and we're able to see the still images of the suspects, one of the suspects didn't match the suspect from the first robbery. There was aviator sunglasses that were sitting, kind of hanging off the front of his chest that matched the ones that were worn in the first one, and then the facial features of the suspect also matched the facial features of the suspect on the first event.

Q At the Eastern Avenue branch, did you again take taped statements with the witnesses at that branch?

A Correct.
Q With the bank manager, Chelsey Gritton, with I believe Matthew Pedrosa, Alex Orellana, as well as the tellers Allyson Santomauro -- if I said that wrong, I apologize -- and Melanie, as well, Terada?

A Yes.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Q Okay. And was FBI agent Dan Leon also there on that date?

A Yes.
Q Again, the scene had been roped off. You were not a first responder. You're not a patrol officer, but you pick up the investigation after they have kind of made the scene, let's say, safe for all intents and purposes and have been looking for suspects?

A Correct.
Q Okay. Did you at that time have any suspect vehicle information?

A $\quad$ No.
Q Okay. So after the second robbery that you responded to, you did not have a vehicle description, but you again had this information with regard to the suspects; is that right, from the video surveillance?

A Correct.
Q Did you again put out information after that date to the media?

A Yes, we did another press release the following day.
Q And did that again include kind of descriptors as well as associated photographs?

A Correct.
MS. SCHIFALACQUA: Showing defense what's been marked as State's Proposed Exhibits 352, as well as 264.

MS. SCHIFALACQUA: 264. I'm sorry, Madame Clerk.
If I may approach, Your Honor.
THE COURT: You may.

MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Detective Ozawa, I'm again showing you what's been marked as State's Proposed Exhibits 352 as well as 264. If you could go ahead and look at those, and when you're done, please look up at me.

A Okay.
Q And what are we looking at here, Detective?
A It's our media release that we sent out.

Q After the robbery on July 23rd, 2018?
A Correct.

Q And are those fair and accurate copies of the information that was pushed out to the press?

A Correct.
MS. SCHIFALACQUA: I'd move for admission at this time, Your Honor, of 352 and 264.

MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted.
(State's Exhibit Number 264 and 352 admitted)
MR. BROWER: Submitted, Judge.
MS. SCHIFALACQUA: Thank you. Permission to publish,

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

THE COURT: You may.
MS. SCHIFALACQUA: Thank you. BY MS. SCHIFALACQUA:

Q So again, Detective, we're now looking at it looks like City of Henderson News Release. Again does that show just general information of the U.S. Bank, the date, and descriptors of potential suspects?

A Correct.
Q Showing you 264. I'm going to first do the top portion of this. Are these the still images that were released?

A Yes.
Q I'm going to direct you to the image on the right. Is that what you were describing? The aviator sunglasses, are those more probably depicted in the right-hand side of that photo image?

A Yes.
Q And anything else that you described, is that also depicted in that image?

A Yes.
Q And then moving down below, the image of the other suspect, that was also released in the media; is that right?

A Correct.
Q At that time, with unknown persons at that time, but JD Reporting, Inc.

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
at least in your mind seeing some of the similarities, what, if anything, did you do next?

A So we ended up doing a canvass of the parking lot and the area around the bank looking for video surveillance because initially also we were -- when I arrived, we actually had patrol try to canvass for video also, and then they were -- we were told that they found video from two businesses that were in the parking lot north of the bank. And from there they were able to watch the video, the patrol officers, and said that our suspects had ran north all the way across the bank towards I think it's Coronado Center.

Q And so with regard to that, were you able to obtain video surveillance from Seafood City?

A Correct.
Q And as well as a business called At Home?
A Yes.
Q Is there also a Trader Joe's in that area?
A I believe so.
Q Okay. And your understanding is that with regard to the canvassing of the areas there was information, in fact, that subjects were going in the At Home, the baler area of the At Home store?

A Correct.
Q And so you are able to obtain that video surveillance?

A Yes.

Q I'm going to --
MS. SCHIFALACQUA: Permission to publish what's been admitted as State's Exhibit 24?

THE COURT: Any objection? No?
MR. BROWER: I'm sorry. We submit it, Judge.
BY MS. SCHIFALACQUA:
Q And this is video from Seafood City, some of the surveillance, Detective. You're familiar with this having obtained it for this investigation?

A Yes.
(Publishing State's Exhibit Number 24, video recording) BY MS. SCHIFALACQUA:

Q And are we looking at a parking lot?
A Correct.

Q What do you see?
A I see two individuals running north through the parking lot.

Q And so at this point, the timing of the obtaining of this video surveillance and the time frame of the bank robbery, it was consistent. So you had a location at least or a direction of where potentially the suspects were headed; is that right?

A Correct.

Q Okay. Then next to Seafood City is At Home. That's JD Reporting, Inc.

C-18-3 35500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
a business as well; is that right?
A Yes.
Q Did you obtain video surveillance from At Home, the business that's next door to Seafood City?

A Yes.
Q Is that in the same or generally the same complex of the U.S. Bank on Eastern?

A Yes. It's just north of the U.S. Bank. MS. SCHIFALACQUA: Okay. And I'm sorry, Your Honor. Permission to publish State's -- excuse me -- 26 ? THE COURT: All right. MS. SCHIFALACQUA: And it's been previously admitted. (Publishing State's Exhibit Number 26, video recording) BY MS. SCHIFALACQUA:

Q What are we looking at here, Detective?
A The video surveillance from At Home. And then our two subjects running, continuing running northbound.

Q And that's at the top top top of the screen; is that right?

A Correct.
MS. SCHIFALACQUA: Court's brief indulgence.
BY MS. SCHIFALACQUA:
Q Detective, I'm going to show you what's been previously admitted as State's 366. When we talk about some of the locations, this Eastern shopping area, it doesn't -- is

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
that where U.S. Bank is located?
A Correct.
Q And then are these the -- excuse me, the Seafood City and the At Home?

A Yes.
Q Where, if anywhere, did you after getting that video surveillance from those areas, where did that direct your investigation to go next?

A So since we saw them traveling northbound through the parking lot, and we've dealt with other calls in the Domain Apartments, we decided at that time, hey, let's check the Domain Apartments to see if there's video surveillance from the front --

Q And you --
A -- of there.
Q I'm sorry. You have a mouse in front of you. Can you kind of just move to where you're talking about, where you saw them running and then where Domain Apartments are.

A So we know that they are running northbound through the parking lot this way, and then Domain Apartments is directly right here across the street from Coronado Center.

Q So our -- we have a little bubble on this map, and it says Domain Apartments all the way over. Is the Domain Apartments that entire kind of complex area?

A Correct.

Q Okay. So can you kind of show with the mouse the area that is Domain Apartments.

A So this entire area is --
Q So it's a huge complex?
A Correct.
Q At this point, you observed suspects on foot?
A Correct.
Q Did that play into why maybe you thought they would have had a location close by?

A Correct.
Q At this point I should say?
A Yeah. At this point we originally were thinking that since they ran in this direction and they eventually received video from that that possibly they could have been living in this Domain Apartments.

Q Okay. Did you have occasion then to make contact with Domain Apartments and obtain any video surveillance from Domain Apartments?

A Yes.
Q And --
MS. SCHIFALACQUA: Court's indulgence.
Permission to publish what has been previously
admitted by stipulation as State's 353?
THE COURT: Okay.

BY MS. SCHIFALACQUA:
Q And, Detective, Mr. Scow is going to bring up the surveillance on this one. You're well more -- no, more well familiar with how to navigate this surveillance than we are, and if you could do so for the jurors and explain what it is that you observed.

And for the record, there are a number of cameras at that complex, and you're scrolling down?

A To the time frame that would match up when the robbery occurred.

Q And what time frame are you clicking on for the record?

A 10:05. I'd have to go back with the notes for the exact time.

Q Sure. Aside from it looks like camera 3 where someone is exercising, what other camera angles do you observe?

A So we get the camera view from the very front of the complex that face -- there's one that faces the complex that sees into the gates. So any vehicles that are coming in, that gets picked up.

I apologize.
Q No, we've been dealing with loading issues the entire time, sir.

And what did you pause right there? Tell us the camera that you're looking -- or that you're focused on so the JD Reporting, Inc.
jurors know what you're looking at.
A So Camera 5 is the first one that we're focused on, and that's the one that faces the complex, and then we have a view of our -- one of our suspects jogging towards the front of the complex.

Q Okay.
A And then also Camera 7 will pick them up as they run in between the mail chute area.

Q Does 5 now show the other suspect running?
A Correct.
Q And then now which camera shows the running suspect?
A And now Camera 7 picks up our suspects walking through the mail area, and then eventually on Camera 5 you observe the two suspects walk off towards the northwest corner.

Q So right now, and you're seeing the second suspect with that distinctive track suit jacket with the red -MR. BROWER: Judge, I'm going to object to leading. He can testify as to what he's seeing.

THE COURT: Well, she can orient --
MS. SCHIFALACQUA: Okay. I'm sorry. I was --
THE COURT: -- point him to where he's looking.
MS. SCHIFALACQUA: Yes. Thank you.
THE COURT: -- and then have him describe --
THE WITNESS: Correct.
THE COURT: -- what it is?

JD Reporting, Inc.

MS. SCHIFALACQUA: Yes. Let me go back.
BY MS. SCHIFALACQUA:
Q If you can go back a little bit, Detective. What, if anything, did you see in that second camera angle? It's Camera 7.

A So going back, Camera 7 eventually shows both our suspects walking through the mail area wearing the same clothing that they were described in the original robbery.

Q And that's the robbery -- this is the robbery on Eastern?

A Correct. Do you need me to go back still?
Q No.
A Okay. I think it froze.
Q And you can describe what you see as you see it and which camera angle you're directed to, Detective.

A So Camera 5, it's already past. If I went back, both subjects were -- both suspects had already passed through in towards the mail area, and then Camera 7, the first suspect had already passed.

I'll back it up.
So right now you have one of our suspects running towards the front. This was our male -- black male adult that was wearing the plaid shirt and the described do-rag on top. I'm sorry. That was not.

I had to go back a little further.

JD Reporting, Inc.

Q Sure.
A Okay. So now -- Camera 5 now, this is our black male suspect wearing the plaid shirt, the do-rag and jeans. And then shortly thereafter the other suspect wearing the track jacket and the hat and the aviator sunglasses, so here is the second view in the mail chute.

Q And that's Camera 7 for the record.
A Camera 7. And then shortly after, the second suspect wearing the same track jacket, black hat. I'm not sure where the sunglasses are now.

And they both walk through, and I'm not sure how they actually get in. At that point we didn't know if they had a key. So we were still thinking maybe they lived there because then we see them in this camera walk off in this direction.

Q And what do you do next after you're able to obtain this video surveillance? Do you have occasion to go to the Domain Apartments to check if you can have anyone identify, or what are your steps taken next?

A So, yeah. So we get the video surveillance, and then we believe that they possibly, since they went off into the corner area, we tried to get information on anybody living in that corner area, which is time consuming, but we ended up still doing it, and then trying to track down, get any information on any names to try to match them up to our suspects.

JD Reporting, Inc.

Q At that time, on July, you know, the time frame of July 23rd of 2018, could you or did you have any identifying information other than faces to link up to anyone at Domain Apartments?

A No.
Q Okay. I want to then direct your attention to July 31st -- and, Mr. Scow --

MS. SCHIFALACQUA: Thank you. I appreciate it. BY MS. SCHIFALACQUA:

Q -- is going to come grab that from you, Detective.
I want to turn your attention to July 31st of 2018. Were you working on that day with Henderson Police Department?

A Yes.
Q Were you called out along with other detectives in your unit to 701 North Valle Verde, Bank of the West?

A Yes.
Q With regard to these first two scenes that we talked about, the first two bank robberies, were you one of the lead detectives in those first two?

A For the first two. I was the lead detective for the first two.

Q Okay. The following one, starting with the Bank of the West through the additional robberies that we're presenting in court, did you work or not necessarily take a lead, but maybe take a co- lead with anyone?

A Yes.
Q And who was that?
A With Detective Karl Lippisch.
Q Okay. So when you came to the Bank of the West, did you go to the scene on July 31st of 2018?

A Yes.
Q With regard to that, were you part of doing the taped statements, or was that left to Detective Lippisch?

A We split the duties.
Q Okay. So you were kind of working in conjunction?
A Correct.
Q On that occasion did you observe video surveillance?
A Yes.
Q For that one. Okay. With regard to that incident, were there any similarities from the first two robberies that you investigated that you took note of?

A Yes. It was the way they conducted the robbery. It was with a note and then similar to the first two that we had investigated.

Q Did you with regard to that particular scene, did you have occasion to reach out to surrounding areas at that location?

A Correct. MS. SCHIFALACQUA: Court's indulgence.

BY MS. SCHIFALACQUA:
Q I'm showing you what's been admitted as State's 106. Let me pull this back a little bit, Detective, so you can orient yourself. Do you see a Bank of the West, the 701 North Valle Verde branch on that map, overview map?

A Yes.
Q Okay. And again you have that mouse in front of you. Is there a -- let me make sure we can see.

Is there a church north of that bank?
A Yes.
Q Okay. When you physically were on scene, does not go up a hill?

A Correct.
Q To the right of that is there a parking area after going up the hill that belongs to an Anthem Realty?

A Correct.
Q Okay. And did you make contact or someone through your team make contact with Anthem Realty?

A Correct. One of our other partners, detectives made contact.

Q Okay. And were you able to observe that video surveillance with Anthem Realty?

A Yes.
Q In that -- in this case, were you looking for the same time frame as when the robbery or shortly thereafter the

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3
robbery occurred at the Valle Verde Bank of the West?
A Yes.
MS. SCHIFALACQUA: Permission to publish what's been previously admitted as State's 105 by stipulation?

THE COURT: All right.
(Publishing State's Exhibit Number 105, video recording.) BY MS. SCHIFALACQUA:

Q And, Detective, what are we looking at at this video surveillance from that Anthem Realty?

A Our attention is brought to the red or the maroonish red vehicle that's parked next to the Oldsmobile.

Q Okay. What are you seeing now?
A At this time the rear driver side door is opening, and eventually one of the suspects from the Bank of the West robbery comes out of there, and we identified that person through the same clothing worn in the Bank of the West and the wig that's on top of the head.

And eventually the passenger door opens, and the other suspect exits out that matches the description of the male from Bank of the West.

Q And we'll go to the next click. What are we seeing now, Detective?

A Our second subject exiting out of the vehicle.
Q I'm going to direct you to the time frame below. Do you see that on the screen?

JD Reporting, Inc.

A Yes.
Q Were you made aware that the video surveillance was motion sensor?

A Yes. And then eventually it stops and it picks up again I believe at 11:29, but eventually the motion picks back up, and the time is different, and then two subjects, the same ones from the pictures in the robbery that we have are seen coming back to the vehicle.

Q Is that -- if you could note the time for the members of our jury. At the bottom of the screen, sir.

A 11:29.
Q Okay. So as you indicated, it picked back up. It's motion sensor, and what are we looking at here?

A Our two suspects from the bank robbery getting to the vehicle --

Q When they are getting into the vehicle, what if anything do you observe the vehicle doing?

A Can you --
Q Yeah. When they get in, what does the vehicle do? Does it stay there?

A No. It's obviously leaving in a hurry.
Q Okay. Did either one of the suspects get in the driver side?

A No.
Q What did that lead you to conclude, sir?

A So that obviously gave us the conclusion that they had a third person that was involved who was the driver of the vehicle.

THE COURT: Ms. Schifalacqua, I think this is a good time to take our --

MS. SCHIFALACQUA: Sure.
THE COURT: -- afternoon recess.
Ladies and gentlemen, we're just going to take about 10 minutes. That'll put us right around 3:50, 3, 5, 0.

During the afternoon recess, you're all reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium. Please don't form or express an opinion on the trial. Please place your notepads in your chairs and follow the bailiff through the double doors.

And, sir, please do not discuss your testimony with anybody during the break.

THE WITNESS: Yes.
(Proceedings recessed at 3:40 p.m., until 3:58 p.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session, and I think we were still on direct examination.

JD Reporting, Inc.

MS. SCHIFALACQUA: Thank you, Your Honor. BY MS. SCHIFALACQUA:

Q Detective Ozawa, we had watched some video surveillance from the Bank of the West or I should say from Anthem Realty just north of the Bank of the West where I believe you were discussing or testified that the suspects that were on the video surveillance of the Bank of the West robbery had then got into a specific vehicle, and that vehicle had driven off. Is that where you remember where we were with regard to --

A Yes.
Q -- what you had watched?
A Yep.
Q At this time, was this the first time you and other detectives with Henderson had any vehicle information?

A Yes.
Q What did you do with that information if anything?
A So at that time, my partner, the other lead in the Bank of the West case, he started doing research on Grand Marquis vehicles because from the video we were able to determine it was a Grand Marquis. For us, we feel that that was a fairly unique vehicle. We don't see too many of those. So through all of our police databases, we began to check to see if that type of vehicle was ever stopped, and then we discovered that Las Vegas Metropolitan Police Department had

JD Reporting, Inc.
stopped a maroon, reddish Grand Marquis multiple times, and then Detective Lippisch followed up with those -- those stops and actually was able to get body cam footage and footage from Metro, Las Vegas Metro Metropolitan Police Department, and after we viewed -- or he viewed the video, he was able to determine that the vehicle --

MR. BROWER: Judge, I'm going to object as to what Detective Lippisch determined. MS. SCHIFALACQUA: And I can narrow it -THE COURT: Okay. MS. SCHIFALACQUA: -- Your Honor. I appreciate it. BY MS. SCHIFALACQUA:

Q Detective Ozawa, Detective Lippisch will testify later in the trial. For our purposes, what he learned and observed with those videos, we'll have him testify to that. My question really is directed to the target vehicle, and so you took that --

I believe you indicated a Mercury Grand Marquis. Is that the vehicle?

A Yes.
Q Are you aware if they even make those anymore?
A I'm not aware, but we knew that it was a unique vehicle.

Q Okay. And the color, was that unique with regard to also the make and model?

A We believed so at the time, yes.
Q Okay. When you observed that vehicle, was there anything distinct about the vehicle that you observed?

A From the video from the Anthem Realty, we -- I observed that the paint was oxidized. So it was already fading. There was tinted windows. There was also a tow hitch on the back. That's unique because it's on actually a passenger vehicle.

Q And did you use that information and your partner use that information then to do the research that you talked about?

A Yes.
MS. SCHIFALACQUA: Court's indulgence.
I'd pass the witness, Your Honor.
MR. BROWER: Judge, I'm going to pass at this point
in time.
THE COURT: All right. Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, on direct you mentioned about some press releases that you sent out on the first two robberies; is that right?

A Yes.
Q And did you author those press releases?
A I did not author them. I gave the information to our PIO, our Public Information Officer, and then he created the

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3 press release.

Q The information that you gave to the public relations officer, did it include the weights of the suspect?

A I'd have to look at it again. I believe it did. MR. HUGHES: Can I approach?

THE COURT: You may. You may move freely. THE WITNESS: Yes, it did.

BY MR. HUGHES:
Q And did it include the heights?
A Yes.
Q Would you have given the public relations officer the information for them to deduce the heights and weights?

A Yes.
Q And how did you get the information regarding the height of the suspect?

A We determined the height or I determined the height --

Q I'm sorry. You said "we." Who?
A I determined the height from witness testimony.
Q Did all the witnesses agree on the height?
A The witnesses gave different descriptions of heights.
Q So did you average them together to come up with your height?

A Yes -- or not average them. Coming from what they were -- what they had told us, the witnesses, and just gauging JD Reporting, Inc. from our video surveillance and the height of the -- we'll check out, like, angle of the door and kind of gauge from there and then --

Q You actually use geometry and trigonometry to -A No.

Q -- figure out their height?
A No. We'll just take from the height of the door when they walk in and then from the witness testimony, and then we'll give -- I guess like you say, yeah, we'll give the average. Because if someone says that he's 5-5, and the other person says that he is 5-10, then we would probably put that together.

Q You would -- you would add those two and divide by two?

A No, we would --
Q To come up with 5-7 and a half?
A We would just put them together.
Q Or would you include both of them as the extreme range?

A That does --
Q One witness said -- and it's funny you mentioned those numbers because my recollection is one witness said 5-5. Another said 5-10, but you didn't put that range. You narrowed it. Did you substitute your own judgment for those of your witnesses?

JD Reporting, Inc.

A I didn't substitute them in. That was just our I guess like you said, the average of what our -- that we believed that the height would be to take what they give us, and then the height --

Q Maybe I'm not using the right word. You don't feel comfortable saying substituting. Did you amend your witnesses estimate as to height?

A No.
Q You didn't use 5-5, did you?
A No.
Q But one of your witnesses said that the suspect was 5-5; isn't that correct?

A Correct.
Q So you must have substituted your judgment for your witness's judgment because the estimate of 5-5 doesn't go into the press release?

A No. With one of our witnesses saying that they believed that our suspect is 5-5, given -- given -- basically when we talk to witnesses through different cases all over, not just this one, witnesses accounts of the height, it could -- it depends and varies on, you know, the angle, where they're sitting. They could say, oh, that they believe that the person is 5-foot-5, but then in actuality the person would be a lot taller or vice versa. The person would seem a lot taller because they were sitting down. So given -- given the height of 5-5 that they gave us, one of the witnesses gave us and then knowing that their height or -- and then at the actual scene, knowing that 5-5 is a fairly short height, we know that that definitely could not be the case.

Q You knew it couldn't be the case. Okay. So would it be fair to say you took your witnesses' estimations with a grain of salt, substituted somewhat your own better judgment as to suspects possible heights and gave that information to the public relations officer?

A Not with a grain of salt, but we gave what we believed our description of the suspects would be.

Q Because you could factor in the difference that should be given for a witness being seated and observing a standing subject, but the witness herself couldn't do that?

A Yeah. And you have to remember it's a range. We don't know exactly how tall they are. So we have to give the range of what they -- our witnesses are giving us. So do we know the exact height of them? No. But that's why when we give these press releases out we will tell them, hey, it's between 5-foot 10, and 6-foot tall. And like in this 165, 180 pounds is what they believe that they might, and so that kind of gives the general description of what people are looking for.

Q Okay. Officer, could you -MR. HUGHES: Mr. Scow, could you queue up the video JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
of the people returning to that Grand Marquis.
(Pause in the proceedings)
BY MR. HUGHES:
Q Does that appear -- does that appear that the suspect has long hair or a ponytail?

A Which suspect?
Q The second one, the --
A The one to the left?
Q The one on the left, the one in the black.
A Eventually, when -- if you continue further in the video, yeah, it does look like he has a wig too.

Q Did any of the witnesses at that bank indicate that or mention a ponytail when they were describing this person?

A None of the witnesses that I interviewed said that they saw a wig --

Q Were you --
A -- or a ponytail.
Q Does it appear in any of the reports that you've seen or generated regarding that incident?

A I'd have to look at Detective Lippisch's report. I don't believe so only because he was wearing a hat at the time, and there was a towel over his neck when he entered the Bank of the West.

MR. HUGHES: Okay. Thank you, Officer. That's all I have.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

THE COURT: Redirect?
MS. SCHIFALACQUA: If I may.
REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Detective Ozawa, I want to just clarify a few questions that were had about those media releases. MS. SCHIFALACQUA: If I may approach, Your Honor? THE COURT: Sure. MS. SCHIFALACQUA: Thank you.

BY MS. SCHIFALACQUA:
Q Okay. When it comes to the July 17th -- publishing for the jury State's 351 -- when it comes to July 17th, the press release says 5-10 to 6-foot tall; is that right? About 165 to 185 pounds?

A Correct.
Q The victim at that location was Amie Carr; correct?
A Correct.
Q You took a taped statement with Ms. Carr; is that right?

A Yes.
Q Would looking at that taped statement refresh your recollection as to what Ms. Carr told you about the height of the suspect?

A Yes.
MS. SCHIFALACQUA: If I may approach, Your Honor?

C-18-3 $35500-1,-2$ | State v. Phillips/Barr | 2018-12-05 | Day 3

Page 8, gentlemen.

BY MS. SCHIFALACQUA:
Q I'm showing you page 8 of that, and if you want to go to the front. Do you see that's Amie Carr's statement, sir?

A Yes.
Q And I will direct your attention to a sticky marked height, and if you could read that to yourself, and when you're done, please look up at me.

A Okay.
Q Okay. And actually, let me, for the record, take that back. Detective, did Ms. Carr indicate to you how tall the suspect was?

A Yes. She said, when I asked her, About 5-10, she said, Yes, give or take.

Q Okay. So give or take 5-10. So you 5-10 to 6-foot tall?

A Yes.
Q Right?
A Yes.
Q That was this news release for this. That's consistent. Is that fair?

A Correct.
Q Okay. With regard to the next news release --
MS. SCHIFALACQUA: Oh, and you know what, Madame
Clerk, I do not want to take that [inaudible].

JD Reporting, Inc.

BY MS. SCHIFALACQUA:
Q With regard to the next news release -- publishing 352 that's been previously admitted for the record -- we have suspect information also around height; is that right?

A Yes.
MS. SCHIFALACQUA: And Court's indulgence.
BY MS. SCHIFALACQUA:
Q One of the victims was Allyson Santomauro at that location; is that right?

A Yes.
Q Did you take a taped statement with her?
A Yes.
Q Would looking at that transcript of that statement help you remember what Allyson said about the height of the suspect?

A Yes.
Q And I'm showing you page 20 of Allyson's statement. If you could look at that, and then when you're done, feel free to look up at me.

A Yes.
Q Taking that back. Detective, do you remember what Allyson said about the height?

A She said, considering she's 5-1, she estimated 5-10 to 5-11.

Q Okay. There was also another victim that you did a JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
taped statement with, Melanie Terada. And with regard to Melanie's, do you even remember her giving a height at this time?

A I would have to review the statement. MS. SCHIFALACQUA: If I may approach? THE COURT: Sure.

BY MS. SCHIFALACQUA:
Q I'm showing you Ms. Terada's taped -- transcript of her taped statement. Since you lived it, if you want to look through that and see if you remember her even giving a height?

A I do not see.
Q You don't see it in there. Is it --
MS. SCHIFALACQUA: If I may approach, Judge?
THE COURT: You may move freely.
MS. SCHIFALACQUA: And take that back.
BY MS. SCHIFALACQUA:
Q You don't see it in there, but, in fact, you speak to witnesses when you first get on the scene, victims when you first get on scene. Do you take notes and translate those notes into reports?

A Yes.
Q Would looking at your report help refresh your recollection as to what the actual witnesses on scene said about the height?

JD Reporting, Inc.

MS. SCHIFALACQUA: If I may approach, Your Honor?
THE COURT: You can move freely.
MS. SCHIFALACQUA: Thank you. I'm sorry. I'm so used to the old school --

THE COURT: That means stop asking.
MS. SCHIFALACQUA: Yes. I know. Thank you, Your Honor. Apologize.

Page 7, Counsel, of the incident report.
BY MS. SCHIFALACQUA:
Q I'm going to direct your attention to the second paragraph.

A Yes, I see it.
Q And looking at that, your report, from the time frame of when you interviewed multiple witnesses on scene, including the victims, what if anything was the height description given for each of the subjects?

A We had one listed at 6-foot, 6-1, and the other 5-9 to 5-10.

Q Okay. And so is that consistent with the second release then that was given? And I'll show it again, State's 352: 5-10 to 6-foot and 5-9 to 5-10?

A Correct.
Q Okay. And when Mr. Hughes was asking you about maybe including your own information or I don't remember the phrase --

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

MS. SCHIFALACQUA: I apologize, Mr. Hughes.
BY MS. SCHIFALACQUA:
Q -- but kind of inserting yourself into a press release or the information that the witnesses gave, do you look at physical evidence that you observe on the scene?

A Yes.
Q Do you try to make then something as accurate as possible for the public?

A Yes.
Q Does that -- well, let me back up. Detective, have you had occasions where some people don't get height right?

A Correct.
Q Okay. And do you use tools, for example, physical structures that are not moving to make measurements or calculate measurements for yourself?

A Yes.
Q Okay. Did you do that with the surveillance on these instances?

A Yes.
Q Okay. With regard to the heights, these two robberies that we talk about, the news release, there was nobody that said 5-5; is that right?

A From these two, yes.
Q Okay. Now, at later times, there might have been someone that indicated 5-5; is that right?

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Yes.

Q Those aren't subject to these news releases; however, yeah?

A Correct.
Q Okay. So we're not talking about those, and, in fact, you don't have a news release for Bank of the West here today; right?

A Correct.

MS. SCHIFALACQUA: Okay. If I may approach?
I do it automatically, Judge. I apologize.
THE COURT: It's all right.
MS. SCHIFALACQUA: Nothing further, Your Honor.
THE COURT: All right. Mr. Brower, do you have any questions?

MR. BROWER: Based on her redirect, no, Judge.
THE COURT: Mr. Hughes, any recross?
MR. HUGHES: No follow-up.
THE COURT: Any juror questions for the witness?
All right. I see no additional questions.
Detective, thank you for your testimony.
THE WITNESS: Thank you.
THE COURT: Please do not discuss your testimony with any other witnesses in the case. Thank you.

THE WITNESS: Thanks.
THE COURT: And you are excused.

JD Reporting, Inc.

And the State may call its next witness.
MR. SCOW: Thank you, Judge. Raymond Cuevas. RAYMOND CUEVAS
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record.

THE WITNESS: Raymond Cuevas. First name is spelled
$\mathrm{R}-\mathrm{a}-\mathrm{y}-\mathrm{m}-\mathrm{o}-\mathrm{n}-\mathrm{d}$. Last name $\mathrm{C}-\mathrm{u}-\mathrm{e}-\mathrm{v}-\mathrm{a}-\mathrm{s}$.
THE COURT: You may proceed.
MR. SCOW: Thank you, Judge.
DIRECT EXAMINATION
BY MR. SCOW:
Q How are you currently employed?
A I work patrol for Downtown Area Command.
Q So you're a police officer with Las Vegas Metropolitan Police Department?

A Correct.
Q How long have you been a police officer?
A February will be three years.
Q And the Downtown Area Command, is that like kind of The Strip areas?

A Correct. Fremont and the Fremont Experience.
Q Fremont and The Strip. I'm going to direct your attention to April 25th, 2018. Were you working patrol at

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
that time?
A Correct.
Q What are some of the duties of a patrol officer?
A So we conduct vehicle stops, go to calls for service. It's pretty much direct patrol activity.

Q Including traffic infractions?
A Correct.
Q Or whether a vehicle is registered and license plates are correctly displayed?

A Correct.
Q On April 25th, 2018, did you stop a red Grand Marquis?

A I did.
Q And where was that vehicle stop located?
A Casino Center and Fremont.
Q What was the reason for that traffic stop?
A Method of display. So a vehicle on the highway or roadway is supposed to have two license plates, rear end and front. So that vehicle did not have a front license plate.

Q And do some vehicles not have like in the front not have an area to display a front license plate?

A Correct. Some vehicles have the actual bracket, and that's where you need the license plate. If it doesn't display that, then you don't need the license plate.

Q So if there's no bracket, it doesn't need a plate?

A Correct.
Q If there is, then it does; is that --
A Correct.
Q So then on the red Grand Marquis, there was a bracket, but no plate on the front?

A Yes.
Q And that was the reason for the stop?
A Yes.
Q Did you identify who was driving that vehicle?
A Yes.
Q Who was driving it?
A It's going to be Barr, Anthony.
Q Anthony first name; last name Barr?
A Correct.
Q Did you identify a passenger in that vehicle as well?
A Yes. Sabrina Henderson.
Q She was -- which passenger seat was she in?
A Front passenger.
Q Okay. And with your stops, what kind of -- I just lost my question.

Do you wear a body camera that captures what -- your interactions with civilians in potential crime scenes?

A Yes. Per policy we have to turn on our camera for every citizen interaction.

Q And so for this vehicle stop, did you turn on your JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
body cam?
A Yes.
Q So we'll kind of go through it as we watch.
MR. SCOW: And I will publish it first, just a portion, if I may, Your Honor, just to have him identify the video of Proposed 359.

BY MR. SCOW:
Q As we go along, let me know when you recognize this. Okay?

A I do recognize it.
Q Okay. So this is footage from your body camera?
A Yes, it is.
Q Okay. Now, this stop was April 25th; is that right?

A Yes.
Q And on here, the date for the body camera, is that when it was uploaded?

A Correct.
Q But the actual stop was the day before on the 25th?
A The 25th; correct.
MR. SCOW: I'll move now for admission of State's Proposed 359, Your Honor.

MR. HUGHES: Submitted.
THE COURT: All right. That will be admitted.
MR. BROWER: I'm sorry, Judge, can we approach very JD Reporting, Inc.
briefly on this?
THE COURT: Sure.
(Conference at the bench not recorded)
THE COURT: All right. The exhibit is admitted, and you can publish it.
(State's Exhibit Number 359 admitted.)
MR. SCOW: Thank you, Judge.
BY MR. SCOW:
Q Now, at this beginning part, there's no sound; is that right?

A Yes.
Q What --
A It should be for 30 seconds, and then it'll kick in.
Q Okay. So tell the jury about that. What happens when you press your button?

A So when we first activate our body cam, for some reason it won't let you -- well, you won't hear any sound for about 30 seconds, and then once 30 seconds come up, you'll hear all the sound after that.

Q So does that -- it's for the --
A It's part of the Axon body cam detail, whatever.
Q So when you push the button, it actually has the first 30 seconds before that that's recorded, and the sound will start when you push the button; is that right?

A So you'll activate the camera. You'll see video and JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
visual aspect, but you won't hear any sound for 30 seconds.
Q After you push the button?
A Correct.
Q Okay. And this camera is from your perspective, and you're the driver right now?

A Yes.
Q So that's 30 seconds. The sound just kicked in?
A Yes.
Q So you're asking, Do you have a DL? That was short for driver's license?

A Correct.
Q Did either of those front two driver and passenger have a driver's license?

A No.
Q And that's -- you said the driver is Anthony Barr?
A Correct.
Q The passenger is Sabrina Henderson?
A Yes.
Q That's your music that you're listening to?
A Yes.
Q That gets you ready for the next stop.
A It does.
Q So you were in the car for more than just the second or two that it showed. You were just verifying registration information, the identity of the individuals; is that correct?

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Yes. And then also filling out a citation.
Q Okay. And that's -- it was just shortened for purposes of court and brevity. That's what happened when you were in the car?

A Yes.
Q So you indicate on there, the video, you gave him a citation no driver's license, and that was the end of the stop? A Yes.

MR. SCOW: All right. I don't have any more questions.

THE COURT: All right. Mr. Brower, any cross?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?
MR. HUGHES: Very briefly.
CROSS-EXAMINATION
BY MR. HUGHES:
Q Officer, did you happen to notice whether or not the windows of that car were tinted?

A From this video that I just seen, I didn't see any tint.

MR. HUGHES: Thank you. That's all.
THE COURT: Any redirect?
MR. SCOW: None.
THE COURT: Any juror questions?
All right. Officer, I see no additional questions.

JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

Thank you for your testimony.
THE WITNESS: Thank you, guys.
THE COURT: Please do not discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Yes, ma'am.
THE COURT: And you are excused.
THE WITNESS: Thank you.
THE COURT: Thank you.
THE WITNESS: I appreciate it.
THE COURT: And the State may call its next witness. MS. SCHIFALACQUA: The State calls Grant Okinaka.

## GRANT OKINAKA

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Grant Okinaka. G-r-a-n-t. Last name o-k-i-n-a-k-a.

THE COURT: Thank you.
THE CLERK: $\mathrm{N}-\mathrm{a}-\mathrm{k}-\mathrm{a}$ ?
THE WITNESS: Yes.
THE CLERK: Sorry.
THE COURT: You may proceed.
MS. SCHIFALACQUA: Thank you.
DIRECT EXAMINATION

JD Reporting, Inc.
${ }_{000617} 243$

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

BY MS. SCHIFALACQUA:
Q Officer Okinaka, can you tell the jurors how you're employed.

A I work for the Las Vegas Metropolitan Police Department.

Q Okay. How long have you worked for Metro?
A For a year and a half.
Q Okay. So were you working in that capacity back on May 3rd of 2018?

A Yes.
Q And what was your assignment at that time?
A Patrol.
Q Okay. What area command were you working in at that time?

A South Central Area Command.
Q And when you talked to me just now that you've been at Metro approximately a year and a half, during that time, did you have another officer with you?

A Yes. There was a senior officer with me.
Q Okay. Who was that?
A Abraham Gamboa.
Q Okay. You were with Officer Gamboa and working in the South Central Area Command. What were some of your duties as a patrol officer at that time?

A So we basically do calls for service, and we do JD Reporting, Inc.

C-18-3 35500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
traffic or vehicle stops.
Q Okay. Did you have occasion to stop a Mercury Grand Marquis red or maroon in color vehicle on that date?

A Yes.
Q Okay. And how many times was that vehicle occupied at that time?

A Three times.
Q Okay. And describe the people in the vehicle.
A There were two black male adults and one black female adult.

Q Okay. And who was driving that vehicle?
A Um --
Q Do you remember?
A No.
MS. SCHIFALACQUA: Okay. Court's indulgence.
BY MS. SCHIFALACQUA:
Q If looking at --
(Pause in the proceedings)
BY MS. SCHIFALACQUA:
Q Looking at -- well, let me go back and ask this. Do you wear body camera?

A Yes.
Q Okay. Do you do a number of stops, Officer?
A Yes.
Q Have you ever testified before?

JD Reporting, Inc.

A No.

Q Okay. Is today your first time?
THE COURT: This is your first time.

THE WITNESS: Yes.

BY MS. SCHIFALACQUA:
Q Okay. So with regard to that particular stop, you remember that it was two males and a female?

A Yes.
Q If I said to you the male was named Anthony Barr,
does that ring a bell?
A Yes.

Q Does the female name of Sabrina Henderson ring a bell to you too?

A Yes.
Q You have body camera footage from that stop, and looking at that footage, would you be able to confirm the stuff that we are talking about?

A Yes.

Q Do you remember why the vehicle was stopped?
A They had unregistered plates, or so they didn't have a license plate basically.

Q Okay. And so when you talk about registration, you talk about the display of the license plate; is that fair?

A Correct.
Q Okay. And that's why you stopped this vehicle?

JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Yes.

Q With also Officer Gamboa?

A Yes.

MS. SCHIFALACQUA: Showing for purposes of authentication State's Proposed 360. That's been previously provided in discovery.

BY MS. SCHIFALACQUA:

Q And, Officer Okinaka, if you -- when you recognize your body cam footage or yourself, can you please let us know.

A Yes, that's my body camera footage.
Q Okay. And your understanding of your body camera is that the sound doesn't come on until what time frame? Do you know?

A About 30 seconds after it's activated. MS. SCHIFALACQUA: Okay. And at this time I'd move for admission of State's 360.

THE COURT: Any objection?
MR. HUGHES: Submitted.

THE COURT: Submitted.
MR. BROWER: Submitted with the same --

THE COURT: Right.
MR. BROWER: -- thing we discussed earlier, Judge.
THE COURT: All right. 360 will be admitted.
(State's Exhibit Number 360 admitted) MS. SCHIFALACQUA: Permission to publish, Your Honor?

THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q What are you doing there, Officer?
A Yes.
Q What are you doing?
A So we just -- I seen that he did not have a license plate, and so then I went and did a traffic stop.

Q And that's observed on your body camera?
A Yes.
MS. SCHIFALACQUA: Okay. Go ahead.
(Resumes publishing State's Exhibit Number 360.)
BY MS. SCHIFALACQUA:
Q And after which -- Officer, we've just reviewed your body camera footage after which you do a check on the registration, the vehicle information; is that correct?

A Yes.
Q Okay. And did Mr. Barr indicate to you that his brother was also in the vehicle?

A Yes.
Q And that he had some sort of handicap?
A Yes.
Q Okay. After you confirmed registration, et cetera, did you issue Mr. Barr a citation, or did you just give him a warning?

C-18-3 $35500-1,-2$ | State v. Phillips/Barr| 2018-12-05 | Day 3

A Gave him a warning.
Q Okay. And did you tell him to get everything fixed that needed to be fixed?

A Yes.
Q Get the car registered?
A Yes.
Q Get that proper driver's license?
A Yes.
MS. SCHIFALACQUA: Nothing further, Your Honor. THE COURT: Mr. Brower?

MR. BROWER: I just had one weird question. CROSS-EXAMINATION

BY $\mathbb{M R}$. BROWER:
Q Did you take your seat belt off while you were still driving?

A [No audible response.]
Q Because I first saw the body cam with the -MS. SCHIFALACQUA: At this point I'm going to object to relevance, but, you know.

BY MR. BROWER:
Q -- with the seatbelt, and then I saw you take it off, and I just wondered if that's standard or if that's safe?

A Yeah, right when $I$ was coming to the stop I took my seat belt off.

MR. BROWER: Okay. That was it, Judge.

JD Reporting, Inc.

THE COURT: I've never heard that question before, and I'm telling you that because this is your first time testifying. So --

Mr. Hughes, cross. CROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, did you notice whether the windows of that automobile that you stopped was tinted?

A No, I did not.
Q You didn't notice, or it wasn't tinted?
A That I don't remember if it was tinted or not.
Q But the video would accurately show that; correct?
A Correct.
MR. HUGHES: That's all I have. Thank you.
THE COURT: Redirect?
MS. SCHIFALACQUA: None, Your Honor.
THE COURT: Juror questions?
All right. Officer, there are no additional
questions. Thank you for your testimony.
THE WITNESS: Thank you.
THE COURT: You are excused at this time, and please do not discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Thank you.
THE COURT: Thank you. And you are excused.

JD Reporting, Inc.

THE WITNESS: Thank you.
THE COURT: He wants to run out of here --
controlling yourself and --
MR. HUGHES: Mr. Brower tazed you with his fancy
questions.
THE COURT: State, do we have another witness?
MR. SCOW: Yes. Yeah.
THE COURT: Okay.
MR. SCOW: Frank Rycraft. Frank Rycraft.
FRANK RYCRAFT
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record. THE WITNESS: First name Frank. Last name Rycraft. F-r-a-n-k, R-y-c-r-a-f-t.

THE COURT: All right. Thank you.
Mr. Scow, you may proceed.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you currently employed?
A Through Las Vegas Metropolitan Police Department.
Q Are you currently assigned as a detective?
A Yes, sir.

Q Were you working patrol back in June of 2018?
A Yes, sir.
Q So your assignment as a detective is fairly recent?
A Yes, sir.
Q How long did you work patrol?
A About four years.
Q And is that the total time that you were a police officer as well? Four years patrol and then a few months as a detective?

A Yes, sir.
Q I'm going to direct your attention to June 8th of 2018. Did you conduct a vehicle stop of a red Mercury Grand Marquis?

A Yes, sir.
Q And is that captured on body camera video from a camera mounted on your shoulder?

A Yes, sir.
Q I'm going to portray a portion of this, and when you recognize what you see, just let me know. Okay?

A Yes, sir.
Q If you recognize it now, that's fine too. Just let me know when you do.

Is this something you recognize?
A Yes, sir.
Q Okay.

A I'm sorry. I thought we were getting to a different point.

Q You were just getting into the movie, weren't you?
A Yeah.
Q We forgot the popcorn. So this is State's Proposed 361. This is an accurate video depiction of that vehicle stop from June 8th, 2018?

A Yes, sir.
MR. SCOW: Move for admission of State's Proposed 361.

MR. BROWER: Same, submitted.
MR. HUGHES: Submitted.
THE COURT: Submitted. All right. 361 is admitted. (State's Exhibit Number 361 admitted)

BY MR. SCOW:
Q All right. As we go along, I'll ask you some questions about what's going on, okay.

What was the reason for the vehicle stop?
A I believe it was an unregistered vehicle, no plate on the vehicle.

Q No plate displayed on the back, and so you stopped the vehicle?

A Yes, sir.
Q So you can't hear the siren. Are your lights on at this point?

A Yes, sir.

Q Okay. Okay. Who was driving the vehicle?
A I believe it was a female we identified as Sabrina.
Q Sabrina Henderson?
A Yes, sir.
Q Okay. And there was an individual in the back. Was it your understanding that that was an individual with some kind of disability?

A Yes, sir.
Q No, the front passenger, was that the one with the disability?

A [No response.]
Q You indicated there was one in the back that you thought was asleep on the video.

A Yes, I believe it was a brother.
Q Okay. And the one in the back, was that identified as Anthony Barr?

A Yes, sir.
Q Okay. And at some point, you talked to him outside of the vehicle about the vehicle, things like that; right?

A Correct.
Q And in the front passenger, did you learn that that was Anthony Barr's brother?

A Yes, sir.
Q The one that had some sort of disability?

A Yeah, he was autistic or something like that.
Q Okay. And they let you know that?
A Yes, sir.
Q And you got IDs to verify identities of each person involved?

A Yes, sir.
Q So did you hear that? You were talking to that rear passenger, and he was talking about his brother being autistic. Is that correct?

A Correct.
Q Just making sure that -- I'm closer to the sound. So I could hear it. I'm just making sure you could.

A Yes, sir.
Q Okay. Was that ID you got from the rear passenger Anthony Barr?

A Yes, sir.
Q And what did you receive from the driver?
A A Nevada ID for Nevada driver's license [unintelligible].

Q So it was a Nevada ID. Did anybody have a driver's license in the vehicle?

A I don't believe so.
Q So when you get in the car, you run IDs to verify identities and car information, registration, insurance, that type of thing?

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3

A Correct.
Q And for court purposes and brevity so we don't have to watch a 20 minute video of you running IDs, it's cut, that portion when you're in the car. So it normally isn't a few seconds that you're in the car and you walk back. It's usually more than a few seconds; right?

A Yes, sir.
Q Just so the jury understands what's happening in this video.

So the other officer, was that your partner?
A Yes, sir.
Q What's his name?
A It's Eric.
Q And so he wrote the citation and gave it to the
driver?
A Yes, sir.
Q So on this, before you walked back to your car, you said some numbers, like 527 or something like that. Was that information you'd gotten from a paper displayed on that back window?

A Yes, sir.
Q Okay. And there is no license plate on the vehicle, and that was the reason for your stop?

A Yes, sir.
MR. SCOW: I will pass the witness. I have no

JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3 further questions.

THE COURT: All right. Mr. Brower.
MR. BROWER: Nothing, Judge.
THE COURT: Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, as I looked at that video, it appeared that the windows on that Marquis were not tinted. Is that what you observed?

A I don't recall, sir.
Q But the video accurately depicts what you saw that night; is that right?

A Yes.
MR. HUGHES: That's all I have.
THE COURT: Any redirect?
MR. SCOW: No, Your Honor.
THE COURT: Any juror questions?
Counsel, approach.
(Conference at the bench not recorded)
THE COURT: We have a juror question.
Did you know at the time of the stop that that same car had previously been stopped for a similar violation?

THE WITNESS: Prior to us going into the computer so you see that information, no, I had no idea that that vehicle was stopped prior to my stop.

JD Reporting, Inc.

THE COURT: Okay. Mr. Scow, any follow-up?
MR. SCOW: No follow-up. No.
MR. BROWER: None from the defense, Judge.
MR. HUGHES: No follow-up.
THE COURT: All right, Detective. Thank you for your testimony.

THE WITNESS: Thank you.
THE COURT: Please don't discuss your testimony with anybody else who may be a witness in the case.

THE WITNESS: Yes, ma'am.
THE COURT: And you are excused.
All right. Ladies and gentlemen, it's almost 5:00 o'clock. So we'll go ahead and take our evening recess. The Court has a calendar tomorrow on various unrelated matters. So we will reconvene at 12:30 tomorrow.

Again, because we're starting so late, we won't take a lunch break. So eat lunch ahead of time or bring a snack with you or do whatever you need to do in that regard.

Before I excuse you for the evening recess, I must remind you that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Do not visit the locations at

JD Reporting, Inc.
issue. And please don't form or express an opinion on the trial.

Please place your notepads in your chairs and follow the bailiff through the double doors.
(Jury recessed for the evening at 4:53 p.m.)
THE COURT: All right. Before we break, we need to put on the record that the body cam footage was Exhibit 359 and --

MR. SCOW: 360, 361, and then tomorrow there'll 362, 363.

THE COURT: And the State has gone through and redacted any reference to gang membership or prior convictions, anything like that; is that right?

MS. SCHIFALACQUA: That is correct, Your Honor. I went through and coordinated with what was requested by Mr. Hughes as well as listening for it myself. All of the gang references, all of the prior arrests and all the talk of prison, time in prison and/or convictions have been removed.

Additionally, for brevity's sake, we -- I made sure it was cut out that anytime they were running any person for any length of time, all of that was cut short so that there cannot be any viewing of any record or anything of the like.

THE COURT: Okay. And --
MR. BROWER: And, Judge -- sorry. I was going to say that was done at both Mr. Hughes and my request. And I just
wanted to make sure -- I had received some extra discs today. We received some video last night. I was able to look at some of it, but I just wanted to make sure that was pulled out before we just did a blanket submission.

THE COURT: Okay.
MR. HUGHES: And I'll verify that I listened to four of the redactions last night, albeit on my phone, and I had no trouble with what I heard. Was semiconcerned me is on the big screen when we see the computer in the police car, on my phone you can't see a thing. I'm concerned. I don't know what showed up on that, but I'd be concerned if that goes back with them and there's something on it.

THE COURT: So did you redact that part, anything where you can view the screen?

MS. SCHIFALACQUA: You saw what we redacted to. If it is, it's the beginning of typing in the name --

THE COURT: Yeah, I couldn't see anything. MS. SCHIFALACQUA: -- and then it's cut, and you can't even see them --

THE CLERK: And they're going to be on a laptop.

THE COURT: Right.
MS. SCHIFALACQUA: Yeah. You can't --
THE COURT: And it'll be on a laptop in the back. MR. HUGHES: Okay. That's the only thing that I JD Reporting, Inc.

C-18-335500-1, -2 | State v. Phillips/Barr| 2018-12-05 | Day 3
couldn't verify from last night.
MS. SCHIFALACQUA: Sure.
THE COURT: Okay. So just to be clear on the record, neither defense counsel objects to those videos so long as the reductions have appropriately been made eliminating all the things we've just discussed --

MR. HUGHES: Correct.
THE COURT: -- is that right?
MR. BROWER: Correct, Judge.
THE COURT: Okay.
MR. BROWER: And we appreciated the fact that they weren't 25 minutes long.

THE COURT: I did as well.
MS. SCHIFALACQUA: Right. I mean, we narrowed them down.

And with regard to the ones that were sent, they can watch those tonight, Judge. They are the last stop, the 6/12 stop. If they want to relook at it, I know I've looked at them a hundred times to make -- to reredact --

THE COURT: Right.
MS. SCHIFALACQUA: -- to make sure nothing was missed, but before these go up, obviously, Judge, they have them out there.

THE COURT: Okay.

JD Reporting, Inc.

MR. BROWER: Correct, Judge.
THE COURT: Okay. Very good. See you guys tomorrow. (Proceedings recessed for the evening at 4:56 p.m.)

- ono-

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case.


JD Reporting, Inc.

## BY MR. BROWER:

[16] 26/21 41/21 44/14 46/4 88/16 89/3 89/15 90/15 109/5 128/5 129/8 131/14 141/24
186/14 249/13 249/20
BY MR. HUGHES: [20]
27/14 42/9 67/12 70/2
93/24 110/14 132/5
134/6 142/23 143/9
143/18 143/22 157/1
188/23 223/18 224/8
228/3 242/16 250/6 257/6
BY MR. SCOW: [22] 31/10 38/10 45/13 48/7 52/16 55/17 95/14 103/13 106/4 111/5 159/12 162/1 163/20 169/15 171/5 179/4 184/5 236/13 239/7 240/8 251/21 253/15

## BY MS.

SCHIFALACQUA: [61] 10/7 15/12 17/23 18/12 18/24 20/9 21/17 23/15 29/4 57/14 69/6 71/18 80/12 81/13 83/2 84/3 85/1 92/2 113/9 113/22 122/22 123/8 124/1 134/22 135/12 139/18 141/8 149/8 153/12 190/6 198/10 199/11 204/6 205/4 207/7 207/13 208/14 208/22 211/1 213/2 215/9 217/1 218/7 221/2 222/12 229/4 229/10 230/2 231/1 231/7 232/7 232/16 233/9 234/2 244/1 245/16 245/19 246/5 247/7 248/3 248/13
MR. BROWER: [84] 8/23 9/1 9/4 18/8 21/12 27/10 30/13 38/5 42/6 44/12 45/4 46/2 46/15 52/13 55/13 56/13 67/8 69/25 81/5 83/22 88/14 89/1 90/6 90/9 90/12 91/21 93/20 103/9 109/3 110/11 112/5 112/16 112/19 123/20 129/6 131/12 132/2 140/17 141/5 141/20 142/15 146/9 146/13 146/15 146/18 146/25 147/3 147/6 147/12 147/15 147/18 147/21 148/7 148/13 153/6 156/23 161/18 169/11 171/1 178/16 178/23 184/1 186/8 188/19 199/4 204/24 207/6 212/17 222/7 223/14 235/15 239/25 242/12 247/20 247/22 249/11

249/25 253/11 257/3 258/3 259/24 261/9 261/11 262/1

## MR. HUGHES: [58]

 8/20 18/9 21/11 28/2 30/15 38/7 43/11 45/6 46/16 52/12 55/14 56/15 69/1 70/20 83/21 91/23 93/22 94/9 103/8 111/2 112/6 123/21 134/18 142/18 143/4 143/15 143/21 145/5 146/6 153/5 158/17 161/17 169/12 171/2 178/17 178/24 179/2 184/2 186/9 189/9 199/5 204/21 224/5 227/25 228/24 235/17 239/23 242/14 242/21 247/18 250/14 251/4 253/12 257/14 258/4 260/6 260/25 261/7 MR. SCOW: [59] 30/23 31/8 38/4 41/18 43/14 44/5 44/8 44/10 45/8 45/10 45/25 46/17 47/18 48/5 52/9 55/11 56/10 94/22 95/12 103/6 103/12 106/2 108/25 112/1 112/3 143/17 146/16 159/2 161/9 161/12 161/14 161/21 161/24 163/18 169/9 170/24 171/4 178/14 178/20 179/3 183/24 186/5 186/12 189/11 236/2 236/11 239/4 239/21 240/7 242/9 242/23 251/7 251/9 251/19 253/9 256/25 257/16 258/2 259/9MS. SCHIFALACQUA: [133] 7/5 7/10 8/4 8/16 9/17 10/3 10/5 15/10 17/19 18/5 18/19 18/22 20/2 20/8 21/9 21/15 23/12 26/17 28/4 28/25 29/2 30/10 56/25 57/10 57/12 67/5 69/4 69/22 70/22 71/4 80/11 81/12 82/22 83/1 83/19 83/25 84/2 84/24 88/12 91/25 93/18 94/11 112/14 113/7 113/21 122/16 122/21 123/18 128/1 134/20 135/11 139/5 139/12 139/14 139/16 140/19 140/21 140/23 140/25 141/3 141/17 143/3 143/6 145/7 148/15 148/21 149/4 149/6 153/1 153/9 153/11 156/20 158/20 189/17 190/4 198/6 199/2 199/8 203/24 204/2 204/5 204/19 204/25 205/3 207/3 208/9 208/12 208/21

210/21 212/20 212/22 213/1 215/8 216/24 218/3 220/6 221/1 222/9 222/11 223/12 229/2 229/7 229/9 229/25 230/24 231/6 232/5 232/13 232/15 233/1 233/3 233/6 234/1 235/9 235/12 243/11 243/24 245/15 247/4 247/15 247/25 248/2 248/11 249/9 249/18 250/16 259/14 260/15 260/18 260/23 261/2 261/14 261/21
THE CLERK: [20] 9/22 31/2 47/22 48/1 57/5 71/9 95/2 95/5 113/1 149/1 159/6 189/22 190/1 204/1 236/6 243/15 243/20 243/22 251/13 260/20
THE COURT: [261] 7/4 7/9 8/3 8/15 8/18 8/21 8/24 9/2 9/5 9/8 9/11 9/25 10/2 10/4 15/11 17/21 18/7 18/10 18/21 20/7 21/10 21/13 21/16 26/19 27/11 28/3 28/5 28/8 28/14 28/17 28/20 28/23 29/1 30/12 30/14 30/16 31/6 38/6 38/8 41/19 42/7 43/13 43/15 43/18 43/21 43/25 44/3 44/7 44/9 44/11 45/5 45/7 45/9 45/11 46/1 46/18 46/24 47/1 47/16 48/2 48/4 52/11 52/14 55/15 56/12 56/14 56/16 56/22 57/9 57/11 67/7 67/10 69/3 69/24 70/21 70/23 71/13 81/8 82/25 83/23 84/1 88/13 89/2 89/12 90/10 91/22 91/24 93/19 93/21 94/10 94/12 94/19 94/23 95/11 103/10 109/2 110/12 111/3 112/4 112/7 112/13 112/18 112/21 113/5 122/20 123/22 128/3 132/3 134/3 134/19 139/9 139/13 139/15 139/17 140/20 140/22 140/24 141/1 141/4 141/7 141/19 141/22 142/17 143/5 143/7 145/6 145/8 145/14 146/8 146/12 146/14 146/17 146/22 147/2 147/5 147/7 147/13 147/16 147/20 147/22 147/25 148/5 148/12 148/14 148/16 148/19 149/5 153/7 153/10 156/22 156/24 158/19 158/21 159/10 161/11 161/13 161/16 161/19 161/23 169/13 171/3 000637

178/15 178/18 178/25 183/25 184/3 186/7 186/10 188/21 189/10 189/12 189/16 190/2 198/9 199/3 199/6 199/10 204/4 204/22 205/2 207/5 208/11 210/24 212/19 212/21 212/23 212/25 218/5 220/4 220/7 220/24 222/10 223/16 224/6 229/1 229/8 232/6 232/14 233/2 233/5 235/11 235/13 235/16 235/18 235/22 235/25 236/10 239/24 240/2 240/4 242/11 242/13 242/22 242/24 243/3 243/6 243/8 243/10 243/19 243/23 246/3 247/17 247/19 247/21 247/23 248/1 249/10 250/1 250/15 250/17 250/21 250/25 251/2 251/6 251/8 251/17 253/13 257/2 257/4 257/15 257/17 257/20 258/1 258/5 258/8 258/11 259/6 259/11 259/23 260/5 260/13 260/17 260/22 260/24 261/3 261/8 261/10 261/13 261/20 261/24 262/2
THE MARSHAL: [2] 147/23 148/1 THE WITNESS: [59] 9/24 10/1 28/13 28/16 28/19 28/22 31/4 43/12 43/20 43/23 44/2 44/4 46/23 46/25 47/24 48/3 56/21 57/7 69/2 71/11 71/16 89/14 90/11 90/14 94/18 95/4 95/6 112/2 112/12 113/3 129/7 134/5 140/18 145/13 149/3 158/18 159/8 189/15 189/24 212/24 220/21 224/7 235/21 235/24 236/8 243/2 243/5 243/7 243/9 243/17 243/21 246/4 250/20 250/24 251/1 251/15 257/23 258/7 258/10

## \$

\$1,929 [3] 103/21 103/23 108/21
\$10,000 [1] 22/15
\$20 [1] 164/14
\$5,775 [1] 38/21
\$686 [2] 83/7 83/12
-

$|$| $\frac{0}{05[1] 1 / 13}$ |
| :--- |
| 1 |
| 1 or [1] 172/22 <br> $166 / 16$ |

10 [23] 47/4 90/5 90/17 90/17 90/18 90/24 159/17 160/12 160/13 163/11 184/19 220/9 225/11 225/23 227/20 229/13 230/13 230/15 230/15 231/23 233/18 233/21 233/21
10,395 [1] 22/4
100 [1] 8/5
101 [1] $8 / 5$
102 [2] 8/5 9/6
103 [5] 54/10 55/12
55/15 55/16 106/2
104 [5] 122/17 123/7
123/19 123/23 123/24
105 [4] 7/14 9/6 218/4
218/6
10565 [4] 10/14 31/24 170/5 200/15
106 [6] 8/11 9/7 81/17 97/21 114/1 217/2
107 [8] 52/2 52/9 52/19 58/13 72/7 178/8 179/3 179/7
107-114 [1] 52/15
107-148 [1] 178/19
108 [1] 52/25
109 [2] 53/2 58/15
10:00 a.m [1] 32/15
10:00 in [1] 12/7
10:00 o'clock [1] 151/10
10:05 [1] 211/13
10:30 [1] 151/10
10:35 a.m [1] 47/14
10:45 [1] 47/4
10:48 a.m [1] 47/14
11 [3] 135/14 163/19 231/24
110 [4] 53/5 58/18
62/23 178/7
1100 [1] 160/14
111 [1] 179/10
112 [5] 53/10 53/19
53/22 58/21 125/22
113 [9] 53/16 53/20 53/25 60/10 73/16 97/22 115/19 115/24 126/21
114 [8] 52/2 52/10 52/15 54/2 59/22 62/16 64/5 125/15
117 [1] 179/18
118 [1] 179/20
119 [1] 179/25 11:29 [2] 219/5 219/11
11:30 [1] 115/11
11:40 [1] 98/19
11:40 in [1] 96/17
12 [2] 160/3 163/21

| 1 | 252/1 252/12 253/7 | 356 [2] 8/8 | 55 [2] 170 | 31/20 32 |
| :---: | :---: | :---: | :---: | :---: |
| 12 | 20s [2] 110/19 110/20 | 359 [4] 239/6 239/22 | 56 [4] 37/20 38/4 38/9 | 32/16 34/19 36/4 45/15 |
| 122 [1] 180/4 | 21 [1] 167/12 | 240/6 259/7 | 38/11 | 47/3 49/9 50/11 59/5 |
| 124 [1] 180/22 | 22 [2] 161/14 167/24 | 36 [1] 172/8 | 57 [4] 20/4 20/11 20/15 | 61/15 69/11 70/9 72/25 |
| 125 [1] 180/17 | 23rd [19] 11/6 11/18 | 360 [6] 247/5 | 21/18 | 78/3 78/14 81/21 84/5 |
| 126 [1] 181/1 | 18/3 20/16 21/7 21/2 | 247/23 247/24 248/12 | 57-58 [1] 21/ | 85/20 87/16 89/18 90/5 |
| 127 [1] 181/3 | 23/1 31/23 32/15 | 259/9 | 58 [5] 20/4 20/11 21/4 | 96/17 98/19 106/17 |
| 128 [1] 181/5 | 149/20 149/23 150 | 361 [5] 2 | 21/14 22/7 | 109/13 111/15 113/15 |
| 12:30 tomorrow [1] | 6/10 170/5 170/22 | 253/13 253/14 259/9 | 5:00 a.m [1] 149/17 | 115/11 116/14 121/12 |
| 258/15 | 177/8 200/11 204/1 | 362 [1] 259 | 5:00 o'clock [1] 258/13 | 124/5 124/6 124/13 |
| 12:48 p.m [1] 146 |  |  | 6 | 125/4 125/5 125/12 |
| 12:50 [1] 145/17 | $207 / 12$ | 199/7 199/19 204/1 | 6-1 | 131/19 134/23 134/24 |
| 12:50 p.n $13 \text { [1] }$ | 25 [5] 17/20 17/22 | 366 [3] 153/3 153/8 | 6-foot [5] 227/20 | 135/2 136/16 136/18 |
| $\left\lvert\, \begin{aligned} & 13 \\ & 1 \end{aligned}\right.$ | 18/11 18/23 261/12 | 208/24 | 229/13 230/15 233/17 | 141/2 141/3 141/20 |
| $135 \text { [1] } 181 / 23$ | 25th [5] 236/25 237/11 | 37 [1] 172 | 233/21 | 142/5 144/16 147/23 |
| 137 [1] 182/1 | 239/13 239/19 239/20 | 38 [1] 172/21 | 6/12 stop [1] 261/18 | 149/18 149/18 152/7 |
| 138 [1] 182/11 | 26 [4] 7/21 9/6 208/10 | 39 [1] 173/8 | 62 [2] 8/12 9/6 | 154/11 154/25 157/6 |
| 139 [1] 182/16 | 208/13 | 3:40 p.m [1] 220/22 | 686 [1] 8 | 160/12 161/12 166/1 |
| 14 [2] 131/11 164/6 |  |  | 7 | 186/16 191/19 195/5 |
| 140 [1] 182/18 | 205/10 | 3rd [1] 244/9 |  | 208/24 209/17 215/18 |
| $\begin{gathered} 1440 \text { [4] 160/ } \\ 192 / 912 \end{gathered}$ | 27 [1] 22/22 | 4 | $7 / 17$ robbery [1] 194/3 | 220/8 223/3 223/10 |
| 148 [4] 178/7 | 28 [1] 1 | 4 | 7/4 [1] 38/12 | 223/19 229/6 229/13 |
| 178/19 | 29 [1] 171/11 | 40 [1] 17 | 701 [10] | 229/22 230/13 231/14 |
| 15 [2] 49/1 164/9 | 3 | 4 | 0 72/11 95/20 | 231/22 232/24 233/23 |
| 15420 [1] 177/21 | 3 feet [1] |  | 21714 |  |
| 15877 [1] 177/15 | 30 [12] 67/24 73/6 | 44 [1] 174/3 | 705 [1] 7/12 | 246/23 247/14 252/6 |
| $\begin{aligned} & 159[3] \\ & 16[2] \\ & \hline \end{aligned}$ | 170/17 170/25 171/6 | 45 [1] 174/6 | 8 | 253/17 254/20 255/8 |
| $160 \text { [2] } 8 / 119 / 7$ | 240/13 240/18 240/18 | 46 [1] 174/8 |  | above [4] 97/4 164/3 |
| 165 [2] 227/20 229/ | 240/23 241/1 241/7 | 47 [1] 174/10 | 8th [2] 252/ | 262/6 |
| 16535 [1] 183/18 | 7/14 | 48 [1] 174/12 | 9 | above-entitled [1] |
| 17th [15] 160/16 161/7 | 31st [17] 51/16 55/9 | 4:00 a.m [1] 149/17 | 9-1-1 [17] 17/10 17/11 | Abraham [1] 244/21 |
| 168/17 169/6 191/6 | $61 / 172 / 1473 / 974 / 11$ | $\text { 4:53 p.m [1] } 259 / 5$ | 17/14 17/24 18/25 | academy [2] 160/1 |
| 192/12 194/10 194/24 | 83/9 96/16 97/24 | 4:56 p.m [1] 262/3 | 25/20 66/10 66/11 | 160/2 |
| 199/16 201/14 229/11 | 113/17 115/8 116/13 | 5 | 咗 | access [11] 20/20 |
| 229/12 | 215/11 216/4 | 5 and | 122/25 123/11 124/3 | 49/24 50/1 50/2 |
| 18 [1] 164/15 | $32 \text { [1] } 171 / 1$ | 172 | 90 [1] 51/4 | 50/3 50/8 55/19 |
| 18-15420 [1] 177/21 | $33 \text { [3] 11/22 32/22 }$ | 5 is [1] 21 | 96 [1] 8/1 | accompanied [1] |
| 18-15877 [1] 177/15 | 171/17 | 5 now [1] 212/9 | 96-102 [1] 9/6 | $198 / 3$ |
| 18-16535 [1] 183/18 180 pounds [1] 227/21 | 342 [5] 184/13 185/18 | 5-1 [1] 231/23 | 97 [1] 8/1 | accordingly [1] 191/25 |
| 180 pounds [1] 227/21 | 185/22 186/2 186/5 | 5-10 [11] 90/18 225/11 | 98 [1] 8/1 | account [4] 56/5 56/7 |
| 185 pounds [1] <br> 19 [1] 164/18 | 342-344 [1] 186/11 | 225/23 229/13 230/13 | 99 [1] $8 / 2$ | 60/7 64/19 |
|  | 343 [4] 184/13 185/15 | 230/15 230/15 231/23 | 99 percent [1] 166/15 | accounting [6] 20/15 |
| 1:50 [2] 145/18 146/4 | 185/21 186/1 | 233/18 233/21 233/21 | 9:38 A.M [1] | 21/2 22/18 32/13 37/16 |
| 1:59 p.m [1] 148/17 | 344 [6] 184/13 185/15 | 5-1 | 9:40 a.m [1] | 82/17 |
|  |  |  | A | accounts [14] 55/20 |
| 2 |  | 225/10 225/22 226/9 | a.k.a [1] |  |
| 20 [4] 57/23 166/4 | 178/25 179/1 186/25 | 226/12 226/18 227/ | a.m [7] 7/1 9/10 32/15 | 25/10 125/12 125/1 |
| 231/17 256/3 | 188/2 | 234/22 234/25 | 47/14 47/14 149/17 | $\begin{array}{ll} 125 / 10 & 125 / 12 \\ 125 / 23 & 226 / 20 \end{array}$ |
| 200 pounds [1] 152/22 | $347 \text { [5] 183/7 183/: }$ | 5-5 doesn't [1] 226/15 | 149/17 | accurate [10] 21/6 55/8 |
| 2000 [1] 57/22 2015 [1] 170/22 | 184/4 187/1 188/2 | 5-5 is [1] 227/3 | able [30] 17/16 19/14 | 83/13 92/23 108/5 |
| $2018 \text { [42] 1/13 } 7 / 111 / 6$ | 35 [1] 171/24 | 5-7 and [1] 225/16 | 39/4 45/23 50/1 50/8 | 123/14 198/24 204/16 |
| $11 / 19 \text { 18/3 20/16 21/24 }$ | 350 [5] 168/10 169/9 | 5-9 to [2] 233/18 | 60/23 67/2 77/4 104/ | 234/7 253/6 |
| 23/2 31/23 51/16 55/9 | 169/13 169/14 186/25 | 23 |  | accurately [3] 52/6 |
| 61/1 72/15 83/9 95/23 | 351 [4] 198/7 198/12 | 5-foot [7] 109 |  | 250/12 257/11 |
| 96/17 113/17 115/8 | 199/7 229/12 | 9/13 130/13 |  | across [5] 59/23 |
| 116/13 149/20 149/23 | 352 [6] 203/25 204/8 204/20 204/23 231/3 | $\begin{aligned} & \text { 130/18 130/18 227/20 } \\ & 5 \text {-foot-5 [1] } 226 / 23 \end{aligned}$ | 206/24 214/15 217/21 | 188/13 188/16 206/10 209/21 |
| 150/15 156/10 160/16 | $\begin{array}{\|l\|} \text { 204/20 204/23 231/3 } \\ \text { 233/21 } \end{array}$ | $50 \text { [1] } 175 / 17$ | 221/20 222/3 222/5 | $\begin{array}{\|l\|} \hline \text { 209/21 } \\ \text { acting [1] } 124 / 16 \end{array}$ |
| 170/5 177/8 177/23 | $353 \text { [2] 7/17 210/23 }$ | 51 [1] 175/23 | 246/16 260/2 | activate [2] 240/16 |
| 191/6 192/12 194/24 | $354 \text { [4] 82/23 83/4 }$ | $52 \text { [1] } 176 / 2$ | about [108] 7/6 12/22 | $240 / 25$ |
| 196/20 200/12 204/14 | $83 / 2083 / 24$ | $527 \text { [1] 256/18 }$ | 3/5 14/21 15/23 18/14 | activated [1] 247/ |
| 215/2 215/11 216/5 $236 / 25$ 237/11 244/9 | $355 \text { [4] 102/19 103/7 }$ | 53 [1] 176/9 | 19/13 19/18 22/22 | activated [1] 247/ |
| 236/25 237/11 244/9 | 103/10 103/11 | $\begin{gathered} 54 \text { [1] } 176 / 11 \\ 000638 \end{gathered}$ | 26/12 29/5 29/9 30/4 | actual [11] 72/18 110/5 |

actual... [9] 110/7 131/22 167/13 194/16 194/16 227/2 232/23 237/22 239/19
actuality [1] 226/23 actually [28] 26/23 27/3 31/16 36/11 48/21 59/17 75/2 93/15 116/9 117/20 124/8 135/4 146/9 150/22 154/4 166/17 187/11 188/9 191/19 193/1 197/10 206/5 214/12 222/3 223/7 225/4 230/10 240/22
ADAIR [1] 1/12
add [1] 225/13
additional [12] 46/19 70/24 94/14 145/10 158/22 185/4 185/23 189/13 215/23 235/19 242/25 250/18
additionally [4] 8/10 18/13 136/16 259/19 address [1] 148/8 addressed [2] 120/20 148/10
adhere [1] 165/10 adheres [1] 165/15 adjacent [1] 33/19 admissibility [1] 9/2 admission [20] 7/20 18/5 21/9 54/10 55/11 83/19 103/6 123/18 153/4 161/15 169/9 170/24 178/14 183/24 186/5 199/2 204/19 239/21 247/16 253/9 admit [3] 38/4 52/9 178/21
admitted [68] 4/22 5/2 6/2 9/7 11/3 11/21 18/10 18/11 21/13 21/14 22/22 38/8 38/9 52/14 52/15 55/15 55/16 58/12 72/6 81/17 83/23 83/24 85/3 103/10 103/11 113/25 123/22 123/23 125/15 153/7 153/8 161/9 161/10 161/15 161/19 161/20 161/22 161/23 169/13 169/14 170/25 171/3 178/18 178/19 178/25 179/1 184/3 184/4 186/10 186/11 199/6 199/7 204/22 204/23 207/4 208/12 208/24 210/23 217/2 218/4 231/3 239/24 240/4 240/6 247/23 247/24 253/13 253/14 adult [7] 144/9 144/10 195/7 200/2 201/22 213/22 245/10
adults [3] 157/2 201/25 245/9
advertisements [1] 60/9
affecting [1] 77/2 afraid [2] 76/18 79/1 African [12] 33/6 98/20 99/6 99/20 107/17 135/19 135/22 142/7 150/10 150/14 150/23 152/6
African-American [7] 33/6 98/20 99/6 107/17 150/10 150/14 150/23
Afro [1] 121/19
after [65] 12/16 16/8 16/16 16/19 17/5 18/2 19/19 21/7 25/14 35/10 36/4 62/20 64/25 66/12 66/21 69/17 69/20 76/3 76/7 77/11 79/10 80/5 80/7 98/20 101/22 101/24 102/7 104/21 104/22 109/20 117/4 119/5 120/5 122/6 123/11 127/9 128/13 132/18 143/25 144/2 160/3 165/23 165/24 167/2 168/2 168/4 181/19 185/3 191/18 201/6 203/6 203/13 203/18 204/14 209/6 214/8 214/15 217/14 222/5 240/19 241/2 247/14 248/14 248/15 248/23
afternoon [3] 128/6 220/7 220/10
afterwards [2] 131/1 186/18
again [36] 10/20 11/22 34/5 50/10 62/16 90/9 101/6 101/20 108/16 108/23 142/24 166/7 170/18 172/14 174/1 174/13 176/3 178/23 183/19 185/4 200/18 200/21 200/24 202/18 203/4 203/14 203/18 203/21 204/7 205/5 205/6 217/7 219/5 224/4 233/20 258/16 against [1] 60/17 agent [2] 193/2 203/1 agitated [2] 115/16 116/17
ago [2] 95/25 142/1 agree [2] 153/2 224/20 agreed [1] 8/9 ahead [16] 7/4 15/17 20/11 34/22 47/2 48/4 106/5 125/5 135/14 145/17 195/24 198/13 204/9 248/11 258/13 258/17
alarm [4] 79/21 104/23 105/4 122/11
alarms [5] 65/23 65/24 66/1 79/19 122/8
albeit [1] 260/7
alert [1] 65/5
alerted [5] 65/3 120/6 120/8 120/12 156/7
Alex [2] 11/9 202/22 ALEXANDER [2] 1/8 1/9
all [163] 8/1 8/21 9/2
9/11 10/2 11/18 12/1
15/13 15/14 17/9 17/21 18/10 21/13 21/19 26/19 27/7 27/11 28/2 28/6 28/23 30/17 31/6 32/20 32/25 38/8 41/7 41/18 41/19 42/7 43/5 43/16 43/21 43/25 44/9 46/19 47/5 47/16 48/4 51/8 52/14 55/15 56/12 56/17 57/25 65/8 65/8 67/1 68/6 70/24 75/17 79/18 83/23 92/14 94/14 97/14 98/24 100/22 101/7 101/9 101/16 101/21 103/10 105/22 108/20 108/25 109/2 110/12 111/8 112/1 112/8 113/5 116/6 118/21 121/19 122/20 123/22 127/10 128/3 128/19 131/9 134/18 134/19 138/15 141/19 142/10 142/15 144/18 144/21 145/10 145/16 145/19 148/16 148/19 149/17 153/7 156/22 157/17 157/20 158/22 160/6 161/19 162/11 163/16 166/1 168/3 168/6 169/13 171/3 172/12 178/18 178/18 178/25 179/6 184/3 184/18 184/19 186/10 186/21 188/21 189/9 189/13 194/24 196/11 199/6 203/7 204/22 206/10 208/11 209/23 218/5 220/10 220/24 221/23 223/16 224/20 226/19 228/24 235/11 235/13 235/19 239/24 240/4 240/19 242/9 242/11 242/21 242/25 247/23 250/14 250/18 251/17 253/13 253/16 257/2 257/14 258/5 258/12 259/6 259/16 259/17 259/17 259/21 261/5
alleyway [3] 150/24
151/13 154/16
Allie [2] 47/18 48/8
Allyson [11] 11/9 11/25 16/12 17/6 30/23 30/24 31/4 202/23 231/8 231/14 231/22
Allyson's [3] 16/20 22/19 231/17
almost [6] 62/18 111/21 145/17 146/18 186/21 258/12
along[4] 9/14 215/14

239/8 253/16
alpha [2] 95/6 95/8 already [14] 66/2 73/8 79/17 105/4 120/20 126/19 132/11 132/19 154/23 179/6 213/16 213/17 213/19 223/5 also [48] 8/12 9/4 19/3 22/12 35/20 42/16 54/24 55/8 58/8 63/6 92/17 108/1 109/15 120/10 122/1 127/22 144/10 152/16 184/7 185/11 186/25 192/7 193/4 193/6 193/18 193/19 194/6 196/22 197/17 201/2 201/14 201/14 202/7 202/16 203/1 205/19 205/23 206/5 206/6 206/17 212/7 222/25 223/6 231/4 231/25 242/1 247/2 248/19
although [2] 43/5 66/16
always [5] 142/11 158/13 187/9 187/10 191/18
am [10] 51/25 59/16 72/19 73/23 86/9 113/12 140/3 147/21 149/15 153/21
amend [1] 226/6
American [11] 33/6
98/20 99/6 99/20
107/17 135/19 135/22
142/7 150/10 150/14
150/23
Amie [3] 193/12 229/16 230/4
amount [6] 22/1 38/19 82/17 83/11 84/19 103/19
AMY [3] 47/19 47/24 48/10
analysis [1] 69/15 analyst [4] 159/14 159/16 159/19 160/11 analysts [1] 193/19 angle [8] 24/7 40/13 58/23 107/2 213/4 213/15 225/2 226/21
angles [4] 23/20 41/7 106/6 211/16
anniversary [1] 31/17 another [19] 24/13 28/11 28/15 35/22 36/4 36/4 42/20 61/11 76/11 77/16 78/11 80/8 158/2 197/21 203/20 225/23 231/25 244/18 251/6 answer [2] 81/11 81/15 Anthem [9] 7/14 10/13 31/16 217/15 217/18 217/22 218/9 221/5 223/4
ANTHONY [11] 1/9 55/23 184/8 185/5 238/12 238/13 241/15

246/9 254/17 254/23 255/15
any [133] 14/21 16/25 18/7 21/10 22/25 25/22 27/6 27/6 27/7 28/3 28/5 28/10 28/10 28/24 29/22 30/3 30/3 30/12 30/14 30/16 41/15 42/7 42/19 43/15 44/11 45/5 45/9 46/1 46/18 47/8 47/9 47/10 52/11 56/16 62/13 65/23 65/24 66/1 67/8 68/18 69/3 70/23 71/22 77/15 79/19 91/3 91/18 91/24 94/12 99/12 104/2 104/5 105/1 109/2 110/12 111/3 112/7 116/9 122/8 130/20 131/15 139/23 141/19 145/8 145/22 145/23 145/24 145/25 156/24 157/9 158/19 158/21 158/24 159/20 161/16 162/8 167/6 175/1 176/18 178/15 182/25 183/25 186/7 189/12 191/13 191/24 192/8 193/12 193/20 193/24 195/18 196/8 197/7 199/3 200/5 200/23 203/10 207/5 210/17 211/19 214/23 214/24 215/2 216/15 220/13 220/14 220/15 221/15 228/12 228/18 235/13 235/16 235/18 235/23 240/17 241/1 242/9 242/11
242/19 242/22 242/24 247/17 257/15 257/17 258/1 258/22 258/24 258/25 259/12 259/20 259/21 259/22 259/22 anybody [21] 12/4 28/14 66/25 69/19 71/1 91/15 120/22 131/18 145/12 147/7 150/9 157/8 157/10 158/15 191/24 192/9 200/22 214/21 220/20 255/20 258/9
anymore [1] 222/21 anyone [14] 30/19 46/21 47/7 56/19 94/16 112/10 145/21 214/17 215/3 215/25 220/12 243/4 250/22 258/21 anything [81] 9/5 12/22 12/23 13/5 13/18 16/2 16/15 23/5 27/4 29/21 35/23 39/22 40/20 40/23 41/16 44/8 45/7 47/6 49/21 66/20 69/24 70/21 75/18 76/4 77/17 78/3 79/11 89/18 90/18 90/19 91/7 93/12 93/19 94/10 104/3
104/15 104/17 104/23 104/25 112/4 115/17
anything... [40] 117/10 119/3 121/3 130/19 130/22 130/23 130/25 131/16 131/25 145/6 145/20 146/23 147/17 148/14 151/11 151/12 152/7 157/6 175/11 189/10 192/23 193/22 194/10 195/4 195/10 197/7 202/9 205/19 206/2 213/4 219/17 220/11 221/17 223/3 233/15 258/20 259/13 259/22 260/13 260/17
anytime [1] 259/20 anywhere [3] 50/2 50/3 209/6
Apartments [13] 7/16 209/11 209/12 209/18 209/20 209/23 209/24 210/2 210/15 210/17 210/18 214/17 215/4
apologize [6] 195/24 202/23 211/21 233/7 234/1 235/10
appear [3] 228/4 228/4 228/18
APPEARANCES [1] 1/16
appeared [7] 61/6 62/5 62/13 64/10 117/24 146/20 257/7
applications [2] 58/4 58/6
applied [2] 182/2 182/17
appreciate [3] 215/8 222/11 243/9
appreciated [1] 261/11 approach [27] 12/16
15/10 20/6 28/6 43/16 78/15 82/24 89/1 90/9
102/18 112/16 129/6 135/8 160/25 170/16 178/4 198/8 204/3 224/5 229/7 229/25 232/5 232/13 233/1 235/9 239/25 257/18 approached [21] 13/1 13/5 13/12 16/19 16/20 25/1 33/4 33/6 33/14 33/17 73/13 75/7 75/7 92/18 102/10 109/10 116/16 118/5 127/10 132/21 145/4
approaches [1] 116/10 approaching [2] 25/2 125/6
appropriately [1] 261/5
approval [1] 50/9
approximate [1] 164/7 approximately [7] 12/7 29/15 48/24 159/17
160/14 191/4 244/17
April [3] 236/25 237/11 239/13
are [166] 7/23 8/5 8/12

8/14 8/18 8/24 10/18 14/15 20/19 21/6 23/20 24/15 24/23 25/6 25/10 25/12 25/16 29/7 29/7 29/8 29/8 30/2 30/2 30/20 31/13 32/1 33/19 46/24 51/12 51/18 52/2 53/13 55/4 56/22 57/15 58/13 58/21 59/11 60/21 63/25 71/19 73/21 74/5 74/5 85/5 86/2 86/3 86/5 86/9 87/2 90/25 92/13 93/4 93/13 94/3 94/5 94/17 97/2 97/3 104/10 104/11 107/7 108/17 112/11 114/10 114/10 114/11 114/12 119/11 122/24 126/10 126/11 129/21 135/20 145/15 145/19 145/19 147/9 153/2 153/17 155/14 155/24 157/25 158/25 159/13 161/6 161/9 161/14 163/1 164/3 165/9 165/10 165/13 166/12 166/15 169/20 170/21 170/24 172/17 173/20 174/14 175/8 175/18 178/11 181/13 184/13 186/17 186/17 187/23 188/2 189/5 189/14 190/21 193/16 194/8 194/10 194/15 196/24 196/25 197/4 201/16 201/24 202/4 204/12 204/16 205/11 205/15 206/24 207/14 208/15 209/3 209/18 209/19 211/4 211/7 211/11 211/19 214/10 214/18 218/8 218/12 218/21 219/7 219/13 219/16 222/21 227/16 227/17 227/22 234/14 235/25 236/14 237/3 237/9 243/6 246/17 248/4 248/6 250/18 250/21 250/25 251/22 251/24 253/24 258/11 261/17
area [85] 14/7 30/8 32/10 36/14 36/19 48/15 54/5 54/14 59/4 60/4 60/5 60/11 60/22 64/8 64/11 67/17 81/24 82/8 88/10 97/15 97/16 97/25 98/5 98/8 114/13 114/14 124/8 125/10 125/17 125/19 125/23 126/3 126/15 126/15 149/24 150/15 151/19 151/24 151/25 153/18 153/22 154/1 154/20 155/9 155/10 155/12 155/13 155/18 155/20 156/4 157/11 158/1 158/2 158/5 158/9 158/11 163/4 171/19

172/19 179/18 181/8 192/9 193/23 196/2 200/22 206/4 206/17 206/21 208/25 209/24 210/2 210/3 212/8 212/13 213/7 213/18 214/21 214/22 217/14 236/15 236/21 237/21 244/13 244/15 244/23 areas [20] 48/19 54/8 154/12 167/12 167/18 171/22 174/19 175/6 175/7 175/20 175/25 179/16 181/21 182/5 182/8 182/25 206/20 209/7 216/21 236/22 aren't [4] 148/6 161/19 175/16 235/2
Arizona [1] 48/17
arm [3] 141/11 146/19 181/24
around [38] 11/12 32/24 33/21 51/1 63/3 63/14 63/21 65/8 66/24 78/6 78/9 86/23 88/24 90/17 96/7 97/3 109/10 114/10 114/12 121/20 125/1 136/17 137/13 137/16 141/14 144/19 144/19 144/21 151/9 151/16 154/15 154/17 154/23 154/24 158/12 206/4 220/9 231/4
arrests [1] 259/17 arrive [5] 132/23
191/15 191/22 192/19 200/19
arrived [6] 132/9
132/18 192/18 201/4
202/11 206/5
arrow [1] 97/10
as [278]
Asian [6] 12/20 78/1 121/24 122/2 147/24 197/15
Aside [1] 211/15 ask [24] 14/21 15/15 19/13 22/22 22/24 26/22 57/17 77/23 80/1 81/5 85/3 89/4 89/13 111/9 129/14 141/20 187/16 196/22 196/24 197/1 197/5 197/21 245/20 253/16
asked [22] 12/10 14/11 14/12 30/4 40/21 45/2 45/19 45/22 46/5 46/12 81/9 101/14 101/18 108/16 111/15 121/23 126/3 134/24 142/1
184/7 185/3 230/13
asking [10] 45/16 82/11 101/9 111/11 142/19 148/11 187/20 233/5 233/23 241/9 asks [2] 28/9 43/19 asleep [2] 146/10 254/14
aspect[1] 241/1
asset [1] 49/4
assigned [1] 251/24 assignment [4] 32/2 190/10 244/11 252/3 assist [1] 200/9 assistance [2] 51/19 169/1
assisted [1] 140/4 assisting [2] 32/18 39/8
associated [3] 177/5
177/10 203/22
assumed [1] 137/23
assuming [1] 147/1
assumptions [1] 62/13
at [340]
attempt [2] 76/1
200/22
attend [1] 160/9
attention [26] 12/7 31/22 92/11 92/13 96/16 114/20 119/10 135/14 137/25 146/11 147/4 147/6 147/19 147/21 148/8 148/9 160/15 170/4 200/11
215/6 215/11 218/10 230/6 233/10 236/25 252/11
ATTEST [1] 262/5
attorneys [2] 1/18 9/13 audible [7] 28/13 38/14 76/24 102/14 107/4 140/11 249/16 audio [4] 17/22 141/25 142/2 262/6
audio/video [1] 262/6 authentication [1] 247/5
authenticity [2] 8/19 8/25
author [2] 223/23 223/24
autistic [2] 255/1 255/8 automatically [2] 49/16 235/10
automobile [1] 250/8 available [1] 117/9 Avenue [5] 10/14 31/24 170/6 200/15 202/18 average [4] 224/22 224/24 225/10 226/2 aviator [5] 195/13 199/25 202/13 205/15 214/5
awake [2] 146/20 147/1
aware [11] 16/11 29/14 51/12 51/18 114/10 114/11 148/11 149/23 219/2 222/21 222/22
away [11] 25/18 74/2 78/24 87/5 87/6 102/2 105/2 108/19 115/17
167/2 180/20
Axon [1] 240/21

## B

B-e-g-u-m [1] 71/12

B-o-n-e [1] 159/9
bachelor's [2] 159/20 159/21
back [101] 9/11 12/11 14/21 15/19 31/22 34/5 35/15 36/16 36/22
47/16 51/1 59/5 60/10 61/14 62/10 62/14 62/16 63/19 64/5 64/16 64/18 66/12 72/17 73/14 77/23 80/19 87/7 98/25 101/13 101/17 108/15 114/22 114/24 115/18 117/8 118/20 118/21 124/5 125/3 125/11 126/9 126/15 146/3 146/13 148/1 148/19 149/19 150/3 150/21 150/24 151/1 151/17 151/20 154/14 154/20 155/8 157/8 157/10 157/10 157/13 158/11 158/15 166/1 168/5 175/5 185/22 190/12 193/1 195/22 196/22 201/14 211/13 213/1 213/3 213/6 213/11 213/16 213/20 213/25 217/3 219/5 219/8 219/12 220/24 223/7 230/11 231/21 232/15 234/10 244/8 245/20 252/1 253/21 254/6 254/13 254/16 256/5 256/17 256/19 260/11 260/24
background [5] 25/8 166/8 180/8 180/9 199/16
backward [1] 75/23 backwards [1] 190/21 bag [13] 98/21 98/22 98/22 98/25 98/25 101/8 101/10 101/17 102/1 106/14 106/20 108/15 111/9 bailiff [11] 30/20 44/1 47/1 47/13 56/23 94/19 145/14 146/3 147/8 220/18 259/4
bait [8] 23/5 41/16 41/17 104/3 104/9 104/17 110/15 110/18 balance [4] 32/5 83/8 84/5 84/9
balancing [4] 22/9 37/23 37/25 102/22 baler [2] 151/20 206/21 baling [7] 151/19 151/24 151/25 155/10 155/12 155/18 155/20 ball [1] 63/15
bank [137] 10/12 24/16 27/8 27/15 28/9 28/10 28/12 28/15 29/16 31/14 32/16 42/20 48/14 48/23 49/10 50/17 51/13 54/25 55/5 55/5 55/19 55/20 55/24
bank... [114] 56/7
57/19 57/21 57/22 58/5 59/9 60/16 61/13 64/23 65/1 65/23 70/8 72/1 72/5 73/4 73/6 73/23 85/8 95/18 96/6 99/8 99/9 101/2 105/14 105/20 111/16 113/12 113/13 113/19 114/13 114/14 115/7 122/11 123/12 131/9 132/9 132/11 132/12 132/18 132/20 133/1 142/20 143/19 143/25 144/9 149/24 149/24 150/6 153/24 160/16 160/19 161/7 162/3 162/22 168/14 169/7 170/5 170/21 171/7 176/5 177/6 177/22 177/25 178/11 178/22 179/8 179/16 180/8 182/6 183/14 183/17 191/8 191/8 191/21 191/21 192/12 192/13 192/20 192/21 193/5 194/6 194/12 194/14 194/14 196/20 200/21 201/10 202/21 205/7 206/4 206/8 206/10 207/20 208/7 208/8 209/1 215/15 215/18 215/22 216/4 217/4 217/9 218/1 218/14 218/16 218/20 219/14 221/4 221/5 221/7 221/19 228/12 228/22 235/6
banker [6] 24/22 39/20 58/1 60/25 72/19 95/18
banking [11] 29/6
31/19 31/20 36/9 48/25 73/6 92/7 96/3 96/4 107/14 131/11
banks [2] 29/7 48/19
BARBARA [2] $1 / 17$ 133/20
BARR [18] 1/9 1/21 55/23 139/6 139/10 139/17 184/8 185/5 186/1 188/25 238/12 238/13 241/15 246/9 248/18 248/24 254/17 255/15
Barr's [1] 254/23
baseball [5] 63/3 63/17
64/24 70/19 121/19 based [4] 45/15 100/4 100/9 235/15
basically [14] 150/3
150/21 151/13 152/11 162/8 165/11 167/7 168/22 168/22 191/17 200/25 226/18 244/25 246/21
basing [1] 142/7
basis [1] 162/8
be [104] 7/7 7/8 17/16

18/10 21/13 24/16 30/19 34/2 38/8 39/4 40/17 41/22 44/25 46/21 50/1 50/1 50/8 52/14 53/11 53/17 53/17 54/10 54/23 56/19 58/8 61/6 64/23 66/5 68/20 68/25 69/15 70/16 70/17 71/1 73/14 73/15 77/4 80/23 81/6 86/20 90/18 93/14 94/16 100/5 104/11 111/11 111/23 112/10 117/24 118/21 123/22 134/1 140/4 145/12 148/11 153/7 157/25 161/20 166/8 167/2 169/19 169/23 171/3 173/11 175/11 175/13 178/18 184/3 185/2 186/10 187/2 187/17 188/5 188/10 191/25 192/7 194/18 197/14 197/23 199/6 201/24 204/22 226/3 226/23 227/4 227/5 227/6 227/11 227/13 236/20 238/12 239/24 240/13 243/4 246/16 247/23 249/3 250/22 258/9 259/22 260/11 260/20 260/24 261/3
bear [2] 23/14 144/8 because [72] 7/8 8/10 19/21 26/1 36/9 39/2 63/23 64/18 67/1 76/9 76/17 90/25 99/14 99/25 100/21 101/14 101/18 102/8 105/23 108/6 109/20 110/2 111/21 111/22 111/23 114/22 117/6 117/10 121/9 121/20 121/21 124/23 130/11 131/8 133/25 135/20 137/22 138/17 140/7 140/15 142/5 144/13 150/10 151/15 154/14 154/22 155/3 157/9 158/14 168/25 173/10 187/10 187/23 188/6 194/13 196/10 197/14 197/22 201/3 206/4 214/13 221/20 223/7 225/10 225/22 226/15 226/25 227/12 228/21 249/17 250/2 258/16
becomes [1] 197/10 becoming [3] 159/19 159/24 192/1 been [105] 8/12 9/20 11/3 11/21 19/25 20/2 20/10 22/21 28/14 30/25 31/15 31/16 31/20 33/8 35/20 35/23 36/10 37/19 39/2 42/20 45/22 47/20 48/22 48/25 49/4 49/22 49/24 51/2 55/3 57/3 58/12

65/3 65/21 67/21 71/7 72/6 81/16 82/23 83/3 87/23 94/25 96/2 96/5 106/16 111/15 112/24 113/25 115/1 115/7 116/23 117/17 119/16 124/23 125/15 128/8 131/11 132/23 133/24 144/24 145/1 148/4 148/24 150/7 154/8 154/24 158/5 159/4 159/16 160/11 165/2 167/2 168/9 169/22 173/4 179/5 181/19 183/7 187/18 189/20 191/2 198/6 198/11 203/4 203/7 203/24 204/7 207/3 208/12 208/23 210/14 210/22 211/22 217/2 218/3 231/3 234/24 236/4 236/19 243/13 244/16 247/5 251/11 257/22 259/18 261/5
beer [1] 149/15 before [31] 1/12 18/13 18/13 29/15 29/15 43/2 48/21 51/22 54/10 79/11 79/22 81/15 95/16 96/8 96/9 122/11 122/23 131/9 143/25 171/20 180/19 193/25 239/19 240/23 245/25 250/1 256/17 258/19 259/6 260/4 261/22 began [1] 221/23
beginning [3] 160/8 240/9 260/16
Begum [11] 66/5 71/5 71/6 71/11 71/12 71/19 85/2 85/5 92/3 98/15 105/7
behind [19] 17/4 33/18 33/18 36/20 60/12 60/12 98/8 145/3 150/22 150/22 151/23 155/18 164/10 165/11 166/12 166/13 166/17 174/7 181/13
being [23] 9/20 30/25 43/8 47/20 57/3 71/7 94/25 112/24 129/2 134/3 135/2 148/24 157/10 159/4 176/3 176/3 189/20 190/15 227/13 236/4 243/13 251/11 255/8
believe [28] 34/1 46/7 46/11 75/8 90/4 109/16 128/25 137/1 146/19 153/2 164/5 174/16 180/18 181/13 202/22 206/18 214/20 219/5 221/6 222/18 224/4 226/22 227/21 228/21 253/19 254/3 254/15 255/22
believed [5] 78/12
223/1 226/3 226/18

227/11
bell [2] 246/10 246/12
belongs [1] 217/15 below [3] 115/2 205/22 218/24
belt [2] 249/14 249/24
bench [6] 28/7 43/17
112/20 146/15 240/3 257/19
bend [1] 154/24
benefit [1] 141/25
best [4] 34/4 117/8 136/8 188/7
better [7] 37/15 90/20
146/21 163/12 164/23
165/9 227/7
between [10] 12/4
61/12 67/19 68/11 68/14 155/22 161/14 170/25 212/8 227/20
big [5] 13/17 78/17
137/23 151/20 260/8
bill [3] 104/19 164/12 164/14
bills [1] 110/18
bit [17] 37/15 38/12
74/3 81/17 84/16 97/2 98/6 129/18 134/4 134/23 140/20 153/16 154/7 163/11 178/5 213/3 217/3
black [46] 12/20 12/21 61/20 63/6 68/18 71/15 77/25 78/2 98/20 98/21 98/22 99/6 100/3
100/14 106/14 107/19 107/19 117/16 117/16 117/18 121/19 121/24 121/25 122/2 122/3 130/6 144/9 144/10 144/11 144/22 152/6 152/7 157/2 165/8 195/7 197/15 200/2 201/12 201/21 201/25 213/22 214/2 214/9 228/9 245/9 245/9 blanket [1] 260/4 blond [1] 144/11 blonde [1] 144/22 blood [3] 76/17 76/19 76/23
blue [15] 43/24 64/14 117/18 139/4 139/10 139/14 139/15 139/20 169/22 170/1 183/19 186/17 186/24 186/25 187/2
blurb [1] 199/15
body [18] 99/25 222/3 238/21 239/1 239/11 239/16 240/16 240/21 245/21 246/15 247/9 247/10 247/11 248/9 248/15 249/17 252/15 259/7
bomb [11] 98/24 101/7 101/9 101/17 106/22 110/5 110/7 111/6 111/9 111/10 111/11

Bone [4] 159/2 159/3 159/8 194/3
both [48] 9/23 12/16 17/11 21/6 26/10 31/3 33/22 34/8 35/5 35/5 47/23 48/1 48/2 68/17 68/22 68/22 69/17 71/10 80/9 95/3 113/2 120/17 122/4 128/14 132/10 132/16 146/19 149/2 152/17 159/7 182/21 182/23 185/15 187/12 189/22 198/13 198/16 198/24 201/15 201/18 213/6 213/16 213/17 214/11 225/18 243/16 251/14 259/25
bottom [13] 22/13 24/3 24/5 84/14 100/18 103/17 103/25 173/22 187/11 187/11 188/9 188/16 219/10 box [1] 23/22 boxes [1] 23/20 bracket [3] 237/22 237/25 238/5
branch [81] 10/12 11/13 11/16 11/19 12/9 12/12 12/20 16/25 18/15 19/19 24/2 29/7 29/23 31/23 42/20 49/8 49/13 50/12 50/14 51/23 51/24 52/6 52/20 53/7 53/11 53/18 54/8 54/24 58/9 58/14 59/13 59/24 60/14 60/15 60/18 62/21 65/11 66/4 67/3 69/13 69/20 72/7 72/22 73/10 78/16 78/16 81/18 81/22 95/19 95/23 96/6 96/9 96/10 96/11 96/13 97/3 97/4 97/11 97/13 97/20 97/22 114/2 114/9 114/10 114/12 114/25 115/9 115/25 116/20 137/17 138/14 142/20 142/25 143/10 144/7 144/9 177/22 195/2 202/18 202/19 217/5 branches [3] 29/8 51/13 96/22
branded [1] 98/22 break [8] 36/14 36/21 142/5 145/17 145/19 220/20 258/17 259/6
brevity [2] 242/3 256/2 brevity's [1] 259/19 brief [7] 26/22 41/22 47/2 47/5 56/10 122/16 208/21
briefly [12] 28/25 29/2
46/2 54/9 69/4 91/25 93/22 112/16 142/18 146/7 240/1 242/14 bring [7] 9/8 147/3 147/18 148/7 168/5 211/2 258/17
broad [1] 99/25

| $\mathbf{B}$ |
| :--- |
| brother [4] 248/19 |
| 254/15 254/23 255/8 |
| brought [2] 146/10 |
| 218/10 |
| BROWER [32] 1/19 2/6 |
| $2 / 112 / 132 / 153 / 53 / 10$ |

2/11 2/13 2/15 3/5 3/10 3/15 3/18 4/5 4/16 8/22 26/19 30/12 41/19 44/11 56/12 67/7 88/13 89/13 93/19 109/2 128/3 134/24 136/17 141/19 156/22 235/13 242/11 249/10 251/4 257/2
brown [3] 62/5 109/22 130/4
bubble [1] 209/22
build [2] 152/19 201/22
building [8] 61/12 80/8 80/13 88/8 97/5 124/11
155/11 155/23
buildings [2] 80/17 97/3
builds [2] 51/11 201/25
built [1] 99/25
bulletproof [1] 131/9
bullshit [1] 35/6
bureau [1] 190/16
burgundy [1] 117/19
business [11] 64/17
64/18 151/22 151/25
152/1 155/19 157/10
158/12 206/15 208/1
208/4
businesses [2] 114/12 206/7
busy [1] 78/21
but [113] 7/6 8/2 8/10 11/3 23/7 23/10 24/7 26/10 33/19 33/20 34/1 36/19 39/3 40/13 40/23 45/2 48/10 50/14 51/4 51/5 51/9 54/24 61/6 61/16 61/21 62/13 68/11 73/6 74/23 75/16 75/23 76/1 77/24 78/18 82/3 82/4 85/25 89/21 90/23 91/10 91/13 91/14 101/5 102/15 105/13 107/13 116/23 121/23 122/11 125/5 129/2 129/5 131/22 133/11 133/22 133/25 134/2 135/9 136/8 136/18 136/24 140/22 142/2 144/2 144/4 144/16 146/10 146/20 147/13 147/16 148/11 153/22 161/10 161/22 162/2 167/4 175/13 175/14 179/6 187/1 187/19 188/9 188/12 189/5 190/22 191/20 196/11 201/11 202/4 203/5 203/14 205/25 214/22 215/24 219/5 222/22 225/23 226/11

226/23 227/10 227/14 227/18 232/17 234/3 238/5 239/19 241/1 249/19 250/12 257/11 260/3 260/11 261/22 button [5] 43/24 240/15 240/22 240/24 241/2

C-18-335500-1 [1] 1/6 C-18-335500-2 [1] 1/6 cab [1] 63/3
cabinet [1] 32/10
calculate [1] 234/15 calendar [2] 60/9 258/14
California [1] 48/17 call [44] 9/16 10/20 17/14 17/17 17/25 18/2 19/1 19/5 25/20 25/25 30/22 47/17 53/12 54/20 54/23 54/23 56/24 66/10 66/13 66/13 66/16 71/3 94/21 112/13 116/18 117/5 122/25 123/17 124/3 148/20 159/1 165/23 169/1 169/6 175/9 189/16 191/17 191/18 191/20 192/2 200/23 201/11 236/1 243/10 called [35] 9/20 17/10 17/11 30/25 32/19 33/9 33/12 37/3 39/14 40/21 47/20 57/3 66/11 71/7 94/25 112/24 116/25 122/12 122/13 126/23 148/24 159/4 165/5 170/5 177/22 189/20 191/8 191/18 193/5 200/14 206/15 215/14 236/4 243/13 251/11 calling [1] 123/11 calls [12] 9/17 57/1 71/5 112/14 148/22 169/3 189/18 191/15 209/10 237/4 243/11 244/25
cam [7] 222/3 239/1 240/16 240/21 247/9 249/17 259/7
came [32] 12/9 12/12
12/19 15/4 19/19 33/21 33/24 34/1 40/12 42/4 61/5 61/13 66/13 73/13 78/15 78/23 79/9 79/13 79/16 86/11 98/20 106/14 106/17 106/19 108/13 128/9 128/19 128/23 130/12 132/17 132/21 216/4
camera [41] 24/4 24/6 39/25 41/7 54/14 106/6 164/17 174/7 211/15 211/16 211/17 211/25 212/2 212/7 212/11 212/12 212/13 213/4 213/5 213/6 213/15

213/16 213/18 214/2 214/7 214/8 214/14 238/21 238/23 239/11 239/16 240/25 241/4 245/21 246/15 247/10 247/11 248/9 248/15 252/15 252/16
Camera 5 [1] 213/16 Camera 5 now [1] 214/2 Camera 5 you [1] 212/13
Camera 7 [2] 213/5 213/18

## Camera 7 eventually

 [1] 213/6Camera 7 for [1] 214/7 cameras [4] 164/2 164/8 181/12 211/7 camp [1] 121/19 can [129] 9/25 10/10 11/16 11/22 12/23 13/17 20/11 22/2 27/18 32/22 32/23 32/24
36/18 39/4 39/7 39/22 39/24 40/12 40/25 43/19 43/21 48/21 49/9 50/2 50/3 51/4 52/18 59/2 59/6 59/7 60/1 60/6 60/7 60/8 60/15 60/21 65/14 65/16 65/18 66/3 70/3 71/14 71/25 73/18 74/2 74/19 76/9 77/24 81/20 82/1 90/10 95/5 97/10 98/6 101/6 103/12 103/14 104/19 105/22 108/3 108/11 113/10 114/9 114/18 116/9 116/11 117/9 119/13 121/17 127/16 129/9 133/3 137/23 138/20 139/1 142/10 145/2 146/6 149/9 153/13 154/3 154/6 154/7 154/10 162/2 162/9 163/11 164/23 165/4 165/15 165/19 166/24 166/24 167/21 168/24 169/16 171/9 173/15 174/21 175/3 176/7 178/8 185/14 187/19 190/7 192/21 196/8 196/13 197/7 197/17 209/16 210/1 212/18 212/19 213/3 213/14 214/17 217/3 217/8 219/18 222/9 224/5 233/2 239/25 240/5 244/2 247/9 260/14 261/16 can't [15] 82/1 82/12 85/24 88/25 89/18 89/21 110/4 117/10 143/3 154/20 188/6 253/24 260/10 260/19 260/23
cannot [2] 188/6 259/22
canvass [2] 206/3

206/6
canvassing [1] 206/20 cap [3] 63/15 63/17 64/24
capacity [8] 48/16 49/3 50/11 51/10 57/19
149/19 191/5 244/8
capture [1] 40/8
captured [1] 252/15
captures [1] 238/21
capturing [2] 162/22 163/23
car [14] 150/23 151/14
154/17 241/23 242/4 242/18 249/5 255/23 255/24 256/4 256/5 256/17 257/22 260/9 card [6] 165/17 165/18 166/8 183/1 184/15 184/20
cards [7] 167/20
167/21 168/2 168/3 177/2 178/22 185/2
Carr [5] 193/12 229/16 229/18 229/22 230/11
Carr's [1] 230/4
case [50] 1/6 15/3 17/14 27/16 30/19 46/22 47/6 47/6 47/8 47/9 55/22 56/20 65/20 71/2 89/24 91/3 93/25 94/17 112/10 145/12 145/20 145/20 145/22 145/23 158/24 162/8 162/8 166/1 184/6 184/8 193/8 194/5 196/18 217/24 220/11 220/11 220/13 220/14 221/19 227/4 227/5 235/23 243/4 250/23 258/9 258/20 258/21 258/23 258/24 262/7 cases [1] 226/19 cash [13] 10/25 12/10 13/13 13/21 20/16 21/24 23/8 25/7 25/10 25/13 25/17 32/3 117/13
Casino [1] 237/15 casually [1] 133/15 caught [1] 187/22 causes [2] 12/8 61/3 center [7] 49/14 151/21 153/17 155/7 206/11 209/21 237/15
Central [2] 244/15 244/23
certain [3] 50/25 91/10 196/25
certainly [1] 147/16
certified [1] 194/17
certify [1] 262/5
cetera [4] 114/12
118/16 156/14 248/23
chair [3] 134/9 148/2 181/25
chairs [12] 40/4 47/12 59/11 64/14 145/1
146/2 147/9 148/6

163/6 172/17 220/17 259/3
challenge [1] 93/10
change [1] 49/21
characteristic [1] 197/21
characteristics [1] 197/9
characterization [2] 117/25 118/2
characterized [1] 134/25
Charlie [1] 95/8
check [9] 126/24
179/18 182/2 182/12
209/11 214/17 221/23
225/2 248/15
checking [1] 60/6
Chelsey [3] 11/9 36/3 202/21
chest [1] 202/14
Chief [1] 1/18
children [1] 151/2
chocolate [1] 109/22
choose [1] 165/10
church [15] 80/15
80/15 80/16 82/7 88/10 97/4 97/14 97/16 114/15 114/18 115/2 115/5 121/11 124/8 217/9
chute [2] 212/8 214/6 circumstances [1] 32/16
citation [4] 242/1 242/7 248/24 256/14
citizen [1] 238/24 city [11] 7/19 155/25 156/2 196/18 198/3 205/6 206/13 207/8 207/25 208/4 209/3 civilians [1] 238/22 clarify [1] 229/5 CLARK [12] 1/2 7/1 10/16 31/24 72/12 95/21 149/12 149/13 191/9 196/2 200/15 201/25
clear [7] 21/23 44/25 106/12 139/19 141/9 166/7 261/3
clearer [1] 74/13
clearly [1] 63/7
Clerk [2] 204/2 230/25
click [1] 218/21
clicking [1] 211/11 clock [5] 49/17 133/21
134/1 134/1 134/2
close [11] 54/13 54/19
68/22 134/7 140/2
140/6 140/9 140/14
152/8 163/9 210/9
close-up [1] 163/9
closed [2] 146/23
147/17
closer [15] 53/1 64/12
140/7 140/12 163/17
166/4 171/22 172/25
174/4 175/23 176/10
closer... [4] 181/23 182/11 182/19 255/11
closest [1] 58/25 closing [1] 147/8 clothing [8] 39/17 100/19 100/21 100/24 111/24 197/6 213/8 218/16
cluster [2] 127/20 137/7
co [1] 215/25
codes [1] 116/6
coffee [5] 33/18 33/19
33/20 33/21 40/11
Coleman [9] 112/15
112/23 113/3 113/10
114/8 122/24 123/9
134/23 141/9
collar [3] 26/1 26/3 26/7
collared [2] 12/25 13/4
collars [1] 26/10
colleague [1] 77/4
collect [3] 162/9
162/20 165/14
collecting [1] 170/12
color [8] 142/7 142/14
142/14 169/25 174/22
197/6 222/24 245/3
colored [1] 62/6
colors [1] 169/17
combination [1] 152/16
come [26] 16/25 37/4 51/1 59/12 59/17 62/21 65/16 65/18 67/14
78/21 116/5 125/9 125/18 133/1 133/3 134/10 149/23 150/1 154/15 154/16 193/6 215/10 224/22 225/16 240/18 247/12
comes [8] 192/11 192/23 196/23 197/1 200/21 218/15 229/11 229/12
comfortable [3] 148/2 148/6 226/6 coming [10] 62/24 78/16 93/5 126/17 134/2 155/8 211/19 219/8 224/24 249/23 command [5] 236/15 236/21 244/13 244/15 244/23
commands [1] 27/25
commentaries [4] 47/8
145/22 220/13 258/23
commit [2] 196/1
196/25
committed [1] 124/7
common [1] 197/24
commotion [1] 64/21
communicate [2] 60/23 65/14
communicating [1] 69/9
communication [2] 28/10 65/11 communications [1] 66/15
complected [5] 130/2 130/5 130/6 136/14 142/12
complex [9] 151/23 208/6 209/24 210/4 211/8 211/18 211/18 212/3 212/5
complexion [1] 135/25 complexions [1] 129/20
complies [4] 11/17 11/24 161/3 170/20 comply [7] 27/24 34/12 42/14 42/16 43/5 94/3 94/5
computer [15] 59/10 65/17 73/13 73/15 75/12 78/21 86/17 86/18 87/8 87/9 105/24 115/16 116/6 257/23 260/9
concentrating [1] 99/14
concerned [2] 260/10 260/11
conclude [1] 219/25
conclusion [1] 220/1
condition [1] 163/23
conduct [3] 127/8 237/4 252/12
conducted [1] 216/17 Conference [5] 28/7 43/17 112/20 240/3 257/19
confirm [1] 246/16 confirmed [1] 248/23 confused [1] 101/19 confusion [1] 25/22 conjunction [2] 193/4 216/10
connect [1] 201/17 connected [3] 155/10 155/23 168/19
connection [2] 51/19 55/18
considering [1] 231/23
consisted [1] 27/18 consistent [6] 201/5 201/14 202/9 207/21 230/21 233/19
consuming [1] 214/22 contact [6] 42/4 150/1 210/16 217/17 217/18 217/20
contain [1] 185/15 contained [1] 192/20 contains [1] 185/18 contents [9] 169/10 169/13 169/14 178/21 179/1 183/24 184/4 186/6 186/11
continue [4] 64/15 125/25 135/19 228/10 continued [9] 3/1 3/2 4/1 4/2 5/1 5/2 6/1 6/2

62/12
continuing [3] 160/4 160/6 208/17
contribute [1] 166/24 contributes [1] 166/22 control [1] 105/23 controlled [2] 49/19 50/15
controlling [1] 251/3
convictions [2] 259/12 259/18
coordinated [1] 259/15 coordinator [5] 10/12
10/21 10/22 10/23 11/6
copies [2] 21/6 204/16 copy [4] 83/13 104/17 110/24 198/24
corner [10] 96/21
146/16 148/1 151/16
154/18 154/23 175/4
212/14 214/21 214/22
Coronado [4] 151/21
155/7 206/11 209/21 corporate [8] 17/10 17/11 48/13 48/22 49/3 49/5 50/4 50/10
correct [190] 8/18 8/20 8/21 9/1 9/4 10/15 12/2 12/3 20/24 20/25 22/8 22/11 22/20 26/8 26/9 26/23 26/24 27/1 27/2 27/5 32/9 33/13 34/17 36/17 38/3 38/15 39/9 39/10 39/12 40/9 40/19 41/7 41/8 41/24 41/25 42/2 42/3 42/5 44/16 44/17 44/19 44/20 44/23 44/24 45/1 45/17 46/6 46/13 49/17 54/4 54/7 56/6 56/9 57/24 58/20 59/25 62/22 63/17 66/17 68/13 68/15 68/16 90/24 91/4 91/7 91/10 99/5 110/6 110/8 111/25 122/14 128/15 130/14 130/18 130/20 131/1 131/6 131/16 139/16 149/21 149/25 152/1 152/4 152/25 153/25 154/2 155/4 155/17 156/1 156/11 156/17 156/19 158/3 162/19 162/21 166/10 167/11 167/23 172/6 173/5 173/7 173/7 175/22 176/14 176/25 177/11 179/14 180/11 180/21 181/10 183/6 185/24 186/4 186/18 186/19 188/25 189/1 189/4 189/6 195/17 197/19 198/1 198/23 199/18 200/1 200/6 202/6 202/20 203/9 203/17 203/23 204/15 204/18 205/9 205/24 206/14 206/23 207/15 207/24 208/20 209/2 209/25 210/5 000643

210/7 210/10 212/10 212/24 213/11 216/11 216/23 217/13 217/16 217/19 226/12 226/13 229/15 229/16 229/17 230/22 233/22 234/12 235/4 235/8 236/18 236/23 237/2 237/7 237/10 237/22 238/1 238/3 238/14 239/18 239/20 241/3 241/11 241/16 241/25 246/24 248/16 250/12 250/13 254/21 255/9 255/10 256/1 259/14 261/7 261/9 262/1
Correction [1] 66/12 correctly [2] 237/9 262/5
couches [1] 40/4 could [53] 8/1 18/17 19/6 45/19 46/13 52/2 66/24 78/5 79/18 81/6 90/18 91/13 91/14 92/14 117/12 117/17 117/20 121/9 121/10 121/10 131/20 134/12 136/9 136/24 141/10 141/10 158/1 166/22 167/2 167/5 167/9
170/18 175/10 177/19 179/2 191/13 198/12 200/9 204/9 210/14 211/5 215/2 219/9 226/20 226/22 227/4 227/12 227/24 227/25 230/7 231/18 255/12 255/12
could've [1] 134/17 couldn't [16] 45/19 68/25 70/16 70/17 76/1 119/21 124/15 124/16 131/25 136/18 161/22 166/23 227/5 227/14 260/17 261/1
counsel [10] 9/14 20/2 28/6 43/16 82/22 135/11 153/2 233/8 257/18 261/4 countdown [2] 19/20 19/20
counted [1] 82/18 counter [19] 14/1 14/3 14/18 25/17 75/3 78/20 78/23 78/24 86/3 106/24 108/19 140/8 164/10 175/3 179/18 181/24 182/2 182/3 182/12
counters [1] 181/14 countertop [1] 174/19 counting [1] 87/22
COUNTY [12] 1/2 7/1 10/16 31/24 72/12 95/21 149/12 149/13 191/9 196/2 200/15 201/25
couple [7] 54/13 85/4 90/21 91/2 107/25

115/8 181/20
course [1] 81/12 court [16] 1/2 1/12
1/23 9/11 9/14 43/22 47/16 138/24 139/20 148/10 148/19 215/24 220/24 242/3 256/2 258/14
Court's [20] 7/25 26/17 56/10 67/5 80/11 84/24 88/14 90/6 122/16
128/1 131/12 147/3 147/19 153/1 208/21 210/21 216/24 223/12 231/6 245/15
courtroom [9] 30/21 43/19 45/14 45/20 56/23 94/20 111/18 111/20 145/15 covering [3] 100/23 111/22 111/24 coworkers [1] 144/19 created [2] 169/2 223/25
Crepe [1] 150/22 crime [15] 55/5 159/14 159/16 159/19 160/11 160/19 192/15 192/20 192/23 193/18 194/1 194/2 196/25 200/20 238/22
crimes [1] 196/1
Criminal [1] 159/22 cross [39] 2/6 2/7 2/11 2/12 2/20 3/5 3/10 3/11 3/15 3/16 3/22 4/5 4/6 4/9 4/13 4/16 4/17 4/20 26/19 26/20 27/13 41/20 42/8 67/11 88/15 109/4 110/13 128/4 132/4 156/25 186/13 188/22 223/17 242/11 242/15 249/12 250/4 250/5 257/5
Cross-Examination [36] 2/6 2/7 2/11 $2 / 12$ 2/20 3/5 3/10 3/11 3/15 3/16 3/22 4/5 4/6 4/9 4/13 4/16 4/17 4/20 26/20 27/13 41/20 42/8 67/11 88/15 109/4 110/13 128/4 132/4 156/25 186/13 188/22 223/17 242/15 249/12 250/5 257/5
crying [3] 19/8 36/25 124/18
CSA [1] 159/25
CSAs [1] 200/24
Cuevas [3] 236/2 236/3 236/8
curious [1] 129/20 current [3] 32/2 48/12 190/10
currently [9] 31/13
56/7 95/19 149/10
159/13 190/11 236/14 251/22 251/24
cursor [2] 32/23 97/10
curves [1] 166/13 custody [1] 191/25 customer [21] 24/13 24/23 32/19 33/8 39/8 55/19 59/10 93/4 98/21 99/4 99/10 99/15 99/17 107/10 107/12 116/10 116/20 171/19 174/16 176/12 176/13
customers [14] 24/15 32/5 32/19 39/21 59/9 59/20 60/6 60/21 69/19 74/24 78/21 86/5 86/6 99/12
customers' [1] 58/7 cut [6] 40/5 188/7 256/3 259/20 259/21 260/18

## D

D-e-n-n-i-s [1] 189/24 DAMIEN [5] 1/8 44/6 55/23 184/8 185/4 Dan [2] 193/2 203/1 dark [30] 129/2 129/2 129/5 129/7 129/13 129/15 129/19 129/20 129/22 129/23 129/24 129/25 130/5 130/9 135/1 135/2 135/5 135/6 135/7 135/9 135/18 136/1 136/3 136/14 142/1 142/3 142/4 142/4 142/12 142/12
database [1] 165/20
databases [1] 221/23
date [16] 38/1 38/12 49/15 49/17 84/10 103/3 103/14 103/15 108/1 128/18 169/21 203/2 203/18 205/7 239/16 245/3
dawned [1] 187/22 day [36] 1/14 11/8 12/6 15/7 22/3 22/16 32/6 32/6 32/12 34/17 37/24 37/24 38/13 49/16 50/17 70/9 73/9 73/22 74/18 74/20 88/18 88/18 96/18 109/7 115/11 115/13 120/2 120/10 132/7 133/17 133/20 139/23 151/9 203/20 215/12 239/19
days [1] 51/4
dead [3] 151/18 154/20 155/1
dead-end [1] 155/1
deal [1] 137/23
dealing [1] 211/22
dealt [1] 209/10
DECEMBER [2] 1/13
7/1
DECEMBER 5 [1] 7/1 decided [1] 209/11 dedicated [2] 49/8 49/8
deduce [1] 224/12 DEFENDANT [4] 1/19 1/21 139/6 139/7 defendants [2] 1/10 9/13
defense [4] 198/6 203/24 258/3 261/4 definitely [5] 45/24 153/23 158/7 197/5 227/4
degree [2] 159/20 159/21
delicate [1] 167/3 demanded [1] 85/17 demands [1] 42/14 demeanor [1] 124/15 Dennis [4] 160/23 189/18 189/19 189/24 denomination [2] 110/18 164/12
Dental [1] 7/23
Department [9] 159/15 190/9 190/13 215/12 221/25 222/4 236/17 244/5 251/23
Department's [1] 160/2 depend [1] 166/25 depends [4] 162/8 166/25 167/1 226/21 depict [2] 52/6 58/18 depicted [7] 20/13 21/4 23/17 114/2 198/16 205/16 205/20
depicting [1] 125/22 depiction [2] 123/14 253/6
depicts [1] 257/11 deposit [6] 60/7 75/16 78/22 86/4 98/9 106/25 deposits [1] 32/4 DEPT [1] 1/7 deputy [2] 1/18 9/13 describe [66] 10/18 10/22 12/19 13/11 13/17 14/3 14/24 15/7 17/3 23/20 25/23 29/12 33/4 34/3 46/5 46/12 48/21 59/5 60/20 61/22 65/13 72/17 73/9 75/11 77/24 78/13 99/19 107/12 115/12 116/15 117/14 117/23 120/2 121/5 121/17 124/15 126/16 127/15 127/17 129/20 135/19 135/24 137/3 137/4 137/12 141/10 150/2 150/19 152/8 164/22 184/14 191/12 191/13 192/17 194/9 195/11 195/23 195/25 196/4 197/24 197/25 200/18 201/9 212/23 213/14 245/8 described [17] 20/19 24/9 25/20 26/8 26/15 100/14 125/1 130/12 133/5 136/19 144/17 153/20 166/11 195/13 205/19 213/8 213/23
describes [1] 199/15 describing [7] 46/8 127/21 129/1 136/13 169/5 205/15 228/13 description [23] 88/17 90/2 128/17 130/10 136/8 192/9 192/10 194/22 195/5 195/7 195/18 196/12 197/1 198/20 198/22 199/16 201/13 201/21 203/14 218/19 227/11 227/22 233/15
descriptions [5] 192/7 193/24 194/16 196/23 224/21
descriptors [2] 203/21 205/7
Desert [1] 7/23
desk [14] 32/10 58/25 60/23 65/9 97/24 116/5 116/16 118/22 118/24 127/3 127/3 140/15 140/16 174/18
desks [5] 53/13 54/18 54/24 58/25 60/13
despite [1] 144/21 destroy [1] 189/7 detail [5] 167/7 175/12 185/4 185/23 240/21
details [3] 29/22 30/2 196/11
detective [45] 163/3 170/8 189/18 190/7 190/9 190/16 191/3 191/18 195/24 196/23 198/11 199/13 200/12 201/5 204/7 204/12 205/5 207/9 208/15 208/23 211/2 213/3 213/15 215/10 215/20 216/3 216/8 217/3 218/8 218/22 221/3 222/2 222/8 222/13 222/13 228/20 229/5 230/11 231/21 234/10 235/20 251/24 252/3 252/9 258/5
detectives [10] 152/3 160/22 160/23 172/3 192/3 194/15 215/14 215/19 217/19 221/15 determine [4] 182/4 182/8 221/21 222/6 determined [4] 222/8 224/16 224/16 224/19 develop [1] 166/18 developed [1] 165/13 device [4] 23/1 104/14 104/16 165/19 diagram [2] 166/2 168/7
did [277]
didn't [54] 16/15 27/22 27/25 34/10 42/14 42/17 44/18 61/10 61/10 62/10 62/13 66/1 66/25 68/1 77/7 90/23 90/25 91/18 91/18 99/9 000644

100/21 101/14 101/20 101/20 110/7 117/4 117/6 117/13 122/10 130/25 135/4 139/22 139/23 143/1 146/23 147/9 147/16 147/18 148/9 152/9 152/9 161/21 161/24 189/6 193/22 200/5 202/12 214/12 225/23 226/1 226/9 242/19 246/20 250/10
difference [4] 130/7 187/2 197/23 227/12 different [28] 24/7 35/20 49/3 63/9 90/2 106/6 107/2 160/5 160/9 160/10 165/7 165/9 167/17 169/17 169/25 179/16 180/12 181/7 182/5 182/14 188/2 190/16 196/9 199/20 219/6 224/21 226/19 253/1
difficult [1] 92/23 direct [45] 2/5 2/10 2/17 2/19 3/4 3/9 3/14 3/21 4/4 4/8 4/12 4/15 4/19 10/6 12/6 31/9 31/22 48/6 57/13 68/2 71/17 95/13 96/16 113/8 114/20 135/14 149/7 159/11 160/15 170/4 190/5 205/14 209/7 215/6 218/24 220/25 223/19 230/6 233/10 236/12 236/24 237/5 243/25 251/20 252/11
directed [3] 25/14 213/15 222/16 directing [1] 119/10 direction [6] 67/2 82/11 102/3 207/22 210/13 214/14 directly [3] 59/22 119/18 209/21 disability [3] 254/8 254/11 254/25 disciplines [1] 160/10 discovered [1] 221/25 discovery [3] 20/3 82/23 247/6
discs [1] 260/1 discuss [17] 30/18 46/20 47/6 56/19 70/25 94/15 112/9 145/11 145/20 158/23 220/11 220/19 235/22 243/3 250/22 258/8 258/20 discussed [3] 175/16 247/22 261/6 discussing [2] 177/5 221/6
display [4] 237/17 237/21 237/23 246/23 displayed [4] 101/4 237/9 253/21 256/19 distinct [1] 223/3
distinctive [1] 212/16 distinctly [1] 109/18 district [4] $1 / 21 / 12$ 1/18 9/13
disturbs [1] 192/23
divide [1] 225/13
DL [1] 241/9
DMV [1] 8/6
DNA [1] 170/13 do [294] do-rag [3] 152/15 213/23 214/3
document [5] 38/25 162/11 162/17 170/11 181/8
documenting [1] 165/3 does [43] 23/13 34/24 39/21 41/17 51/1 52/8 58/18 62/16 89/16 96/21 104/7 105/20 106/24 115/24 118/19 122/24 141/4 143/10 143/12 157/15 166/19 168/23 187/6 191/15 196/15 197/20 199/22 205/6 212/9 217/11 219/19 219/20 225/20 228/4 228/4 228/11 228/18 234/10 238/2 240/20 241/22 246/10 246/12
doesn't [10] 40/8 51/3 108/7 118/21 142/11 208/25 226/15 237/23 237/25 247/12 doing [29] 19/19 25/6 25/12 25/16 40/22 57/16 58/7 64/19 68/24 73/1 73/12 73/15 75/6 76/9 87/2 87/4 88/2 90/22 108/17 114/1 115/13 200/22 206/3 214/23 216/7 219/17 221/19 248/4 248/6 Dollars [2] 22/5 22/6 Domain [13] 7/16 209/10 209/12 209/18 209/20 209/23 209/23 210/2 210/15 210/17 210/18 214/17 215/3 don't [98] 8/13 25/21 30/18 34/5 34/13 40/1 42/1 43/4 44/8 45/14 46/11 46/20 47/11 55/3 59/20 62/25 67/8 67/25 70/7 70/16 70/25 78/18 78/25 80/15 82/13 89/18 89/19 90/11 90/11 90/18 90/25 92/6 93/14 94/4 94/15 98/18 101/19 102/7 105/12 110/1 117/18 126/22 129/4 129/10 130/2 130/6 131/15 133/21 133/25 133/25 134/2 134/3 135/7 136/5 141/25 142/2 144/22 145/2 145/11 146/9 151/1 157/9 158/14
don't... [35] 158/23
165/19 165/22 175/15 177/16 178/10 178/20 187/3 187/5 187/15 187/19 187/19 196/7 196/10 197/18 220/14 220/16 221/22 226/5 227/16 228/21 232/12 232/17 233/24 234/11 235/6 237/24 242/9 250/11 255/22 256/2 257/10 258/8 259/1 260/10
done [23] 8/1 15/18 29/12 37/16 46/13 50/12 50/13 50/14 89/6 95/15 102/2 117/12 135/15 146/19 168/3 182/5 182/7 185/10 198/13 204/9 230/8 231/18 259/25
door [50] 36/20 41/10 53/2 53/6 54/14 58/17 58/17 58/19 58/19 58/24 59/8 59/17 61/13 63/1 77/14 79/13 87/23 87/25 93/5 102/4 102/6 104/23 120/21 120/23 120/24 121/1 121/7 121/16 122/6 122/7 125/18 133/3 133/4 134/10 137/17 144/13 157/23 164/19 164/21 165/1 166/4 167/8 167/13 171/11 176/24 208/4 218/13 218/18 225/2 225/7
doors [20] 17/9 47/13 53/7 53/14 59/6 62/23 65/2 66/7 66/8 66/23 146/3 168/1 171/16 175/18 176/4 179/12 182/17 182/20 220/18 259/4
dots [1] 201/17 double [6] 47/13 54/14 62/23 146/3 220/18 259/4
dove [1] 131/25
down [43] 22/1 22/12 35/1 36/15 40/6 60/14 60/15 60/22 64/13 75/13 82/18 84/14 84/14 84/17 92/20 92/21 92/23 100/2 102/8 104/11 110/22 115/2 116/5 119/9 119/16 128/9 128/11
128/13 128/14 128/16
128/16 140/7 148/3
150/24 151/13 154/14
154/15 165/14 205/22
211/8 214/23 226/25
261/15
Downtown [2] 236/15 236/21
DR [4] 168/21 169/2

169/5 177/12 draw [1] 168/6 drawer [37] 13/23 13/25 14/11 14/12 16/5 16/9 19/21 22/19 23/4 25/7 25/13 32/3 32/5 32/7 32/8 32/21 37/16 41/15 41/17 76/5 76/6 82/18 83/8 101/23 101/24 103/19 104/2 108/21 117/13 163/22 173/19 173/22 173/22 174/13 180/18 180/24 181/6
drawers [8] 33/23 34/8 35/6 40/18 173/9 174/5 174/9 181/9
dress [8] 62/1 63/9 91/14 117/19 118/15 126/22 144/11 144/23 dressed [30] 61/6 61/17 61/22 61/23 62/16 64/7 64/22 78/17 78/19 104/21 117/24 118/19 119/21 121/1 121/4 121/17 122/1 125/6 127/1 127/5 127/7 127/9 127/13 132/10 132/22 137/16 138/8 139/8 139/21 145/4
drive [6] 30/1 51/14 80/8 95/20 191/9 192/12
drive-up [1] $80 / 8$ driven [1] 221/9 driver [8] 218/13 219/23 220/2 241/5 241/12 241/15 255/17 256/15
driver's [6] 241/10 241/13 242/7 249/7 255/18 255/20
driving [5] 238/9 238/11 245/11 249/15 254/2
drop [1] 51/3
drops [1] 51/9
duly [13] 9/20 30/25
47/20 57/3 71/7 94/25
112/24 148/24 159/4
189/20 236/4 243/13
251/11
during [10] 38/19 47/5 49/5 66/21 66/21
145/19 149/22 220/10 220/20 244/17
dust [6] 164/25 165/4 166/9 175/7 176/14 182/8
duties [11] 10/18 10/22 32/1 48/18 55/18 58/5 115/13 192/25 216/9 237/3 244/23
duty [1] 65/25
DVR [5] 49/12 49/12 50/11 50/16 51/5
each [28] 20/13 23/20
47/7 50/12 50/14 50/17 50/17 54/5 65/14 69/12 145/21 161/25 169/1 169/2 169/20 184/11 184/17 184/21 184/22 184/22 185/4 185/8 186/1 186/2 220/12 233/16 255/4 258/21 earlier [4] 142/25 144/17 175/16 247/22 easier [2] 11/12 50/22 East [2] 7/12 7/12 Eastern [14] 10/14 31/24 149/11 149/24 153/17 170/6 170/22 177/6 200/15 201/10 202/18 208/7 208/25 213/10
easy [2] 71/24 72/2
eat [1] 258/17
echo [2] 95/8 95/9 edge [1] 141/1
edification [1] 191/14 education [3] 159/18 160/4 160/6
EDWARD [1] $1 / 21$ either [18] 42/5 49/4 64/11 64/13 70/3 126/1 131/18 136/6 137/7 147/18 165/8 165/9 174/23 176/22 193/21 194/14 219/22 241/12 elapsed [1] 67/19 electronic [1] 51/8 Eleven [1] 190/14 eliminating [1] 261/5 else [40] 12/22 13/5
30/19 35/23 45/7 46/21 47/7 56/19 59/15 66/20 69/19 69/24 70/21 71/1 74/18 78/3 79/11 93/19 94/10 94/16 112/4 112/10 120/22 145/12 145/21 148/14 152/7 157/6 160/21 162/14 189/10 192/23 200/21 202/9 205/19 220/12 243/4 250/22 258/9 258/21
email [2] 29/11 29/13 emotion [1] 36/7 emotional [2] 36/12 36/25
emotions [1] 102/9 employed [11] 10/11 31/13 57/18 113/11 149/10 158/1 159/13 190/8 236/14 244/3 251/22
employee [8] 39/19 76/11 133/2 163/13 164/5 164/11 180/5 180/12
employee's [5] 172/12 172/15 173/6 174/1 174/2
000645
employees [5] 28/11 54/24 157/17 157/20 180/8 empty [2] 173/20 174/14
end [15] 12/1 32/5
32/12 32/25 35/6 37/24 43/25 118/16 118/24 141/1 151/18 154/20 155/1 237/18 242/7
ended [3] 156/16 206/3 214/22
engaged [2] 59/21 64/19 enough [3] 157/7 158/5 175/13
enter [9] 12/12 12/14 53/7 58/17 58/17 59/9 99/8 99/9 133/1
entered [5] 137/18
137/23 137/24 137/25 228/22
entering [7] 67/20 68/11 69/13 142/20 143/13 143/25 144/2 entire [5] 185/11 192/19 209/24 210/3 211/22
entitled [1] 262/6 entrance [23] 52/23 53/1 53/2 53/11 53/14 54/19 54/25 58/16 58/23 59/9 61/11 85/6 133/2 133/2 144/18 162/24 164/16 164/19 171/12 171/18 175/18 176/4 182/20
entrance-exit [1] 182/20
entry [13] 54/14 85/16 126/18 137/15 138/14 142/25 143/10 167/25 171/16 176/24 179/10 179/13 182/17
entry-exit [2] 176/24
179/13
envelope [5] 105/12 177/5 183/1 186/20 188/14
envelopes [1] 186/21 equipment [1] 23/13 equipped [2] 23/4 23/9 Eric [1] 256/13
ESQ [4] $1 / 17$ 1/18 $1 / 19$ 1/21
essentially [1] 184/17 estimate [2] 226/7 226/15
estimated [1] 231/23 estimations [1] 227/6 et [4] 114/12 118/16 156/14 248/23
even [17] 27/22 27/25 29/7 35/22 42/14 42/17 94/4 115/16 116/3 117/13 130/25 166/2 196/23 222/21 232/2 232/10 260/19
evening [4] 258/13

258/19 259/5 262/3 event [10] 168/21 169/2 177/2 177/5 177/10 177/12 177/20 183/13 183/16 202/17 eventually [11] 66/10 118/13 118/19 210/13 212/13 213/6 218/14 218/18 219/4 219/5 228/10
ever [13] 19/14 82/14 93/12 93/14 102/10 104/19 110/1 111/6 126/20 126/21 182/4 221/24 245/25
every [10] 32/6 37/24 49/15 92/5 133/17 133/20 166/19 166/19 196/24 238/24
everybody [3] 71/14 146/3 158/14
everything [13] 13/23
14/14 72/21 72/24
76/17 88/25 98/10
120/4 120/5 175/15 192/1 196/10 249/2
evidence [11] 85/3 162/9 162/12 162/15 162/20 165/18 166/3 168/8 170/12 176/17 234/5
exact [2] 211/14 227/18
exactly [5] 34/13 43/4
45/21 151/21 227/16
examination [90] $2 / 5$
2/6 2/7 2/8 2/10 2/11 2/12 2/13 2/14 2/15 2/17 2/19 2/20 2/21 2/22 3/4 3/5 3/6 3/7 3/9 3/10 3/11 3/12 3/14 $3 / 153 / 163 / 173 / 18$ $3 / 193 / 213 / 224 / 44 / 5$ 4/6 4/8 4/9 4/10 4/12 4/13 4/15 4/16 4/17 4/19 4/20 10/6 26/20 27/13 29/3 31/9 41/20 42/8 44/13 45/12 46/3 48/6 57/13 67/11 69/5 70/1 71/17 88/15 92/1 93/23 95/13 109/4 110/13 111/4 113/8 128/4 132/4 134/21 141/23 142/22 149/7 156/25 159/11 169/23 186/13 188/22 190/5 220/25 223/17 229/3 236/12 242/15 243/25 249/12 250/5 251/20 257/5
examiner [1] 175/10 examiner's [1] 169/24 examiners [1] 187/5 example [3] 97/4
193/11 234/13
excuse [6] 84/16 143/4 199/23 208/10 209/3 258/19
excused [13] 30/20
excused... [12] 46/24
56/22 94/17 112/11
145/15 158/25 189/14 235/25 243/6 250/21 250/25 258/11
exemplars [4] 185/16 185/18 185/19 186/2
exercising [1] 211/16 exhibit [70] 7/7 7/11
9/6 17/20 17/22 18/11 18/23 21/14 23/16 32/22 37/20 38/9 52/15 52/19 54/10 55/16 64/5 82/23 83/4 83/24 97/21 97/22 102/19 103/11 105/12 105/13 106/2 106/3 123/7 123/23 123/24 153/8 162/25 163/8 163/11 163/19 164/1 164/9 164/15
166/4 167/12 167/24
168/10 169/9 169/14
173/17 173/18 175/17 176/15 177/4 178/19 179/1 184/4 185/14 185/15 185/18 185/21 186/11 199/7 204/23 207/4 207/12 208/13 218/6 240/4 240/6 247/24 248/12 253/14 259/7
Exhibit 10 [1] 163/11
Exhibit 103 [1] 106/2
Exhibit 107 [1] 52/19
Exhibit 11 [1] 163/19
Exhibit 13 [1] 164/1
Exhibit 15 [1] 164/9
Exhibit 159 [1] 7/11
Exhibit 18 [1] 164/15
Exhibit 21 [1] 167/12
Exhibit 22 [1] 167/24
Exhibit 24 [1] 207/4
Exhibit 25 [1] 17/20
Exhibit 33 [1] 32/22
Exhibit 342 [1] 185/18
Exhibit 343 [2] 185/15 185/21
Exhibit 346 [1] 177/4
Exhibit 350 [2] 168/10 169/9
Exhibit 354 [2] 82/23
83/4
Exhibit 355 [1] 102/19
Exhibit 359 [1] 259/7
Exhibit 40 [1] 173/17
Exhibit 41 [1] 173/18
Exhibit 49 [1] 176/15
Exhibit 50 [1] 175/17
Exhibit 56 [1] 37/20
Exhibit 6 [1] 162/25
Exhibit 8 [1] 163/8
exhibits [12] 4/22 5/2 6/2 7/6 20/4 52/2
170/17 170/17 189/6
198/12 203/25 204/8
Exhibits 107 [1] 52/2
Exhibits 30 [1] 170/17

Exhibits 351 [1] 198/12

## Exhibits 352 [2]

203/25 204/8
Exhibits 57 [1] 20/4 exit [8] 164/19 167/25 175/18 176/4 176/24 179/13 182/17 182/20
exiting [1] 218/23 exits [1] 218/19 experience [4] 19/11 36/10 92/3 236/23 explain [6] 60/15 76/22 117/11 165/4 169/16 211/5
explicitly [1] 45/2 express [4] 47/11 146/1 220/16 259/1 exterior [3] 52/20 52/21 164/16
extra [2] 62/5 260/1 extreme [1] 225/18 eye [3] 120/1 148/4 187/23
eyebrows [7] 109/17 109/18 109/19 109/23 109/24 110/1 110/1
eyes [4] 109/20 146/23 147/8 147/17

## F

F-r-a-n-k [1] 251/16 face [17] 94/23 109/21 109/22 110/2 111/22 111/24 112/22 121/22 125/2 125/8 126/2 127/16 131/20 137/1 137/5 195/15 211/18 faces [3] 211/18 212/3 215/3
facial [7] 27/6 139/22 139/23 139/25 152/9 202/16 202/16
fact [18] 16/17 68/17 78/15 94/6 117/25 118/10 151/4 157/5 191/19 193/14 195/12 196/18 199/15 201/15 206/20 232/17 235/6 261/11
factor [1] 227/12 factors [2] 166/24 167/3
fading [1] 223/6 fair [34] 16/6 21/6 24/19 63/10 66/18 74/5 83/13 92/11 92/22 93/6 93/16 114/25 116/19 117/12 118/1 118/8 121/14 123/14 127/12 136/9 136/21 138/4 138/10 156/18 157/25 198/24 200/4 201/19 201/24 202/5 204/16 227/6 230/21 246/23 fairly [7] 52/6 122/10 195/8 195/15 221/22 227/3 252/3
familiar [10] 51/23 97/2

123/2 153/17 153/22 155/14 155/24 161/1 207/9 211/4 fancy [1] 251/4 far [8] 74/2 84/5 116/20 118/24 135/24 154/8 168/24 168/24
fault [1] 77/24
favorite [1] 23/12 FBI [3] 193/2 193/4 203/1
features [2] 202/16 202/17
February [1] 236/20 Feedar [5] 148/22
148/23 149/3 149/9 153/13
feel [5] 178/10 198/14
221/21 226/5 231/18
feeling [1] 154/25
feet [1] 141/2
female [22] 61/17
61/22 61/23 62/16 64/7
99/22 117/21 118/19
121/1 121/4 125/6
128/12 128/13 131/19
137/16 138/8 139/8
197/23 245/9 246/7
246/12 254/3
few [12] 19/5 19/13
26/22 60/8 67/21 95/25
109/3 167/15 229/5
252/8 256/4 256/6
field [1] 160/4
figure [5] 109/25
157/12 157/12 191/23 225/6
file [1] 104/17
fill [5] 37/23 60/8 78/22 86/4 168/6
filled [1] 156/12
filling [1] 242/1
find [8] 16/16 56/3
80/19 102/24 130/13
162/18 165/5 178/6
findings [1] 56/4
fine [4] 57/16 141/22
142/15 252/21
finger [10] 166/12
167/4 184/10 184/17
184/21 184/22 184/22
185/15 185/25 186/1
fingerprint [5] 162/10
166/9 166/14 185/19
186/2
fingerprints [2] 166/15 170/13
fingers [3] 184/16
184/19 185/13
finish [1] 81/15
finished [1] 120/3
finishing [4] 75/12
86/8 93/6 93/8
first [128] 9/20 9/23
11/4 11/20 13/23 13/25
15/13 15/14 21/19
23/22 30/25 31/3 33/17
35/7 35/17 36/9 40/21
43/2 $43 / 747 / 2047 / 23$

49/2 52/1 53/6 57/3 57/6 58/19 58/25 59/6 59/16 59/16 61/13 61/15 64/2 64/10 64/22 66/16 68/4 71/7 71/10 71/11 73/12 74/7 77/23 78/16 94/25 95/3 97/11 112/24 113/2 118/5 120/14 125/9 128/11 137/24 138/3 138/6 144/14 144/15 145/3 148/24 149/2 154/19 154/22 155/1 157/2 159/4 159/7 160/15 169/19 170/10 172/1 176/13 177/16 177/20 177/21 178/6 185/20 189/2 189/5 189/7 189/20 189/23 189/24 191/13 191/14 192/18 192/25 193/10 193/20 194/10 201/3 201/13 202/9 202/13 202/15 202/17 203/5 205/10 212/2 213/18 215/17 215/18 215/19 215/20 215/21 216/15 216/18 221/14 223/20 232/18 232/19 236/4 236/7 236/8 238/13 239/4 240/16 240/23 243/13 243/16 246/2 246/3 249/17 250/2 251/11 251/14 251/15
fit [2] 60/7 197/18
five [5] 48/24 73/7 73/7 110/20 172/13
fixed [2] 249/2 249/3
flag [2] 150/10 157/11
flap [1] 188/13
flip [4] 52/17 161/1 161/24 190/22
flowing [1] 62/1
focus [4] 30/7 127/12 138/17 174/4
focused [6] 16/23 93/6 99/16 127/9 211/25 212/2
focusing [3] 93/4
127/4 127/5
fold [1] 98/25
folded [1] 101/13
follow [31] 2/8 2/13
28/24 29/3 30/12 30/14
30/20 44/9 44/11 44/13 45/5 45/6 46/1 46/16
47/1 47/12 56/23 94/19
145/14 146/2 151/14
157/7 158/6 192/4
196/8 220/17 235/17
258/1 258/2 258/4
259/3
follow-up [18] 2/8 2/13 28/24 29/3 30/12 30/14 44/9 44/11 44/13 45/5 45/6 46/1 46/16 192/4 235/17 258/1 258/2 258/4
followed [3] 64/23

158/8 222/2
following [3] 7/23
203/20 215/22
follows [13] 9/21 31/1 47/21 57/4 71/8 95/1 112/25 148/25 159/5 189/21 236/5 243/14 251/12
foot [20] 88/24 89/20
90/5 90/16 90/17 90/24 109/10 109/13 130/13 130/16 130/18 130/18 210/6 226/23 227/20 227/20 229/13 230/15 233/17 233/21
footage [10] 105/14 222/3 222/3 239/11 246/15 246/16 247/9 247/10 248/15 259/7
foreign [1] 126/4
forensic [2] 159/22 162/14
forgot [3] 77/23 107/13 253/5
form [4] 47/11 145/25 220/16 259/1
found [4] 35/19 104/19 106/3 206/7
foundation [1] 17/20
four [6] 41/7 96/7 116/8 252/6 252/8 260/6
foyer [3] 58/16 59/8 61/12
frame [13] 69/11 149/22 150/12 175/5 200/4 207/20 211/9 211/11 215/1 217/25 218/24 233/13 247/12
Frank [4] 251/9 251/9 251/10 251/15
frankly [1] 140/3
fraud [4] 48/13 49/5 190/17 190/24
free [2] 198/14 231/18
freely [4] 90/10 224/6 232/14 233/2
Freeze [1] 143/4
Fremont [4] 236/23
236/23 236/24 237/15
friction [1] 166/16
front [66] 11/15 14/4
52/21 52/21 52/23 53/1 54/19 58/8 58/14 59/2 59/20 60/13 62/19 64/11 71/21 73/17 73/17 73/18 77/12 77/13 79/12 86/11 91/17 97/9 98/23 99/15 100/22 102/4 102/6 104/23 105/12 105/17 106/15 109/16 114/8 121/7 133/1 133/3 133/4 134/10 154/3 163/6 164/16 171/7 171/11 173/20 174/13 179/8 194/19 202/14 209/13 209/16 211/17 212/4 213/22 217/7

| F | 130/10 134/3 134/7 | 160/1 160/16 167/3 | 4] $74 / 2174 / 21$ | 155/6 155/ |
| :---: | :---: | :---: | :---: | :---: |
|  | 140/2 142/6 152/9 | 179/6 179/7 | 74/21 74/25 75/1 79/14 | 18 |
| 237/19 237/19 237/20 | 157/8 158/10 171/21 | 184/21 190/12 193/19 | 94/22 94/24 95/4 95/7 | 191/13 193/21 |
| 237/21 238/5 238/18 | 176/18 179/2 184/7 | 194/20 198/12 204/9 | 119/7 119/9 119/14 | 195/7 196/12 20 |
| 241/12 254/10 254/22 | 184/10 185/3 185/22 | 209/8 211/13 213/1 | 119/15 119/18 120/9 | 201/3 203/4 203 |
|  | 191/8 191/17 191/18 | 213/3 213/11 213/25 | 120/14 120/15 120/16 | 206/5 206/10 207/2 |
| full [2] 81/9 81/11 | 192/2 192/3 192/3 | 214/16 216/5 217/11 | 120/18 124/14 124/18 | 210/9 213/17 213 |
| fully [1] 60/20 | 192/13 192/25 193 | 218/21 226/15 230/3 | 128/16 133/20 | 213/25 214/1 |
| funny [4] 75/18 | 3/6 193/20 193/23 | 237/4 239/3 239/8 | Grace's [2] 87/14 | 220/2 221/3 221/8 |
| 77/17 225/21 | 194/17 194/19 196/13 | 245/20 248/11 253/1 |  | 221/8 221/12 |
| further [25] 30/10 40/5 | 197/24 200/14 201/1 | 258/13 26 | grain [2] | 22 |
| 40/25 43/14 44/8 45/4 | 1/17 214/12 214/19 | goes [10] 40/5 80/14 | grand [11] 8/7 | 233/17 234/11 2 |
| 45/25 46/15 69/22 | 214/21 214/23 219/19 | 80/16 115/2 116/20 | 221/19 221/21 222/1 | 248/21 249/11 254/25 |
| 93/18 112/5 114/20 | 219/22 222/3 224/14 | 147/8 159/18 165/20 | 222/18 228/1 237/11 | 257/22 257/24 260 |
| 115/2 126/11 141/17 | 232/18 232/19 234/11 | 168/24 260/11 | 238/4 245/2 252/12 | 260/7 |
| 145/7 162/15 180/20 | 24 | going [88] | Gra | adn't [2] |
| 188/19 189/11 213/25 | 255/23 | 11/21 16/11 16/12 | 243/12 243/17 | hair [7] 62/4 62/4 78/19 |
| 228/10 235/12 249/9 | gets [7] | 22/21 31/22 32/22 | Green [1] 96/9 | 139/22 139/23 139/25 |
| 257/1 | 166/13 191/20 199/13 | 35 | greet [3] 39/21 | 228/5 |
| future [1] 162/12 | 21 | 51 | 59/18 | [7] |
| G |  |  |  |  |
|  | 130/23 184/14 195/23 | 85 |  | halfway [3] |
|  | 209/6 219/14 219/16 | 89/4 89/13 91/2 96/20 | Gremlins [1] | 100/2 100/2 |
|  | 253/1 253/3 | 97/17 97/19 100/2 | Gritton [1] 2 | hand [7] 27/6 |
|  | give [35] 13/2 | 102/18 10 | grouped [2] 68/20 | 167/9 175/4 184 |
| gates [1] 21 | 34/8 34/12 35/5 75/17 | 108/7 111/9 113/25 | 68/21 | 185/11 205/16 |
| gather [1] | 76/4 82/10 98/24 101/7 | 11 | guardin | handbag [1] |
|  | 101/9 101/16 | 125/11 125/14 135/14 | guess [10] | handicap [1] |
|  | 105/13 128/17 128/22 | 141/5 145/16 150/21 | 33/19 128/6 186/25 | handing [1] 25/ |
|  | 136/8 150/12 152/2 | 151/19 153/2 153/13 | 188/1 188/5 188/1 | handle [2] 165/1 166 |
| 76/5 76/7 77/11 79/10 | 172/25 175/5 184/7 | 153/16 155/12 160/15 | 225/9 226/2 | handled [2] 24/16 |
| 76/7 | 185/14 192/6 194/14 | 160/25 162/5 164/22 | gun [10] 16/17 | 191/25 |
| 101/24 103/1 103/19 | 196/11 196/11 225/9 | 167/6 170/4 170/11 | 76/4 77/18 79/2 | hands [1] 140/16 |
|  | 225/9 226/3 227/16 | 178/4 197/23 205/10 | 93/9 93/11 93/15 93/15 | handwriting [2] |
|  | 227/19 230/14 230/15 | 205/14 206/21 207/2 | guy [13] 78/17 78/18 | 15/15 |
| 198/20 220/1 223/24 | 24 | 20 | 79/21 | ndwr |
|  | given [18] 30/3 82/20 | 213/6 215/10 217/15 | 106/12 106/19 108/13 | 5/6 34/16 156/12 |
| 227/1 227/8 227/10 | 84/19 94/7 94/8 172/3 | 218/24 220/8 222/7 | 118/7 118/8 128/11 | handy [1] 177/19 |
| //4 242/6 249/1 | 194/11 198/20 200/23 | 223/14 233/10 236/24 | 137/24 137/25 | hanging [2] 41/4 |
| 256/14 | 201/2 224/11 226/18 | 238/12 249/18 252/11 | guys [5] 12/4 137/7 | 202/14 |
|  | 226/18 226/25 226/25 | 252/18 253/17 257/23 | 154/16 243/2 262/2 | happen [6] 17/3 29/9 |
| 1 |  |  | H | $77 /$ |
| genderwise [1] 63 | giving [10] 40/17 40/23 |  |  |  |
| general [6] 150/6 | giving [10] 40/17 40/23 75/16 87/3 88/17 | golf [2] 26/7 95/7 gone [5] 36/22 15 | 19/25 23/1 27/25 | happened [36] 12/7 13/11 14/7 14/10 15/7 |
| 171/21 194/21 201/21 | 75/16 87/3 88/17 | gone [5] 36/22 15 | 19/25 23/1 27/25 28/9 | 13/11 14/7 14/10 15/7 |
| 205/7 227/22 |  |  |  |  |
| generally [5] 23/18 | Gizmo [2] 195 | 12 60/1 63/22 128/6 | 36/10 36/22 39/20 | 35/16 36/5 36 |
| 73/21 184/25 191/16 | 199/23 | 144/18 192/1 220/4 | 40/11 42/17 42/20 | $36 / 13 \text { 38/13 45/15 61/3 }$ |
|  | glass [3] 1 | 26 | 43/4 44/21 51/12 55/23 | 65/20 75/11 76 |
|  | 1 | goodness [1] 113/19 | 56/5 62/21 63/13 65 | 104/25 117/2 120 |
| gentleman [13] 27/7 | glasses [6] 13/7 13/8 | got [32] 12/9 27/1 27/1 | 65/21 66/2 66/11 7 | 120/4 120/6 122 |
| 73/13 120/23 120/25 | 13/9 13/10 26/15 41/4 | 43/6 65/5 69/15 80/4 | 76/5 78/5 78/9 79/2 | 124/24 150/4 19 |
| 132/13 132/14 132/16 | gloves [1] 193/21 | 80/7 101/18 105/3 | 79/3 79/6 79/17 87 | 196/12 201/13 242 |
| 132/17 132/19 138/19 | go [78] 7/4 8/13 10/8 | 105/3 105/5 109/8 | 87/22 94/6 101/4 | happening [11] 19/22 |
| 4/14 | 14/21 15/17 20/11 | 114/4 115/9 115/15 | 103/16 106/22 110/22 | 32/16 34/9 39/8 40/10 |
|  | 34/22 41/12 41/13 4 | 126/20 127/6 132/20 | 111/9 115 | 43/3 64/20 76/1 |
|  | 48/4 48/8 54/13 59/5 | 132/20 137/12 146/25 | 118/5 118/15 119/16 | 108/11 108/12 256/8 |
| 16 220/8 23 | 61/7 64/4 64/5 64/8 | 150/3 151 | 119/16 120/4 120/6 | appens |
| 258/12 | 64/16 72/17 78/21 | 154/17 182/14 182/25 | 120/19 121/9 121/19 | 104/18 108/6 116/15 |
| geometry | 84/16 85/4 92/3 105/19 | 201/4 221/8 255/4 | 121/20 121/22 124/6 | 191/14 240/1 |
| get [68] 19/14 32/20 | 10 | 25 |  | 促py [1] 31/17 |
| 33/21 48/22 51/22 | 118/21 119/22 120/5 | Gotcha [1] | 129/4 129/13 131/9 | hard [5] 36/19 40/13 |
| 51/23 60/6 66/13 82 | 121/10 124/5 124/8 | gotten [1] 256/19 | 132/18 134/1 141/13 | 111/21 114/6 172/22 |
| 92/5 92/23 116/4 116/8 | 125/3 126/9 133/20 | grab [3] 75/23 87/1 |  | [1] |
| 7/8 118/20 119/21 | 134/11 135/14 136/7 | 215/10 | 150/9 150/14 151/19 | has [36] 26/7 49 |
| 122/23 124/14 124/16 | 144/14 145/16 151/1 | grabbed [1] 108/18 | 23 | 69/15 77/18 81/9 81/1 |
|  | 151/8 154/10 160/1 | Grabbing [1] 87/5 | 154/21 154/25 154/25 | 99/15 99/25 103/3 |

has... [27] 103/3 120/6 139/3 139/4 139/6 144/2 146/19 167/1 168/21 168/25 172/14 175/13 177/10 181/19 186/20 186/24 186/25 187/1 187/11 187/12 196/25 210/22 228/5 228/11 240/22 258/14 259/11
hat [23] 33/7 41/4 70/19 85/23 107/9 107/19 129/3 129/4 132/13 132/14 133/5 134/7 144/5 144/6 144/9 144/12 144/14 152/15 195/9 200/2 214/5 214/9 228/21
have [234] 7/7 8/1 8/10 8/12 8/13 8/17 9/22 14/25 20/20 21/1 22/25 23/7 26/10 28/2 28/8 28/23 31/2 31/15 32/3 32/5 35/23 41/17 43/18 44/8 45/22 46/13 47/22 48/15 48/22 48/25 49/8 49/18 49/18 49/19 49/21 50/1 50/9 51/7 55/19 55/20 56/7 56/15 57/5 57/21 57/22 58/5 59/20 60/1 65/16 66/15 67/8 67/21 71/9 71/13 71/25 73/4 75/8 75/18 76/17 76/19 76/23 78/22 81/7 86/4 87/3 88/25 89/17 89/22 93/9 94/4 94/7 94/8 94/12 95/2 96/2 96/5 98/24 101/7 101/9 101/16 102/5 104/2 104/4 104/12 104/18 105/12 111/6 111/11 113/1 113/13 114/4 114/8 116/8 116/23 117/12 117/13 117/17 121/21 127/20 129/9 129/11 130/2 130/6 132/22 133/2 133/15 133/21 133/24 133/25 133/25 134/2 134/12 134/18 135/18 136/5 136/22 137/8 139/22 139/23 141/20 141/25 142/2 144/24 145/1 145/8 148/10 149/1 154/3 154/8 154/24 156/23 157/9 158/4 158/5 158/8 159/6 159/16 160/12 161/21 164/8 164/22 165/19 168/3 168/23 172/6 174/20 177/16 177/19 178/4 178/7 179/5 186/21 187/15 187/15 187/18 188/19 189/22 190/13 191/2 192/22 194/15 194/18 195/18 196/6

196/7 196/8 196/18 197/15 200/5 203/6 203/7 203/10 203/14 209/16 209/22 210/9 210/14 210/16 211/13 212/3 212/23 213/21 214/16 214/17 215/2 216/21 217/7 219/7 222/15 224/4 224/11 226/14 227/15 227/16 228/20 228/25 231/3 232/4 234/10 234/24 235/6 235/13 236/6 236/19 237/18 237/19 237/20 237/21 237/22 238/23 239/5 241/9 241/13 242/9 243/15 244/6 244/18 245/2 245/25 246/15 246/20 248/7 250/14 251/6 251/13 255/20 256/2 256/25 257/14 257/20 259/18 261/5 261/22 262/5
haven't [1] 191/12 having [17] 9/20 19/24 30/25 47/20 57/3 71/7 81/7 94/25 112/24 118/16 148/24 159/4 189/20 207/9 236/4 243/13 251/11 he [169] 12/25 13/4 13/12 13/13 13/14 13/15 14/8 14/11 14/12 14/19 14/20 16/2 16/5 16/5 16/9 16/9 16/10 16/19 16/21 25/22 26/15 33/7 33/17 33/17 33/20 33/24 39/20 39/21 39/22 40/11 40/12 40/20 40/21 40/22 40/22 40/23 41/4 43/22 46/9 46/10 61/10 61/13 61/14 61/18 61/20 62/11 62/25 63/3 63/16 63/20 64/10 64/10 64/12 64/13 68/5 73/13 75/13 75/13 75/15 75/17 75/21 75/22 75/23 75/25 76/3 76/8 76/8 76/8 77/13 77/13 77/18 77/25 78/2 78/4 78/5 78/9 78/13 78/14 78/23 78/24 78/25 79/12 79/13 79/21 85/11 86/11 86/22 86/23 87/4 88/2 89/9 89/19 90/16 98/21 99/15 101/13 101/15 101/19 101/20 101/21 101/22 102/1 102/2 102/3 102/4 104/22 106/13 106/14 106/22 107/17 108/14 108/18 108/19 118/21 118/24 119/3 119/6 119/7 119/9 120/22 121/19 121/20 121/21 121/24 122/2 126/3 126/3

126/6 126/19 129/2 129/4 129/13 134/9 134/24 134/25 134/25 139/22 140/2 140/7 140/9 140/9 140/15 141/10 142/19 143/25 144/24 145/1 150/5 150/5 150/12 150/13 170/9 195/8 212/18 221/19 222/5 222/5 222/14 223/25 225/11 228/11 228/21 228/22 248/7 248/21 251/2 255/1 255/8 256/14 he's [15] 39/20 43/23 43/23 46/9 75/16 87/5 88/3 93/5 102/1 107/19 144/2 144/13 212/18 212/21 225/10 head [4] 125/1 151/16 152/14 218/17
headed [4] 151/16 151/17 151/21 207/22 heading [1] 155/1 hear [11] 19/6 71/14 100/7 123/15 191/19 240/17 240/18 241/1 253/24 255/7 255/12
heard [9] 18/25 19/3 64/21 79/20 105/2 124/6 124/13 250/1 260/8
hearing [10] 19/18 44/15 44/18 44/22 45/1 45/18 46/6 89/24 90/1 90/4
heat [1] 63/22
Heavy [1] 152/19
height [32] 12/23 90/2 92/10 92/22 197/6
224/15 224/16 224/17 224/19 224/20 224/23 225/1 225/6 225/7 226/3 226/4 226/7 226/20 226/25 227/2 227/3 227/18 229/22 230/7 231/4 231/14 231/22 232/2 232/10 232/24 233/15 234/11 heights [5] 224/9 224/12 224/21 227/8 234/20
held [3] 33/21 121/16 122/6
hello [5] 61/7 62/10 62/15 63/20 63/20 help [17] 15/20 34/20 39/22 53/19 58/7 100/9 116/11 117/9 171/9 171/10 171/10 172/18 179/6 196/14 196/14 231/14 232/22
helped [1] 107/22 helping [9] 24/13 24/23 33/8 74/24 99/4 99/10 107/10 107/12 107/13
helps [2] 100/11
167/20

Henderson [27] 10/16 31/24 58/10 72/12 72/13 95/20 96/14 149/12 149/13 159/14 170/6 190/9 190/13 191/9 196/19 198/3 198/25 200/12 200/15 202/2 205/6 215/12 221/15 238/16 241/17 246/12 254/4
her [22] 16/16 18/17 35/16 35/19 36/13 81/9 81/11 120/13 141/20 146/23 146/23 147/14 147/17 147/17 148/9 193/14 230/13 231/11 232/2 232/9 232/10 235/15
here [93] 12/8 22/1 28/8 29/22 32/25 34/13 34/19 35/18 36/19 36/20 38/2 38/17 39/7 40/2 40/4 43/18 43/23 44/22 52/23 54/11 54/21 54/25 58/22 59/4 60/4 60/13 60/22 61/3 62/19 62/25 64/13 70/8 79/22 85/5 86/2 89/8 89/9 98/1 98/7 98/15 106/9 115/6 116/18 118/25 119/15 119/17 119/25 120/14 125/18 126/6 126/10 128/8 129/21 130/7 135/1 137/3 137/23 138/24 141/15 142/2 144/16 152/12 154/13 154/14 154/14 154/15 154/15 154/16 154/16 154/18 154/24 154/24 154/25 155/6 155/7 155/7 155/8 155/9 155/10 155/22 156/16 158/11 158/13 163/16 172/23 204/12 208/15 209/21 214/5 219/13 235/6 239/16 251/2
here's [1] 84/10
hereby [1] 262/5
herself [1] 227/14
hesitated [1] 65/7
hey [6] 65/17 133/20 137/24 193/23 209/11 227/19
Hi [3] 133/19 133/19 133/19
hiding [1] 33/18 high [1] 76/20 higher [1] 114/20 highlighted [1] 129/9 highway [1] 237/17 hill [12] 80/9 80/14 80/23 82/5 82/6 97/17 97/19 115/4 121/10 121/13 217/12 217/15 him [69] 16/8 19/16 25/2 33/22 34/8 35/5 40/14 40/21 40/21 40/23 41/12 41/13

44/25 45/3 61/14 61/25 62/1 73/14 76/4 76/5 76/7 78/3 80/3 80/3 83/10 86/20 86/24 86/25 87/3 87/10 88/1 99/9 102/6 104/22 106/24 107/13 107/22 108/20 108/21 119/22 123/5 125/4 126/8 126/10 126/14 126/20 126/21 133/6 133/8 134/10 134/11 134/12 134/13 134/14 135/2 135/19 138/6 140/2 141/10 144/3 212/21 212/23 222/15 239/5 242/6 248/24 249/1 249/2 254/19
his [35] 34/1 35/13 40/15 63/3 63/14 78/6 78/9 88/3 98/25 102/1 107/13 108/15 108/15 109/21 121/20 121/22 121/22 123/2 125/1 125/2 125/8 126/2 136/17 137/13 137/16 140/7 140/16 141/14 195/15 202/14 228/22 248/18 251/4 255/8 256/12
Hispanic [5] 12/20 78/1 121/24 122/2 197/15
hit [7] 27/1 27/1 79/19 122/8 122/10 122/11 130/23
hitch [1] 223/6 hold [4] 51/4 51/4 130/13 187/25 holding [3] 87/25 120/23 120/25 Home [13] 7/20 151/20 151/25 152/1 155/13 156/4 206/15 206/21 206/22 207/25 208/3 208/16 209/4
homicide [5] 190/11 190/15 190/22 190/25 191/2
honest [1] 34/2
Honor [66] 7/6 9/1 9/17 15/10 18/6 18/20 20/6 21/15 26/18 28/4 28/25 29/2 30/11 30/15 45/6 56/11 56/15 56/25 67/6 69/23 70/22 71/4 81/12 82/24 83/20 83/25 88/12 91/23 94/11 109/1 112/14 122/18 123/19 128/2 134/20 139/5 141/18 145/7 148/15 148/21 149/4 153/9 156/21 158/20 189/17 198/8 199/9 204/3 204/20 205/1 208/9 221/1 222/11 223/13 229/7 229/25 233/1 233/7 235/12 239/5 239/22 247/25

Honor... [4] 249/9 250/16 257/16 259/14
HONORABLE [1] 1/12 hope [1] 41/22 hoping [2] 76/11 77/4 hot [2] 64/1 121/21 hour [1] 145/18 how [73] 10/10 13/17
17/3 19/18 19/24 22/2
29/11 31/13 31/15
40/11 40/21 48/22
48/25 57/15 57/17
57/21 60/17 61/22
67/19 72/17 73/4 78/18 82/1 82/20 90/25 92/11 92/15 93/1 96/2 96/5
102/24 103/1 113/11
113/13 113/16 126/14
129/20 134/7 135/24
137/3 137/4 137/10
140/6 148/5 149/9
150/1 152/8 156/16
158/8 159/13 159/16
160/12 165/5 166/25
168/19 190/8 190/13
191/2 191/15 191/15
195/2 211/4 214/11
224/14 227/16 230/11
236/14 236/19 244/2
244/6 245/5 251/22
252/5
however [2] 21/1 235/2
huge [1] 210/4
hugged [1] 36/14
HUGHES [38] 1/21 $2 / 7$
2/12 2/20 2/22 3/7 3/11
3/16 3/19 3/22 4/6 4/9
4/13 4/17 4/20 8/18
27/12 30/14 42/7 45/5
56/14 67/10 91/22
93/21 110/12 132/3
142/17 156/24 188/21
223/16 233/23 234/1
235/16 242/13 250/4
257/4 259/16 259/25
huh [28] 37/7 37/10
37/10 41/11 50/18 52/4
54/1 54/20 64/6 68/7
74/17 78/10 80/25 84/7
84/11 115/23 118/12
133/12 151/7 155/15
156/3 156/15 164/24
167/23 174/25 180/14
180/25 186/23
huh-uh [1] 37/10
hunched [1] 146/18
hundred [1] 261/19
hung [1] 126/6
hurry [4] 76/8 121/5
133/18 219/21
hurt [1] 91/6
hurting [1] 76/18
I
I'd [17] 26/18 67/6
83/19 88/12 128/2
153/4 154/15 156/20

161/10 199/2 204/19 211/13 223/13 224/4 228/20 247/15 260/11 I'II [40] 18/8 27/10 39/2 42/6 52/1 52/17 54/13 56/11 56/13 73/14 83/22 86/20 91/21 97/2 98/6 103/12 105/13 110/11 123/20 129/14 132/2 161/15 162/2 164/22 165/25 167/19 170/16 171/9 173/10 175/5 176/7 178/7 178/23 187/25 193/18 213/20 233/20 239/21 253/16 260/6
I'm [154] 10/12 10/24 10/25 11/2 11/3 11/11 11/21 15/13 15/19 20/10 22/8 22/21 27/11 31/14 31/22 32/22 34/5 34/12 39/1 40/13 40/22 41/22 45/9 51/22 52/1 54/9 57/16 58/1 58/21 59/20 62/23 71/20 72/6 73/14 75/15 76/22 80/18 80/19 81/5 81/6 81/14 81/16 82/22 83/3 85/2 85/3 85/7 87/3 89/4 89/21 91/2 92/16 96/20 102/8 102/18 103/22 105/11 106/5 106/18 107/13 109/11 109/25 111/19 113/25 114/6 115/18 118/4 122/17 125/4 125/5 125/11 125/14 129/14 129/20 130/10 135/13 136/4 138/23 139/11 140/21 140/25 141/5 142/8 142/10 142/19 143/4 147/1 151/15 153/13 153/16 154/14 155/12 155/16 157/11 159/14 160/15 160/25 162/11 164/22 165/2 165/3 167/5 169/21 170/4 174/23 175/19 178/4 187/20 187/21 188/1 188/9 190/9 190/11 192/5 195/23 198/11 199/19 204/2 204/7 205/10 205/14 207/2 207/6 208/9 208/23 209/16 212/17 212/20 213/24 214/9 214/11 217/2 218/24 222/7 222/22 223/14 224/18 226/5 230/3 231/17 232/8 233/3 233/3 233/10 236/24 239/25 249/18 250/2 252/11 252/18 253/1 255/11 255/12 260/10 I've [15] 31/16 31/20 36/10 49/4 85/16 110/1 124/23 131/11 146/22 147/23 148/1 148/3 174/20 250/1 261/18

ID [4] 49/20 255/14 255/18 255/20
idea [4] 63/22 130/10
187/18 257/24
identifiable [1] 197/8 identification [4] 44/6 54/9 100/10 122/19 identified [7] 44/25 139/6 141/14 165/21 218/15 254/3 254/16 identify [14] 43/19 44/18 45/2 45/19 45/23 70/3 117/20 138/20 139/1 196/14 214/17 238/9 238/15 239/5 identifying [2] 170/13 215/2
identities [2] 255/4 255/24
identity [3] 157/17 157/20 241/25 IDs [3] 255/4 255/23 256/3
if [162] 11/11 $15 / 3$ 15/10 20/6 22/8 24/15 26/5 27/22 27/25 29/6 34/19 35/23 39/22 41/15 42/14 42/17 45/22 52/2 52/3 53/24 58/8 59/2 59/15 59/20 60/1 60/22 64/7 64/25 65/15 65/15 65/25 66/24 70/18 71/21 71/22 73/17 77/17 78/18 81/5 82/24 85/22 94/4 97/9 99/22 103/14 104/14 104/17 104/19 105/22 108/7 111/11 114/20 114/25 115/1 116/10 119/11 119/12 120/22 121/3 124/11 126/4 126/10 129/9 129/11 131/25 134/1 134/9 134/15 135/8 135/15 138/13 141/9 141/10 142/19 147/7 147/10 148/11 150/9 150/9 151/11 154/7 158/4 161/1 161/1 164/23 165/13 167/1 167/4 167/8 170/18 170/18 171/10 172/22 173/3 175/12 178/9 185/14 187/17 190/22 191/24 192/8 193/20 193/21 193/21 193/21 193/22 194/9 195/25 196/6 196/7 197/5 197/15 197/22 198/8 198/12 200/8 202/23 204/3 204/8 206/1 209/6 209/12 211/5 213/3 213/3 213/16 214/12 214/17 219/9 219/16 221/17 221/24 222/21 225/10 228/10 229/2 229/7 229/25 230/3 230/7 231/18 232/5 232/9 232/10 000649

232/13 233/1 233/15 235/9 237/23 237/25 238/2 239/5 245/17 246/9 247/8 249/22 249/22 250/11 252/21 260/11 260/15 261/18 II [3] 58/1 60/25 95/18 IM [2] 65/21 79/25 image [6] 163/23 199/20 205/14 205/17 205/20 205/22 images [7] 161/6 170/16 178/11 194/19 201/4 202/12 205/11 IMed [2] 79/21 87/9 IMing [1] 65/10 immediate [2] 58/24 158/1
immediately [1] 62/18 immutable [2] 197/9 197/21
impound [2] 177/2 183/2
impression [1] 68/8 in [466]
inaudible [4] 17/8
105/18 177/14 230/25
INC [1] 1/24
incident [10] 88/19 90/21 90/23 109/7 168/17 168/20 193/3 216/14 228/19 233/8 incidents [1] 201/15 include [7] 185/12 196/15 199/22 203/21 224/3 224/9 225/18 including [3] 233/14 233/24 237/6
independent [4] 47/9 145/23 220/15 258/24 indicate [9] 14/22 36/18 39/4 39/4 85/22 228/12 230/11 242/6 248/18
indicated [25] 25/1 41/3 42/24 45/18 61/21 62/20 63/15 75/6 75/8 79/1 81/14 82/7 82/16 84/19 85/10 85/22 137/2 144/4 152/5 194/20 198/2 219/12 222/18 234/25 254/13 indicates [1] 38/1 individual [57] 33/4 33/6 35/11 35/12 35/21 35/22 36/4 41/1 46/5 46/8 46/13 61/20 62/12 62/17 63/5 63/6 63/13 63/18 63/18 64/4 64/7 64/8 64/12 64/22 64/23 67/13 67/16 68/4 70/11 70/13 70/18 75/7 77/12 77/25 90/5 91/9 92/18 92/20 92/21 99/8 99/19 100/5 100/20 104/21 110/16 111/8 111/15 111/18 111/20 117/4 120/19 135/1 143/12 143/19 184/15 254/6

254/7
individuals [13] 39/11 61/5 64/16 68/17 69/7 70/3 92/10 132/10 142/20 185/8 186/3 207/17 241/25
indulgence [18] 7/25
26/17 56/10 67/5 80/11 84/24 88/14 90/6
122/16 128/1 131/12
153/1 208/21 210/21 216/24 223/12 231/6 245/15
industry [7] 29/6 31/19 31/20 48/25 96/3 96/4 116/20
inform [3] 35/16 35/19 36/11
information [48] 30/3
30/3 55/20 69/16 82/10 122/14 152/2 156/9 166/1 168/6 170/13 172/2 192/6 193/20 193/25 194/25 195/21 196/10 196/11 200/8 201/1 203/11 203/15 203/18 204/17 205/7 206/20 214/21 214/24 215/3 221/15 221/17 223/9 223/10 223/24 223/25 224/2 224/12 224/14 227/8 231/4 233/24 234/4 241/25 248/16 255/24 256/19 257/24
infractions [1] 237/6 initial [8] 165/25
169/18 191/18 192/6 193/20 193/25 194/16 201/1
initially [3] 99/4 194/11 206/5
initials [3] 168/23
169/20 169/24
ink [1] 184/16
inserting [1] 234/3
inside [11] 53/6 53/18 54/14 97/20 97/22 101/18 105/20 171/14 176/5 179/15 192/21 installed [3] 49/12 49/13 50/9
instance [2] 20/23 23/10
instances [1] 234/18 instant [4] 65/21 79/24 80/2 87/10
instead [1] 142/7 instructed [3] 42/13 42/16 81/6
instructing [2] 32/20 33/22
instructions [2] 42/17 43/6
insurance [1] 255/24
intents [1] 203/7
interacting [1] 79/7
interaction [2] 193/10
238/24
interactions [1] 238/22 interior [1] 182/20 Internet [4] 47/10 145/24 220/15 258/25 interrupted [1] 192/5 interrupting [1] 105/23 intervene [1] 77/5 interview [5] 109/6 109/8 128/18 128/22 192/21
interviewed [3] 118/13 228/14 233/14
interviewing [1] 89/17
into [38] 12/19 22/2
51/22 53/7 53/25 59/12 60/16 85/3 85/8 98/20 119/11 126/18 132/17 134/11 138/14 144/8 150/1 151/22 151/24 154/16 155/8 155/9 158/13 159/18 167/3 168/8 171/22 200/21 210/8 211/19 214/20 219/16 221/8 226/15 232/20 234/3 253/3 257/23
investigated [2]
216/16 216/19
investigating [1] 55/4 investigation [8] 51/20 159/23 192/4 193/7 201/18 203/6 207/10 209/8
investigations [2] 48/19 49/5
investigator [2] 48/13 55/18
investigators [1] 50/10 involved [6] 28/21 66/21 163/7 172/9 220/2 255/5
involvement [1] 184/6 irritating [1] 116/23 is [525]
island [9] 60/5 61/8 68/20 68/21 68/23 68/24 69/8 98/7 98/9
isn't [4] 71/24 158/2 226/12 256/4
issue [5] 76/19 76/23
145/25 248/24 259/1
issues [1] 211/22 it [390]
it'Il [4] 80/23 97/10 240/13 260/24 it's [129] 9/24 14/5 17/13 21/23 24/6 24/18 33/18 33/18 34/23 36/19 39/2 40/13 45/15 47/24 49/12 49/13 49/13 49/16 49/17 50/3 50/10 50/14 50/14 50/16 50/16 50/16 50/21 50/21 51/5 51/7 51/8 57/7 58/10 58/16 58/16 60/14 65/14 68/6 71/11 72/20 73/16

74/15 81/24 91/14 92/5 92/23 95/15 98/1 98/21 98/22 100/25 101/19 104/9 104/12 104/16 104/19 105/23 107/16 108/2 111/21 111/21 113/24 114/6 114/19 114/22 114/22 114/24 115/1 117/8 118/4 118/6 118/7 118/8 124/24 128/6 132/9 132/16 145/17 153/3 155/22 155/23 156/2 157/15 157/15 159/8 160/7 162/8 165/2 165/16 166/7 166/11 166/11 168/19 168/25 169/22 171/20 172/22 175/6 175/13 178/7 182/7 184/20 197/24 198/19 204/13 206/11 208/8 208/12 210/4 213/4 213/16 219/12 219/21 223/7 225/21 227/15 227/19 235/11 237/5 238/12 240/20 240/21 247/14 256/3 256/5 256/13 258/12 260/16 260/18 its [15] 9/16 30/22 47/17 56/24 71/3 94/21 112/13 148/20 153/4 159/1 163/23 166/1 189/16 236/1 243/10 itself [1] 51/23 J
J-a-c-o-b [1] 149/3 jacket [8] 33/7 33/11 41/3 41/5 117/18 212/16 214/5 214/9 Jacob [3] 148/22 148/23 149/3
Janie [1] 262/10 JD [1] 1/24 jeans [3] 152/17 152/18 214/3
job [4] 32/2 72/18 160/3 162/17 Joe's [7] 149/11 149/14 150/22 151/2 154/13 157/16 206/17 jogging [1] 212/4 joint [1] 193/7 JUDGE [78] $1 / 128 / 13$ 9/4 17/19 18/8 21/9 21/12 27/10 30/13 30/23 31/8 38/5 42/6 44/12 45/4 46/15 48/5 52/13 55/13 56/13 67/9 69/25 81/5 83/22 88/14 89/1 90/9 91/21 93/20 94/22 103/9 110/11 112/5 112/16 123/20 129/6 131/12 132/2 140/17 141/6 146/6 153/6 156/23 161/9 161/18 169/11 171/1 178/16 178/20 178/23

186/8 186/12 188/20 189/11 199/4 204/24 207/6 212/17 222/7 223/14 232/13 235/10 235/15 236/2 236/11 239/25 240/7 242/12 247/22 249/25 251/19 257/3 258/3 259/24 261/9 261/17 261/22 262/1
judgment [5] 175/9 225/24 226/14 226/15 227/7
July [53] 11/6 11/18 18/3 20/16 21/7 21/24 23/1 31/23 32/15 34/5 51/16 55/9 61/1 72/14 73/9 74/11 83/9 95/23 96/16 97/24 113/16 115/8 116/13 149/19 149/22 150/15 156/9 160/15 161/6 168/17 169/6 170/4 170/22 177/8 177/23 183/17 191/5 192/12 194/10 194/24 196/19 198/2 198/25 199/16 200/11 204/14 215/1 215/2 215/6 215/11 216/5 229/11 229/12
jumping [1] 125/5 June [3] 252/1 252/11 253/7
juries [1] 14/24 juror [23] 28/5 28/9 28/9 30/4 30/16 43/15 43/18 43/18 46/18 56/16 70/23 94/12 112/7 145/8 146/10 146/12 158/21 189/12 235/18 242/24 250/17 257/17 257/20 jurors [23] 11/23 13/11 14/3 20/20 21/23 24/9 25/22 29/12 59/7 60/16 61/22 114/25 116/4 117/11 119/13 120/2 121/17 125/3 150/2 196/4 211/5 212/1 244/2
jury [52] 1/14 7/3 9/10 9/15 10/10 17/3 18/14 39/7 47/15 52/17 57/17 65/13 66/3 71/14 71/25 72/17 74/19 76/22 78/14 80/19 103/12 113/10 115/12 117/23 121/5 126/16 137/24 141/10 146/5 146/7 146/22 148/18 149/9 150/19 152/6 152/8 162/2 165/4 169/16 179/5 190/7 191/12 195/23 195/25 200/18 201/9 219/10 220/23 229/12 240/14 256/8 259/5
just [212] 8/1 8/12 14/1 14/25 16/2 16/4 22/7 000650

22/8 23/7 23/16 24/7 26/8 26/22 29/18 30/5 30/20 32/24 34/6 34/10 34/11 34/11 34/12 36/14 36/15 39/3 39/19 44/5 44/22 44/25 45/8 45/10 45/14 46/2 47/1 47/3 47/24 49/8 50/21 51/3 51/22 51/22 52/17 53/1 53/17 53/19 53/24 54/9 54/13 56/22 62/4 64/14 65/3 65/21 67/21 69/4 72/25 74/9 78/25 79/17 79/25 80/4 80/23 81/5 81/8 81/21 85/6 86/8 89/4 89/5 89/8 89/10 89/12 90/6 91/2 91/17 94/19 95/25 98/23 101/5 101/21 101/21 102/2 103/12 103/23 104/16 106/5 106/11 106/12 106/16 107/25 108/8 108/10 108/19 109/3 109/25 114/14 115/15 116/14 116/14 116/16 119/2 119/9 120/15 121/12 121/20 124/18 126/11 127/1 127/5 127/12 129/10 129/10 129/20 130/10 131/12 135/2 137/6 137/6 140/20 141/20 142/1 142/4 142/6 142/8 143/5 143/17 144/8 145/14 147/3 147/18 148/2 148/5 148/7 148/8 148/11 150/2 150/6 150/23 152/10 153/3 153/20 154/6 154/17 155/3 155/23 157/15 157/16 160/7 160/9 161/24 162/22 163/8 163/23 166/7 166/8 167/3 168/14 173/19 174/4 175/10 175/15 177/5 179/6 184/17 186/15 187/20 187/22 187/22 187/25 188/10 191/13 192/22 193/25 197/7 199/12 200/21 205/6 208/8 209/17 220/8 221/5 224/25 225/7 225/17 226/1 226/20 229/5 238/19 239/4 239/5 241/7 241/23 241/24 242/2 242/19 244/16 248/7 248/14 248/24 249/11 249/22 252/19 252/21 253/3 255/11 255/12 256/8 259/25 260/3 260/4 261/3 261/6
Justice [1] 159/22

## K

K-i-s-s-e-I [1] 48/3
Karl [1] 216/3
keep [6] 19/16 75/21

114/1 120/1 143/12 147/13
keeping [1] 148/4
KEITH [1] 1/19
Kenny [2] 9/8 147/22
kept [4] 19/18 71/25
75/22 75/25
key [1] 214/13
kick [2] 36/8 240/13
kicked [1] 241/7
kind [110] 8/13 20/19 24/18 30/7 34/10 34/11 36/7 36/8 36/14 36/18 36/23 40/5 40/13 43/3 51/23 53/24 54/13 58/18 59/3 60/10 62/5 62/11 62/11 62/12 64/7 64/11 64/13 64/16 65/6 65/6 65/7 65/10 66/6 69/8 71/25 72/25 73/12 73/20 74/2 75/9 78/4 78/13 81/1 85/16 97/2 97/10 99/2 100/23 105/23 106/5 107/25 114/6 114/9 114/23 115/1 115/13 116/14 116/19 118/16 119/10 120/2 125/5 125/14 126/22 136/24 137/22 138/11 147/9 148/2 148/3 154/10 155/20 156/4 157/11 171/18 171/21 172/12 172/18 174/4 174/21 175/4 175/5 175/13 175/13 190/23 191/14 192/22 193/6 193/10 194/20 195/9 197/9 197/17 199/12 199/15 200/8 202/14 203/6 203/21 209/17 209/24 210/1 216/10 225/2 227/22 234/3 236/21 238/19 239/3 254/8
kinds [2] 131/9 193/16 Kissel [4] 47/18 47/19 47/24 48/10
knew [5] 100/4 100/12 124/10 222/22 227/5 know [105] 29/7 34/10 35/1 35/23 36/7 36/9 41/15 45/15 55/4 60/16 64/15 65/15 65/18 67/25 70/16 71/22 71/24 74/12 76/18 78/18 78/25 80/6 80/15 81/6 81/7 81/14 82/4 82/18 90/11 90/18 90/25 92/6 92/13 97/14 99/22 101/19 102/7 102/24 104/11 104/14 108/7 109/20 109/22 113/10 115/21 116/15 117/18 122/11 126/22 127/20 129/4 129/4 130/11 130/25 131/24 136/17 137/7 137/10 137/10 145/2 146/22 147/13 150/5 150/6
know... [41] 151/14 152/9 157/9 157/17 157/20 158/10 158/14 167/21 168/19 170/18 187/2 187/5 187/15 187/19 193/22 193/23 196/22 197/16 197/17 197/22 201/24 209/19 212/1 214/12 215/1 226/21 227/3 227/16 227/18 230/24 233/6 239/8 247/9 247/13 249/19 252/19 252/22 255/2 257/21 260/10 261/18
knowing [2] 227/2 227/3
knowledge [1] 23/1 known [6] 136/22 150/24 151/17 184/7 184/10 185/7
Kristi [1] 11/10 L
lab [1] 170/2
label [2] 167/17 168/25
labels [1] 185/25
ladies [5] 9/15 23/13
145/16 220/8 258/12
lady [7] 78/17 78/18 85/9 94/23 112/22 139/4 147/24
lapse [2] 68/11 68/14 laptop [3] 50/9 260/20 260/24
large [1] 144/22
larger [1] 61/5
LAS [11] 7/1 48/17 49/10 51/13 96/11 160/2 221/25 222/4 236/16 244/4 251/23 last [29] 9/23 31/3 46/5 47/23 47/24 57/6 57/8 71/10 71/12 86/6 95/3 98/21 113/2 149/2 156/5 159/7 189/23 189/25 236/7 236/9 238/13 243/16 243/17 251/14 251/15 260/2 260/7 261/1 261/17 late [9] 115/15 116/15 116/17 132/7 133/11 133/22 133/24 134/4 258/16
latent [21] 164/21 165/6 165/17 166/20 167/10 167/25 168/2 168/13 169/23 175/2 175/8 175/11 176/13 176/18 176/18 178/22 182/9 182/25 183/11 187/5 193/24
latent's [1] 176/3
latents [1] 176/22
later [19] 50/24 61/11 81/7 90/21 104/11 104/19 108/7 126/20

145/4 151/9 170/2 175/10 183/2 183/4 183/22 187/7 194/17 222/14 234/24
laughing [1] 116/19 lay [3] 165/14 167/19 175/12
laying [1] 146/19 lead [6] 215/18 215/20 215/24 215/25 219/25 221/18
leading [3] 140/17 140/20 212/17 leads [2] 196/8 200/5 leans [1] 148/3 learn [5] 36/4 65/1
104/25 175/14 254/22 learned [3] 17/5 163/4 222/14
least [7] 7/10 73/22 156/7 201/17 202/8 206/1 207/21
leave [8] 16/9 68/1 69/20 117/6 121/4 166/20 167/6 167/9 leaving [4] 66/24 68/14 86/5 219/21
led [1] 159/24
left [35] 16/10 16/19 17/5 23/23 23/24 24/3 53/21 53/24 54/2 54/6 54/6 54/22 67/3 68/4 69/17 79/11 79/21 80/7 82/2 120/20 124/7 126/11 128/13 151/22 163/1 165/11 166/12 166/13 166/17 173/4 175/4 192/21 216/8 228/8 228/9
left-hand [1] 175/4 legal [1] 48/10 leggings [2] 117/18 118/16
leisurely [1] 121/5 length [1] 259/21 Leon [2] 193/2 203/1 Less [2] 67/22 67/24 let [44] 14/21 15/14 19/13 21/18 22/24 52/1 64/4 66/12 71/22 73/16 73/20 81/15 81/17 99/2 105/22 113/10 114/17 115/18 125/11 130/13 139/6 139/19 140/9 141/9 141/9 154/7 163/11 170/18 172/23 190/12 193/1 195/22 213/1 217/3 217/8 230/10 234/10 239/8 240/17 245/20 247/9 252/19 252/21 255/2 let's [16] 29/5 47/3 61/15 72/1 72/17 72/25 77/23 77/23 84/4 84/16 124/5 124/13 125/2 134/23 203/6 209/11 license [16] 237/8 237/18 237/19 237/21 237/23 237/24 241/10

241/13 242/7 246/21 246/23 248/7 249/7 255/18 255/21 256/22 lift [8] 164/20 164/21 165/15 165/24 175/3
175/15 176/3 178/22
lifted [2] 166/2 176/3 lifting [2] 165/3 175/19 lifts [7] 164/21 167/25 168/13 176/18 182/14 182/25 185/11
light [5] 129/22 130/2 130/5 130/6 136/5 light-complected [1] 130/6
light-skinned [1] 136/5 lighter [1] 62/6
lights [1] 253/24 like [124] 9/5 10/24 12/23 13/18 23/5 23/16 24/6 27/4 29/21 34/7 34/7 41/16 43/1 44/22 46/10 51/5 51/7 55/5 60/17 61/6 62/5 64/13 65/15 69/14 75/22 85/9 86/16 89/9 91/7 91/14 93/11 93/12 95/15 98/7 98/21 98/24 100/2 100/22 102/25 104/3 104/9 104/10 104/15 104/23 107/19 109/22 111/21 115/17 116/4 116/8 116/17 117/17 117/17 121/21 124/16 126/14 127/1 127/18 127/22 129/21 130/22 130/23 131/22 131/23 132/1 136/20 136/21 137/3 137/6 137/7 137/10 140/3 143/10 143/12 145/4 146/18 146/20 146/24 147/7 147/17 151/15 152/8 152/10 154/19 154/21 155/20 164/19 166/11 167/7 167/8 167/9 167/19 167/21 170/13 170/13 174/18 174/21 175/11 175/15 178/7 180/19 184/21 186/20 187/12 188/13 188/16 193/21 193/24 197/9 205/6 211/15 225/2 225/9 226/2 227/20 228/11 236/21 237/20 254/20 255/1 256/18 256/18 259/13 259/22 limited [2] 49/19 50/4 line [19] 11/1 32/18 33/9 39/11 39/22 53/18 54/17 54/20 54/21 58/8 60/12 65/9 117/9
118/20 134/11 135/14 144/24 145/1 145/3
lines [1] 166/13 lining [1] 24/15 link [1] 215/3
Lippisch [5] 216/3 216/8 222/2 222/8 000651
$222 / 13$
Lippisch's [1] 228/20 liquor [1] 149/15 listed [3] 201/11 201/12 233/17
listen [4] 47/8 145/22 220/13 258/22
listened [1] 260/6 listening [2] 241/19 259/16
little [29] 37/15 38/11 53/17 61/12 74/3 81/17 84/5 84/16 97/2 98/6 116/14 121/19 129/18 130/17 130/18 134/4 134/23 140/20 147/24 153/16 154/7 154/16 155/8 163/11 178/5 209/22 213/3 213/25 217/3
live [1] 50/16
lived [3] 69/12 214/13 232/9
living [2] 210/14 214/21
loading [1] 211/22
Ioan [3] 57/20 58/4 58/6
lobby [14] 24/2 53/12 53/18 54/17 60/6 67/16 85/6 102/4 102/6 104/23 108/23 125/9 125/14 144/10
locate [1] 200/22
located [12] 11/13 58/9 58/10 72/10 113/23 114/25 115/1 153/24 178/2 191/9 209/1 237/14
location [33] 28/12
28/15 29/21 30/8 33/5 49/18 50/12 50/14 51/24 52/7 53/8 59/15 67/1 80/5 80/13 96/18 114/11 157/6 160/19 164/4 166/1 168/6 170/17 170/22 171/11 177/22 180/24 199/16 207/21 210/9 216/22 229/16 231/9
locations [10] 8/14 8/14 145/25 164/20 167/15 167/21 174/23 180/13 208/25 258/25 lock [2] 66/7 66/23 locked [2] 17/9 66/9 $\log$ [3] 116/3 116/3 116/7
logging [4] 115/16 116/2 116/15 120/3 login [3] 49/18 49/20 50/8
long [36] 31/15 43/24 48/22 48/25 57/21 62/1 62/2 62/5 67/14 67/21 69/12 70/13 73/4 78/19 79/7 85/11 96/2 96/5 100/1 100/25 111/22 113/13 113/16 117/19

132/17 144/11 159/16 160/3 190/13 191/2 228/5 236/19 244/6 252/5 261/4 261/12 longer [1] 51/5 look [47] 11/11 15/18 20/11 24/15 25/21 34/23 52/1 52/2 55/22 65/16 65/18 73/17 84/4 89/5 109/20 109/23 110/2 129/10 129/10 135/14 135/16 143/5 143/10 143/12 146/21 146/22 170/18 172/25 178/4 178/8 178/8 182/4 182/8 187/17 198/13 198/14 204/9 204/10 224/4 228/11 228/20 230/8 231/18 231/19 232/9 234/4 260/2
looked [19] 34/6 46/10 61/6 62/11 65/6 66/23 109/21 110/1 117/17 118/5 133/8 136/20 136/21 137/6 152/10 154/19 154/21 257/7 261/18
looking [47] 15/6 15/20 23/21 35/16 39/24 52/18 58/13 58/14 58/22 58/23 74/12 78/25 85/5 86/10 126/3 126/11 144/19 144/21 162/15 168/14 170/12 173/3 175/8 192/8 197/16 197/22 199/12 203/7 204/12 205/5 206/4 207/14 208/15 211/25 212/1 212/21 217/24 218/8 219/13 227/23 229/21 231/13 232/22 233/13 245/17 245/20 246/16 looks [14] 23/16 24/6 46/10 85/9 86/16 91/14 107/19 124/13 147/7 164/19 175/11 178/7 205/5 211/15
loose [1] 188/16
loss [1] 49/4
lost [1] 238/20 lot [18] 111/24 157/15 158/10 158/11 158/13 166/24 167/3 179/5 192/19 201/24 206/3 206/8 207/14 207/18 209/10 209/20 226/23 226/24
loud [5] 89/5 89/10 108/3 108/8 129/10 loudly [1] 71/14 Louis [2] 7/12 7/12 love [3] 131/24 151/17 154/20
lunch [8] 145/17
145/19 150/3 150/21 151/8 151/9 258/17 258/17

M-a-n-n-y [1] 57/8 M-e-I-a-n-i-e [1] 10/1 ma'am [25] 26/22 27/15 28/8 30/17 42/10 43/11 56/18 81/8 88/17 89/4 93/25 110/15 112/8 112/21 129/9 132/6 134/18 140/10 142/24 143/10 145/10 186/15 188/24 243/5 258/10
Madame [2] 204/2 230/24
made [14] 18/2 29/14 74/13 81/11 123/17 126/18 149/23 152/23 157/6 203/6 217/19 219/2 259/19 261/5 magnetic [1] 165/8 mail [6] 194/17 212/8 212/13 213/7 213/18 214/6
main [5] 10/25 53/11 102/4 150/4 196/24 maintenance [2] 58/7 64/19
make [29] 11/12 62/13 98/9 101/5 104/16 106/12 125/3 139/19 141/9 147/16 165/11 166/7 171/6 175/9 175/10 191/22 200/21 210/16 217/8 217/17 217/18 222/21 222/25 234/7 234/14 260/1 260/3 261/19 261/21 makes [2] 50/21 147/8 making [5] 103/23
192/1 192/22 255/11 255/12
male [56] 16/2 16/19 16/20 17/5 19/16 25/1 25/18 25/20 25/21 33/7 61/16 61/21 62/15 62/21 62/24 63/7 63/8 91/10 99/22 100/5 100/12 107/15 107/16 107/17 120/20 124/25 124/25 125/5 125/7 126/1 128/12 129/2 130/12 131/19 137/13 137/16 144/9 144/10 157/2 195/7 197/15 197/15 197/15 197/16 197/23 200/2 201/12 201/13 201/21 201/25 213/22 213/22 214/2 218/20 245/9 246/9 males [12] 12/9 12/11 12/19 12/23 68/18 150/10 150/14 150/24 152/7 154/12 156/7 246/7
man [41] 61/6 61/11 75/13 91/13 117/24 118/15 118/19 119/21 121/1 121/4 121/16

121/16 121/17 122/1 126/22 127/1 127/4 127/5 127/7 127/8 127/9 127/13 127/16 133/5 134/7 136/16 138/4 138/8 139/7 139/7 139/20 139/20 141/13 141/14 143/13 143/23 144/1 144/4 144/5 144/6 144/22 manager [13] 11/1 16/25 18/15 19/3 20/20 25/8 35/16 36/2 36/11 54/24 149/15 150/6 202/21
Manny [12] 57/1 57/2 57/7 58/5 79/21 87/9 122/24 124/6 125/20 133/19 133/19 144/15 Manny's [2] 123/3 124/2
manually [1] 49/16 many [5] 158/8 160/12 195/2 221/22 245/5 map [14] 11/12 11/13 81/18 114/2 114/17 114/18 114/21 121/12 153/3 153/14 154/10 209/22 217/5 217/5 maps [3] 8/11 8/13 80/20
mark [1] 104/8 marked [14] 20/10 37/19 83/3 104/4 104/8 110/22 168/9 183/7 184/13 198/6 198/11 203/24 204/8 230/6 maroon [2] 222/1 245/3
maroonish [1] 218/10 Marquis [11] $8 / 7$
221/20 221/21 222/1 222/18 228/1 237/12 238/4 245/3 252/13 257/8
Mary [14] 66/5 66/11 74/21 74/25 75/1 79/14 87/12 94/22 94/24 95/4 95/6 107/5 109/6 124/14
match [5] 117/6 118/17 202/12 211/9 214/24 matched [3] 201/12 202/15 202/16 matches [2] 192/9 218/19 matter [5] 47/9 145/23 197/20 220/14 258/23 matters [1] 258/14 Matthew [4] 11/9 24/22 39/20 202/22 may [72] 10/3 15/10 15/11 18/21 20/6 20/7 21/16 30/19 35/23 46/21 47/17 56/19 56/24 57/10 71/1 71/3 82/24 84/1 88/25 89/1 89/2 89/17 90/9 90/10 94/16 94/21 95/11

112/10 112/13 112/16 129/6 129/11 129/17 144/24 145/1 145/12 148/20 149/4 149/5 153/10 159/1 187/14 187/15 189/16 190/3 198/8 198/9 199/10 204/3 204/4 205/2 224/6 224/6 229/2 229/7 229/25 232/5 232/13 232/14 233/1 235/9 236/1 236/10 239/5 243/4 243/10 243/23 244/9 248/1 250/22 251/18 258/9 May 3rd [1] 244/9 maybe [19] 26/6 79/1 82/12 82/12 87/17 110/4 118/1 121/21 127/18 137/2 152/16 187/5 196/14 200/9 210/8 214/13 215/25 226/5 233/23
me [121] 13/13 13/14 13/21 14/21 15/14 15/18 17/4 19/13 21/18 22/8 22/24 27/18 32/20 32/20 33/6 33/22 34/23 36/13 36/13 40/12 43/1 59/20 61/14 62/11 62/11 64/4 65/16 65/16 65/17 65/21 66/12 69/25 71/22 73/16 75/13 75/16 75/17 75/17 76/10 77/17 78/25 79/3 79/5 79/12 81/17 84/16 86/23 86/25 89/6 92/14 93/11 98/24 99/2 99/15 101/7 101/15 101/16 101/20 101/20 101/21 105/3 105/7 105/12 105/23 106/15 108/14 108/14 108/16 114/17 115/18 116/15 116/16 120/16 123/10 125/11 130/13 130/19 132/21 135/16 139/19 140/9 141/9 141/9 143/4 143/17 144/8 147/11 150/10 154/7 157/11 157/15 158/16 163/11 170/18 171/10 172/23 177/13 178/9 190/12 193/1 195/22 198/14 199/23 204/10 208/10 209/3 213/1 213/11 217/3 217/8 230/8 230/10 231/19 234/10 239/8 244/16 244/19 245/20 252/19 252/22 260/8 mean [32] 13/8 29/5 61/23 67/3 68/21 73/21 78/13 78/20 93/11 100/11 105/4 109/25 117/11 125/4 136/4 137/17 137/22 137/25 140/5 142/3 142/4 $147 / 5147 / 9153 / 20$
000652 000652

157/8 162/6 162/6
169/17 187/6 187/14
187/22 261/14
meaning [1] $82 / 18$ means [3] 72/19
161/23 233/5
meantime [1] 79/17 measurement [2] 92/22 92/24 measurements [3] 141/6 234/14 234/15 media [11] 196/1 196/9 196/13 198/20 199/13 199/20 200/8 203/19 204/13 205/23 229/6 medium [5] 47/10
136/5 145/24 220/16 258/25
meet [1] 184/10 Meghan [4] 159/2 159/3 159/8 194/3 Mel [9] 10/8 18/25 20/10 22/2 22/8 22/24 23/18 24/23 29/5
Melanie [13] 9/18 9/19 9/24 10/8 11/15 15/13
15/21 17/24 18/14 36/1 36/5 202/24 232/1
Melanie's [1] 232/2
members [13] 10/10
21/23 113/10 115/12 149/9 150/19 152/6 190/7 191/12 195/23 195/25 200/18 219/9 membership [1] 259/12
memory [2] 15/20 51/9 men [4] 24/8 24/9 121/13 136/14 mention [2] 90/11 228/13
mentioned [8] 40/11
43/2 109/15 110/15 150/5 164/25 223/19 225/21
Mercury [4] 8/7 222/18 245/2 252/12 message [5] 65/17 65/21 79/24 80/2 87/10
met [1] 200/24
Method [1] 237/17
Metro [4] 222/4 222/4 244/6 244/17
Metropolitan [5] 221/25 222/4 236/17 244/4 251/23
Metropolitan's [1] 160/2 microphone [1] 71/15 middle [7] 60/6 61/8 68/23 68/24 98/8 100/18 114/3 midway [1] 154/25 might [13] 11/12 57/1 67/21 77/4 116/23 121/21 136/22 154/8 162/10 175/11 185/2 227/21 234/24
mind [4] 69/12 133/24

138/10 206/1
mine [2] 159/22 168/25 minute [5] 67/22 75/9 129/14 144/8 256/3 minutes [3] 47/4 220/9 261/12
misread [1] 130/17 missed [1] 261/22
missing [1] 102/25
misspelling [1] 101/19
misspoke [1] 139/11
mixed [1] 102/8
mixture [1] 62/6
mode [1] 34/11
model [1] 222/25
modify [1] 49/21
moles [5] 127/18
127/19 127/20 137/7 137/7
mom [1] 131/24 moment [3] 43/8 65/7 142/1
moments [1] 67/21 Mones [6] 66/5 66/11 94/22 94/24 95/4 95/8 money [57] 13/24 14/17 16/8 19/18 19/25 20/23 22/2 22/2 22/9 22/25 23/5 32/21 33/22 34/8 35/5 40/17 40/24 41/16 75/5 75/17 76/4 76/7 77/11 77/13 79/10 82/16 82/17 85/17 87/3 87/3 87/5 87/22 88/2 91/19 94/7 94/8 98/24 101/7 101/9 101/16 101/21 101/23 101/24 102/24 103/1 104/3 104/4 104/8 104/9 104/15 104/17 104/22 108/18 108/20 110/15 110/18 181/9 monitor [1] 143/7 mono [1] 95/9 months [4] 90/21 95/25 113/15 252/8 more [20] 49/7 60/20 112/3 116/8 119/19 120/18 143/15 154/8 167/6 167/9 167/25 171/22 176/3 187/18 205/16 211/3 211/3 241/23 242/9 256/6 morning [14] 7/5 12/7 12/8 31/11 31/12 47/2 57/15 96/17 98/14 98/19 105/1 107/23 115/12 144/18 most [1] 39/21 motion [3] 219/3 219/5 219/13
mounted [2] 164/17 252/16
mouse [20] 11/15
11/22 32/23 32/24
36/18 59/2 59/3 59/6
73/18 73/18 73/20
81/20 97/9 105/22 114/8 119/12 154/3
mouse... [3] 209/16 210/1 217/7
move [31] 18/5 21/9 32/24 38/4 39/2 52/9 53/25 55/11 83/19 90/10 91/2 103/6 123/18 153/4 161/15 169/9 170/24 178/14 183/24 186/5 190/23 190/24 199/2 204/19 209/17 224/6 232/14 233/2 239/21 247/15 253/9
moved [3] 146/25 178/21 190/25
moves [2] 167/5 167/9 movie [1] 253/3 moving [3] 12/1 205/22 234/14
Mr [33] 2/6 2/7 2/10 2/11 2/12 2/13 2/14 2/15 2/17 2/20 2/22 3/5 3/7 3/9 3/10 3/11 3/12 3/15 3/16 3/18 3/19 3/22 4/4 4/5 4/6 4/9 4/12 4/13 4/16 4/17 4/19 4/20 27/11
Mr. [70] 8/18 8/22 22/24 26/19 27/12 30/12 30/14 31/7 41/19 42/7 44/11 44/18 45/5 48/4 56/12 56/14 57/15 58/19 61/4 67/7 67/10 69/7 88/13 89/13 91/22 93/19 93/21 109/2 110/12 128/3 132/3 134/24 136/17 139/10 139/10 139/13 139/17 141/19 142/17 142/19 146/11 148/8 149/9 153/13 156/22 156/24 188/21 188/25 189/10 211/2 215/7 223/16 227/25 233/23 234/1 235/13 235/16 242/11 242/13 248/18 248/24 249/10 250/4 251/4 251/18 257/2 257/4 258/1 259/16 259/25
Mr. Barr [5] 139/10 139/17 188/25 248/18 248/24
Mr. Brower [21] 8/22 26/19 30/12 41/19 44/11 56/12 67/7 88/13 89/13 93/19 109/2 128/3 134/24 136/17 141/19 156/22 235/13 242/11 249/10 251/4 257/2
Mr. Feedar [2] 149/9 153/13
Mr. Hughes [23] 8/18 27/12 30/14 42/7 45/5 56/14 67/10 91/22 93/21 110/12 132/3 142/17 156/24 188/21

223/16 233/23 234/1 235/16 242/13 250/4 257/4 259/16 259/25 Mr. Phillips [3] 44/18 139/10 139/13
Mr. Saenz [4] 57/15 58/19 61/4 69/7 Mr. Scow [11] 22/24 31/7 48/4 142/19 148/8 189/10 211/2 215/7 227/25 251/18 258/1 Mr. Scow's [1] 146/11 Ms [13] 2/5 2/8 2/19 2/21 3/4 3/6 3/14 3/17 3/21 4/8 4/10 4/15 10/4 Ms. [25] 28/23 57/11 70/21 71/19 81/9 81/10 85/2 85/5 92/3 94/10 113/6 113/10 114/8 122/24 123/9 134/19 134/23 140/24 141/9 145/6 220/4 229/18 229/22 230/11 232/8 Ms. Begum [4] 71/19 85/2 85/5 92/3
Ms. Carr [3] 229/18 229/22 230/11

## Ms. Coleman [6]

113/10 114/8 122/24 123/9 134/23 141/9
Ms. Schifalacqua [11] 28/23 57/11 70/21 81/9 81/10 94/10 113/6 134/19 140/24 145/6 220/4
Ms. Terada's [1] 232/8 much [9] 10/25 19/18 19/25 22/2 67/19 82/20 102/24 103/1 237/5
multicolored [1] 62/2 multiple [2] 222/1 233/14
mumbled [1] 40/22 music [1] 241/19 must [4] 132/22 133/24 226/14 258/19
my [113] $12 / 10$ 13/13 13/23 14/11 23/25 24/6 25/7 25/13 32/3 32/5 32/19 32/21 32/25 33/17 33/20 33/21 35/15 35/16 35/18 35/19 36/7 36/9 36/11 36/12 37/23 40/12 41/17 43/7 50/3 57/7 59/10 62/14 64/18 65/8 73/11 73/14 76/6 76/9 77/24 78/21 78/23 79/14 80/19 81/15 86/6 86/11 86/18 87/3 93/8 98/10 98/20 98/21 98/23 101/23 102/22 103/15 104/1 106/14 106/15 108/13 108/19 113/3 113/18 113/19 115/16 115/17 116/5 116/6 116/16 118/21 119/14 119/15 119/15 127/3 128/13 132/20

132/23 133/20 134/11 139/4 139/4 140/15 142/14 142/14 150/23 151/14 151/16 152/14 154/17 164/20 164/20 164/21 165/25 167/4 168/13 168/25 169/20 169/20 174/22 183/11 187/22 188/1 188/5 221/18 222/16 225/22 238/20 247/10 249/23 257/25 259/25 260/7 260/9
myself [3] 182/7
195/24 259/16

## N

N-a-k-a [1] 243/20
N-u-r [1] 71/12 name [41] 9/23 31/3
35/25 38/1 38/12 47/23
47/25 48/10 57/6 57/7
57/8 71/10 71/11 71/12 95/3 103/3 103/14
103/15 107/13 113/2
113/3 149/2 159/7
168/23 172/6 189/23
189/24 189/25 236/7
236/8 236/9 238/13
238/13 243/16 243/17
246/12 251/14 251/15
251/15 256/12 260/16
named [1] 246/9
names [1] 214/24
narrow [3] 197/17
197/17 222/9
narrowed [2] 225/23 261/14
nature [1] 26/3
navigate [1] 211/4
near [2] 23/25 24/6
nearby [1] 114/15 nearly [1] 57/23
necessarily [1] 215/24 neck [14] 63/4 63/14 63/21 78/6 78/9 121/20 121/22 125/2 125/8 136/17 137/13 137/17 141/14 228/22
need [19] 50/5 50/9 58/8 71/21 71/22 90/6 108/8 131/12 159/20 162/10 171/9 193/23 194/1 213/11 237/23 237/24 237/25 258/18 259/6
needed [4] 23/16 72/22 72/23 249/3
neither [2] 56/5 261/4
nervous [5] 71/19
71/20 81/14 124/19 124/20
network [1] 49/16
NEVADA [16] $1 / 21 / 5$
7/1 10/16 31/24 58/11 72/12 95/20 149/12 149/13 170/6 191/10 200/16 255/18 255/18 255/20
never [15] 26/23 27/1 27/3 41/24 44/25 91/3 91/6 110/5 110/8 119/4 121/23 124/23 130/20 130/22 250/1
new [10] 51/8 57/20
58/6 114/11 114/13
122/10 125/10 125/12 125/19 125/23
news [11] 196/19
198/3 198/21 198/22
205/6 230/20 230/23
231/2 234/21 235/2
235/6
next [53] 9/16 13/11 14/7 17/8 17/8 30/22 32/19 33/9 33/12 47/17 54/6 54/6 56/24 64/20 65/25 66/6 71/3 75/11 79/14 79/16 94/21 97/22 98/14 105/2 105/5 105/7 105/9 112/13 117/5 117/9 119/7 119/14 119/18 120/2 128/9 148/20 151/22 157/23 159/1 189/16 206/2 207/25 208/4 209/8 214/15 214/18 218/11 218/21 230/23 231/2 236/1
241/21 243/10
nice [1] 118/1
night [4] 257/12 260/2 260/7 261/1
no [173] $1 / 7$ 12/5 15/2 16/10 16/21 16/22
19/15 20/23 22/9 23/3 27/9 28/4 28/13 28/19 28/22 30/13 30/15
30/17 34/15 35/6 35/12 37/13 38/14 40/1 43/1 43/14 44/10 45/4 45/6 46/15 46/16 46/19
49/23 56/4 56/15 56/17 60/19 63/9 63/11 66/11 67/4 69/21 70/14 70/22 70/24 76/15 76/24 77/8 77/13 82/15 89/10 90/3 91/5 91/8 91/16 91/23 92/13 93/20 94/11 94/14 98/22 99/9 102/8 102/12 102/14 104/16 106/1 107/4 110/7 110/7 110/10 111/14 112/3 112/8 114/19 116/12 116/22 117/13 117/22 117/23 119/4 127/11 130/2 130/6 130/15 130/15 130/21 130/24 131/3 131/5 131/22 132/12 132/19 133/3 133/14 133/18 133/25 134/5 136/23 137/19 137/20 137/21 137/24 138/2 138/16 138/17 138/18 139/24 140/11 145/7 145/10 148/15 150/13 157/8 157/19 158/20 158/22

166/21 175/6 175/14 176/20 177/18 178/16 179/21 187/8 187/18 188/19 189/8 189/13 195/20 203/12 207/5 211/3 211/22 213/12 215/5 219/21 219/24 225/5 225/7 225/15 226/8 226/10 226/17 227/18 235/15 235/17 235/19 237/25 238/5 240/9 241/14 242/7 242/12 242/25 245/14 246/1 249/16 250/9 250/18 253/19 253/21 254/10 254/12 256/22 256/25 257/16 257/24 257/24 258/2 258/2 258/4 260/7
nobody [4] 42/4
192/23 200/21 234/22
nod [1] 108/8
nodding [2] 108/3 108/4
noisy [1] 131/3
None [4] 228/14 242/23 250/16 258/3 nonetheless [1] 116/23
noon [1] 149/18 normally [5] 116/20 119/14 119/15 149/16 256/4
north [17] 51/13 51/24 52/7 58/10 72/11 95/20 96/5 97/4 178/2 206/8 206/10 207/17 208/8 215/15 217/4 217/9 221/5
northbound [3] 208/17 209/9 209/19
northwest [1] 212/14 NOS [1] 1/6
nosy [2] 151/15 157/11 not [123] 9/5 22/18 23/4 23/10 23/13 28/7 28/21 30/5 33/20 34/1 34/5 35/24 40/22 40/23 41/17 43/17 45/2 45/2 47/6 47/7 47/9 51/5 51/7 56/18 59/20 63/1 67/21 69/25 74/14 74/24 75/17 76/4 89/5 89/10 91/10 93/10 94/7 98/22 99/16 105/2 112/9 112/20 114/11 114/13 114/14 115/1 116/18 116/21 117/12 118/1 129/14 130/11 131/23 136/4 136/22 138/2 141/5 142/10 144/24 145/1 145/20 145/21 145/23 145/24 145/25 146/20 147/10 148/9 150/13 157/15 157/19 157/22 157/24 160/7 161/10 161/14 167/6 170/24 185/2 187/21 188/7 188/9
not... [41] 189/2 196/10 203/4 203/5 203/14 213/24 214/9 214/11 215/24 217/11 220/11 220/12 220/19 222/22 223/24 224/24 226/5 226/19 227/4 227/10 230/25 232/11 234/14 235/5 235/22 237/19 237/20 237/20 240/3 242/17 243/3 248/7 250/9 250/11 250/22 257/8 257/19 258/20 258/22 258/24 258/25 note [67] 13/13 13/14 13/15 13/17 13/20 14/22 14/22 16/3 16/4 19/13 19/14 19/14 19/16 28/18 29/18 29/21 30/8 32/20 33/22 33/24 34/3 34/4 34/14 34/19 35/1 35/2 35/4 35/5 35/10 35/10 35/11 35/12 40/14 42/1 42/24 43/2 43/4 75/17 75/19 75/20 75/21 75/22 75/23 75/25 76/3 77/25 79/8 86/24 86/25 98/23 101/4 101/4 101/6 101/7 101/20 106/15 106/22 108/14 108/16 109/21 151/4 152/23 201/6 201/15 216/16 216/18 219/9
notepads [4] 47/12 146/2 220/17 259/3 notes [4] 201/18 211/13 232/19 232/20 nothing [19] 30/10 43/14 45/25 46/17 59/15 69/22 93/18 112/5 112/6 131/22 141/17 144/2 156/23 175/9 189/11 235/12 249/9 257/3 261/21 notice [11] 24/11 35/22 68/6 99/12 144/12 144/22 146/10 146/23 242/17 250/7 250/10 noticeably [2] 187/23 188/2
noticed [16] 35/17 61/5 67/13 67/16 68/5 109/25 133/8 144/5 144/6 146/25 147/23 148/2 150/23 151/18 151/23 152/10
notification [2] 42/19 193/6
notifications [1] 29/9 notified [3] 28/17 28/20 29/6
noting [1] 202/4
November [1] 95/9
now [70] 9/11 24/8
24/21 24/24 25/6 25/12
32/22 38/11 39/1 39/24

40/17 41/7 47/16 49/7 80/19 85/2 85/16 86/9 86/10 86/19 87/2 87/11 92/8 97/20 97/22 102/18 105/22 107/2 108/11 108/17 114/4 116/19 128/6 132/16 142/2 143/19 148/19 153/16 154/8 161/9 161/20 162/2 163/21 165/16 170/4 170/16 174/19 187/6 190/21 190/24 200/4 205/5 212/9 212/11 212/12 212/15 213/21 214/2 214/2 214/10 218/12 218/22 220/24 234/24 239/13 239/21 240/9 241/5 244/16 252/21 number [53] 8/10 8/11 8/11 8/12 17/22 18/11 18/23 21/14 38/9 52/15 55/16 83/24 103/11 104/13 104/18 105/13 106/3 123/7 123/23 123/24 146/10 146/12 153/8 164/6 166/4 167/19 168/21 168/21 169/2 169/5 169/14 169/20 169/24 177/2 177/10 177/12 177/20 178/19 179/1 183/16 184/4 186/11 199/7 204/23 207/12 208/13 211/7 218/6 240/6 245/23 247/24 248/12 253/14
Number 104 [1] 123/7 Number 106 [1] 8/11 Number 14 [1] 164/6 Number 160 [1] 8/11 Number 20 [1] 166/4 Number 62 [1] 8/12 Number 8 [1] 146/10 numbers [11] 7/7 7/24 9/6 104/10 110/22 110/24 161/11 179/2 185/14 225/22 256/18 Nur [22] 66/5 71/5 71/6 71/11 71/11 73/18 77/24 78/12 81/14 98/15 99/12 105/7 120/10 120/11 120/14 120/15 120/18 124/14 124/18 126/3 128/16 133/19
Nur's [1] 98/16
o'clock [2] 151/10 258/13
O-k-i-n-a-k-a [1] 243/18
O-z-a-w-a [1] 189/25
object [4] 141/5 212/17 222/7 249/18 objection [9] 18/7 21/10 161/16 178/15 183/25 186/7 199/3

207/5 247/17
objects [1] 261/4 observations [1] 152/5 observe [22] 64/16 76/11 77/15 79/10 81/24 83/17 108/10 108/11 119/6 120/25 124/15 125/25 126/20 126/21 139/25 202/9 211/16 212/14 216/12 217/21 219/17 234/5 observed [26] 39/5 78/12 80/18 87/16 88/9 100/4 118/4 121/13 125/7 133/15 138/3 138/4 138/8 151/12 154/12 192/17 196/25 202/8 210/6 211/6 222/15 223/2 223/3 223/5 248/9 257/9
observing [1] 227/13 obtain [6] 194/6 206/12 206/24 208/3 210/17 214/15
obtained [1] 207/10 obtaining [1] 207/19
obvious [1] 102/15
obviously [9] 81/10 115/1 115/21 136/4 197/22 201/24 219/21 220/1 261/22
occasion [6] 116/13 210/16 214/16 216/12 216/21 245/2
occasions [1] 234/11 occupation [2] 48/12 95/17
occupied [1] 245/5
occur [1] 130/22 occurred [17] 30/5 30/6 51/12 66/20 72/1 101/1 115/14 120/6 120/13 128/18 137/4 172/4 192/11 198/25 200/14 211/10 218/1 occurring [4] 36/5 76/25 98/19 131/1 off [29] 19/24 20/17 40/5 41/12 41/13 51/3 54/2 54/25 66/2 91/15 124/10 152/14 155/20 165/15 166/8 175/3 190/23 192/13 194/13 200/20 202/14 203/4 212/14 214/14 214/20 221/9 249/14 249/21 249/24
office [2] 150/4 168/5 officer [33] 57/20 58/3 150/5 192/22 196/24 203/5 223/19 223/25 224/3 224/11 227/9 227/24 228/24 236/16 236/19 237/3 242/17 242/25 244/2 244/18 244/19 244/22 244/24 245/23 247/2 247/8 248/4 248/14 250/7 250/18 252/8 256/10 000654

257/7 officers [16] 9/14 89/17 151/11 152/3 152/24 156/9 160/22 163/3 172/3 182/5 182/7 193/19 194/15 200/22 200/25 206/9 official [1] 57/25 often [3] 24/15 26/6 59/12
oh [23] 45/9 54/21
63/21 66/14 84/5 89/11 105/25 113/19 114/13 130/16 139/11 143/2 143/5 146/17 154/8 161/13 174/16 177/15 178/8 188/1 192/5 226/22 230/24 oil [1] 166/16 oils [2] 165/10 166/11 oily [1] 166/25 okay [589] Okinaka [5] 243/11 243/12 243/17 244/2 247/8
old [3] 51/5 51/5 233/4
Oldsmobile [1] 218/11 Olsen [1] 262/10
Omaha [4] 49/14 50/1 50/13 50/15
on [358]
once [9] 12/9 142/24 165/13 169/24 187/14 187/18 188/13 188/16 240/18
one [136] 12/17 12/18 13/1 24/1 33/1 33/11 37/24 39/14 39/14 41/9 45/8 45/10 51/13 54/16 58/17 59/16 61/5 61/5 64/24 66/8 67/13 68/5 68/6 68/14 70/6 70/12 70/15 70/18 78/17 78/17 78/20 79/2 81/6 82/1 91/9 91/11 91/12 96/13 97/19 102/5 105/7 105/8 105/15 105/17 106/16 107/7 118/16 119/18 122/6 127/8 128/16 128/16 130/12 132/10 132/11 132/12 132/22 141/20 144/11 144/12 145/4 146/6 146/13 152/14 152/15 152/17 154/8 158/1 160/23 161/25 163/16 163/18 164/9 165/10 169/20 172/3 172/4 173/4 173/6 173/10 173/15 175/3 177/17 177/19 177/20 177/21 177/25 178/6 181/24 183/16 184/17 184/22 185/3 185/13 185/13 185/22 186/24 187/1 187/14 189/5 193/5 195/3 201/6 201/11 202/12 202/15 211/3 211/18 212/2

212/3 212/4 213/21
215/18 215/22 216/14 217/19 218/14 219/22 225/21 225/22 226/11 226/17 226/20 227/1 228/7 228/8 228/9 228/9 231/8 233/17 245/9 249/11 254/10 254/13 254/16 254/25 one's [1] 185/14 ones [11] 8/9 39/14 54/21 161/14 161/19 161/21 164/3 176/21 202/15 219/7 261/16 online [1] 107/14 only [23] 12/16 12/18 29/23 30/6 44/21 44/22 49/19 49/24 50/4 50/10 78/5 93/4 102/4 102/5 115/7 132/14 144/5 176/21 185/18 187/1 187/14 228/21 260/25 oOo [1] 262/4 Oops [1] 84/16 open [10] 14/4 14/5 53/3 58/6 63/1 72/21 74/7 76/5 87/25 188/6 opened [7] 169/22 170/2 187/14 187/18 188/5 188/8 188/8 opening [3] 73/1 187/11 218/13 opens [2] 116/7 218/18 operations [1] 49/14 opinion [4] 47/11 146/1 220/16 259/1 opportunity [1] 44/21 opposite [2] 60/22 138/14
or [275]
order [8] 10/25 138/1 138/2 138/11 138/12 165/5 178/5 184/20 orders [1] 94/3 Orellana [1] 202/22 orient [4] 53/19 179/7 212/19 217/4
oriented [1] 114/4 original [3] 66/12 200/23 213/8
originally [1] 210/12 Oscar [1] 95/9 other [74] 28/21 29/7 29/22 30/16 30/17 39/3 45/9 46/18 47/7 47/10 54/24 58/5 64/23 65/15 66/4 68/15 68/17 68/18 69/16 74/23 77/15 78/24 79/13 79/20 85/17 88/4 91/3 91/11 96/9 96/11 96/13 100/19 105/1 107/9 107/25 112/8 127/4 127/8 128/14 145/21 145/24 154/21 157/5 158/12 158/24 172/9 175/7 184/18 184/22 184/23 187/14 193/16 193/24 196/8 200/25
other... [19] 205/22
209/10 211/16 212/9 214/4 215/3 215/14 217/19 218/19 220/12 220/15 221/14 221/18 225/10 233/17 235/23 256/10 258/21 258/25 our [104] 10/10 12/9 17/9 17/10 20/19 21/23 21/23 23/12 23/16 24/2 24/9 24/22 29/12 36/14 36/21 39/20 49/14 49/16 50/9 56/4 57/17 61/22 65/13 66/3 71/25 72/17 80/8 86/3 97/13 102/4 102/24 104/13 104/17 105/17 111/1 113/10 114/25 115/12 117/11 117/23 119/13 121/5 121/17 139/19 145/17 149/9 150/2 150/6 150/24 152/6 152/8 157/16 166/15 168/21 171/6 190/7 190/11 190/19 191/12 192/1 192/23 193/18 194/1 195/23 195/25 196/4 197/14 198/20 200/18 200/20 200/24 201/9 204/13 206/9 208/16 209/22 212/4 212/4 212/12 213/6 213/21 213/22 214/2 214/24 217/19 218/10 218/23 219/10 219/14 220/5 221/23 222/14 223/24 223/25 225/1 226/1 226/2 226/17 226/18 227/11 227/17 238/23 240/16 258/13
Ours [1] 60/19 out [102] 10/25 13/13 13/23 14/14 16/16 25/7 25/13 30/2 32/12 35/19 37/23 40/14 40/25 51/9 58/7 60/8 64/22 65/1
69/8 78/22 81/17 86/4 88/5 88/6 89/5 89/10 91/19 93/15 97/11 97/11 102/24 103/14 104/5 105/8 105/13 107/25 108/3 108/8 109/17 109/19 109/25 114/17 119/13 120/21 121/7 122/4 122/7 124/7 126/6 129/10 134/12 141/11 150/21 151/20 154/6 154/10 154/17 155/6 155/7 155/13 156/12 157/12 157/12 163/11 164/16 165/20 168/6 175/5 176/7 178/5 191/8 191/19 191/23 192/3 192/7 193/5 193/6 195/9 196/9 197/18 198/22 199/20 200/8

200/14 201/3 203/18 204/13 204/17 215/14 216/21 218/15 218/19 218/23 223/20 225/2 225/6 227/19 242/1 251/2 259/20 260/3 261/23
outer [1] 120/23
outside [6] 7/3 24/4 80/13 146/6 192/22 254/19
over [52] 22/15 25/10 32/19 33/17 33/20 33/21 35/18 36/11 36/14 39/14 40/2 40/4 40/12 40/21 43/3 48/15 48/18 49/1 51/2 52/23 54/21 54/25 64/13 65/16 65/18 73/6 73/7 77/11 79/10 81/1 82/10 82/16 82/17 87/11 116/18 119/19 119/22 122/25 126/10 126/14 126/15 126/15 127/3 129/21 146/18 147/8 160/12 175/14 193/19 209/23 226/19 228/22 overall [1] 162/22 overhead [7] 8/12 96/20 96/24 114/2 114/18 153/3 153/13 overview [3] 171/21 199/12 217/5 own [5] 15/15 136/13 225/24 227/7 233/24 oxidized [1] 223/5 Ozawa [11] 160/23 170/8 189/18 189/19 189/25 190/7 198/11 204/7 221/3 222/13 229/5

P number [1] 169/24 p.m [7] 146/5 148/17 148/17 220/22 220/22 259/5 262/3
package [4] 168/7 168/7 169/19 183/11 packages [1] 185/7 page [6] 135/11 141/21 230/1 230/3 231/17 233/8
page 20 [1] 231/17 Page 7 [1] 233/8 page 8 [2] 230/1 230/3 page 9 [2] 135/11 141/21
paint [1] 223/5
palm [5] 184/11 185/14
185/15 185/25 186/1
palms [1] 185/12
panic [1] 34/11
pants [1] 43/24 paper [5] 13/19 34/3 34/7 142/11 256/19 paragraph [3] 89/5 89/7 233/11
park [2] 150/21 158/11
parked [3] 154/14 154/14 218/11 parking [10] 158/11 158/13 192/19 206/3 206/8 207/14 207/18 209/10 209/20 217/14
Parkway [1] 160/17 part [20] 17/12 17/13 23/13 35/7 49/2 49/2 68/25 69/15 73/1 100/14 100/15 100/16 184/6 188/10 192/25 200/7 216/7 240/9 240/21 260/13 particular [9] 15/1 37/24 55/22 116/13 157/5 194/5 200/5 216/20 246/6 partner [4] 196/9 221/18 223/9 256/10 partners [1] 217/19 Paseo [7] 29/25 30/1 160/16 162/3 191/9 192/12 193/12
pass [23] 26/18 27/10 30/11 41/18 42/6 56/11 56/13 67/6 88/12 91/21 104/5 108/25 110/11 128/2 132/2 133/19 134/10 134/12 156/20 186/12 223/13 223/14 256/25
passed [5] 133/5
134/11 201/18 213/17 213/19
passenger [11] 218/18 223/8 238/15 238/17 238/18 241/12 241/17 254/10 254/22 255/8 255/14
password [4] 49/18 49/20 50/2 50/3
past [5] 51/2 62/5
134/10 158/8 213/16
path [2] 154/6 154/11
patrol [20] 160/22
190/16 190/20 190/23
191/17 191/20 192/6
192/8 203/5 206/6
206/9 236/15 236/25
237/3 237/5 244/12
244/24 252/1 252/5 252/8
pause [15] 9/9 71/22
85/7 86/9 90/8 90/13
99/2 135/19 142/21
143/8 143/17 143/21
211/24 228/2 245/18
paused [1] 86/9
paying [6] 92/11 92/13 137/25 147/6 147/21 148/9
payments [1] 32/4
Pedrosa [1] 202/22
peeked [3] 151/16
154/17 154/23
people [32] 26/6 44/21 44/22 49/19 59/12 60/1
$66 / 467 / 1968 / 8$
000655
$74 / 23$

78/16 81/25 124/24 128/9 129/21 130/4 131/18 137/8 144/22 151/1 157/13 157/16 157/25 158/4 158/8 158/10 194/20 197/18 227/22 228/1 234/11 245/8
Per [1] 238/23 percent [3] 166/15 166/16 166/16 period [1] 142/2 permission [13] 17/19 18/19 21/15 83/25 122/18 153/9 199/8 204/25 207/3 208/10 210/22 218/3 247/25 person [70] 13/5 26/13 33/9 33/12 40/15 43/22 43/25 46/9 47/8 59/16 61/15 61/17 61/19 62/10 66/16 75/8 77/15 77/16 77/17 78/11
78/23 78/24 79/2 79/5 79/6 79/8 79/11 79/12
79/13 79/20 80/9 85/10
85/13 85/17 85/17
86/14 87/11 87/16
87/20 87/22 88/4 88/18
88/24 93/10 99/14
100/7 102/10 109/10
109/12 109/16 116/24
117/20 129/1 130/7
137/15 144/14 145/22
197/2 197/10 218/15
220/2 220/13 225/11
226/22 226/23 226/24
228/13 255/4 258/23 259/20
person's [1] 137/5 personal [1] 39/20 personally [3] 17/14 80/18 138/3
personnel [2] 180/9 182/6
persons [2] 59/17 205/25
perspective [2] 39/7 241/4
pertaining [1] 55/9 pertinent [3] 162/20 163/4 168/6
PHILLIPS [12] 1/8 1/9 1/19 44/6 44/18 55/23 139/7 139/10 139/13 184/8 185/4 186/1 phone [8] 18/15 66/13 124/14 124/16 128/21 192/2 260/7 260/9
photo [4] 105/9 163/1 194/11 205/17 photocopied [1] 104/12
photograph [7] 33/2 53/21 53/21 54/3 96/25 97/7 198/4 photographs [3] 162/10 170/21 203/22 photos [1] 7/22
phrase [1] 233/25 physical [4] 130/22 131/23 234/5 234/13 physically [7] 27/3 42/4 91/6 110/8 116/24 117/11 217/11 pick [2] 203/5 212/7 picked [3] 102/1 211/20 219/12
picks [3] 212/12 219/4 219/5
picture [6] 38/23 51/23 62/17 74/2 165/21 198/19
pictures [13] 160/19 160/25 161/6 168/15 170/11 179/15 180/10 181/8 181/11 182/23 194/12 201/1 219/7 piece [2] 13/19 34/7 pile [1] 23/7
pimples [2] 127/22 137/2
pink [1] 107/7
PIO [1] 223/25
place [6] 8/11 47/12 146/2 157/21 220/17 259/3
placed [5] 14/6 98/21
98/23 108/18 175/1
plaid [2] 213/23 214/3
plain [1] 98/22
Plaintiff [1] 1/6
plate [12] 237/19
237/21 237/23 237/24 237/25 238/5 246/21 246/23 248/8 253/19 253/21 256/22
plates [3] 237/8 237/18 246/20
platform [1] 54/23
play [6] 18/13 18/19
106/5 122/18 143/15 210/8
please [53] 9/22 9/25 11/22 15/18 23/14 30/18 31/2 46/20 47/10 47/12 47/22 56/18 57/5 65/13 70/25 71/9 71/22 81/20 94/15 95/2 95/5 112/9 112/21 113/1 121/6 121/18 139/1 143/16 145/11 145/25 146/2 149/1 150/20 158/23 159/6 189/22 198/13 201/9 204/9 220/16 220/17 220/19 230/8 235/22 236/6 243/3 243/15 247/9 250/21 251/13 258/8 259/1 259/3
plenty [2] 157/25
175/15
pocket [4] 13/16 34/1 35/13 88/3
podium [4] 60/5 61/8
64/11 98/7
point [47] 11/16 14/21
16/25 18/6 32/20 32/23
point... [41] 32/24 34/8 35/15 37/1 39/11 43/21 46/9 47/3 50/25 64/15 73/20 97/11 97/11 103/14 107/25 114/9 119/13 122/23 122/24 139/1 142/6 146/20 154/6 154/10 155/13
167/25 174/20 179/13
182/17 197/16 207/19 210/6 210/11 210/12 212/21 214/12 223/14 249/18 253/2 253/25 254/19
pointed [3] 69/8 103/16 105/8 pointing [1] 98/8 points [1] 19/5
police [44] 15/4 19/19 34/16 37/3 37/3 37/6
55/4 82/10 88/20 88/21 109/6 109/9 109/12 109/15 110/25 118/10 127/21 128/17 128/19 129/12 129/17 136/9 137/1 150/1 159/14 160/2 169/1 172/18 180/9 190/9 190/13 190/22 200/9 215/12 221/23 221/25 222/4 236/16 236/17 236/19 244/4 251/23 252/7 260/9
policy [1] 238/23
polo [6] 25/21 25/23
25/25 26/2 26/6 26/13
ponytail [3] 228/5 228/13 228/17
popcorn [1] 253/5 pops [1] 65/17 portion [8] 7/10 17/20 54/9 122/18 205/11 239/5 252/18 256/4 portions [1] 39/1 portray [1] 252/18 position [1] 10/20 positioned [6] 11/19 11/23 11/25 59/23 81/24 194/21
positive [1] 99/16
possible [5] 60/8
170/12 176/18 227/8 234/8
possibly [3] 146/20 210/14 214/20 potential [10] 125/7 126/1 167/10 175/2 175/8 176/17 176/21 182/9 205/8 238/22 potentially [4] 125/1 127/22 176/21 207/22 pounds [3] 152/22 227/21 229/14 powder [8] 164/20
165/8 165/8 165/15 166/9 166/18 174/22 175/20
powders [3] 165/7 165/9 165/10
preliminary [3] 44/15 89/23 90/17
prepare [1] 98/10 preschool [5] 151/3 151/23 155/22 157/18 158/11
presence [7] 7/3 9/12 9/13 47/15 146/7 148/18 220/23
present [1] 115/9 presented [1] 35/11 presenting [1] 215/23 preserve [4] 162/9 162/9 162/12 172/19 preserves [1] 165/17 press [11] 196/9 203/20 204/17 223/19 223/23 224/1 226/16 227/19 229/13 234/3 240/15
pressed [1] 199/20 pressure [3] 76/17 76/19 76/23
presumably [1] 150/2 pretty [3] 10/25 152/20 237/5
prevention [1] 49/4 previous [3] 93/7 93/8 105/8
previously [14] 20/3
22/21 39/3 44/15 82/23 85/3 125/15 208/12 208/24 210/22 218/4 231/3 247/5 257/22 print [14] 164/21 165/3 165/11 165/11 165/17 165/17 165/21 166/20 167/10 169/23 175/11 183/11 185/16 187/5 prints [21] 98/22 165/2 165/6 165/13 165/13 174/21 175/2 175/8 175/19 176/14 176/18 182/9 184/7 184/11 184/15 184/16 185/8 188/24 189/2 189/5 193/24
prior [20] 28/9 28/12 29/14 33/9 42/21 45/18 51/9 79/6 97/21 99/6 116/10 178/22 190/12 190/15 190/19 190/20 257/23 257/25 259/12 259/17
prison [2] 259/18 259/18
probably [10] 77/18 102/15 113/18 118/24 128/8 151/9 169/23 188/8 205/16 225/11 problem [2] 190/19 190/24
problem-solving [2] 190/19 190/24
procedure [3] 19/20 122/9 188/12
procedures [4] 17/9

17/12 17/13 187/21 proceed [5] 95/11
190/3 236/10 243/23 251/18
proceeded [2] 61/7 61/7
proceedings [13] $1 / 10$ 9/9 47/14 90/8 90/13 142/21 143/8 148/17 220/22 228/2 245/18 262/3 262/6
process [9] 10/24 32/4 160/19 167/18 170/11 182/5 184/14 194/1 196/4
processed [4] 165/2 167/13 174/20 181/19 processing [6] 162/6
162/7 162/10 175/20 176/13 176/17
pronounce [1] 57/1
proper [1] 249/7
Proposed [27] 20/3
20/11 21/4 37/19 38/4
52/2 52/9 55/11 83/4
102/19 103/6 122/17
123/7 168/10 169/9
170/17 177/4 183/7
198/7 198/12 203/25
204/8 239/6 239/22
247/5 253/6 253/9
Proposed 361 [1] 253/6
protect [1] 172/18
protection [1] 49/5
provide [1] 110/24
provided [6] 20/3 23/10 51/19 55/6 82/23 247/6
proximity [1] 68/22
public [8] 173/3 196/13
196/14 223/25 224/2
224/11 227/9 234/8
publish [14] 17/20
21/15 83/25 103/12
153/9 199/8 204/25
207/3 208/10 210/22
218/3 239/4 240/5
247/25
publishing [11] 17/22
18/23 21/18 123/7
123/24 207/12 208/13
218/6 229/11 231/2
248/12
pull [11] 40/14 64/4 65/24 66/1 81/17
104/23 105/13 114/17
175/10 175/11 217/3
pulled [9] 33/25 151/20
151/22 154/17 155/6
155/7 155/8 176/22
260/3
pulling [2] 22/24 167/8 pulls [1] 93/15
punch [4] 133/21 134/1
134/1 134/2
punched [1] 130/23
purple [1] 174/21
purpleish [1] 174/22
purposes [9] 17/20
54/10 80/10 122/19 203/7 222/14 242/3 247/4 256/2
purse [3] 115/17 116/3 116/5
push [4] 165/20 240/22 240/24 241/2
pushed [4] 198/22
199/13 200/7 204/17
put [40] 7/7 14/1 14/18 32/8 35/12 47/3 47/4 51/7 59/3 98/25 101/13 101/17 101/17 102/1 106/14 108/15 115/17 116/3 116/5 116/6 140/7 145/18 165/16 165/25 166/8 167/17 167/20 172/18 177/1 183/1 183/1 184/20 186/17 192/7 203/18 220/9 225/11 225/17 225/23 259/7
putting [4] 14/2 25/17 88/3 175/7
puzzled [1] 65/6

## Q

question [12] 28/8 28/24 43/18 70/7 81/9 102/15 186/15 222/16 238/20 249/11 250/1 257/20
questions [59] 19/13
19/18 22/22 26/23 28/5
29/1 30/16 30/17 42/7
43/15 45/4 45/10 45/16
45/16 46/15 46/18
46/19 56/15 56/16
56/17 67/8 70/23 70/24
72/2 85/4 89/13 91/3
91/23 94/12 94/14
109/2 110/12 112/3
112/7 112/8 134/24
145/7 145/8 145/10
156/24 158/21 158/22
188/19 189/12 189/13
197/1 229/6 235/14
235/18 235/19 242/10
242/24 242/25 250/17 250/19 251/5 253/17 257/1 257/17
queue [1] 227/25
quick [2] 65/17 186/15
quickly [4] 39/2 52/17
77/9 77/10
quiet [1] 71/13
quietly [1] 89/12
quite [3] 40/8 69/14 187/21

## R

R-a-y-m-o-n-d [1]
236/9
R-e-g-i-n-a [1] 113/4
R-y-c-r-a-f-t [1] 251/16
race [5] 61/19 63/5
197/5 197/9 197/25
radio [1] 191/20
rag [3] 152/15 213/23 214/3
raised [1] 150/10
raises [1] 157/11
ran [10] 81/1 88/4 88/6
91/19 120/21 121/7
121/7 122/4 206/10 210/13
range [4] 225/19 225/23 227/15 227/17
Raymond [3] 236/2
236/3 236/8
reach [1] 216/21
reached [2] 134/12 141/11
read [20] 15/17 22/2
34/10 34/22 43/2 43/6 47/7 76/3 89/4 89/5
89/12 98/24 101/16 109/20 129/10 142/1 145/21 220/12 230/7 258/22
reading [1] 135/15 ready [4] 9/16 30/22 75/16 241/21
real [2] 146/7 200/5
realized [1] 43/3 really [19] 16/15 34/9
34/10 51/3 65/6 101/14
101/16 109/24 122/11
124/18 131/3 136/18
147/11 152/9 157/9
158/14 162/17 187/15 222/16
Realty [7] 7/15 217/15 217/18 217/22 218/9 221/5 223/4
rear [4] 218/13 237/18 255/7 255/14
reason [10] 68/18 71/22 158/1 189/2 200/7 237/16 238/7 240/17 253/18 256/23 reasoning [2] 157/12 157/13
recall [15] 30/3 30/4
34/2 62/25 88/25 89/19 89/21 90/1 90/2 90/16 109/6 109/9 110/4
129/1 257/10
receive [3] 27/15 42/19 255/17
received [6] 28/10 42/10 69/16 210/13 260/1 260/2
recent [1] 252/3
recess [6] 47/3 47/5
220/7 220/10 258/13 258/19
recessed [6] 47/14
146/5 148/17 220/22
259/5 262/3
reclosed [1] 188/9
recognize [34] 12/22
15/15 17/16 17/24
18/17 20/13 23/17
37/20 39/16 52/3 54/11
81/18 83/4 85/19 86/12
86/14 100/21 102/19

134/21 158/19 229/1 229/3 235/15 242/22 250/15 257/15 reductions [1] 261/5 reference [2] 175/6 259/12
references [1] 259/17 referencing [1] 42/2 referred [1] 199/22 referring [4] 26/2 26/3 87/18 143/13 reflect [4] 9/12 44/5 139/6 139/9 reflective [1] 195/16 refresh [7] 15/20 34/20 34/24 89/16 129/16 229/21 232/22
refreshed [1] 34/23 refreshes [1] 129/11 regard [47] 11/2 12/6 14/2 19/10 20/15 22/7 29/6 30/2 65/23 66/6 92/10 92/22 93/9 115/11 121/16 122/1 122/17 124/25 137/1 137/15 138/19 141/13 152/5 153/17 193/10 194/5 196/1 196/19 197/20 201/6 202/7 203/15 206/12 206/19 215/17 216/7 216/14 216/20 221/10 222/24 230/23 231/2 232/1 234/20 246/6 258/18 261/16
regarding [3] 28/11 224/14 228/19
Regina [6] 112/14 112/23 113/3 124/2 137/20 139/19
region [2] 48/15 49/8 register [1] 101/15 registered [2] 237/8 249/5
registration [7] 8/6 8/7 241/24 246/22 248/16 248/23 255/24
regular [4] 13/9 13/10 64/17 64/18
relating [8] 47/6 47/9 145/20 145/23 220/11 220/14 258/21 258/23 relation [1] 125/4 relations [3] 224/2 224/11 227/9 relationship [2] 58/1 60/25
relax [1] 36/15
release [20] 196/10 196/12 196/13 196/19 198/3 198/21 198/22 203/20 204/13 205/6 224/1 226/16 229/13 230/20 230/23 231/2 233/20 234/4 234/21 235/6
released [3] 195/21 205/12 205/23
releases [5] 223/20

223/23 227/19 229/6 235/2
relevance [1] 249/19 relevant [8] 170/12
171/22 172/4 176/17 176/21 177/2 179/16 182/8
relook [1] 261/18 remain [2] 14/9 112/21 remember [58] 12/24 13/5 18/14 19/19 19/22 19/24 29/22 29/24 30/1 30/5 34/4 34/6 34/13
42/1 42/24 43/4 61/25
62/1 64/9 64/20 66/20
78/3 78/5 82/12 85/23
85/24 85/25 88/17
88/23 89/23 98/18
100/19 109/12 127/21
131/15 131/20 135/2
135/7 137/4 152/7
152/12 152/14 152/17
152/19 195/4 197/6
197/8 221/9 227/15
231/14 231/21 232/2
232/10 233/24 245/13
246/7 246/19 250/11
remembered [1]
199/23
remind [1] 258/20 reminded [3] 47/5 145/19 220/10
remote [1] 194/13 removed [2] 181/9 259/18
reopened [1] 187/6 replied [1] 61/14 reply [3] 61/10 61/10 62/10
report [7] 83/8 84/5
84/9 228/20 232/22 233/8 233/13
reporting [2] 1/24 83/15
reports [8] 47/8 145/22
162/11 177/19 220/13
228/18 232/20 258/22
representatives [1] 28/11
request [2] 197/10 259/25
requested [1] 259/15
rerecord [2] 51/2 51/3
reredact [1] 261/19
reroll [1] 184/7
reseal [1] 169/24
research [7] 47/10
56/1 145/24 220/15
221/19 223/10 258/24
reshut [1] 188/8
respond [2] 63/19 162/5
responded [3] 160/21 162/3 203/13
responder [1] 203/5
responders [1] 191/13 responding [2] 45/16 193/19
response [8] 28/13

38/14 76/24 102/14 107/4 140/11 249/16 254/12
rest [1] 192/8
Resumes [1] 248/12
retained [1] 35/12
returning [1] 228/1
reup [1] 142/19
review [3] 183/5 194/6
232/4
reviewed [2] 55/8
248/14
reviews [1] 183/22
RICHARD [3] 1/18 95/7 95/7
ridge [1] 175/12
ridges [1] 166/16 right [278]
right-hand [2] 33/1
205/16
ring [2] 246/10 246/12 ripped [1] 34/7
road [1] 97/17
roadway [1] 237/18
robbed [18] 29/8 35/20 36/10 42/20 43/7 65/4
65/22 69/17 79/12 80/4 80/7 105/3 105/3 105/6 115/9 120/15 123/12 150/7
robber [1] 92/5
robber's [1] 94/3
robberies [9] 30/8
124/7 172/4 193/5
215/18 215/23 216/15
223/20 234/21
robbery [60] 17/9 18/3
21/7 27/16 28/9 28/11 28/15 28/18 28/21 29/15 30/5 30/6 35/8 36/5 37/25 38/20 42/11 51/12 51/20 55/9 66/22 69/20 94/1 103/1 120/6 120/12 149/24 163/5 169/6 183/17 190/11 190/15 190/22 190/25 191/2 191/8 191/20 192/11 194/3 196/20 198/25 200/5 200/14 201/13 202/10 202/13 203/13 204/14 207/20 211/10 213/8 213/9 213/9 216/17 217/25 218/1 218/15 219/7 219/14 221/7
robbery-homicide [5]
190/11 190/15 190/22
190/25 191/2
role [1] 49/7
roll [2] 184/17 184/18
rolled [2] 185/18
185/19
rolling [2] 184/15
184/16
room [3] 36/14 36/21 70/4
roped [2] 192/13 203/4 round [1] 195/15
row [2] 146/13 171/25
run [7] 88/7 88/8 121/10 165/20 212/7 251/2 255/23
running [25] 80/9 81/1 81/3 81/25 88/9 88/10 88/11 115/15 116/17 121/13 122/23 124/7 132/7 133/24 157/3 207/17 208/17 208/17 209/18 209/19 212/9 212/11 213/21 256/3 259/20
rush [2] 133/25 134/2 rushed [1] 178/10 rushing [1] 133/13 Rycraft [4] 251/9 251/9 251/10 251/15

## S <br> S-a-e-n-z [1] 57/8 <br> S-a-n-t-o-m-a-u-r-o [1] 31/5 <br> Sabrina [5] 238/16 241/17 246/12 254/3 254/4 <br> Saenz [8] 57/1 57/1 57/2 57/7 57/15 58/19 61/4 69/7 <br> safe [5] 191/22 191/23 192/1 203/7 249/22

 safekeeping [1] 183/4 safety [1] 157/16said [101] 12/11 13/14 14/24 14/25 16/5 16/5 26/13 32/10 33/8 34/6 34/6 34/7 35/2 35/5 35/6 36/13 36/25 40/23 43/4 61/7 61/16 62/10 62/15 63/12 63/20
63/20 63/21 73/8 75/15 75/19 75/20 76/3 76/8 76/8 76/8 78/13 79/7 85/11 90/4 90/24 91/9 99/19 101/4 101/5 101/6 101/7 101/21 101/22 105/3 105/3 105/5 106/22 111/8 115/21 116/17 116/18 117/8 119/4 120/15 120/16 120/19 124/14 127/15 128/8 129/1 129/4 129/12 129/17 129/19 129/19 130/6 130/16 130/17 131/20 132/15 133/22 134/25 134/25 144/17 148/6 186/16 202/23 204/1 206/9 224/18 225/21 225/22 225/23 226/2 226/11 228/14 230/13 230/14 231/14 231/22 231/23 232/23 234/22 241/15 246/9 256/18 sake [1] 259/19
salt [2] 227/7 227/10 same [28] 23/4 25/14 26/7 31/23 34/17 35/20 37/11 46/10 46/13 53/2 90/22 97/15 101/16
same... [15] 144/10 163/14 176/14 177/1 188/13 208/6 208/6 213/7 214/9 217/25 218/16 219/6 247/20 253/11 257/21
sandals [1] 117/19 Santomauro [5] 30/23 30/24 31/4 202/23 231/8
sat [12] 75/13 78/23 86/11 92/20 92/21 119/9 128/9 128/11 128/13 128/14 128/16 128/16
savings [1] 60/7 saw [40] 26/13 26/23 35/10 41/24 42/1 61/11 61/16 64/22 69/7 78/16 78/20 79/6 80/9 91/3 94/6 102/6 109/21 110/5 111/16 117/14 126/8 126/10 127/15 127/17 130/20 130/22 142/24 144/3 144/15 145/2 150/20 156/5 157/2 209/9 209/18 228/15 249/17 249/21 257/11 260/15 say [76] 13/20 15/1 16/2 19/20 24/19 26/5 27/20 27/22 27/25 29/5 32/7 35/4 35/7 40/20 40/23 42/17 46/9 58/4 60/6 62/4 63/10 67/13 68/1 77/19 78/11 79/23 79/25 90/24 92/11 92/14 92/23 93/6 94/4 101/6 104/7 106/11 108/3 108/8 111/11 114/24 114/25 116/2 116/19 116/21 117/14 118/1 119/3 120/5 125/19 127/12 134/12 135/4 135/5 135/9 135/18 135/18 136/6 136/9 138/11 141/3 155/12 157/25 161/22 172/22 177/20 185/25 187/23 196/6 200/4 203/7 210/11 221/4 225/9 226/22 227/6 259/24
saying [9] 13/13 65/21 142/3 142/6 177/16 192/2 193/24 226/6 226/17
says [12] 34/14 34/19 38/12 75/15 84/5 142/1 142/3 186/2 209/23 225/10 225/11 229/13 scan [2] 53/24 165/19 scars [1] 197/7 scary [3] 19/10 92/3 92/5
scene [49] 159/14 159/16 159/19 160/11

162/5 162/6 162/11 162/17 168/3 170/8 170/10 170/11 191/15 191/22 191/23 191/25 192/13 192/15 192/17 192/20 192/24 192/25 193/11 193/17 193/18 194/1 194/2 194/8 194/10 194/15 200/19 200/20 200/20 201/1 201/3 201/4 201/6 201/10 203/4 203/6 216/5 216/20 217/11 227/2 232/18 232/19 232/23 233/14 234/5 scenes [4] 160/12 191/24 215/17 238/22 SCHIFALACQUA [25] 1/17 2/5 2/8 2/19 2/21 3/4 3/6 3/14 3/17 3/21 4/8 4/10 4/15 10/4 28/23 57/11 70/21 81/9 81/10 94/10 113/6 134/19 140/24 145/6 220/4
SCHOFIELD [1] 1/23 school [1] 233/4 science [2] 159/20 159/22
scientist [2] 162/14 183/20
SCOW [20] 1/18 2/10 2/14 2/17 3/9 3/12 4/4 4/12 4/19 22/24 31/7 48/4 142/19 148/8 189/10 211/2 215/7 227/25 251/18 258/1
Scow's [1] 146/11 screaming [1] 131/4 screen [9] 72/7 97/10 116/7 119/11 208/18 218/25 219/10 260/9 260/14
scroll [1] 176/7 scrolling [1] 211/8 seafood [9] 7/18 155/24 156/2 157/21 206/13 207/8 207/25 208/4 209/3
seal [8] 168/7 169/18 187/9 187/10 187/12 188/7 188/12 188/12 sealed [1] 187/7 sealing [1] 169/21 seam [3] 187/10 187/12 188/17 seat [16] 9/22 31/2 47/22 57/5 71/9 95/2 113/1 149/1 159/6 189/22 236/6 238/17 243/15 249/14 249/24 251/13
seatbelt [1] 249/21 seated [4] 97/25 102/13 102/16 227/13 second [45] 14/11 14/12 16/5 16/8 25/13 58/17 58/19 58/24 59/8 61/12 61/13 62/21

62/24 64/4 64/8 67/16 70/15 74/9 74/12 74/14 74/15 74/15 74/16
101/14 101/15 115/18 124/25 132/23 134/9 137/25 154/9 173/22 201/4 201/6 201/10 203/13 212/15 213/4 214/6 214/8 218/23 228/7 233/10 233/19 241/23
seconds [10] 67/24 240/13 240/18 240/18 240/23 241/1 241/7 247/14 256/5 256/6 secured [2] 49/14 49/17
securing [1] 169/19 security [11] 17/10 48/13 48/18 48/22 49/3 49/5 49/10 49/14 50/4 50/10 194/12
see [160] 11/13 12/12 12/14 13/15 16/14
16/15 16/20 21/19 24/8 24/15 24/21 25/2 25/4 25/18 25/23 27/6 27/22 30/17 33/24 36/19 39/11 39/22 39/24 40/1 40/4 40/12 40/14 41/3 42/14 44/21 45/15 46/19 52/3 52/18 53/19 53/20 54/11 55/23 56/17 59/7 59/22 66/24 66/24 66/25 67/2 69/8 70/8 70/24 72/7 73/18 76/9 77/7 82/14 82/20 85/7 85/9 86/11 87/1 87/22 91/15 94/14 97/7 97/24 99/8 99/9 102/3 102/4 103/12 106/9 107/5 110/7 111/9 111/12 111/18 111/20 112/8 114/1 114/2 114/3 114/18 114/21 118/6 120/22 121/3 121/4 121/9 121/10 121/10 125/3 126/14 129/10 131/20 136/18 136/24 138/24 142/10 143/1 143/3 144/9 144/14 145/10 146/3 147/9 147/17 148/9 151/15 151/21 152/6 153/13 154/7 154/15 154/18 158/14 158/22 161/1 162/3 163/12 164/23 164/23 166/9 171/24 173/11 173/15 174/21 175/3 176/7 180/8 186/20 189/13 193/20 202/11 207/16 207/17 209/12 213/4 213/14 213/14 214/14 217/4 217/8 218/25 221/22 221/24 230/4 232/10 232/11 232/12 232/17 233/12 235/19 240/25 $242 / 19$ 242/25

252/19 257/24 260/9 260/10 260/17 260/19 262/2
seeing [14] 41/7 54/3 86/2 96/24 131/15 144/21 155/6 165/1 200/8 206/1 212/15 212/18 218/12 218/21 seem [1] 226/24 seemed [2] 68/20 69/14
seen [11] 42/25 111/6 150/9 150/14 151/13 155/9 158/4 219/7 228/18 242/19 248/7 sees [2] 59/17 211/19 selected [1] 50/10 semiconcerned [1] 260/8
send [3] 65/16 194/14 196/9
sending [1] 191/21
senior [2] 48/13 244/19 sensor [2] 219/3 219/13
sent [7] 30/2 65/20 192/3 194/17 204/13 223/20 261/16 sentence [2] 129/9 135/15
sentences [1] 81/15 Serena's [2] 119/16 119/19
sergeant [1] 192/2 serial [5] 104/10 104/13 104/18 110/22 110/24
series [1] 54/5 service [6] 24/19 95/18 116/20 119/22 237/4 244/25
session [4] 9/11 47/16 148/19 220/24 set [11] 58/24 59/6 60/18 66/2 105/4 116/4 185/20 187/1 189/2 189/5 189/7
sets [12] 179/12 182/21 186/20 186/21 186/24 186/25 187/1 187/1 187/6 187/9 187/10 188/24
settlement [2] 20/16 21/24
Shack [1] 150/22 shaky [1] 124/18 she [34] 17/4 35/17 35/17 36/12 36/13 77/18 78/13 78/14 78/25 79/3 80/7 85/11 99/15 105/3 105/5 108/7 117/6 128/13 143/3 146/9 146/19 146/20 146/25 147/1 148/2 148/2 148/3 212/19 230/13 230/13 231/23 231/23 238/17 238/17
she's [5] 108/6 108/7

147/10 148/5 231/23 sheet [3] 37/23 37/25 102/22
shift [2] 149/16 149/17 ship [1] 10/25
shirt [25] 12/25 13/4 25/25 26/3 26/6 26/7 43/24 70/12 107/7 107/7 107/20 139/3 139/4 139/10 139/11 139/14 139/15 139/17 139/20 141/15 152/16 195/9 199/23 213/23 214/3
shock [3] 34/9 36/8 43/8
shocked [1] 36/10 shopping [2] 153/17 208/25
short [6] 26/6 61/11 69/12 227/3 241/9 259/21
shortage [1] 103/16 shortages [3] 84/20 103/2 103/18
shortened [1] 242/2 shortly [3] 214/4 214/8 217/25
shot [5] 162/22 175/23 176/10 180/20 182/11 shots [1] 171/21
should [9] 9/12 19/20 93/10 154/23 196/6 210/11 221/4 227/13 240/13
shoulder [2] 100/1 252/16
shoulders [1] 62/5
show [42] 11/2 11/21 11/22 16/2 22/21 32/22 39/1 41/13 54/9 58/21 62/17 73/16 81/16 81/20 85/2 86/22 90/7 91/18 93/11 96/20 97/10 101/20 101/20 105/11 105/20 106/6 106/24 108/16 113/25 115/19 115/24 125/11 125/14 130/7 160/25 162/2 205/6 208/23 210/1 212/9 233/20 250/12
showed [18] 13/13 13/14 16/4 32/20 75/17 77/25 79/8 86/23 98/23 101/15 106/15 108/14 108/14 134/24 138/13 138/13 241/24 260/11 showing [50] $8 / 6$ 11/11 15/13 20/2 20/10 21/18 22/8 22/8 34/22 37/19 38/11 58/12 58/15 58/18 59/22 60/10 62/16 62/23 72/6 82/22 83/3 86/24 86/25 97/21 102/18 125/22 126/21 135/13 153/2 163/8 168/9 171/11 172/12 173/19 174/13 177/4

| S |  |  | spreading [1] 175/7 |  |
| :---: | :---: | :---: | :---: | :---: |
| 5 | 29/22 34/13 | 130/23 186/17 196/25 | St. [2] 7/12 7/12 | 156/12 193/14 229/18 |
| 183/7 184/13 198/6 | 36/15 58/25 59/3 59/10 | 200/8 | St. Louis [2] 7/12 | 229/21 230/4 231/11 |
|  | 60/1 60/13 60/14 60/15 | someone [9] 92/23 | stack [1] 161/15 | 231/13 231/17 232/1 |
|  | 60/22 64/13 73/13 | 93/15 162/14 170/2 | stand [8] 61/8 62/18 | 232/4 232/9 |
| 230/3 231/17 232/8 | 96/21 135/1 137/3 | 183/22 211/16 217/17 | 102/10 116/16 126/24 | statements [2] 202 |
| 247/4 | 137/23 145/2 152/12 | 225/10 234/25 | 2 194/21 |  |
| wn [4] 39/2 84/20 | 2] 60/14 | thing [42] 16/6 | standard [2] 51/21 | ation [89] 12/2 23/25 |
| 9/5 179/12 |  | 29/18 30/4 40 | 249/22 | 4/6 32/25 33/14 33/17 |
| 8] 24/2 41 | sits [2] 92/23 125/20 | 64/12 65/15 | standing [14] 62/25 | 20 |
| $3 / 2$ 108/1 167/15 | sitting [8] 92/17 92/19 | 65/18 73/12 73 | 68/23 77/16 78/20 | 33/20 33/21 35/15 |
| 5/25 212/11 213/6 | 102/8 129/21 148/6 | 73/ | 78/24 79/13 86/3 92/17 | 37/17 39/25 40/8 |
| sic [1] 64/25 | 202/14 226/22 226/25 | 102 | 112/21 120/14 134/9 | 40/12 41/1 73/11 73/12 |
| side [34] 33/1 5 | situation [3] | 117/17 121/22 125/2 | 140/25 14 | 73/21 74/7 74/9 74/10 |
| /18 54/22 80/21 | 93/14 124/23 | 125/8 126/1 127/16 | star [1] 22/1 | 74/12 74/16 75/8 77/12 |
| 80/23 98/1 107/9 | six [1] 113/15 | 37 | staring [4] 87 | 87/1 |
| 154/21 155/10 155/1 | skin [8] 129/2 129/5 | /1 | 117/6 118/17 | 98/16 98/23 101/1 |
| 155/13 155/20 155/24 | 129/13 129/15 142/7 | 160/7 166/12 | starred [1] 38/22 | 102/16 106/15 |
| 163/1 163/13 164/5 | 17 166/25 | 167/4 167/9 | start [5] 72/1 162/6 | 119 |
| 164/11 172/12 172/1 | skinned [9] 129/22 | /10 234/7 | /2 | 119/16 119/17 119/19 |
| 173/3 173/6 174/1 | 129/22 129/25 130 | 252/23 255/1 256/18 | started [10] 8/3 36/7 | 6/23 127/6 132/20 |
| 174/2 174/17 176/12 | 135/2 135/5 136/3 | 260/12 | 43/2 76/18 101/23 | 33/5 133/13 133/20 |
| 176/13 180/5 180/12 | 136/5 142/12 | sometimes [3] | $4 / 2215$ | 134/11 140 |
| 184/18 184/18 205/16 | skinny [2] 195/8 | 60/16 196/15 | 2 | 163/9 163 |
| /13 219/23 |  | somewhat [1] | starting [4] 96/20 | 172/1 172/1 172/9 |
| 迷 | sk | somewhere [1] | 184/17 215/22 258/1 | 172/9 172/14 173/9 |
| sideways [2] 62 | sl | 500 | STATE [42] 1/5 1/17 | 1 |
|  | 147/17 148/9 | 79/21 178/5 191/23 | /12 | 173/25 174/2 174/7 |
|  | sleeve [1] 2 | sorrs | 22 30/22 31/2 | 74 |
|  | slender [1] | 37 | 44/9 47/17 47/22 56/2 | 174/17 176/12 176/14 |
|  | slip [4] 75/16 78/22 | 54/21 80/18 84/13 | 56/25 57/5 71/3 71/4 | 176/16 176/16 176/19 |
|  | 98/10 182/12 | 89/11 103/22 105/25 | 71/9 90/7 94/21 95/2 | 176/22 176/22 176/23 |
|  | slips [4] 60/7 86 | 106/18 109/11 111/1 | 112/13 112/14 113/1 | 179/21 179/22 180/1 |
|  | 106/25 106/25 | 114/6 125/4 127/25 | 148/20 148/21 149/ | 180/3 180/18 181/4 |
|  | slot [1] 32/10 | 138/23 139/11 140/2 | 159/1 159/6 189/16 | 181/6 181/8 181/19 |
| s [1] 60/8 | slots [2] 173/20 | 14 | 189/17 189/22 236/1 | 194/13 |
| milar [5] 53/2 | slouches [1] 148/3 | 172/24 188/1 192/5 | 236/6 243/10 243/11 | 25 |
| /20 216/18 257/22 | slouching [1] 147/10 | 204/2 207/6 208/9 | 243/15 251/6 251/13 | 174/7 174/9 174/11 |
| milarities [2] | slumping [1] 147 | 20 | 259 | 174/13 174/17 176/12 |
|  | sm | 224/18 233/3 239/25 | 'S | 1 |
| arly [1] | smudge [1] 167 | 243/22 253/1 259/24 | 14 | Station 1, yes [2] |
| ce [5] 57/22 209/9 | smudges [2] 167 | sort [4] 125/2 | 8/7 9/6 11/3 11/22 | 174/2 176/23 |
| 210/13 214/20 232/9 | 175/15 | 248/21 254/25 | 17/22 18/11 18/23 20/3 | Station 3 [1] 180/3 |
|  | [1] | 10] | 0 20/15 21/4 | Station 4 [4] 180/1 |
| [73] 42/12 42/15 |  | 240/9 240/17 240/19 | 22/7 22/22 | 1/6 |
| /18 67/13 69/1 70/3 |  | 240/23 $241 / 12$ |  | Station 4 after [1] |
| 95/24 96/1 96/15 96/19 | software [1] 50/5 | 24712 |  | 181/19 |
| 96/23 97/1 97/6 97/8 |  |  |  |  |
| 97/23 99/11 99/18 | 隹g [2] 190/19 | /6 | 6 81/17 83/3 83 | 173/23 176/19 179/2 |
| 99/21 99/23 100/8 |  | 244/23 | 6 103/1 | 2 |
| 102/12 102/17 103/5 | some [55] 22/22 26/25 | space [1] 170/17 | 4/1 115/19 115/2 | stations [13] 73/12 |
| 103/20 103/24 104/6 | 32/1 39/11 51/18 53/13 | speak [8] 37/6 66/1 | 2/17 123/7 123/1 | 74/6 74/19 115/24 |
| 104/12 104/20 105/10 | 58/4 64/19 69/14 72/1 | 71/14 100/7 124/15 | 123/23 123/24 125/15 | 126/10 126/10 163/2 |
| 105/21 106/21 106/23 | 80/19 86/5 89/13 92/7 | 193/11 193/12 232/17 | 125/22 126/21 153/3 | 163/6 164/10 171/25 |
| 107/1 107/18 107/21 | 97/3 100/23 105/11 | speaking [1] 184/25 | 153/8 161/10 168/9 | 172/13 180/6 181/7 |
| 107/24 108/22 108/24 | 110/15 122/23 | specific [8] 7/7 32/7 | 8/1 | stay [4] 16/9 77/12 |
| 110/23 157/2 190/10 | 124/5 125/2 143/15 | /5169/6 185/2 | 179/1 183/7 184/4 | 80/5 219/20 |
| 191/10 200/16 211/23 | 152/15 160/25 161/9 | 195/12 197/14 221/8 | 186/11 198/7 198/12 | stayed [2] 102/13 |
| 10 219/25 220/19 | 166/5 175/25 17 | specifically [4] 49/ | 199/7 203/25 204/8 | 2/1 |
| 4 251/2 |  |  |  | step [2] 66/6 99/3 |
| 252/4 252/10 252 | 181/20186/1 | [16] | 208/13 208 | phanie [1] 29/25 |
| 252/17 252/20 252/24 | 206/1 207/8 208/24 | 31/3 47/23 47/24 57/6 | 210/23 217/2 218/4 | stepped [1] 35/15 |
| 253/8 253/23 254/1 | 221/3 223/19 234/11 | 1/10 95/3 95/5 113 | 8/6 229/12 233/20 | steps [3] 116/4 116 |
| 254/5 254/9 25 | 237/3 237/20 237/22 | 159/7 18 | /21 240/6 247/5 | 214/18 |
| 254/24 255/3 | 240/16 244/23 248/21 | 16 251/1 | 247/16 247/24 248/12 | sticker [3] 161/23 |
| 25 | 253/16 254/7 254/19 | sp | 253/5 253/9 253/14 | 172/25 17 |
| 25 | 254/25 256/18 260/1 |  |  | sticky [1] 230/6 |
| 25 | 260/2 260/2 <br> somebody [9] 26/5 | split [1] 216/9 | statement [19] 15/3 $15 / 6$ 15/14 34/16 37/4 | sticky [1] 230/6 <br> still [23] 7/22 36/8 |


| S | 199 | 19 | 234/21 246/22 246/23 | 11/20 12/2 13/1 13/6 |
| :---: | :---: | :---: | :---: | :---: |
|  | 8 247/19 | 196/14 196/23 197/8 | 259/17 | 19/21 20/20 |
| 90/22 102/8 102/8 | 247/20 253/11 253/12 | 197/14 202/13 202/16 | talked [15] 59/5 85/20 | 21/1 21/21 27/1 29/19 |
| 158/5 189/5 194/11 | 253/13 | 202/17 203/10 205/23 | 121/12 124/6 125/4 | 31/14 31/15 32/3 32/3 |
| 198/19 199/19 200/ | substitute [2] 225/24 | 212/9 212/11 212/15 | 125/5 131/18 136/16 | 32/18 33/5 35/17 35/18 |
| 201/4 202/4 202/11 | 226/1 | 213/18 214/3 214/4 | 136/17 138/6 186/16 | /25 36/12 |
| 205/11 213/11 214 | substituted [2] 226/14 | 214/8 218/19 224/3 | 215/17 223/10 244/16 | 37/17 37/23 39/24 40 |
| 214/23 220/25 249/14 | 27 | 224/15 226/11 226/1 | 25 | 40/8 53/18 54/17 54/20 |
| stills [2] 196/16 202/8 | substituting [1] 226/ | 228/4 228/6 229/23 | talking [19] 26/12 | 54/21 60/12 60/22 |
| stipulated [5] 7/6 8/5 |  | 230/12 231/4 231/15 | 69/11 70/9 81/21 | 0/24 62/19 65/9 72/23 |
| 8/12 8/19 8/24 |  | sus | 7 116/14 125/ | 2/23 |
|  | suit [1] 212/16 | 67/2 191/24 193/21 | 135/2 144/16 147/23 | 72/25 73/11 74/6 74/ |
| 7/14 7/16 7/18 7/20 | sunglasses [10] 13/8 | 195/2 196/1 200/23 | 154/11 163/3 190/21 | 74/18 74/19 75/6 75/7 |
| 7/22 8/9 153/3 210/23 | 195/9 195/11 195/12 | 201/7 201/11 202/12 | 196/16 209/17 235/5 | 77/12 79/14 79/16 96/2 |
|  | 195/13 199/25 202/13 | 202/12 203/8 203/15 | 246/17 255/7 255/8 | 96/18 97/24 98/16 |
|  | 205/15 214/5 214/10 | 205/8 206/10 207/22 | tall [12] 90/25 92/12 | 2/16 105/2 105/5 |
| stocky [1] 62/12 | Sunset [2] 96/21 | 210/6 212/4 212/1 | 92/13 92/15 93/1 195/8 | 06/17 106/19 113/12 |
|  | 13 | 212/14 213/7 213/1 | 201/12 227/16 227/20 | 115/22 115/24 117/9 |
| 109/19 119/2 120/15 | supervise | 213/21 214/25 218/1 | 229/13 230/11 230/16 | 119/10 119/12 126/9 |
|  | supervisor [4] 35/ | 219/14 219/22 221/6 | taller [6] 92/14 130/17 | 126/10 134/10 140/3 |
|  | 35/20 36/12 111/1 | 227/8 227/1 | 130/18 130/19 226/24 | 15/3 163/2 163/14 |
| 237/11 237/14 237/16 | supervisor's [1] 35 | suspicion [1] | 226/24 | 33/17 163/22 164/3 |
| 238/7 238/25 239/13 | supervisory [1] 49/7 | suspicious [4] | tape [38] 51/8 165/15 | 64/10 171/25 180/1 |
| 239/19 241/21 2 | supposed [4] 27/21 | 8/9 158/16 | 165/15 165 | $1 / 7$ 181/13 |
| 245/2 246/6 246/15 | 237/18 | switch [1] 105/18 | 165/25 166/5 166/8 | ller -- at [1] 74/18 |
| 248/8 249/23 252 | sure [40] 40/22 45/11 | sworn [13] 9/20 30/25 | 167/17 167/19 169/16 | lers [16] 10/24 58/8 |
| 253/7 253/18 256/23 | 68/25 70/16 70/17 79/4 | 47/20 57/3 71/7 94/25 | 169/18 169/20 169/22 | 13 60/17 60/21 65/3 |
| 257/21 257/25 261/17 | 82/25 89/21 101/5 | 112/24 148/24 159/4 | 170/1 170/1 172/17 | 65/9 65/20 66/2 66/3 |
| 261/18 | 103/23 112/18 125/3 | 189/20 236/4 243/13 | 175/1 175/7 175/13 | /16 69/17 105/ |
| stopped | 132/8 146/8 147/8 | 251/ | 175/18 175/25 176/3 | 128/9 128/14 202/22 |
| 85/16 221/24 | 147/16 | synced [1] |  | ng [5] 88/23 89/ |
| 246/19 246/25 250/8 | 18 | synchron | 181/20 182/2 182/17 | 109/12 250/2 |
| 253/21 257/22 257/25 | 2/ | 49/13 49/1 | 183/19 186/21 186/22 | tells [1] 65/17 |
| stops [6] 219/4 222/2 | 211/15 214/1 214/9 | system [6] 2 | 186 | ada [5] 9/18 9/19 |
| 237/4 238/19 245/1 | 214/11 217/8 220/6 | 11 | 192/15 192/20 200/20 | 9/24 202/24 232/1 |
| 24 |  | T | 11] | s [1] 232/8 |
| store [3] 50/12 67/14 |  |  | 93/14 200/20 202/19 | logy [1] |
|  |  |  | 216/7 229/18 229/21 | erms [3] 8/19 8/24 |
|  |  |  | 232/1 232 | 136/13 |
| straight [1] |  |  |  | 9 |
| traight [1] 115/5 |  |  |  |  |
| stride [1] | surfaces [1] |  | /16 186/17 18 | ified [17] |
| strided [1] 64/25 |  | [41] 13/13 | get [1] 222/16 | $547 / 2157 / 471 / 8$ |
| Strip [2] 236/22 | surprising [1] | 21 30/8 32/8 3 | tattoo [1] 110/3 | /1 112/25 131/8 |
|  | surroun | 35/11 47/2 47/3 58/6 | tattoos [11] 27/6 27 | 59/5 189/2 |
|  | 216/21 | 76/1 91/15 99/2 116/2 | 27/7 121/22 125/2 | 21/6 236/5 243/14 |
|  | surveillance [47] | 122/25 145/17 145/18 | 131/15 13 | /25 251/12 |
|  | 7/15 7/17 7/19 7/21 | 151/4 160/19 162/10 | 136/18 136/19 197/7 | stify [6] 12/8 61/3 |
|  | 7/23 23/17 49/9 51/18 | 166/7 171/21 191/2 | tazed [1] 251/4 | 8/2 212/18 222/13 |
|  | 55/3 105/14 138/13 | 202/18 215/24 215/25 | team [1] 217/18 | 222/15 |
|  | 164/2 164/7 164/17 | 220/5 220/8 225/7 | teardrops [2] 137/10 | testifying [3] 89/23 |
| 7/14 235/2 | 174/7 181/11 182 | 3 230/10 230/1 | 退 | 0/16 250/3 |
|  | 194/6 194/11 196/15 | 230/15 230/25 231/1 | television [1] | testimony [32] 26/25 |
|  | 198/19 201/2 202/7 | 232/15 232/19 249/14 | tell [43] 10/10 27/18 | 30/18 30/18 46/20 |
|  | 203/16 206/4 206/13 | 249/21 258/13 258/16 | 27/21 27/24 28/14 | 46/21 56/18 56/19 |
|  | 206/25 207/9 207/20 | taken [10] 19/19 19/25 | 32/15 40/13 43/22 49/9 | /25 71/1 94/15 94/1 |
| s | 208/3 208/16 209/7 | 20/23 22/3 22/9 22/15 | 57/17 65/7 66/3 74 | /9 112/9 132/6 |
|  | 209/12 210/17 211/3 | 22/18 38/19 87/23 | 80/3 82/1 82/1 91/13 | 132/10 133/9 145/11 |
|  | 211/4 214/16 214/19 | 214/18 | 91/14 93/10 93/13 | 145/12 158/23 158/24 |
|  | 216/12 217/22 218/9 | takes [1] 105 | 98/18 104/7 106/6 | 189/14 220/19 224/19 |
|  | 219/2 221/4 221/7 | taking [10] 15/19 25/7 | 108/10 108/11 111/23 | 225/8 235/20 235/22 |
|  | 225/1 234/17 | 25/13 65/8 76/9 87/5 | 116/4 131/25 137/24 | 243/1 243/3 250/19 |
|  | Sushi [2] 151/ | 151/2 170/1 | 143/17 149/9 151/11 | 250/22 258/6 258/8 |
|  | 154/20 | 231/21 | 151/12 168/25 178/9 | esting [3] 162/12 |
|  | SUSIE [1] 1/23 | talk [20] | 18 | 162/15 |
|  | suspect [40] | 50/11 61/15 72/25 81/6 | 211/24 227/19 240/14 | an [13] 67/22 67/24 |
|  | 45/20 45/23 192/7 | 84/4 87/16 1 | 244/2 249/2 | 17 92/14 120/1 |
| 186/8 186/9 199/4 | 193/25 194/12 1 | 4 | teller [88] 10/12 10/21 | 130/19 157/5 167/10 |
|  | 195/3 195/5 195/6 | $\begin{aligned} & \text { 200/25 208/24 226/19 } \\ & 000660 \end{aligned}$ | 10/22 10/23 11/1 11/5 | 187/18 211/4 215/3 |

than... [2] 241/23 256/6 thank [119] 7/5 9/22 10/2 10/5 18/22 20/5 20/8 28/2 29/2 30/17 30/19 31/2 31/6 31/8 31/18 34/25 43/11 44/3 46/20 46/24 46/25 47/22 48/5 56/18 56/22 56/25 57/5 57/9 57/12 69/1 70/20 70/25 71/4 71/9 83/1 84/2 91/25 94/9 94/15 94/17 94/18 94/22 95/2 95/12 106/8 108/10 111/2 112/1 112/8 112/10 112/12 113/1 113/5 113/7 113/21 122/21 134/18 134/20 142/15 145/5 145/11 145/14 148/13 148/21 149/1 149/6 153/11 156/20 158/17 158/23 158/24 159/6 159/10 161/21 189/9 189/14 189/15 189/17 190/1 190/2 190/4 199/8 204/5 204/25 205/3 212/22 215/8 221/1 228/24 229/9 233/3 233/6 235/20 235/21 235/23 236/2 236/6 236/11 240/7 242/21 243/1 243/2 243/7 243/8 243/15 243/19 243/24 248/2 250/14 250/19 250/20 250/24 250/25 251/1 251/13 251/17 251/19 258/5 258/7
Thanks [1] 235/24 that [1214]
that ID [1] 255/14 That'Il [9] 18/10 38/8 47/3 145/18 153/7 184/3 186/10 191/25 220/9
that's [163] 7/11 7/14 7/17 7/18 7/21 8/16 9/1 10/16 11/5 17/12 22/11 22/18 22/20 24/23 28/2 33/1 35/19 36/16 36/20 36/22 37/8 39/20 41/1 46/9 49/21 50/19 51/21 53/1 54/20 54/24 55/3 55/9 58/25 60/12 63/22 64/2 65/2 65/3 65/20 72/12 72/13 74/2 75/20 77/24 78/18 79/18 79/25 81/22 82/23 83/10 83/23 85/6 86/20 86/20 86/25 87/6 87/10 88/1 90/12 92/14 95/21 99/6 102/5 103/23 105/3 105/7 106/1 106/10 108/5 108/14 114/15 116/21 117/2 118/10 118/19 121/23 123/10 123/10 123/11

123/11 125/15 131/8 134/18 135/20 135/20 136/20 137/12 138/11 141/22 142/14 142/15 147/10 148/5 150/22 151/23 151/25 152/11 155/12 156/4 156/16 160/2 162/24 163/13 164/7 164/10 164/17 166/13 166/17 167/6 167/6 167/7 168/5 169/2 169/18 171/25 172/1 172/9 172/22 173/1 173/2 174/1 174/22 176/16 179/21 180/15 180/24 181/4 182/2 192/22 193/23 197/8 207/25 208/4 208/18 212/3 213/9 214/7 218/11 218/17 223/7 227/18 228/24 230/4 230/20 231/3 237/23 240/23 241/7 241/15 241/19 242/2 242/3 242/21 246/25 247/5 247/10 248/9 249/22 249/22 250/14 252/21 257/14 260/25 their [23] 9/14 12/23 68/11 109/16 112/19 124/15 131/20 142/14 147/8 151/2 152/19 157/12 157/13 185/11 185/25 186/6 187/21 191/13 191/22 194/12 200/22 225/6 227/2
theirs [1] 66/2
them [96] 7/8 7/10 9/3 9/8 12/12 12/14 32/20 39/19 39/21 39/22 43/6 52/1 52/3 52/17 52/18 54/22 54/23 55/6 59/18 60/20 66/9 69/8 69/13 80/9 81/1 82/14 86/8 88/9 88/23 89/19 89/22 93/11 116/11 117/5 121/10 121/10 122/13 124/8 124/16 136/19 138/3 138/20 138/24 139/1 147/22 151/4 151/13 151/14 152/8 152/15 152/15 152/17 155/9 157/6 157/7 158/6 158/13 161/2 163/6 165/14 167/20 168/4 168/5 170/19 172/6 178/9 179/6 179/7 181/9 182/21 184/10 184/11 187/15 187/25 192/21 194/17 197/1 209/9 209/18 212/7 214/14 214/24 223/24 224/12 224/22 224/24 225/17 225/18 226/1 227/18 227/19 260/12 260/19 261/14 261/19 261/23
then [235] 8/21 14/9 19/24 22/22 24/11

29/15 31/19 32/5 32/19 33/9 33/16 33/21 34/3 34/23 35/6 35/14 35/18 35/19 36/7 37/8 38/2 38/12 38/17 40/12 40/12 49/15 50/5 51/4 53/13 54/2 58/17 58/19 58/24 59/2 59/6 59/12 61/10 61/13 62/11 62/14 62/15 63/21 64/11 64/12 64/21 64/25 65/8 67/16 69/15 75/12 75/15 78/20 79/7 79/16 80/7 80/8 86/23 86/23 88/7 89/13 91/17 92/20 92/21 97/14 98/10 98/18 98/21 98/23 98/24 98/25 99/1 100/1 100/2 101/13 101/13 101/15 101/15 101/17 101/17 101/19 101/20 101/25 102/1 103/14 103/16 104/12 105/18 106/15 108/13 108/15 108/15 108/19 109/21 109/21 109/23 115/5 115/8 116/6 116/7 116/7 119/21 120/3 120/15 120/15 120/16 121/3 121/10 122/12 126/9 126/14 126/15 127/2 133/20 134/1 135/19 138/6 138/8 142/1 142/3 142/5 145/3 146/21 146/21 151/14 151/18 151/20 152/17 154/22 155/1 155/8 156/4 159/24 160/3 160/4 161/10 162/23 162/25 165/15 165/16 165/18 165/25 166/2 167/12 168/7 169/20 170/1 171/21 174/1 175/12 176/24 178/20 179/15 179/23 181/8 181/18 183/4 184/16 184/20 184/21 184/22 185/22 188/8 190/19 190/23 191/5 192/3 192/7 192/22 193/25 194/12 194/13 194/14 194/16 194/21 195/21 196/8 196/13 197/16 197/17 198/21 200/11 200/24 200/25 201/3 202/15 205/22 206/6 207/25 208/16 209/3 209/18 209/20 210/16 212/3 212/7 212/11 212/13 212/23 213/18 214/4 214/8 214/14 214/19 214/23 215/6 216/18 219/4 219/6 221/8 221/24 222/2 223/10 223/25 225/3 225/8 225/8 225/11 226/4 226/23 227/1 227/2 231/18 233/20 234/7 000661

237/24 238/2 238/4 240/13 240/18 242/1 248/8 249/21 252/8 259/9 260/18
there [185] 7/11 7/14 7/18 7/22 14/3 14/3 14/9 21/19 22/9 22/12 23/9 26/25 28/14 28/21 29/6 29/14 32/7 36/22 37/16 38/12 40/10 40/13 41/3 41/4 41/15 46/9 48/22 50/25 53/14 56/4 58/13 59/9 59/10 59/11 60/8 61/8 63/9 64/21 65/7 68/11 68/14 68/18 69/14 71/15 72/8 72/14 74/5 74/7 74/23 74/23 77/16 78/11 79/13 82/17 83/17 84/15 84/17 85/7 85/11 85/13 85/22 86/4 87/3 94/23 97/4 98/2 98/5 98/11 98/13 99/2 103/4 104/14 105/18 110/15 111/10 112/22 113/16 114/3 114/15 115/1 116/8 116/17 119/2 120/11 120/23 125/9 126/14 126/19 129/14 132/12 132/20 136/7 136/24 137/2 137/6 137/7 137/22 143/7 144/5 144/10 149/23 150/4 150/5 151/1 151/3 151/18 151/20 154/10 157/6 157/8 157/10 157/13 158/15 158/15 160/1 160/4 160/21 162/12 163/4 163/5 163/24 164/12 169/2 170/17 172/18 172/25 173/1 174/18 175/1 175/8 175/9 175/13 175/19 179/12 180/13 181/7 181/20 182/14 193/20 194/9 195/4 195/10 196/24 196/25 198/2 201/5 201/11 201/24 202/13 203/1 206/8 206/17 206/20 209/15 211/7 211/24 214/13 216/15 217/8 217/9 217/14 218/15 219/20 223/2 223/6 223/6 225/2
228/22 231/25 232/12 232/17 234/21 234/24 238/2 238/4 242/6 244/19 245/9 248/4 250/18 254/6 254/13 256/22 259/21 261/23
there'll [1] 259/9
there's [60] 7/16 7/20 11/15 22/1 26/1 32/23 33/19 36/20 38/17
39/22 39/22 44/22 53/7 53/13 58/17 59/2 60/8 60/16 71/21 73/23 82/7 97/9 98/7 104/16 108/7

110/19 111/21 116/8 131/3 136/4 142/2 142/5 144/18 145/1 157/14 157/25 164/20 165/7 167/3 172/13 172/17 174/21 175/6 175/9 175/12 175/15 175/20 179/12 180/8 182/21 185/11 187/10 191/24 192/8 197/23 209/12 211/18 237/25 240/9 260/12
thereafter [7] 62/20 64/24 88/4 184/21 190/24 214/4 217/25 therefore [1] 132/22 these [50] 21/6 37/23 52/2 52/3 52/6 54/13 54/21 60/13 64/14 67/19 68/8 68/17 74/5 116/4 132/10 133/8 144/21 161/1 161/9 162/2 167/12 170/21 171/6 174/19 174/23 175/6 175/20 178/5 178/8 178/11 178/14 179/5 180/9 184/14 185/2 185/7 186/1 186/16 187/23 189/6 202/4 205/11 209/3 215/17 227/19 234/17 234/20 234/23 235/2 261/22
they [210] 7/23 12/9 12/10 24/11 26/5 26/10 27/3 27/19 27/20 27/22 27/25 27/25 29/9 32/20 33/14 37/10 42/17 42/17 60/7 60/7 60/23 60/24 61/7 61/10 62/18 64/25 65/2 65/3 65/16 65/21 66/2 67/3 68/1 68/1 68/19 68/20 68/22 68/22 68/24 69/14 69/17 69/20 74/23 76/14 77/7 78/15 78/15 78/18 78/19 78/21 78/22 79/9 79/12 79/16 80/7 81/2 81/3 81/5 82/3 82/4 82/18 86/3 86/3 86/4 86/6 88/6 88/7 88/8 88/10 88/11 90/25 91/17 91/17 91/18 91/18 91/19 92/12 92/13 93/13 94/4 94/4 94/6 98/9 101/4 104/11 109/24 109/25 110/3 111/8 111/11 111/11 116/24 117/9 118/13 120/17 120/19 121/7 122/4 124/14 124/16 128/9 128/14 128/23 129/21 130/17 130/17 136/14 136/20 136/22 151/1 151/15 151/16 151/17 151/18 151/21 151/24 152/7 152/10 152/10 152/12 152/20 153/2 154/18

| T |  |  |  | 149/14 150/22 151/2 <br> 154/13 157/16 206/17 |
| :---: | :---: | :---: | :---: | :---: |
|  | /12 | tights [2] 78/19 79/7 | 89/22 $11714118 / 10$ |  |
| 154/21 154/22 154/23 |  |  | 20 | traffic [4] 237/6 237/16 |
| 154/24 154/25 155/6 | third [6] 74/14 101/18 | 1] | 224/25 229/22 |  |
| 157/3 157/4 157/5 | 113/18 113/19 177/22 | 32/17 35/20 36/9 43/1 | tomorrow [4] | rained [6] 14/15 34 |
| 164/5 165/11 169/17 | 20/2 | 43/7 45/22 49/6 49 | 258/15 259/9 262/2 | 93/12 93/25 94/3 94/5 |
|  | this [312] | 49/15 49/17 50/25 | 136 |  |
| 169/24 169/24 172/6 | those [86] | 61/11 65/24 67/19 | [1] 62/7 | $\begin{aligned} & 27 / 1827 / 2127 / 24 \\ & 42 / 1042 / 1393 / 9 \end{aligned}$ |
| 185/25 187/12 187/15 | 仡 | 6 | onigh |  |
| 188/7 191/21 191/21 |  | 69/14 70/16 74/24 76/9 | too [17] 36/13 36/1 | 60/4 17 |
| 191/22 191/23 191/24 |  |  |  | trainings [3] 160/5 |
| 193/5 193/21 193/2 |  |  |  |  |
| 193/22 194/1 194/1 |  |  | 120/16 154/8 172/6 | TRAN [1] $1 / 1$ transaction [3] 17/4 107/22 117/12 |
| 194/21 195/12 195/ |  |  | 1197 |  |
| 196/13 197/5 197/6 | 160/2 | 120/3 124/17 | 11 246/13 252/21 |  |
| 197/7 203/6 | 1/4 163/1 163/1 | 127/2 127/5127/6 | took [27] 13/15 13/2 | 107/22 117/12 transactions [4] 10/24 |
| 206/7 206/8 209/19 | 166/12 | 148/11 149/2 | 13/25 14/8 14/14 | $\begin{array}{ll}32 / 4 & 73 / 1 \\ \text { transcribed [2] } & 116 / 9\end{array}$ |
| 210/8 210/13 210/13 | 8/2 169/3 | 149/23 150/12 151/8 | 77/13 91/19 151/9 |  |
| 210/14 212/7 2 | 24 171/3 | 154/23 160/7 161/15 | 161 | 262/6 |
| 214/11 214/11 214/ | 172/17 175/18 175/25 | 163/23 166/19 166/19 | 170/21 178/11 179/15 | Transcriber [1] 262/10 transcript [4] 1/9 |
| 2 | 8/18 | 169/19 185/3 192/13 | 180/12 181/8 181/11 |  |
| 20/1 222/21 224/24 | 1791/13 181/20 181/23 | 194/25 195/2 195/3 | (82/23 188/24 189/5 | 135/13 231/13 232/8 translate [2] 142/11 |
|  | 18 | 201/2 202/5 202/8 | 227/6 229/18 2 | translate [2] $142 / 11$ 232/19 |
| 4/25 225/8 226/3 | 188/5 196/15 197/4 | 203/10 204/20 205/25 | tools [1] 234/13 | traveling [1] 209/9 |
| $226 / 25227 / 1227 / 1$ | 198/13 198/16 199/6 | 207/2 | top [27] 14/1 14/2 | TRAVIS [1] $1 / 9$ trial [6] 1/14 47/11 |
| 227/17 227/21 227/21 | 199/25 201/16 204/9 | 211/9 211/11 21 | 23/23 23/24 24/1 38 |  |
|  | 204/16 204/22 205/16 | 211/23 214/22 215/ | 84/4 100/2 100/14 | 146/1 220/16 222/14 259/2 |
| 246/20 255/2 | 15/19 221/22 | 215/1 217/25 218/13 | 101/23 101/24 152/ |  |
| 261/11 261/ | 222/2 222/15 | 218/24 219/6 219/9 | 163/22 164/17 173/19 | 259/2 <br> trials [1] 23/13 <br> tried [2] 87/1 214/21 |
| 261/18 261/22 | 223/23 225/13 | 220/5 221/14 221/14 | 174/13 182/3 182/11 |  |
| they'Il [3] 158/12 193/6194/13 | 225/22 225/24 229/6 | 221/18 223/1 223/1 | 187/11 188 | tried [2] 87/1 214/21 trigger [1] 201/16 |
|  | 23 | 228/21 232/3 233/13 | 205 | trigonometry [1] 225/4 trouble [4] 81/7 81/7 |
| they're [21] 40/5 60/23 |  |  | 208/18 213/23 218/17 |  |
| 112/17 129/23 129/24 | tho | 245 | tota | $134 / 3260 / 8$ true [2] 42/10 42/13 |
| 13513 | 39/22 | 7/11 | 252/7 | $\begin{aligned} & \text { true [2] } 42 / 1042 / 13 \\ & \text { truly [1] } 262 / 5 \end{aligned}$ |
| $1 / 2$ 158/14 16 | thought [13] 62/12 | 247/15 250/2 250/21 | touch [7] 19/14 91/18 |  |
| 5/14 167/2 172/18 | 75/16 77/17 79/3 87/17 | 25 | 141/10 166/12 166/19 | truth [1] 65/7 <br> try [15] 39/2 71/14 |
| 178/5 183/4 192/1 | 91/9 118/5 127/15 | 259/18 259/21 | 167/1 167/4 |  |
| 194/13 194/21 226/21 | 127/17 144/15 210/8 | times [8] 158/8 | touched [8] | try [15] 39/2 71/14 <br> 71/25 98/6 151/14 <br> 157/11 157/12 165/5 |
| 260/20 | 253/1 254/14 | 185/10 222/1 234/24 | 91/6 110/9 134/13 |  |
| $\begin{aligned} & \text { they've [2] } 115 / 1 \\ & 151 / 20 \end{aligned}$ | three [7] 31/20 | 45/7 261/19 | 167/2 | $\begin{array}{ll}\text { 157/11 } 157 / 12165 / 5 \\ 171 / 6 & 175 / 10 \\ 187 / 19\end{array}$ |
|  | 63/2 164/10 185/7 | timing [4] | [1] | 193/23 206/6 214/24 |
| thin [3] 152/19 201/22201/25 | 236/20 245/7 | 207/19 | touching [1] |  |
|  | through [69] 8/2 8/13 | tin | 223/6 | rying [10] 75/22 80/19 109/25 124/14 130/10 |
| thing [14] 46/13 71/15 | 18/15 | tinted [6] | towards [15] 80/15 |  |
| 78/4 78/5 89/7 10 | 29/11 29/13 39/2 $47 / 13$ | 25 | 88/8 88/9 104/22 | 136/8 142/6 174/4 |
| 116/21 141/20 146/6 |  | 25718 |  | 201/17 214/23 |
| /1 247/22 2 |  |  |  |  |
| 260/10 260/25 |  |  | 2 | 168/7 200/11 215/11 <br> 238/23 238/25 |
|  | 133/3 133/15 134/2 | 72/18 72/18today [34] 7/7 8/10$8 / 1725 / 21 ~ 25 / 23 ~ 29 / 22 ~$ | 213/22towel [28] 63/3 63/12 | $\left\lvert\, \begin{aligned} & 238 / 23238 / 25 \\ & \text { turned [2] } 33 / 2186 / 23 \end{aligned}\right.$ |
| $124 / 5131 / 20133 / 9$$133 / 16167 / 21170 / 13$ |  |  |  |  |
|  |  | 29/22 |  | turning [1] 97/20 twice [1] 188/5 |
| 175/16 193/16 196/24 |  |  |  | two [76] 12/9 12/11 24/8 24/9 31/16 39/14 |
| 201/5 201/16 202/4 | 178/8 179/3 179/6 | $\text { /4 } 70$ | 1 127/9 127/16 |  |
| think [37] 26/6 47/2 | 179/7 184/18 186/5 | 11/18 111/20 | 2/11 132/17 132/19 | 44/21 44/22 45/8 45/10 |
|  |  | 135/1 137/3 137/24 | 136/17 137/13 137/1 |  |
| 63/20 66/8 66/23 68/18 | 194/1 194/2 194/20 | 138/24 139/2 139/10 | 138/4 139/3 139/1 | 53/7 61/5 62/7 64/16 67/19 69/7 70/3 74/23 |
| 69//2 98/1 99/1590/2 | 200/24 207/17 209/9 | 139/11 139/20 139/2 | 141/13 143/23 14 | 8/16 81/25 117/16 |
|  | 209/19 212/13 213/7 | 141/15 152/12 156/ | 228/22 | 121/13 124/6 129/21 |
| 107/14 109/19 110/1 | 213/17 214/11 215/23 | 235/7 246/2 260/1 | town [1] 113/23 | 131/18 132/23 142/20 |
| 121/20 129/19 130/13 | 217/17 218/16 220/1 | together [16] 12/14 | track [5] 104/19 212 | 144/16 150/9 150/14 |
|  | 21/23 226/19 232/10 | /11 68/1 68/9 68/1 | /4 214/9 214/2 | 150/23 152/6 156/7 |
| 146/9 14 | /3 251/23 259/4 | 81/3 88/7 | tracker [3] 23/7 23/ |  |
|  | 259/1 | 88/11 122/4 | 41/15 |  |
| 178/21 179/21 186/21 | throughout [1] | 224/22 225/ |  |  |
| 206/11 213/13 220/4 | th | 225/17 |  | 186/21 186/24 186/25 |
|  | tied [5] 98/25 101/8 | told [14] 27/19 69/2 | Trader [7] | 186/25 187/1 187/6 |

two... [28] 187/9
187/10 187/25 188/24 201/11 206/7 207/17
208/17 212/14 215/17 215/18 215/19 215/20 215/21 216/15 216/18 219/6 219/14 223/20 225/13 225/14 234/20 234/23 237/18 241/12 241/24 245/9 246/7
type [16] 15/1 15/7
15/23 15/25 23/5 23/5 26/3 26/8 58/5 104/2 105/4 108/7 116/21
200/19 221/24 255/25
typed [1] 87/7
types [3] 165/7 196/9 201/16
typically [2] 165/8 175/12
typing [1] 260/16

## U

U.S [25] 10/12 28/10 28/12 28/15 29/16 31/14 149/24 150/6 153/24 160/16 161/7 169/6 170/5 170/21 177/6 191/8 191/21 192/12 192/19 196/20 201/10 205/7 208/7 208/8 209/1
ugly [1] 118/3
uh [28] 37/7 37/10
37/10 41/11 50/18 52/4
54/1 54/20 64/6 68/7
74/17 78/10 80/25 84/7 84/11 115/23 118/12 133/12 151/7 155/15 156/3 156/15 164/24 167/23 174/25 180/14 180/25 186/23
uh-huh [27] 37/7 37/10 41/11 50/18 52/4 54/1 54/20 64/6 68/7 74/17 78/10 80/25 84/7 84/11 115/23 118/12 133/12
151/7 155/15 156/3
156/15 164/24 167/23
174/25 180/14 180/25
186/23
ultimately [2] 17/5 152/2
Um [1] 245/12
uncomfortable [1] 147/9
under [2] 152/22 177/2
underlined [1] 38/22
underneath [1] 74/1
understand [7] 39/7
50/24 70/7 125/3 132/6
132/16 188/24
understanding [4]
132/24 206/19 247/11 254/7
understands [1] 256/8
understood [2] 68/2

101/5
unintelligible [7] 54/8 72/21 130/3 148/4 181/15 181/16 255/19 unique [5] 169/2
221/22 222/22 222/24 223/7
unit [5] 190/11 190/17 190/19 190/24 215/15 units [1] 191/21 Universal [1] 72/19 unknown [3] 196/6 196/7 205/25
unless [5] 69/20 93/4 151/1 151/2 191/19 unregistered [2] 246/20 253/19 unrelated [1] 258/14 until [7] 47/14 81/10 131/1 148/17 149/18 220/22 247/12
unusual [1] 131/6 up [142] $2 / 82 / 1312 / 11$ 15/18 22/24 23/16 24/15 24/16 28/24 29/3 30/12 30/14 33/22 34/23 39/19 39/21 43/24 44/9 44/11 44/13 45/5 45/6 46/1 46/16 51/4 51/4 51/11 55/23 58/6 60/18 60/21 64/5 65/17 66/12 66/23 71/14 71/25 75/12 76/8 77/23 78/17 78/19 79/12 80/8 80/14 80/16 80/23 82/3 82/4 82/5 82/6 86/8 88/9 89/6 91/14 93/7 93/8 97/17 97/17 97/19 101/10 102/1 102/11 108/7 114/20 115/2 115/18 116/4 116/7 116/24 118/5 118/16 119/11 120/15 121/10 121/13 121/13 122/23 124/8 125/11 135/16 140/3 146/21 146/25 149/17 150/4 151/15 154/16 154/18 155/6 155/8 155/9 156/16 158/14 163/9 166/4 172/25 175/23 181/23 182/11 184/16 187/25 192/4 193/1 194/19 195/22 196/8 196/22 198/14 199/13 200/24 203/5 204/10 206/3 211/2 211/9 211/20 212/7 212/12 213/20 214/22 214/24 215/3 217/12 217/15 219/4 219/6 219/12 222/2 224/22 225/16 227/25 230/8 231/19 234/10 235/17 240/18 258/1 258/2 258/4 260/11 261/22 uploaded [1] 239/17 upset [2] 19/5 120/17 upsetting [1] 76/16
us [37] 9/25 23/14 23/20 32/15 43/22 45/15 47/3 47/4 48/21 49/9 65/3 81/20 93/13 98/18 104/7 106/6 108/10 108/12 114/22 114/24 145/18 151/12 187/12 193/4 194/17 201/2 211/24 220/1 220/9 221/21 224/25 226/3 227/1 227/1 227/17 247/9 257/23 usable [1] 166/20 use [17] 11/22 32/23 49/12 65/10 97/9 102/24 119/16 165/5 165/7 165/8 165/19 169/25 223/9 223/9
225/4 226/9 234/13 used [6] 42/25 102/4 102/23 166/5 201/15 233/4
uses [2] 65/24 93/15
using [2] 154/10 226/5 usual [1] 78/21
usually [8] 59/18 73/11 74/7 149/17 151/1 180/19 193/5 256/5 utilizing [1] 7/8

VALERIE [1] $1 / 12$
Valle [14] 51/14 51/24
52/7 58/10 72/11 82/4
95/20 96/5 96/13 96/21
113/24 215/15 217/5 218/1
Valley [2] 96/9 178/2
value [2] 165/14 175/16
varies [1] 226/21 various [3] 74/6 196/1 258/14
vault [9] 10/25 19/21
19/21 20/21 20/23 21/1 22/9 168/8 183/2
VEGAS [12] 7/1 48/17 49/11 51/13 63/25 96/11 160/2 221/25 222/4 236/16 244/4 251/23
vehicle [56] $8 / 6$ 66/24 82/14 192/10 195/19 203/10 203/14 218/11 218/23 219/8 219/15 219/16 219/17 219/19 220/3 221/8 221/8 221/15 221/22 221/24 222/6 222/16 222/19 222/23 223/2 223/3 223/8 237/4 237/8 237/14 237/17 237/19 238/9 238/15 238/25 245/1 245/3 245/5 245/8 245/11 246/19 246/25 248/16 248/19 252/12 253/7 253/18 253/19 253/20 253/22 254/2 254/20 254/20 000663

255/21 256/22 257/24 vehicles [5] 192/8
211/19 221/20 237/20 237/22
Verde [21] 30/1 51/14 51/24 52/7 58/10 72/11 82/4 95/20 96/6 96/13 96/21 113/24 160/16 162/3 178/2 191/9 192/12 193/12 215/15 217/5 218/1
verify [4] 255/4 255/23 260/6 261/1
verifying [1] 241/24
Verint [1] 49/12
versa [1] 226/24
very [36] 33/1 36/12
36/25 41/22 71/13
71/20 76/17 92/5 100/1 100/1 100/25 111/22 111/22 112/16 118/3 129/2 129/2 129/19 131/7 135/1 135/6 135/7 135/18 135/18 142/3 142/4 142/4 146/18 148/6 167/2 173/4 173/6 211/17 239/25 242/14 262/2 vest [1] 117/18 VHS [2] 51/6 51/7 via [1] 194/17 vice [1] 226/24 vicinity [1] 42/20 victim [2] 229/16 231/25
victims [4] 197/24 231/8 232/18 233/15 video [79] 7/12 7/15 7/16 7/19 7/20 7/22 23/17 24/21 25/4 39/1 49/9 49/21 50/8 51/18 51/22 55/3 55/8 85/2 85/14 107/5 108/1 108/11 138/13 142/19 142/24 143/1 143/3 182/4 194/6 194/8 194/17 201/2 202/7 203/16 206/4 206/6 206/7 206/9 206/13 206/24 207/8 207/12 207/20 208/3 208/13 208/16 209/6 209/12 210/14 210/17 214/16 214/19 216/12 217/21 218/6 218/8 219/2 221/3 221/7 221/20 222/5 223/4 225/1 227/25 228/11 239/6 240/25 242/6 242/19 250/12 252/15 253/6 254/14 256/3 256/9 257/7 257/11 260/2 262/6
videos [3] 50/12 222/15 261/4 view [24] 24/24 25/2 39/25 40/1 41/12 41/13 53/1 53/25 60/1 96/21 108/23 163/17 164/7

171/18 174/4 176/5
181/16 182/19 194/8 194/9 211/17 212/4 214/6 260/14
viewed [2] 222/5 222/5
viewing [1] 259/22
vinyl [1] 185/11
violation [1] 257/22 visible [1] 165/12 visit [2] 145/25 258/25 visual [1] 241/1 voice [11] 17/16 17/24 18/17 71/13 71/25 100/9 123/2 123/9
123/14 124/2 124/2

## W

wait [6] 75/9 81/8 81/10 116/6 130/16 145/2
waited [1] 41/9 waiting [3] 11/5 62/19 75/13
walk [25] 25/18 60/16 60/21 71/25 102/6 116/24 133/19 134/10 144/8 144/17 150/4 154/21 157/13 158/2 158/12 158/12 171/18 193/18 194/1 200/24 212/14 214/11 214/14 225/8 256/5
walked [21] 24/11 39/19 64/10 64/10 102/2 102/3 104/22 108/19 126/15 133/4 133/15 134/8 134/14 144/6 144/7 144/13 145/2 151/24 154/15 155/1 256/17
walking [14] 24/8 85/8 140/3 150/23 150/24 151/13 154/14 154/22 155/9 157/3 157/4 158/4 212/12 213/7 walks [3] 157/8 157/10 158/15
wall [2] 36/20 60/17
want [37] 8/11 11/3
11/12 12/6 12/11 25/21 26/22 39/3 39/3 43/5 57/17 60/24 62/13 65/15 65/15 73/17 89/18 93/14 96/16 101/5 126/9 135/16 148/9 161/1 161/24 165/14 177/13 196/11 196/22 200/11 215/6 215/11 229/5 230/3 230/25 232/9 261/18 wanted [6] 134/15 147/3 147/18 148/7 260/1 260/3
wanting [1] 140/3
wants [1] 251/2
warm [1] 23/16 warning [2] 248/25 249/1
was [415]

W
wasn't [7] 23/7 26/7 92/13 131/3 138/17 144/4 250/10 watch [13] 47/7 81/2 124/8 145/21 147/7 147/22 158/13 206/9 220/12 239/3 256/3 258/22 261/17
watched [5] 80/24 81/1
119/22 221/3 221/12
watching [7] 77/17 78/12 78/12 79/3 79/5 79/18 147/13
water [1] 166/15 way [31] $8 / 212 / 1$ 32/25 47/10 65/8 68/20 91/14 100/22 114/22 118/21 121/13 138/10 145/24 149/17 154/19 154/22 154/22 155/2 155/9 158/13 165/9 171/6 184/18 184/22 184/22 206/10 209/20 209/23 216/17 220/15 258/24
we [215] 7/6 7/8 8/9 8/10 8/13 8/17 14/25 17/9 18/13 18/13 19/18 23/21 28/8 36/13 37/23 43/18 49/12 50/9 51/4 51/22 53/12 53/19 53/20 54/11 54/20
54/23 54/23 58/13 58/21 63/25 65/14 65/15 73/8 80/8 80/9 84/4 85/4 85/5 86/2 86/9 93/13 94/5 94/12 101/5 102/5 102/24 104/4 104/12 104/16 104/18 105/18 108/8 112/16 117/6 119/25 121/9 121/9 121/10 121/12 122/23 124/13 126/4 126/11 131/18 135/20 142/24 145/8 145/17 146/6 147/7 148/8 148/11 154/10 158/10 160/1 160/1 160/3 160/4 160/9 162/6 162/10 165/7 165/8 165/10 165/16 165/22 165/25 165/25 168/14 171/24 175/12 175/15 177/5 177/16 179/2 179/6 179/7 184/16 187/10 190/22 191/12 191/18 191/19 192/3 192/21 192/22 193/5 193/23 193/25 194/15 195/3 195/7 196/3 196/7 196/7 196/8 196/10 197/15 197/16 198/19 198/20 203/20 204/12 204/13 206/3 206/5 206/5 206/6 207/6 207/14 208/15 208/24 209/9

209/11 209/19 209/22 210/12 211/4 211/17 212/3 214/12 214/13 214/14 214/19 214/20 214/21 214/22 215/17 216/9 216/18 217/8 218/8 218/15 218/21 219/7 219/13 220/25 221/3 221/9 221/20 221/21 221/22 221/23 221/24 222/5 222/22 223/1 223/4 224/16 224/18 225/11 225/15 225/17 226/2 226/19 227/3 227/10 227/10 227/15 227/16 227/17 227/18 227/19 231/3 233/17 234/21 237/4 238/23 239/3 239/8 239/25 240/16 244/25 244/25 246/17 247/22 248/7 251/6 253/1 253/5 253/16 254/3 256/2 257/20 258/15 258/16 259/6 259/6 259/19 260/2 260/4 260/9 260/15 261/11 261/14
we'd [1] 68/6 we'll [18] 47/2 99/2 146/3 161/22 171/6 193/6 193/22 196/8 196/11 197/5 218/21 222/15 225/1 225/7 225/9 225/9 239/3 258/13
we're [24] 39/24 41/7 52/18 54/2 69/11 70/9 71/24 96/24 115/5 144/16 145/16 147/23 191/19 194/11 197/16 197/22 199/12 202/11 205/5 212/2 215/23 220/8 235/5 258/16 we've [4] 209/10 211/22 248/14 261/6 weapon [18] 14/22
14/25 15/1 15/8 15/23 26/23 27/22 27/25 28/18 28/21 30/4 41/24 42/2 42/14 42/17 42/24 94/4 94/6
weapons [3] 91/3 91/18 130/20
wear [2] 238/21 245/21 wearing [41] 12/25 13/4 25/21 25/22 26/15 33/11 41/4 43/22 43/23 61/25 62/1 63/3 63/16 63/21 78/4 91/13 99/7 100/20 107/19 111/16 139/2 139/10 139/11 139/14 139/15 139/17 139/20 144/11 152/10 152/13 152/15 152/16 152/17 195/8 197/7 213/7 213/23 214/3 214/4 214/9 228/21 WEDNESDAY [1] 1/13
week [5] 28/12 29/15
29/15 113/18 113/19 weeks [3] 115/8 160/3 160/3
weight [1] 9/5 weights [2] 224/3 224/12
weird [1] 249/11 welcome [4] 43/12 44/4 69/2 112/2 well [72] $8 / 6$ 16/5 18/15 18/17 19/21 20/12 20/20 21/2 24/6 36/19 38/2 40/5 41/5 43/7 48/21 50/6 53/20 61/10 61/24 62/4 68/6 72/17 74/12 89/19 95/15 97/3 100/7 100/10 103/4 103/25 105/1 105/20 107/17 107/25 116/5 122/10 123/4 124/13 129/14 140/2 144/17 152/18 152/23 168/21 170/8 172/17 176/24 180/13 182/7 185/12 187/25 188/17 190/12 195/21 201/21 202/22 202/24 203/22 203/25 204/8 206/15 208/1 211/3 211/3 212/19 234/10 238/15 240/17 245/20 252/8 259/16 261/13 went [43] 21/7 33/17 33/20 35/18 36/11 36/14 39/21 62/14 62/17 62/18 64/13 64/13 64/18 65/2 65/8 66/1 66/8 66/9 66/23 67/2 75/23 76/20 77/13 79/12 80/8 82/3 82/4 118/24 119/6 119/7 119/9 121/4 144/5 145/3 146/21 155/6 161/7 185/22 190/22 213/16 214/20 248/8 259/15
were [249] 8/9 11/5 11/8 11/18 11/19 11/23 16/11 16/23 19/5 19/8 23/9 24/13 25/14 26/5 26/12 27/21 28/17 28/20 29/14 31/23 32/24 36/25 37/3 39/5 41/4 42/16 45/22 46/5 46/8 46/12 49/3 53/24 54/18 56/4 60/23 60/25 66/3 66/4 66/21 67/2 68/8 68/18 68/19 68/22 68/22 68/24 69/14 69/17 69/19 69/20 72/14 73/8 73/9 74/10 74/10 74/14 74/16 74/23 74/23 75/2 75/6 76/11 77/4 78/18 78/19 79/1 79/9 81/3 81/14 82/10 86/6 88/10 88/11 89/17 91/6 91/17 92/12 92/17 93/6 93/11 95/23 000664

96/8 96/17 97/25 99/4 99/10 99/16 101/1 109/24 109/24 110/3 110/8 111/9 113/16 115/8 115/13 115/13 116/2 116/14 119/5 119/18 119/25 120/6 120/12 120/17 124/20 126/11 126/14 127/2 127/4 127/4 127/9 130/16 130/17 130/17 132/6 132/11 133/11 133/22 136/6 136/8 136/14 136/22 137/10 137/17 137/25 141/25 142/3 142/11 148/8 149/19 149/22 149/23 150/20 151/15 151/16 151/17 151/21 152/7 152/8 152/10 152/12 152/20 153/20 154/18 154/25 156/7 157/3 157/4 157/5 158/9 161/22 163/4 163/5 163/24 164/3 164/5 166/11 167/12 168/14 170/5 172/2 172/2 176/22 177/5 177/22 181/7 184/7 185/3 188/5 190/15 190/16 191/5 192/21 192/21 193/20 195/2 195/12 195/12 195/15 196/16 197/6 198/19 200/12
200/22 200/23 200/25 201/2 201/4 201/5 201/11 201/18 201/18 202/14 202/15 203/4 205/11 205/15 206/5 206/6 206/7 206/7 206/8 206/12 206/21 207/22 210/12 213/8 213/17 214/13 215/12 215/14 215/18 216/7 216/10 216/15 217/11 217/21 217/24 219/2 220/25 221/6 221/7 221/9 221/20 224/25 226/25 228/13 228/16 229/6 236/25 241/23 241/24 242/4 242/18 244/8 244/13 244/22 244/23 245/9 249/14 252/1 252/7 253/1 253/3 255/7 257/8 259/20 261/16 weren't [9] 45/19 49/2 66/16 92/11 116/25 119/18 133/13 253/3 261/12
West [42] 48/14 48/23 49/10 51/13 55/6 55/19 55/20 55/24 56/8 57/19 57/21 57/22 65/24 72/5 73/5 73/6 73/23 95/18 96/6 101/2 113/12 113/14 113/20 115/7 177/25 178/12 183/14 183/17 215/15 215/23

216/4 217/4 218/1 218/14 218/16 218/20 221/4 221/5 221/7
221/19 228/23 235/6
wet [1] 121/21
what [305]
what's [55] 11/3 11/21 15/13 20/2 20/10 20/13 22/21 23/17 32/1 35/25 37/19 38/19 38/22 40/10 51/2 53/21 57/25 58/12 58/15 60/10 72/6 72/18 72/18 81/16 83/3 86/19 88/2 105/11 108/11 108/12 113/25 114/10 125/17 142/10 150/24 159/18 163/12 165/5 168/9 183/7 183/16 184/13 185/7 198/6 198/11 198/16 203/24 204/7 207/3 208/23 217/2 218/3 253/17 256/8 256/12 whatever [16] 51/1 72/22 76/5 77/18 77/21 78/22 79/17 86/4 87/3 93/13 147/10 161/10 161/14 166/11 240/21 258/18
when [192] 13/12 13/14 14/6 14/12 15/4 15/17 23/13 26/2 26/13 29/5 29/9 32/7 33/17 34/23 35/18 35/19 37/10 39/21 40/21 43/1 43/2 46/8 50/11 50/16 55/4 58/4 59/23 60/16 62/15 62/24 63/18 65/2 65/3 65/5 66/1 66/23 67/3 68/1 68/22 69/7 72/23 73/11 73/13 74/13 75/7 75/15 76/25 78/11 78/15 78/15 78/23 79/3 79/5 79/16 79/20 79/23 79/25 80/7 81/16 82/10 84/4 86/20 87/7 87/9 87/10 87/16 88/9 89/6 92/5 92/17 92/23 93/4 102/1 102/10 105/2 105/12 106/11 111/8 114/11 114/24 115/9 115/14 116/2 116/24 117/9 117/14 118/13 119/21 120/5 120/19 121/3 122/8 122/24 123/17 125/9 125/19 126/18 128/19 128/23 132/9 132/9 132/20 133/1 133/4 134/7 134/12 135/15 136/16 137/18 137/23 138/3 140/2 142/3 143/17 144/3 144/5 144/6 144/6 145/2 146/25 152/23 157/2 160/21 161/7 162/5 162/11 166/22 166/22 167/20 168/5 169/5 169/18 169/22
when... [59] 171/18 184/14 188/6 188/12 191/14 191/15 192/11 192/17 192/19 192/25 193/5 194/8 194/10 196/22 197/1 198/13 201/4 202/11 204/9 206/5 208/24 211/9 216/4 217/11 217/25 219/16 219/19 223/2 225/7 226/19 227/18 228/10 228/13 228/22 229/11 229/12 230/7 230/13 231/18 232/18 232/18 233/14 233/23 239/8 239/17 240/15 240/16 240/22 240/24 242/3 244/16 246/22 247/8 249/23 252/18 252/22 255/23 256/4 260/9
where [107] 11/16 11/19 11/23 11/25 11/25 13/15 29/23 29/24 32/24 33/18 33/24 33/24 36/20 36/22 39/4 39/5 49/14 50/25 51/7 58/9 59/3 59/10 59/23 60/1 60/6 60/21 62/17 63/12 64/4 64/8 65/14 72/4 72/10 73/9 73/21 73/21 73/23 73/23 80/14 81/2 81/24 85/10 86/3 93/15 95/17 96/8 96/22 97/25 98/9 113/23 114/9 114/24 116/9 119/6 119/12 119/12 120/5 121/12 124/24 125/3 125/6 125/20 125/25 126/8 126/9 127/2 134/9 140/9 144/13 145/1 149/23 150/19 151/16 151/21 153/24 154/18 165/3 166/2 171/9 171/9 171/20 172/3 172/4 175/6 188/13 188/16 194/20 194/20 194/21 207/22 209/1 209/6 209/7 209/17 209/17 209/18 211/15 212/21 214/9 221/5 221/9 221/9 226/21 234/11 237/14 237/23 260/14
whether [14] 28/20 30/5 42/24 45/19 55/23 63/1 93/10 94/6 99/12 104/25 111/10 237/8 242/17 250/7
which [36] 12/16 67/2 70/6 70/11 72/19 74/10 81/24 82/1 82/11 89/7 99/24 119/14 119/16 151/18 151/19 151/22 154/12 154/19 154/20 154/24 155/10 165/10

168/21 185/13 185/13 185/14 185/20 186/24 201/12 212/11 213/15 214/22 228/6 238/17 248/14 248/15
while [8] 11/5 22/24 40/20 76/8 112/17 125/11 128/8 249/14 white [24] 12/20 33/7 33/11 63/14 70/12 77/25 100/2 100/16 100/17 117/16 117/17 121/24 122/2 136/4 136/6 139/3 139/11 139/17 141/15 152/16 158/4 165/17 166/8 197/15
who [49] 11/8 24/21 30/19 46/21 56/19 64/22 66/3 66/3 69/19 71/1 74/18 74/19 75/2 79/2 79/12 79/21 85/7 87/17 94/16 98/14 105/6 105/6 112/10 120/8 129/1 131/17 137/17 137/23 145/12 157/10 157/25 158/15 160/21 170/2 183/22 196/24 197/16 197/18 216/2 220/2 224/18 238/9 238/11 243/4 244/20 245/11 250/22 254/2 258/9
who's [2] 39/19 165/21 Whoever [1] 77/20 whole [4] 17/4 43/3 89/7 155/13
why [15] 25/25 64/2 98/18 109/19 109/25 157/13 163/5 187/2 187/2 197/13 200/7 210/8 227/18 246/19 246/25
wig [36] 62/2 62/4 67/14 68/4 70/13 70/18 78/17 79/7 85/11 88/4 91/12 91/13 91/15 99/7 100/1 100/1 100/14 100/21 100/23 104/22 106/20 111/16 111/21 111/22 111/24 117/16 132/17 143/13 144/1 144/1 144/4 144/11 144/22 218/17 228/11 228/15
will [56] 7/8 21/13 32/23 41/18 44/7 52/14 54/10 59/18 60/2 65/1 65/25 73/15 73/20 81/7 105/18 108/25 111/11 116/6 123/22 124/11 134/1 134/9 139/9 143/21 145/17 147/13 161/20 162/9 165/14 165/18 166/18 168/6 171/3 171/10 178/18 187/5 191/17 192/2 192/6 192/7 194/14 194/17 197/10 199/6

204/22 212/7 222/13 227/19 230/6 236/20 239/4 239/24 240/24 247/23 256/25 258/15 window [28] 11/20 12/10 12/16 13/2 13/6 13/12 14/4 14/7 16/19 16/20 35/17 73/14 78/23 80/8 86/11 98/20 106/14 106/17 106/19 108/13 109/10 116/25 119/22 128/13 163/14 163/17 164/3 256/20 windows [8] 33/19 59/1 119/11 121/9 223/6 242/18 250/7 257/8
wine [1] 149/15
wiped [1] 167/2 wires [1] 126/4 wish [1] 144/18 withdrawal [2] 106/24 182/12
withdrawals [1] 32/4 within [3] 29/7 65/11 196/1
witness [81] 9/16 9/20 11/17 11/24 15/14 26/18 27/10 30/19 30/22 30/25 41/18 42/6 43/15 46/21 47/17 47/20 56/11 56/16 56/19 56/24 57/3 67/6 67/9 70/23 71/1 71/3 71/7 81/11 88/12 89/1 91/21 94/13 94/16 94/21 94/25 109/1 110/11 112/7 112/10 112/13 112/19 112/24 128/2 132/2 139/6 141/2 145/9 145/12 148/20 148/24 156/20 156/23 158/21 159/1 159/4 161/3 170/20 186/12 189/12 189/16 189/20 196/24 197/11 223/13 224/19 225/8 225/21 225/22 227/13 227/14 235/18 236/1 236/4 243/4 243/10 243/13 250/23 251/6 251/11 256/25 258/9 witness's [1] 226/15 witnesses [27] 2/3 3/2 4/2 39/3 158/24 192/20 193/11 197/24 202/19 224/20 224/21 224/25 225/25 226/6 226/11 226/17 226/19 226/20 227/1 227/17 228/12 228/14 232/18 232/23 233/14 234/4 235/23 witnesses' [1] 227/6 woman [25] 61/6 64/22 91/14 116/16 117/14 117/15 117/24 118/1 118/2 118/3 118/5 119/21 121/17 122/2 127/1 $127 / 5$ 127/7

127/10 127/13 132/11 132/21 132/22 139/21
143/25 145/4
won't [5] 179/6 240/17 240/17 241/1 258/16 wondered [1] 249/22 word [9] 34/6 34/6 34/11 34/11 34/14 34/14 55/4 119/4 226/5 work [34] 23/13 57/19 57/19 62/14 72/4 72/5 72/23 72/24 72/25 73/11 93/7 93/8 95/17 95/19 113/12 115/9 115/15 115/21 120/10 123/5 126/17 132/7 149/11 149/16 151/1 158/10 190/22 191/15 193/2 195/25 215/24 236/15 244/4 252/5 worked [10] 57/21 57/22 73/4 92/7 113/13 124/23 131/9 160/12 190/13 244/6
working [30] 11/5 11/8 11/9 11/18 31/23 60/25 72/14 73/8 74/18 74/19 86/16 86/18 95/23 96/2 96/17 98/14 113/16 115/7 122/11 149/19 160/11 191/5 200/12 215/12 216/10 236/25 244/8 244/13 244/22 252/1
works [2] 158/15 193/4 worn [2] 202/15 218/16 would [66] 15/6 25/22 34/20 34/21 40/17 45/22 51/3 53/11 53/12 53/17 53/17 53/24 54/23 66/5 76/11 89/21 94/7 94/8 116/21 118/21 121/20 123/18 133/15 135/24 137/3 137/4 138/14 141/3 142/19 143/15 148/10 158/4 158/5 160/12 162/14 162/14 169/19 169/23 175/9 187/2 187/17 187/18 187/23 188/5 188/10 197/14 210/8 211/9 224/11 225/11 225/13 225/13 225/15 225/17 225/18 226/3 226/23 226/24 227/5 227/11 229/21 231/13 232/4 232/22 246/16 250/12 would've [5] 134/11 134/14 170/2 173/4 183/1
wouldn't [3] 62/4 111/23 136/6
write [2] 37/4 162/11
writing [5] 126/24
167/21 179/18 182/2 182/12
written [2] 104/10 142/10
wrong [3] 22/8 57/1 202/23
wrote [4] 15/7 34/19 35/1 256/14

## X

XXI [1] 1/7
$Y$
Yankee [1] 95/7
yeah [74] 8/4 15/22
37/10 49/25 51/5 63/21
68/5 76/21 77/22 78/8
79/5 80/2 80/17 88/22 99/6 100/16 104/9 106/10 108/13 108/18 114/3 114/5 114/13
118/9 120/18 122/7 123/10 123/10 124/21 126/13 126/19 127/23 129/23 129/25 133/23 134/15 136/20 138/21 140/5 142/18 144/16 147/2 147/5 147/22 147/25 148/1 148/5 153/19 154/5 155/15 158/3 161/12 161/24 163/10 163/15 168/24 168/24 171/12 173/2 173/12 176/8 210/12 214/19 219/19 225/9 227/15 228/11 235/3 249/23 251/7 253/4 255/1 260/17 260/23 year [5] 61/1 160/10 191/4 244/7 244/17 years [19] 31/16 31/21 48/24 49/1 57/23 73/6 73/7 73/7 96/4 96/7 131/11 159/17 160/12 160/13 175/14 190/14 236/20 252/6 252/8
yelling [1] 131/3
Yep [4] 153/15 156/13 158/18 221/13
yes [627]
yesterday [3] 7/6 8/10 26/25
yet [4] 117/13 129/14 161/20 170/25
you [1610]
you'd [4] 115/7 164/25
187/15 256/19
you'll [7] 17/16 173/11 180/19 186/20 240/18 240/25 240/25
you're [100] 10/11 12/1 15/18 19/21 26/2 26/2 29/6 36/22 39/8 43/12 $44 / 445 / 1647 / 547 / 5$ 47/7 48/15 48/18 49/7 51/23 57/17 58/23
59/23 59/23 63/21 69/2 81/20 86/16 87/18 89/6 91/10 92/6 93/25 98/8 99/16 107/10 107/12 108/3 108/4 112/2 113/11 114/11 116/19 123/2 125/12 135/15

DISTRICT COURT CLARK COUNTY, NEVADA

THE STATE OF NEVADA, )

DAMIEN ALEXANDER PHILLIPS, a.k.a. TRAVIS ALEXANDER PHILLIPS, and ANTHONY TERRELL BARR

Defendants

CASE NOS. C-18-335500-1, C-18-335500-2 DEPT NO. XXI

## TRANSCRIPT OF

 PROCEEDINGS```
BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE THURSDAY, DECEMBER 06, 2018
JURY TRIAL - DAY 4
APPEARANCES :
FOR THE STATE:
BARBARA F. SCHIFALACQUA, ESQ. RICHARD. H. SCOW, ESQ.
Chief Deputy District Attorneys
FOR DEFENDANT PHILLIPS: KEITH C. BROWER, ESQ.
FOR DEFENDANT BARR:
EDWARD B. HUGHES, ESQ.

\section*{INDEX}

\section*{WITNESSES}

\section*{WITNESSES FOR THE STATE:}

BENJAMIN BALDASSARRE
Direct Examination by Ms. Schifalacqua
TIMOTHY McATEER
Direct Examination by Ms. Schifalacqua 11
Cross-Examination by Mr. Hughes 15
DAVID KRANZ
Direct Examination by Mr. Scow 17
Cross-Examination by Mr. Hughes 28
Redirect Examination by Mr. Scow 33
Follow-Up Examination by Mr. Scow 36
NAVAAL ALI
Direct Examination by Ms. Schifalacqua 37
Cross-Examination by Mr. Brower 50
Cross-Examination by Mr. Hughes 52
Redirect Examination by Ms. Schifalacqua 53
MEGHAN ZITZMANN
Direct Examination by Ms. Schifalacqua 56
Cross-Examination by Mr. Brower 69
Cross-Examination by Mr. Hughes 71
Redirect Examination by Ms. Schifalacqua 73

JD Reporting, Inc.
```

C-18-335500-1,-2| State v. Phillips/Barr | 2018-12-06 | Day 4

```

\section*{W I T NESSES (CONTINUED)}

WITNESSES FOR THE STATE (CONTINUED):
SUNNY SHAY CORTNER
Direct Examination by Mr. Scow 77
Cross-Examination by Mr. Brower 84
Cross-Examination by Mr. Hughes 86
Redirect Examination by Mr. Scow 89
RANDI NEWBOLD
Direct Examination by Ms. Schifalacqua 97
Cross-Examination by Mr. Brower 112
Cross-Examination by Mr. Hughes 115
ELISHA SORUM
Direct Examination by Mr. Scow 118
Cross-Examination by Mr. Brower 128
Cross-Examination by Mr. Hughes 133
TANYA HINER
Direct Examination by Mr. Scow 136
EXHIBITS
STATE'S EXHIBITS ADMITTED:
60 21
61 63
63-67 100
68-69 41
70-85 100
86-95 121

EXHIBITS (CONTINUED) STATE'S EXHIBITS ADMITTED (CONTINUED): 3351111

3451111
362 8
363 13
\(368 \quad 68\)
369 82
373159
374163
375-383 166
391-392 93
393127

C-18-335500-1, - 2 | Statev. Phillips/Barr| \(2018-12-06\) | Day 4

IAS VEGAS, CLARK COUNTY, NEVADA, DECEMBER 6, 2018, 12:36 P.M.

THE COURT: All right. Court is now back in session. The record should reflect the presence of the State through the deputy district attorneys, the presence of the defendants and their counsel, the officers of the court, and the ladies and gentlemen of the jury. And everyone can be seated.

And is the State ready to call its next witness? MS. SCHIFALACQUA: Yes, Your Honor. The State calls Officer Baldassarre.

THE MARSHAL: Just remain standing. Raise your right-hand, please. Face the clerk to your left, please. BENJAMIN BAIDASSARRE
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Benjamin Baldassarre. B-e-n-j-a-m-i-n, B-a-l-d-a-s-s-a-r-r-e.

THE COURT: All right. Thank you.
Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you, Your Honor.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:

JD Reporting, Inc.

Q Officer Baldassarre, can you tell the members of our jury how you're employed?

A I am employed with the Las Vegas Metropolitan Police Department as a police officer.

Q Okay. And what are you specifically assigned to right now?

A Patrol.
Q Okay. What area of command?
A Spring Valley Area Command.
Q And back in June of 2018, were you also in the patrol capacity?

A Yes.
Q Specifically June 12th, 2018, what area of command were you working in?

A Spring Valley Area Command.
Q Okay. So the same area of command that you're in now.

A Correct.
Q Okay. On that date, did you have occasion to pull over a Mercury Grand Marquis, red in color or maroon in color?

A Yes.
Q And can you tell the members of the jury what was the purpose of the stop -- or what happened? What did you observe?

A I approached the intersection of Sirius and Arville, and I noticed the car was already sitting there prior to my

JD Reporting, Inc.
approach. And then with typical four-way stops, you'd wait until the person in front of you to go, and I noticed that the car kept sitting. And I waited because I thought it was a little odd that they didn't go when it was their turn. So three different sets of cars kept going, and they sat and they sat. So I finally honked. I was, like, go ahead. So as I saw the vehicle pass me, I noticed that it was unregistered, and I thought that's probably why they didn't want to go.

Q And did you ultimately pull over the vehicle for that registration violation?

A Correct.
Q At that time, were you outfitted with a body camera, sir?

A Yes.
Q And it recorded that interaction that you had on that day?

A Yes.
Q Who was the driver of the vehicle?
A Anthony Barr.
Q And do you remember who else was in the vehicle?
A His girlfriend was Sabrina Henderson, and he had a brother. I don't recall his name.

Q Okay. And the driver however, was Anthony Barr?
A Correct.
MS. SCHIFALACQUA: Court's indulgence. Permission to JD Reporting, Inc.
publish a portion of 362 for identification purposes?
THE COURT: You may.
BY MS. SCHIFALACQUA:
Q And, Officer, when you recognize the video, please let me know.

A I recognize it.
Q Okay. And is this a -- have you reviewed, actually, this body camera footage prior to coming into court today?

A Yes.
Q Okay. And is this a fair copy of the stop, having it redacted for purposes of this trial, however, that you made on June 12th of 2018?

A Correct.
MS. SCHIFALACQUA: Permission to -- and State would move to admit 362.

MR. HUGHES: It's submitted.
THE COURT: Submitted?
MR. BROWER: I submit it, Judge.
THE COURT: All right. 362 is admitted.
(State's Exhibit Number 362 admitted)
THE COURT: You may publish.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q And as you looked at that video, is that the interaction that you remember from the June incident with

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4

Anthony Barr?
A Correct.
Q With regard to the registration of the vehicle, ultimately did you issue a citation for just an unregistered vehicle?

A Yes.
Q Anything else?
A No driver's license and no proof of insurance.
Q Okay. And let me ask you this. Because the vehicle is unregistered -- we saw it on the video, the plate on the back -- do you process a VIN number in order to check registration?

A Yes.
Q And did you, in fact, take down the VIN number for that particular vehicle on that stop?

A Yes.
Q Was that documented -- I mean, VIN numbers are very lengthy. Was that documented in your report?

A Yes.
Q If I could have you read that VIN number into the record.

MS. SCHIFALACQUA: If I may approach, Your Honor?
THE COURT: Sure.
BY MS. SCHIFALACQUA:
Q If you could go ahead and read the VIN number for the JD Reporting, Inc.
```

C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-06 | Day 4

```

Mercury Grand Marquis.
A It is 2MELM75W6RX655459.
MS. SCHIFALACQUA: Thank you.
I'd pass the witness, Your Honor.
THE COURT: Mr. Brower, cross?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?
MR. HUGHES: No, Your Honor.
THE COURT: Any juror questions to the witness?
All right, Officer. I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with any other witnesses.

THE WITNESS: Yes, ma'am.
THE COURT: And if the State could call its next witness.

MS. SCHIFALACQUA: Judge, the State is checking -oh, it's calling Officer McAteer. Just making sure he's there, Judge.

THE MARSHAL: If you'd remain standing. Go ahead and face the clerk to your left.

\section*{TIMOTHY MCATEER}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last names for the record.

JD Reporting, Inc.
\(000676^{10}\)

THE WITNESS: First name is Timothy, T-i-m-o-t-h-y. Last name is McAteer spelled M-c, capital A, t-e-e-r.

THE COURT: All right. Thank you.
Ms. Schifalacqua.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Thank you, Officer McAteer. Let our members of our jury know how you're employed, please.

A I work for the Las Vegas Metropolitan Police Department.

Q In what capacity?
A I'm in patrol.
Q Okay. What area of command?
A Spring Valley Area Command.
Q How long have you been at Spring Valley, sir?
A I've been at Spring Valley for approximately a year and a half.

Q Okay. And how long have you been with Metro?
A Two and a half years.
Q And do you remember -- you know Officer Baldassarre?
A I do.
Q Okay. And do you remember assisting on a vehicle stop on June 12th of 2018 with that officer?

A I do.
Q For purposes of our jurors, if an officer is driving JD Reporting, Inc.
in a patrol vehicle alone and they stop a vehicle that's occupied by more than one person, is it routine to call out another unit to just assist?

A It's very common, yes.
Q Okay. Even for traffic matters?
A Even for traffic, yes.
Q And, in fact, did you do that in this instance?
A We did. I was the secondary officer. I was there to assist.

Q And did you have a body camera, a capable body camera at the time of this stop?

A I did.
Q Do you remember who was driving -- well, the vehicle in question, that was a Mercury Grand Marquis; is that correct?

A That is correct.
Q What color?
A That was red.
Q And do you remember who the driver of the vehicle was?

A The driver was Anthony Barr.
Q Do you remember the other passengers, off the top of your head, sir?

A I do. In the front passenger seat was Sabrina Henderson. And in the backseat was Anthony's younger brother, Antwon.

Q Okay. And you had occasion to review part of this body camera footage; is that right?

A Yes, ma'am.
MS. SCHIFALACQUA: Permission to publish a portion of State's Proposed 363 in order to authenticate, Your Honor. THE COURT: That's fine.

BY MS. SCHIFALACQUA:
Q And, Officer McAteer, if you could let me know if and when you recognize your body camera.

A That is my body camera.
Q Okay. MS. SCHIFALACQUA: At this time, I'd move to admit 363.

MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. That will be admitted.
(State's Exhibit Number 363 admitted)
BY MS. SCHIFALACQUA:
Q For our purposes of this stop, did you -- so the jury understands, oftentimes when you're there to assist and in this particular stop, did you have occasion just to kind of make small talk with the driver, Anthony Barr?

A Absolutely.
Q Okay. Ultimately, were you responsible for issuing any citations or was that Officer Baldassarre?

JD Reporting, Inc.

A That was Officer Baldassarre. I was just there to, you know, just kind of be as an extra officer just in case. As you can tell, the way the vehicle was positioned, we were behind the wall. So you're just kind of there. Considering we don't know -- like, if our back is towards apartments and we're facing a wall, in our line of work, anything is possible so it's always there to have somebody to kind of help you out and watch your back.

Q Okay. So in this case, you basically chatted with Mr. Barr and/or Ms. Henderson and then moved on your way?

A Correct.
Q Thank you.
A Sorry if there's any Patriot fans out there.
Q And, Officer McAteer, I think you made a comment, but were you talking football with Mr. Barr?

A I was.
Q Okay. And you were making some comments about certain football players; is that correct?

A I -- I was.
Q And I believe that you indicated if anyone was fans of the football -- of Brady that --

A I do apologize.
Q You apologize now. With regard to -- the stop, you basically stayed -- waited until the citations were issued, and then you were on your way?

A Correct, correct. We -- sorry. Go ahead.
Q And with regard to that vehicle, you could see it on the screen, red in color, Mercury Grand Marquis. Anything else distinctive you remember about it?

A For us, the trunk. There was a lot of observation throughout the car. There was no rims. The baldness of some of the tires. You know, I have a tendency, on my stops because I know my camera is rolling, to kind of just walk back and forth. One, I don't like staying stationary. You know, two, I'm old and my knees hurt, so I've got to keep moving. But I also like to get a good look at everything that's going on just in case.

MS. SCHIFALACQUA: Okay. Thank you.
No further questions, Your Honor.
THE COURT: Mr. Brower, any cross?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes, any cross?
MR. HUGHES: I've just got to ask. CROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, do you think the Packers made a mistake getting rid of Coach McCarthy in the middle of the season?

MS. SCHIFALACQUA: Objection. Being from Wisconsin, you're (indiscernible).

JD Reporting, Inc.

MR. HUGHES: I'll withdraw it. I'll withdraw it. THE WITNESS: I decline to answer that.

THE COURT: Any juror questions? How do you top that?

All right. Officer, there apparently are no other questions. Thank you for your testimony. Please don't discuss your testimony with anyone else who may be witnesses.

THE WITNESS: Okay.
THE COURT: Thank you and you're excused.
THE WITNESS: Thank you.
THE COURT: And the State may call its next witness. MR. SCOW: David Krans.

THE MARSHAL: Remain standing at the podium. Face the clerk to your left.

\section*{DAVID KRANZ}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and your last names for the record. THE WITNESS: David Krans, D-a-v-i-d. Krans, K-r-a-n-z.

THE COURT: All right, Mr. Scow.
MR. SCOW: Thank you, Judge.

JD Reporting, Inc.
\({ }_{000682}{ }^{16}\)

BY MR. SCOW:
Q How are you employed, David?
A Smith's Food \& Drug.
Q And what's the location of the Smith's that you work at?

A 55 South Valle Verde, Henderson, Nevada.
Q And what is your title at that particular store?
A Assistant store director of operations.
Q Assistant store director?
A Correct.
Q And as your -- in your position as the assistant store director, do you have access to the surveillance video of that Smith's store?

A Yes, I do.
Q And it records live what happens in your store?
A Correct.
Q And there's different cameras that capture the different areas of that Smith's?

A Correct.
Q And if there's something that occurs that police, or for any other reason, requests video surveillance, you're able to access that and provide copies?

A Correct.
Q And did you do that for an incident that occurred JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4

August 6th, 2018, at your Smith's location?
A Yes, I did.
Q And we'll go through that in just a minute, but I just want to ask you some other questions about that particular day.

At about 2:00 p.m., were you notified that something had happened with regards to the US Bank inside the Smith's?

A I do believe so.
Q Okay. And what was it that you were informed?
A That the US Bank had been robbed.
Q Okay. Were you given suspect descriptions of who had done that?

A Yes, I was.
Q And based on what you heard, did that trigger anything in your mind as to what had happened that same afternoon?

A Yes, it did.
Q What was it that triggered in your mind?
A After I was told of what happened, it recalled to me that I just had helped the persons that they talked about with an object, some crayons, I do believe, in the office supply section.

Q Okay. So based on what -- in talking with the tellers and the bank employees, the description that you were given made you think, oh, I helped those same individuals?

A That is correct.
Q And is that why police were asking you for surveillance video with regards to the Smith store as well?

A Yes, sir.
Q Tell us about the interactions, then, you had with the two suspects.

A I had just finished talking with my non-foods manager about something on another aisle, and as I was walking towards the front of the store, towards the cash registers, I asked an individual if he needed help with anything. And he said something to the effect that he needed crayons for his kid.

Q What did you do after that individual made that request?

A Went to the crayon section and showed different types of crayons, what exactly the particular crayons he was looking for. And at that time, he said that this was the crayons that he wanted. He decided those were it and he kept them, and I moved on and went to my routine.

Q Was there another Smith's employee that assisted with the crayons or the getting crayons?

A The non-foods manager, Navaal.
Q Okay. So after talking about and showing crayons, did the individual pick out crayons they wanted and that was it, and you kind of disregarded them after that?

A Correct.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4

Q And didn't think anything of it until you learned that the bank was robbed and you heard the description of the individuals?

A Correct.
Q Did you see any video from the US Bank?
A No, I have not.
Q Okay. I am going to publish a portion of State's Proposed Exhibit 60. And when you -- there's different cameras within the Smith's; is that correct?

A Yes.
Q And when you provide a disk containing video, it will have different cameras to click on to see different portions of your store?

A Correct.
Q So is what we're looking at, do you recognize this -the screen?

A This would be outside the front of my store.
Q Okay. And what's the date and time for this?
A August 6th, 2018. 1:00 p.m.
Q Is this a copy of the surveillance video you provided to police with regards to that day?

A Yes.
MR. SCOW: Move for admission of State's Proposed 60, Judge.

MR. BROWER: Submitted, Judge.

MR. HUGHES: Submitted.
THE COURT: All right. That will be admitted. (State's Exhibit Number 60 admitted)

BY MR. SCOW:
Q This -- I'll talk through some of this and I'll ask you questions, while this scroll bar helps you scroll to different times on the video; is that right?

A Yes.
Q Do you recognize anything about the video at this point? I'm pausing at 1:41:42.

A The two gentlemen here on the right-hand -- the sidewalk, where it's -- the sidewalk is serrated, the very front doors.

Q And what is it that you recognize about them?
A Through all of the notification of something happened at US Bank and through the research, these would be the two guys that I was told about after I had gone through all of the stuff.

Q Are these the two that you helped in locating crayons as well?

A Yeah, I guess. I...
Q Well, the video will capture some of the interactions that you had; is that correct?

A Yes.
Q And where is this camera?

A This is inside the front doors. If you were to enter the store, where you see the gentleman walking out right now, is if you would enter the store and turn right, you'd go to the cash registers. In front of you would be the floral department and the view from the camera would be coming to the -- going to the left. It would be, like, to the service deli.

Q Okay. And just to make sure that I'm clear, the view from the camera, looking out this way, is looking at what part of the store?

A Towards the registers and, ironically, will go with -- US Bank is down on the right-hand side.

Q US Bank is down over here?
A Just right there where the PM is, yes.
Q Okay. And if you click on this one that says "previous file," what does it show now?

A Entrance of the store facing out towards the sidewalks.

Q Do you recognize anything at this point?
A The two guys on the left-hand side.
Q Okay. Back to the floral view, for the record. And, again, just tell me when you recognize anything on the video.

A Those two guys right there, white shirts.
Q Okay. For the record, this is now Disc 4. Do they come labeled like that when you copy them, Disc 1, Disc 2, Disc JD Reporting, Inc.

3, Disc 4?
A No. These are all blank disks, and I may have labeled them for you guys, as far as Disc 1, as I recorded them.

Q Okay.
A So --
Q Well, what does this camera view show?
A Left-hand side, up by the top, is US Bank. This aisle is what we call over-the-counter, OTC aisles. You know, would have your sinus medicines, eyedrops, and things to that extent.

Q Okay. And when you said the top left, this is the US Bank area?

A That is correct.
Q I'm going to click on previous file. What is this showing here?

A That was our seasonal aisle which obviously is what it says it is, seasonal.

Q Do you recognize anything there?
A A gentleman in a white shirt.
Q Okay. Did you --
A And the gentleman in the white shirt as well.
Q Do you recognize him as well?
A Yes.
Q Are you in this video screen shot at this time?

A I'm up there on the top of the screen behind the 08.
Q Okay. So up -- I'll use the mouse. So it's up here?
A That is correct.
Q Okay. And you can also use the mouse. It should move the cursor to show things that you recognize. So why don't you just talk us through this as you recognize things, okay.

A As I said earlier, myself and the non-foods manager are up here talking about these particular items in this aisle up here. After the seasonal aisle, this side over here, has what we call the baby section. Over here is office and gift cards, as in birthday cards and things to that extent.

So, again, we're having a conversation about
something over in the baby section.
Q So the two individuals that you pointed out that you recognized earlier, what area are they at right now?

A This is the office/school supply on the left, and this would be Hallmark and things like that.

Q I'm going to pause it for a second. In relation to this camera angle, do you know where the US Bank is located?

A Directly behind this camera. If this was turned 180 degrees, it would actually be faced at the bank.

Q Okay. So you're back in control of the cursor. So if you recognize things, you just tell us what you see. Okay? JD Reporting, Inc.

A Okay.
Okay, it looks like our conversation was done. And this is where I just came around the corner here, and I just asked him if he needed help with anything. And I think something -- I think some -- a certain type of crayons, Twistable Crayons or -- and this is where I'm showing him different types of crayons.

Q And Navaal assists in locating crayons as this point as well?

A Correct.
Q Does that show both of you?
A Yes, that's Navaal and myself.
Q Okay.
A And that's when they said, Thanks. I said, Thanks. So they -- I mean, I moved on to my own business.

Q Okay. And does the video show the crayons in his hand?

A Correct. And maybe he just set them down, it looks like, right about there.

Q Okay. Now, I'm going to show you also a portion of what's already admitted as State's Exhibit 59 just so you can help give some orientation here. State's Exhibit 59 is portions of surveillance video from the US Bank inside your store.

A Okay.

Q From this camera view from the US Bank, can you describe different areas that you see of your store and orient the jury?

A Over here, pharmacy, these aisles right here are the OTC, over-the-counter aisles I was talking about earlier. And right here would be, in this section, our seasonal aisle. And face and turn the back this way.

Q Okay. And is this stand right here, was that that back-to-school --

A Correct.
Q So when you're describing the camera view facing over here, was it off to the right from that last camera view?

A I do believe it's this camera right here.
Q Okay.
A If not, see this pole right here?
Q Yes.
A Actually, that's probably it right there. That pole has a camera coming down, and that's what's probably facing right there. I think this one faces over this direction. So that pole down would be the camera facing straight into the seasonal aisle.

Q And is there also a camera right here?
A That is a camera as well.
Q Okay. And then if I can get the right time. What do you recognize there?

JD Reporting, Inc.

A That would be me.
Q Okay. Is this when you're getting information from the bank about what had happened?

A You know, I don't know on that timing right there.
Q Okay. But you're over there at the bank talking with bank employees?

A Correct.
Q Okay.
A That would be, more than likely, after the occurrence.

Q And when the police responded, did you kind of -after they asked to see your Smith's video, and did you let them know about assisting what you believed were potential suspects?

A Absolutely.
Q Okay. And did you lead them over to where you had assisted them and where crayons were left behind?

A Yes.
Q And Navaal assisted with that as well?
A Correct.
Q And did someone come and roll your fingers in ink and put them on cards for elimination purposes?

A Yes.
MR. SCOW: I'll pass the witness, Judge.
THE COURT: Mr. Brower.

JD Reporting, Inc.

MR. BROWER: I'm going to pass the witness, Judge. THE COURT: All right. Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Sir, the store video that you were shown and described, when did you first see it?

A The video itself, the day I recorded it.
Q How long after the alleged robbery did you view it?
A I don't know if I saw it after that unless -- I don't know. I don't know if I ever watched it -- well, actually, one of the videos had been shown to me by the attorneys.

Q By what attorneys?
A (Witness indicating.)
Q The district -- you're indicating the district attorney?

A District attorney, yes. I'm sorry.
Q When did they show you that video?
A A couple weeks ago.
Q And that's the first time you saw the video?
A I recorded the video, so I watched it as I recorded it. So I'm not sure of the explanation needed. I look up all the information, find out what it is, so I start a time to start the CD to burn -- the DVD to burn, and I put a finish time for the DVD to burn. So I'd watched through and through every one of these to give a start time and get the finish
time.
Q How long after the alleged robbery were you informed of it, do you know?

A Of the robbery itself, of the said --
Q The --
A I'd say five minutes, ten minutes.
Q Who informed you of it?
A I do not recall.
Q Do you recall whether it was a bank employee or one of your own employees?

A I don't know.
Q You can't recall if it was the police or an employee?
A If my memory serves me right, I'm going to say that once the police showed up, then there was talk and question of what happened. And then again, who specifically told me, no, I don't remember.

Q When did you learn any details about the suspects in the alleged robbery?

A When asked to look up my video, of any help that I could come up with through my cameras.

Q And the person who asked you to look up your videos described the alleged robbers to you?

A I don't recall anybody describing anybody to me. I just -- I do know that the police are the ones that said, Hey, what do you have surveillance on? What do you have cameras on?

So then I go in and look for any kind of surveillance I can help them with.

Q As I understand this, somebody described this robbery to you and you said or you thought to yourself, oh, I helped with that; is that correct?

A No.
Q Okay. What made you -- what made you pick out the portions of your surveillance video with these two individuals on it?

A The police had said here's what happened. There was an alleged robbery at the bank, so they asked what kind of footage I have. So I go into the video and start checking from Point A to Point B or from Time A to Time B to find out what I could help them with. And as I noted -- there's one of the videos in there that they're sitting at the bank. So once you see -- once I saw those two sitting at the bank, I was, like, well, I just helped them.

Q When you were going through your store's surveillance footage, you picked out the frames indicating the two black males in white T -shirt's. You didn't pick out the frames for that?

A No. I picked out to a time frame where there would be somebody at the bank, okay, and these said people at the bank and then you record whatever back from that moment.

Q At what point in time did it dawn on you the
individuals you helped with crayons may have been the people who robbed the bank?

A Once looking at the video.
Q Looking at the video of the store, the one you made?
A All the different angles of video that I recorded had given me conclusion like that; I just helped those guys.

Q Am I to understand that after you looked at all the different angles of the video, the two black males in the white T-shirts are the only people who could have been the robbers?

A Based on my observation of the videos, yes.
Q Because there was no other individuals that went to the US Bank at that time, or why?

A Again, based on the video, you watch the video, you see the time frames of everybody, it's...

Q Well, as I remember looking at the video, it showed various aisles of your store and the entrance to the store, but your videos didn't show in any detail the US Bank, as I recall; am I wrong?

A Well, there might be one in there showing the US Bank.

Q But as I understand it, your viewing of your store's surveillance indicated to you that the two black males in the white T -shirts could be the only people that would have robbed the US Bank at that time?

A Repeat.

Q As I understand what you're saying, nobody told you they were looking for two black males in white T-shirts. You just looked at your store's video of all the angles, and after doing so --

A No.
Q -- you concluded that it must have been them?
A No. The officers are asking me to look up surveillance of a certain time, okay, that had just occurred, okay. And I don't recall whether they said two black males or anything to that extent. So I go to the video and I watch the video, and I go from a time frame of whatever time it was, from the two black males sitting at the bank, standing at the bank -- at the bank, okay, and coming from areas of the store. So I can go from different angles, whether it be from something looking at the bank, something going down whatever aisle, okay, and I can see who, what, when, and where. There's probably 64 cameras. So, of course, I don't need them all, but what cameras I did use, I could go from a time frame of what said occurrence was and I can go back and say, yeah, here we go.

Q Were you ever shown subsequent to this event any photo array of suspects by the police?

A No.
Q As I understand your testimony, you believe that you stood in very close proximity to the suspects that robbed the bank; is that my understanding?

A Yeah.
Q Did you ever give the police an estimate of height or weight of these individuals?

A I said something a little bit taller than me.
Q How tall are you?
A 5-7.
Q Okay. You indicate a little bit taller than you. For both of them?

A You know what? The one that handed the crayons, the crayons, just one of them, yes.

Q He was just a little taller than you.
A Yeah, barely. MR. HUGHES: All right. Thank you, sir. THE COURT: Any redirect? MR. SCOW: Yes, just a few questions. REDIRECT EXAMINATION

BY MR. SCOW:
Q I just want to make sure the record is clear. When you said a little bit taller than you, you held your hand up and then you did your finger. And the way you did it, I just want to make the record -- it looked like a couple of inches that you had your fingers apart?

A That would be my guesstimate, a couple inches. Two, three inches.

Q Okay. What I got from the questioning was, I think JD Reporting, Inc.
he was asking you whether you searched the store for any black males, and that's who your suspects were going to be. Is that what you did?

A No. I searched at the bank and at any kind of angles from the bank in reverse.

Q And you were given -- the police were asking you to look up video, and you were given a certain time frame?

A Correct.
Q Were the police with you when you were pulling video --

A Yes.
Q -- to review? And as you were doing that, did they do anything to indicate as to who might be the suspects on the video?

A I don't recall.
Q Okay. But based on what you had seen and -- well, you had said there was one video that captured an area of the store. Let's see if we can look at that. This is from Disc 4. I think this is the image that comes up immediately on Disc 4. So we're at 1:48 and 52 seconds. And I'm just going to play.

What are those two individuals approaching?
A The bank.
Q And where are they headed right now?
A Out the door -- or towards the front doors.
Q Okay. So was that the camera angle that you were

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4
describing earlier, that you had said captured the area of the bank and what looked like the suspects going to the bank?

A That is correct.
Q Was that confirmed by the police as well?
A Correct.
Q And then you went from there, looking back in the store?

A In reverse, yes, sir.
Q And you found where you and Navaal had helped them in the school supply area?

A Correct.
MR. SCOW: I have no more questions.
THE COURT: Any recross?
MR. BROWER: No, Judge.
MR. HUGHES: No, Your Honor.
THE COURT: Any juror questions for the witness?
All right. I'll see counsel at the bench.
(Conference at the bench not recorded.)
THE COURT: We have a juror question.
THE WITNESS: Okay.
THE COURT: They're all the same. And the question
is: Do you see either of the individuals that you've testified about in the courtroom today?

THE WITNESS: I can't -- I can't say yes to that.
THE COURT: Okay. Any follow-up, Mr. Scow?

JD Reporting, Inc.

FOLLOW-UP EXAMINATION
BY MR. SCOW:
Q Is it passage of time; you don't really recall the faces or what's -- you said you can't say for sure?

A That is for sure. I can't say for sure. I help a lot of people, and my concern that day was not anything else besides seeing if I could help some customer. And so I don't know all my customers. Like I say, I do -- I helped my customers and then I moved on, so...

Q You couldn't say?
A I -- no.
Q There wasn't anything significant in your mind other than helping someone look at crayons at the time; is that right?

A I don't recall anything, yeah.
MR. SCOW: I don't have any other follow-up.
THE COURT: By the defense, any follow-up?
MR. HUGHES: No follow-up.
THE COURT: Any additional juror questions?
All right. I see no other questions. Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case. And you are excused.

And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-06 | Day 4
calls Navaal Ali.
THE MARSHAL: Raise your right hand. Face the clerk to your left.

\section*{NAVAAL ALI}
[having been called as a witness and being first duly sworn, testified as follows:]

THE WITNESS: It will be.
THE CLERK: I'm sorry?
THE WITNESS: It will be the truth.
THE CLERK: Thank you. Please have a seat. State and spell both your first and your last name for the record. THE WITNESS: My first name is Navaal, N-a-v-a-a-l. Last name is Ali, A-l-i.

THE COURT: All right. Thank you. And, ma'am, you have a quiet voice so just try to speak up into that microphone right there.

And, Ms. Schifalacqua, you may proceed. DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Hi, Navaal. How are you today?
A Good. Thank you.
Q Let me ask you this first. Have you ever had to testify before?

A No.
Q Are you nervous?

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-06 | Day 4

A Yes.
Q Okay. Well, I'm going to ask you to tell these jurors what do you do for a living? Where do you work?

A I work at Smith's.
Q Okay. Where is that located?
A 215 [sic] and Valle Verde.
Q Okay. That's in Henderson, Clark County, Nevada?
A Uh-huh.
Q Is that a yes?
A Yes.
Q Okay. So since you've never testified before, you can't say uh-huh, huh-uh. You have to say yes or no because that fine lady over there is recording everything. So she's got to know what your answers are; all right?

A Okay.
Q So you worked at Smith's how long? Tell our jury how long you worked there.

A \(\quad 18\) years.
Q Okay. And specifically with the Smith's location in Henderson, were you working on August 6th of 2018?

A Yes.
Q Okay. What do you do at Smith's? What's your position?

A I'm the non-foods manager.
Q Okay. How long have you been at the non- -- as the JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4
non-foods manager.
A 16 years.
Q Okay. And with regard to the non-foods manager, do you have a particular area in the store that you're responsible for?

A Basically half the store. Anything not related to the grocery would come under me.

Q Okay. So do you know those products pretty well?
A Yes.
Q Like where they are, how to get them, what you're low on and stock wise, all of that?

A Yeah.
Q Okay. On August 6th of 2018, did you become aware that a US Bank inside the Smith's was robbed?

A Yes.
Q Okay. And did police show up on scene?
A Yes.
Q At some point, did you give information about the people who robbed that US Bank?

A Not really, not until I got subpoenaed and then I -no, that -- I think that day. That day, yeah, the same day. They wanted my fingerprints.

Q Okay. Do you know -- or tell the jury, why did they want your fingerprints?

A Well, I was asked by David, who was assistant store JD Reporting, Inc.

MR. BROWER: Objection.
THE WITNESS: -- where the twistable crayons were. BY MS. SCHIFALACQUA:

Q Okay.
A So I went and showed it to him. These are the ones. He had two gentlemen with him who were requiring where they were. So I showed it to them and --

Q So let me go back. During the time that you were working at Smith's on August 6th, you -- did David just walk out, by the way?

A Yeah.
Q Is that a yes?
A Yes.
Q Okay. Navaal, we'll get there, all right.
All right. You were working that day, and David

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-06 | Day 4

BY MS. SCHIFALACQUA:
Q Navaal, I'm going to show you what's been marked as State's Proposed Exhibit 68 and 69. Do you recognize what's depicted in those photographs?

A Yeah. They are the crayolas, the crayons.
Q The crayons. And are those pictures of the crayons at the Smith's that you work at?

A Yes.
Q And are those the type of crayons that you helped David and the customers with?

A They were the ones.
Q So is this a further back picture, 68 a further back picture, and 69 a close-up?

A Yeah.
Q Are those fair and accurate pictures with what you helped with that day?

A Yes. MS. SCHIFALACQUA: I'd move for admission of 68 and 69.

MR. BROWER: It's submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. Those are admitted.
(State's Exhibit Numbers 68-69 admitted)
MS. SCHIFALACQUA: Thank you.

JD Reporting, Inc.

BY MS. SCHIFALACQUA:
Q We're just going to show the jury State's 68. That's a close-up -- that's a, excuse me, a further out photograph; is that right, Navaal?

A Yes, it is.
Q And showing a close-up, State's 69. What type of crayons did you help with, Navaal?

A Twistable.
Q Okay. There's a mouse in front of you. A mouse. Yep. Can you show on that photograph just where the Twistable Crayons were?

Let's go back. I want you to tell our jurors exactly how you helped the customers. So David asked for your help, and what did you do next?

A So I showed him where those were.
Q And let me stop you. Did you show one person or more than one person?

A David had some people with him, some customers. I think there were two people with him.

Q Okay. Do you remember their gender? Were they male or female?

A They were male.
Q Okay. Do you remember their race?
A I wasn't sure about that, to tell you the truth at that time. I mean, I saw them because we help customers all
day long, and so they look like African American or maybe Hispanic, yeah.

Q And so is it fair to say you weren't focused on the race of the customer?

A Yes, it is.
Q So you kind of generally remember some race, but you knew they were male?

A Yes.
Q And David's the one who brought them over to you; is that right?

A Yes.
Q Okay. What did you do after these two males and David come to your non-food area? What do you do next?

A So I helped them and then I kept on working. And later on, I found those same crayons on the seasonal aisle. This is the same aisle, but the stationery section is on the back side and the rest of the aisle is in the front, the seasonal aisle. So I saw them on the seasonal aisle, and so I picked them up and I said, oh, they didn't buy it. So I picked it up and went and put it back on the shelf.

Q So when you originally helped those two male customers, did you give one of them these -- a packet of these Twistable Crayons?

MR. BROWER: Judge, I think that perhaps misstated what she said. She said she helped David and some customers

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-06 | Day 4
and she thought they were --
MS. SCHIFALACQUA: Well, she knew they were male, Judge, so I'm not quite sure --

THE COURT: Restate your question.
MR. BROWER: Never mind.
MS. SCHIFALACQUA: Right. Did -- okay. I'll restate the question, Your Honor.

BY MS. SCHIFALACQUA:
Q When you helped the two male customers with David, what did you do? Did you hand them Twistable Crayons or what?

A I don't think so, I handed them. I think I just showed them.

Q Did you just show --
A Yeah.
Q Okay. So after -- let me ask you this: Did they leave your presence after you showed them or did you leave their presence?

A I left the presence because I was doing something and I was approached to help them. I helped them and then I walked away.

Q Okay. After which you indicated you were walking in a separate portion --

A Yeah.
Q -- of the area of where the Twistable Crayons were. What, if anything, did you see?

JD Reporting, Inc.

A I found that pack, one packet of Twistable Crayons sitting on the shelf, so I picked it up and went back and put it back where it belonged.

Q Okay. So it was your job -- part of your job is to keep the store --

A Contains -- yeah, organized and put them back where they belong.

Q So you said you thought -- what did you think?
A Yeah, I thought they didn't buy it and just left it there.

Q That's kind of rude. Is that what you're thinking? Is that -- your face is kind of --

A Yeah. I mean, this is the way customers do.
Q After that, is that when -- later on, that same time frame or a little bit after, is that when police arrived?

A Yes. Then I think I saw the yellow caution tape in front of the bank. That's when I realized, oh, something must have happened at the bank.

Q Okay. And how do you end up giving your prints to police?

A Until that time, I had no idea what was going on. I mean, that I helped or whatever. David came to me and asked -said --

MR. BROWER: Judge, I object to what David told her as hearsay.

MS. SCHIFALACQUA: Well, it's not offered for the truth, Your Honor.

THE COURT: If it's just to explain what she does.
MS. SCHIFALACQUA: And that's -- that's all it's offered for.

THE WITNESS: He said where are the -- did you touch any crayons? I can't remember exactly, but he asked me about the crayons. And I said --

BY MS. SCHIFALACQUA:
Q What did you do after he asked you about those crayons?

A I said, oh, I put that back on the shelf.
Q And did you then go and show police?
A Yes.
MR. BROWER: Objection. It's leading.
THE WITNESS: Then he said do not touch them.
MS. SCHIFALACQUA: It's not leading, Your Honor.
THE WITNESS: Do not touch them. Just leave them where they are.

THE COURT: (Indiscernible.)
THE WITNESS: So that's it.
BY MS. SCHIFALACQUA:
Q So you didn't touch the crayons again --
A The second time, no.
Q And then when we talk about the prints, did somebody JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr | 2018-12-06 | Day 4
from the police get your prints?
A Yes, they did.
Q Okay. How did that happen? Describe it for the jury. What did you have to do?

A I think they put some powder on my hands and got my fingerprints.

Q Did you put them on a card?
A Yes.
Q Okay.
MS. SCHIFALACQUA: Court's indulgence.
BY MS. SCHIFALACQUA:
Q And, Navaal, I just want to ask you, when police -you said that police told you not to touch them again. Were you the one that directed to police the crayons that you had put back? Did you show police where they are?

A Yeah. Yes.
Q And, Navaal, we're going to show you an exhibit that's been previously admitted, State's 60.

And, Navaal, do you recognize what we're looking at
in this video?
A Yes.
Q What are we looking at?
A It's my seasonal aisle, and it was -- and the back-to-school was set up. And in the back corner, on the right side, it's me and, I think, David.

JD Reporting, Inc.

Q Can you use the mouse, please, and show where you and David are.

A (Witness complies.)
Q Okay. We're going to play this.
Okay. We're going to speed this up for purposes of this proceeding.

Navaal, are you still in the upper corner of the --
A Yes, yes.
Q Okay. And do you see yourself, Navaal?
A Uh-huh.
Q What are you doing?
A I'm walking towards the crayons.
Q Okay. Do you see David?
A Yes, I do.
Q Where is he?
A Now he's also back on the school aisle.
Q Is he with the two males you described?
A Yes.
Q Do you see yourself?
A Uh-huh, yes.
Q Where are you?
A I'm on the school aisle. I'm showing them where the crayons are.

Q So those are the two gentlemen that you're showing where the crayons are?

JD Reporting, Inc.

A Uh-huh, yes.
Q Do you see the two gentlemen?
A Yes, I do.
Q What are they doing?
A They are walking away.
Q And where are you?
A I'm in the back.
Q Okay. Do you see David?
A Yes, I do.
Q And what is he doing?
A He's walking away, too.
Q What are you doing now?
A I'm still on the school aisle.
Q After that, did you go on your day until you saw or were alerted about this --

A Yeah, I saw them later on. Not at that time, yeah.
Q And did you go on finishing your day until you were alerted by police that --

A Yes.
Q -- that there was a robbery?
A Yes.
Q You never saw any part of the robbery --
A No.
Q -- is that right? Okay. You just gave the information you knew to the police?

A Yes.
MS. SCHIFALACQUA: I pass the witness, Your Honor. THE COURT: Mr. Brower?

CROSS-EXAMINATION
BY MR. BROWER:
Q Ma'am, did that bailiff make you take your hat off because he didn't like your team?

A I don't know.
THE COURT: Well, he doesn't like your team.
MR. BROWER: He's saying yes.
THE COURT: But I don't think that that's why he made you take your hat off. Had you had a cowboy's hat on, he probably would have let you keep that hat on. BY MR. BROWER:

Q So the aisle that you work in, you were in the seasonal aisle which is in the front, and the stationery aisle is in the back; correct?

A (No audible response.)
Q Does the stationery aisle, it doesn't change much; correct?

A Until we have a reset or something. I mean, right now, it's not there anymore. We went to a remodel.

Q Because there's actually cashier's and stuff in front of the store now in the front of that aisle; right?

A No. The aisle has stayed the same except the

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4
stationery is not behind the seasonal aisle.
Q Okay. But at the time -- sorry. I didn't mean to slam the desk here.

At the time, the stationery aisle, it -- how often did that get reset?

A Maybe twice a year.
Q Okay. And do you know when the crayons or the -- I might say this wrong, the crayons, the crayons, the Twistables, do you know when those got stocked?

A We get two loads a week, so whenever we need them they will come.

Q Okay. And you don't know when the sets of crayons were put on --

A No.
Q -- on the shelf; correct?
A No.
Q Or how long they'd been there?
A No.
Q Or how many people had touched them?
A No.
Q Or when?
A Yeah.
Q Okay. Do you know how many were on the shelf at that time? I mean, I can show you this picture but I can't really --

A Yeah, I think I might be holding around six, that bag.

Q Okay. And you don't recall stocking that that morning or anything?

A No.
Q Okay. Do you recall the last time you'd stocked it?
A No.
Q Okay. How many Twistable packs were taken or moved by the customers that you helped? Do you know?

A I think only one.
Q Okay.
MR. BROWER: I have no further questions, Judge. THE COURT: Mr. Hughes?

CROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, do you remember how much time elapsed between the time that you helped the individuals with the crayons and that you found crayons misplaced?

A Not exactly, but I think within an hour.
Q Okay. It could have been as long as an hour after?
A Yeah.
Q Are you the only employee that stocks the non-food aisles at that store?

A No.
Q Many people stock?

JD Reporting, Inc.

A Yeah.
Q And I don't know if you were asked this earlier on cross, but do you know how many packages or boxes of the Twistable Crayons were in that display?

A (Indiscernible) I think can hold six packs at the most, so...

Q And do you recall whether it was full?
A Usually, it has to stay full because the way we do the ordering. If I have three left on the shelf, we will get another shipment. So it pretty much stays full.

Q Do you often find that items are misplaced in your aisles?

A Yes.
Q It's not unusual for customers to change their mind after originally taking an item, but they don't put it back? They just leave it on whatever shelf is close?

A Yes.
Q I hate it when that happens.
Okay. Ma'am, thank you.
MR. HUGHES: That's all I have.
THE COURT: Any redirect?
MS. SCHIFALACQUA: Just briefly.
REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Navaal, when you indicated that -- in your area that JD Reporting, Inc.

A I'm not the only one, but I do work on the seasonal most of the time.

Q Okay. Who else is in your area that does it normally?

A Four or five other people on my crew.
Q What are their names?
A Name them?
Q Who's in your crew? Yep. Who's on your crew?
A I mean, I can't remember who was in August because, you know, the people -- kids come and go.

Q Okay. Let me ask you this: Is David a stocker?
A No.
Q Okay. So he doesn't stock?
A No.
Q And he doesn't normally stock during the seasonal time for him or anything like that?

A No.
Q So when you talk about you say you have kids come and go, are they --

A I mean my crew. I have five, six kids who work for me?

Q But none of those would have been David?
A No.
MS. SCHIFALACQUA: Okay. Nothing further, Your

Honor.
THE COURT: Anything else from the defense?
MR. HUGHES: No, Your Honor.
MR. BROWER: No, Judge.
THE COURT: Any juror questions?
All right, ma'am, I see no additional questions. Thank you for your testimony. Please don't discuss your testimony with anyone else who might be a witness. THE WITNESS: Okay.

THE COURT: Thank you, and you're excused.
Is everybody okay without a break? You need a break? Okay.

All right, ladies and gentlemen, we're going to take a little over 10 minutes, so we'll start at 2:05.

During the brief recess, you're all reminded that you're not to discuss the case or anything related to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person, or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Please don't form or express an opinion on the trial.

Please place your notepads in your chairs, and follow the bailiff through the double doors.

THE MARSHAL: All rise.
(Proceedings recessed at 1:53 p.m., until 2:11 p.m.)

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-06 | Day 4

THE MARSHAL: All rise for the presence of the jury, please.

THE COURT: All right. Court is now back in session. And the State may call its next witness.

MS. SCHIFALACQUA: Thank you, Your Honor. The State
calls Meghan Zitzmann.
THE MARSHAL: Raise your right-hand and face the clerk.

\section*{MEGHAN ZITZMANN}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last names for the record.

THE WITNESS: Meghan Zitzmann, M-e-g-h-a-n
Z-i-t-z-m-a-n-n.
THE COURT: Thank you.
Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Meghan, can you let our jury now how you're employed?
A I'm a universal banker at US Bank.
Q And what's the location of the US Bank that you work?
A 55 South Valle Verde Drive, Henderson --
Q Go ahead.

JD Reporting, Inc.

A Oh. Henderson, Nevada 89012.
Q All right. So now we know exactly where you are. Since you said that, I'm going to show you what's been previously admitted as State's 62 up on the screen.

Do you see the branch that you work at located on that overhead map?

\section*{A Yes.}

Q Okay. There's a mouse in front of you, Meghan. Can you point out where it is?

A (Witness complies.)
Q Okay. And is that -- describe the type of branch you work at. A traditional branch or where is it located?

A It's in-store in the Smith's.
Q Okay. And were you working as a universal banker back on August 6th of 2018?

A Yes.
Q Does describe for our jury, you know, what's a universal banker? What are your duties?

A So we're a banker and a teller. So we do transactions and open bank accounts.

Q Okay. And you were working, you told me, on August 6th of 2018. Were you working alone or were you working with someone else? Were there other universal bankers there?

A Yes.
Q Okay. Who was with you?

A Sunny Shay.
Q Okay. And describe for the members of the jury what happened that causes you to testify here today.

A We were robbed.
Q Now, when you say "we were robbed," are you talking about yourself and -- who is the "we"?

A Both of us, me and Shay.
Q I'm going to have you go back and kind of describe what you were doing when this happened.

A They just came up and handed -- didn't hand us the note but had the note. And then told us to give them everything they had.

Q Let me back up. When you say "they," was there more than one person?

A Yes.
Q Were -- how many?
A Two.
Q Were they male or female?
A Male.
Q White, black, Hispanic, or Asian?
A Black.
Q Did both the males come to your window and both go to Shay's or did they separate?

A They separated.
Q So how many people were in front of you? What JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-06 | Day 4
persons were in front of you?
A One.
Q Okay. So one black male was in front of you. And describe -- you indicated there was a note. Show for the jurors what happened.

A So he was holding the note like this, shaking it.
Q Okay. So the note, you have your two hands up, for the record, and it's in front of you?

A Uh-huh.
Q Is that a yes?
A Yes.
Q Okay. And when you say "shaking it," what do you mean?

A Like, he wouldn't let me read it.
Q Okay. Then what happened next? What -- could you read any of it?

A No.
Q Okay. What happened next?
A He said to give him everything I had or he'll shoot me.

Q What did you do?
A I gave him everything.
Q Okay. And when you say "everything," describe for the jurors physically what you did.

A I gave him my hundreds, fifties, twenties, all of it, JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4
and then I gave him two rolls of quarters.
Q Okay. Was all of that money in your -- let me go back. Do you have a drawer that you keep your money in?

A Yes.
Q Do you have more than one drawer?
A We have a coin drawer and then a money drawer.
Q Okay. And so where did the money come from?
A The drawer.
Q The top drawer or the coin drawer?
A The top drawer.
Q Okay. After you gave that over, did the male take it?

A Yes.
Q Then what happened?
A And then he -- that's when he said he'll shoot me if I alarm for anyone.

Q Okay. Was there a break when you gave him the dollar bills versus the coins?

A He said, I know you have more.
Q So you had first given over the dollar bills; is that right?

A Yes.
Q And then that's when he said, I know you have more.
A Yeah, give me more.
Q And what did you do?

A Then I handed him the two rolls of quarters.
Q Okay. Did you open your drawer at any point to show him what you had?

A I had it opened.
Q After you gave that two rolls of quarters, did he take them?

A Yes.
Q What, if anything, happened next?
A That's when they left.
Q Okay. What did he say after you gave the quarters?
A That's when he said, If you alarm for anyone, I'll shoot you.

Q Okay. Did you observe what was happening to Shay while this was going on?

A Yes.
Q Describe for the jury what you saw with your own eyes.

A I just saw her lift up her coin drawer to show him that she didn't have any more either.

Q And by "him," do you mean the same guy that was by you or a different guy?

A A different guy.
Q Did you -- after you saw her lift up her coin drawer, what did you see happen next?

A I saw them both walk away.

JD Reporting, Inc.

Q Okay. And what did you do?
A I alarmed the signal.
Q Eventually did you ever -- did you call 911?
A Yes.
Q Let me ask you this. How your branch is set up, where were you physically and where was Shay physically?

A I was in the middle and she was on the right side of me.

Q Okay. Was anybody else working with you that day?
A Yes.
Q Who was that?
A Elizabeth, our manager.
Q Where was she?
A In the office.
Q Okay. Was she -- from the office, can you see out to the front area?

A Yes.
Q Okay. Did you have to alert her as to what happened or did she know it was going on?

A We had to alert her because she had a customer.
Q Okay. So your manager was with a customer. And after the robbery occurs, you push the alarm. Then what did you do?

A We got her.
Q Okay. Did you eventually call 911?

A Yes.
MS. SCHIFALACQUA: Permission to publish a portion of State's 61 for identification purposes, Your Honor. THE COURT: All right.

BY MS. SCHIFALACQUA:
Q Do you recognize your voice, Meghan?
A Yes.
Q Okay. And is that -- you've reviewed that audio previously. Is that a fair and accurate copy of the 911 call that you placed on August 6th of 2018?

A Yes.
MS. SCHIFALACQUA: I'd move for admission at this time of State's 61.

MR. HUGHES: Submitted.
MR. BROWER: It's submitted.
(State's Exhibit Number 61 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor?
THE COURT: You may. First of all, it's admitted. MS. SCHIFALACQUA: I apologize. Thank you, Your

Honor.
BY MS. SCHIFALACQUA:
Q Meghan, do you remember making that call?
A Yes.
Q Okay. With regard to the 911 call, how close in time was that from the time that you got robbed to making that call?

A Like five minutes.
Q And prior to that, did you pull the alarms?
A Yes.
Q Let me ask you this: Did your drawer have bait money or a tracking device at all?

A No.
Q With regard to the information you gave over 911 -well, prior to calling that, did you ever have any -- a chance to look at any video surveillance or anything like that --

A No.
Q -- prior to calling 911?
A No. No.

Q Okay. So are you aware if US Bank has video surveillance?

A Yes.
Q Do you have access to that as a teller or as a US
banker?

A No.

Q And so with regard to the 911 and with regard to video surveillance, would you be able to recognize yourself on video surveillance?

A Yes.
Q Let's show you what's been previously admitted as State's 59. Meghan, what are we looking at here?

A Us at work.

Q And who is "us"?
A Me, Liz, and Shay.
Q Okay. In front of you, there's a mouse. You can kind of use it to point out where everyone is. Go ahead and do that.

A Me, Liz, and Shay.
Q Okay. And we're kind of skipping through some of the video that's provided for purposes of brevity for this hearing.

We're now going to about 31 minutes and 50 seconds. Who do you see on the video?

A Me and Shay.
Q Your manager is not in the picture anymore?
A No.
Q Which -- point out, if you could, please, to the jury which is yourself and which is Shay.

A This is me and that's Shay.
Q What are we looking at now?
A They're walking up to us with the notes.
Q And do you see the note displayed of the gentleman that walked up to you?

A Yes.
Q With regard to your 911 call, I believe you said somebody was wearing a maroon shirt. Do you see a maroon shirt at all?

A No.

Q Would that have been inaccurate on 911 then?
A No.
Q It would have been accurate or inaccurate?
A Inaccurate.
Q Okay. Because as you see there, do you see the note that was displayed?

A Yes.
Q So this, as depicted in the video surveillance, is the person that robbed you; is that right?

A Yes.
Q Okay. There wasn't a different time frame that you had experienced a robbery on August 6th of 2018?

A No.
Q Okay. So it was a mistake to say the color of the shirt?

A Yes.
Q Was it fair to say that you were really upset?
A I was.
Q We're going to continue. Go ahead and tell the jurors what you're doing.

A I'm giving him the money.
Q And you go back. And what are you giving him there?
A The rolls of quarters.
Q What are you doing there?
A Alarming.

Q Okay. What is being moved right there?
A That's where people write their deposits.
Q And so is that as we saw -- can you describe for the jury how does that sit? It's not stationary?

A No. We bring it out every morning. We put it so people can have their -- write their deposits or withdrawals, and then if something like this happens, we bring it back in.

Q Okay. And so we saw in the video it being brought back?

A Yes.
Q With regard to the amount of money taken from you in the robbery, did you do an accounting or a countdown of your drawer and have to sign off on how much money was taken?

A Yes.
Q Okay. Showing defense what's been previously provided in discovery as State's 368. MS. SCHIFALACQUA: If I may approach, Your Honor. THE COURT: You may.

BY MS. SCHIFALACQUA:
Q Meghan, I'm going to show you State's Proposed Exhibit 368. Do you recognize that?

A Yes.
Q What do you recognize it to be?
A This is my balancing sheet.
Q Okay. And do you see your signature there?

A Yes.
Q And what's the date on the top?
A August 6th, 2018.
Q Is that the balancing sheet that you did after the robbery?

A Yes.
Q Is that a fair and accurate copy of the one that you completed on that day?

A Yes.
MS. SCHIFALACQUA: I'd move for admission of 368,
Your Honor.
MR. BROWER: It's submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 368 is admitted.
(State's Exhibit Number 368 admitted)
MS. SCHIFALACQUA: If I could publish.
THE COURT: You may.
BY MS. SCHIFALACQUA:
Q Okay. We'll zoom in here. Go ahead and use that mouse and show where your teller signature is.

A (Witness complies.)
Q And why don't you go ahead and tell us the amount that was taken from your drawer.

A \(\quad \$ 1,047\).
Q Okay. And up top, does that say, Cash settlement for JD Reporting, Inc.

August 6th, 2018?
A Yes.
Q Does it also have your name on there?
A Yes.
MS. SCHIFALACQUA: Court's indulgence. I pass the
witness, Your Honor.
THE COURT: All right. Mr. Brower.
MR. BROWER: I hope I do this right. So I hit this
button? Look at that.

\section*{CROSS-EXAMINATION}

BY \(\operatorname{MR}\). BROWER:
Q So, Meghan, a little while ago, you were asked to show where the US Bank is. Do you recall that?

A Yes.
Q Do you recall the area that you pointed at?
A Where it says US Bank branch.
Q But that's technically inaccurate, isn't it?
A Yes.
Q There's a Leslie's Pool there; right?
A Yes.
Q That's where you drive down the -- when you drive down the one entranceway right here; right? You drive right up and you see a Leslie's Pool there?

A Yes.
Q Okay. And then the Smith's entry is over in here; JD Reporting, Inc.

A Yes.
Q And so the entrance to the Smith's is over here by my -- I can't do this with my finger. It is over about here; correct?

A Yes.
Q Okay. And where is the US Bank?
A Inside the Smith's.
Q Okay. And is it on the north side being up in here or is it on the south side?

A It's right here.
Q Okay. So the labeling on this map is wrong; correct?
A Yes.
Q Okay. Are you just testifying that the US Bank was there because you're nervous or are you testifying because that it was just labeled on the map that way?

A I just clicked where it was US Bank branch. I'm nervous.

Q Okay. And I'm not trying to make you more nervous. I'm just trying to get where we're at.

So the actual bank branch would have been over in
here; correct --
A Yes.
Q -- where my pen is? Okay. And you were nervous the day you described a maroon shirt; correct?

A Yes.
Q But that's what you remembered at the time; correct?
A I was scared.
Q Okay. But is that what you remembered at the time? A Yes.

MR. BROWER: Okay. Judge, I have no further witness -- questions for this witness.

THE COURT: All right. Mr. Hughes, do you have questions?

\section*{CROSS-EXAMINATION}

BY MR. HUGHES:
Q Ma'am, at any time after this alleged robbery, were you ever shown a photo array of possible suspects by the police?

A No.
Q The video that we just saw a minute ago, did you get an opportunity to view that video prior to today?

A Yes.
Q Do you remember when?
A Two weeks ago or a week ago.
Q Is that the only other time you've seen the video other than today?

A Yes.
Q I know that I listened to the 911 tape where the operator asked you whether you had seen the gun, and I believe JD Reporting, Inc.
you said no; is that correct?
A Yes.
Q And it's true now, as you think back, you did not see a gun, did you?

A No.
Q On either of the two individuals; correct?
A Yes.
Q Did you see any other weapon on either of the individuals that day?

A No.
Q And you're pretty sure of that?
A I didn't see a weapon, no.
Q Okay. The only reason I'm asking is we made a mistake regarding the color of the shirt, which is fine; it was a mistake. We have the video. We can correct it. But I want to make sure you're not making a mistake. You saw no weapon?

A No.
Q Okay. And as I heard the 911 call, you estimated the height of these two individuals at five-five or five-six, the individuals who allegedly robbed you; is that correct?

A Yes.
Q And is that your memory today?
A Yes.
MR. HUGHES: Okay. Thank you. That's all I have. THE COURT: Redirect?

MS. SCHIFALACQUA: Yes, Your Honor. Thank you. REDIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Meghan, I'm showing you State's 62 again. My apologies that I relied on Google maps. Let's make sure that the labeling is accurate. I take full responsibility for that, Meghan. Point out to the jury where the Smith's is.

A Right here.
Q And as you already testified and we saw video of the -- the US Bank is inside the Smith's?

A Yes.
Q Okay. And you gave us the actual address with the zip code in case anyone is worried about it; right?

A Yes.
Q Okay. Thank you. Let's talk about some -- the height of the individuals. Were you assessing their height, either one, while this was going on?

A No. That's the last thing on my mind.
Q Okay. What was on your mind?
A The fact that I was just robbed.
Q Okay. In fact, did you talk with police in this case when they came after the robbery?

A Yes.
Q Did you give a taped statement? Do you remember them recording and interviewing you?

JD Reporting, Inc.

A Yes.
Q Okay. With regard to that at that time, did you talk to a detective about height?

A Yes.
Q Do you remember? Okay. Would looking at a copy of your statement help refresh your recollection as to what you told the detective about the height on that day?

A Yes.
Q Okay. If I may coach counsel for the record, pages 4 and 5. Meghan, I'm going to have you read to yourself the bottom of four and then through five there. I have stickies on there. Read starting there and into the next page. When you're done, please look up at me.

A Right here?
Q Uh-huh.
A Okay.
Q Do you remember that?
A Yes.
Q I'm going to take that back and I'm going to ask you a few questions about it. You told the detective what height?

A 5-6.
Q Okay. And what did you say after that? Do you remember? Did you say maybe taller?

A I know I just read it. I don't --
Q If I approach again, will that help you? JD Reporting, Inc.

A Yeah.

Q Let me show you the top of page 5. Go ahead and look at that.

A "Maybe a little taller."
Q Did he ask you then how tall you are?
A Yes.

Q How tall are you?
A \(5-2\).
Q Okay. So you're only 5-2. Did you tell the detective anything else about how the suspect was positioned when he was robbing you?

A He was leaned over.
Q Okay. So your assessment was of the male as he leaned over; is that fair?

A Yes.
Q And as you sit here today, do you know how tall the males were?

A I don't know how tall they are.
Q Did you know if they were taller than you?
A Yes.
Q Okay. So they were taller than 5-2; is that right?
A Yes.
Q Let's talk about the gun. Mr. Hughes asked if you ever saw a gun, and you indicated you did not; is that right?

A Yes.

Q Would you have ever asked to have them show you the gun?

A No.
Q Okay. Talk to me about some of your training. Are you trained in robbery situations?

A Yes.
Q What are you supposed to do?
A Just give them what we have.
Q Okay. Did -- were you afraid?
A Yes.
Q Of what?
A The whole thing.
Q Did the person that robbed you say they were going to shoot you?

A Yes.
MS. SCHIFALACQUA: Nothing further, Your Honor.
THE COURT: Mr. Brower, anything else?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?
MR. HUGHES: Nothing further.
THE COURT: Any juror questions for the witness?
All right. I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with any of the witnesses in this case. Thank you and just follow bailiff from the courtroom.

And the State may call its next witness.
MR. SCOW: Yes. Sunny Shay Cortner.
SUNNY SHAY CORINER
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record. THE WITNESS: Sunny Shay Cortner. S-u-n-n-y, S-h-a-y, C-o-r-t-n-e-r.

THE COURT: All right. Thank you. Mr. Scow.
MR. SCOW: Thank you.
DIRECT EXAMINATION
BY MR. SCOW:
Q How are you currently employed?
A Full-time universal banker.
Q With which bank?
A US Bank.
Q How long have you worked for US Bank?
A Since May 23rd of 2017.
Q And is that the total time that you've worked in the banking industry?

A Yes.
Q And in August of 2018, earlier this year, were you working at the US Bank branch at 55 South Valle Verde Drive?

A Yes.

Q That's in Henderson, Clark County, Nevada?
A Yes.

Q Are you still working at that branch?
A I recently got transferred over.
Q I'm going to show you what's been marked as state's Exhibit 62. Do you recognize this?

A Yes.
Q What is it?
A A branch inside the Smith's.
Q And as was pointed out discreetly by the defense attorney last witness, is this label correct?

A Yes.
Q Okay. It's at this location, but is this the Smith's?

A Yes.
Q Okay. And if you go in the entrance to the Smith's, which way do you go to get to the US Bank branch that was there?

A On the right-hand side.
Q Okay. It's been a little while since you've been --
A Yeah.
Q -- been in that branch?
A Yeah. It's been a couple months.
Q Okay. So when you enter, you go to the right, and the US Bank branch is up towards the top?

A The left side.
Q What was the day like, August 6th, as far as customers and work wise?

A It was a pretty steady day until two males came up to both mine and my coworker's branch area and passed us a note.

Q Okay. And was that shortly before 2:00 p.m.?
A Yes.
Q So two males approach your branch. And you said you and Meghan were both working at that time?

A Yes.
Q Was anybody else there?
A There was. She was in the office.
Q Okay. So where you're located, those were the teller station areas?

A Yes.
Q So what happened when the two individuals approached?
A They both went to -- each one of them went to both of our windows, passed -- well, they didn't give us the note, but they wrote a note. I'm not sure what it says.

But they were speaking to us, saying that they need everything that we have. So I started handing them everything that I had with my guy. And then once I gave him everything, he said this isn't enough. And then I said I don't have any more. So I showed him my top drawer which has only coins on it. He said he doesn't want that, so I showed him my bottom
drawer and he -- before he left, he says, Don't say anything or move or do anything or else I'll shoot you. And then they left.

Q The one that was in front of you, when he showed you the note, you said you couldn't read it?

A Yeah, it was upside down.
Q Did he say anything other than, Give me the money, at the time he showed you the note?

A I'm like -- I can't recall right now.
Q Okay. So holds up a note, says, Give me all your money, and so you proceed to do that upon request?

A Right. And then he said, If you guys say anything, I'll shoot you. If you move or do anything, I'll shoot you.

Q And he said that right before leaving?
A Yes.
Q After you showed that your second drawer was empty?
A Yes.
Q Did you -- describe the two individuals that approached yours and Meghan's teller stations.

A I didn't really take a look at Meghan's guy, but I do know they're both black males around, I want to say, like, 5-6 to 5-8. They're pretty skinny. Around, I want to say, about 130, 150, around there.

Q Okay.
A Yeah.

Q And the police were called out and they came to your branch; is that right?

A Yes.
Q Did they take statements from you?
A They did.
Q And did somebody come and take pictures of that area of the bank?

A Yes.
Q And at some point after that, did -- was an
accounting done of your drawer to see how much money was taken?
A There was.
Q I'm showing you what's been marked as State's Proposed Exhibit 369. Do you recognize this?

A Yes.
Q What is this?
A A balance sheet. We balance after -- at the end of the night.

Q Is that something that's done every day?
A Yes.
Q And on this particular day, it showed a shortage?
A Of fourteen thirty-nine, of 1,439.
Q And that's how much you gave, that --
A Yes.
Q -- you were robbed at that time?
A Yes.

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295

\section*{APPELLANT'S APPENDIX Vol. IV}

NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

\section*{Appellant's Appendix Table of Contents}
Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709

Q Is your signature on there?
A It's right here.
Q On the right?
A Yes.
Q And Meghan had signed it first, but then it was crossed out?

A Yeah, we got mixed up, uh-huh. MR. SCOW: Move for admission of State's 369. MR. BROWER: Submitted, Judge. THE COURT: All right. 369 is admitted.
(State's Exhibit Number 369 admitted) MR. SCOW: I'm showing it now to the jury.

BY MR. SCOW:
Q This is the area you just indicated that Meghan's signature was scratched out; is that right?

A Yes.
Q Okay. And this was showing the shortage or the amount that was taken in the robbery?

A Yes.
Q I'm going to show you now portions of Exhibit 59. Just have you tell us what you recognize as it plays, okay. First of all, who do you see there inside that -your branch, (indiscernible) store branch?

A Myself and Meghan Zitzmann.
Q And which one are you?

A I am on the right-hand side, towards the sitdown.
Q You're standing here?
A Yes.
Q And there's a mouse there if you want to --
A Oh, okay.
Q -- use it. You can move the cursor as well.
So what do we see here?
A They're giving us a note right here.
Q Okay.
A Or showing us a note, shall I say.
Q And this is the two individuals that approached?
A Yes.
Q You'd said you didn't really pay much attention to the one in front of Meghan?

A Yeah.
Q But that's the one in front of you showing the note at that time?

A Yes.
Q And what are you doing now?
A Giving him everything that we have inside our drawers. Showing him that I only have coins and that I have no more cash.

Q Did you push an alarm at that time?
A I did, yes.
Q And what did you do after that?

A I tell her to call 911. I close down the branch.
Q Was that you that pushed the (indiscernible)?
A Yes. And there's somebody inside the office that I inform that we just got robbed.

Q What's her name?
A Elizabeth Santiago.
Q Was part of those procedures to turn off the lights
and --
A Yes.
Q -- that you're shutting down the branch?
A Uh-huh, yes. MR. SCOW: I pass the witness, Judge. THE COURT: Mr. Brower?

CROSS-EXAMINATION
BY MR. BROWER:
Q Ma'am, you just -- sorry. I need to get my
microphone. You just watched that video; correct?
A Yes.
Q Do you recall giving a statement to the police at the time this event occurred?

A Yes.
Q And do you recall telling the police that the individuals that were with you, you thought one of them was wearing a maroon shirt?

A I thought my individual was wearing a white shirt.

Q Okay. But do you recall saying that -- I want to say that one was wearing a -- well, a reddish or maroon shirt?

MR. BROWER: May I approach the witness?
THE COURT: Sure.
BY MR. BROWER:
Q I'm just going to ask you to look at a transcript of a statement. You don't have to read it out loud. I just want you to look at it and see if what was printed there is something you recall saying.

A I do recall.
Q Okay. So do you recall saying somebody was wearing a reddish or maroon shirt?

A Yes.
Q Is that -- did you make that statement because you heard somebody else say they were wearing a red or maroon shirt or because that's what you believed that --

A That's what I -- I -- yeah, I assumed.
Q Okay. You never saw a weapon though; correct?
A No.
Q And you never changed that aspect of your testimony; correct?

A No.
MR. BROWER: Judge, I'm going to pass the witness. THE COURT: All right. Mr. Hughes.

JD Reporting, Inc.

BY MR. HUGHES:
Q Ma'am, do you remember whether the individuals who allegedly robbed you that day had any tattoos?

A Yes. I do recall seeing some on one of their faces. I don't remember what's on there, but I do remember seeing that.

Q Do you remember any facial piercings?
A I don't.
Q Do you remember giving a statement to the police that very same day?

A Yes.
Q I'm going to show you page 6 of that statement, lines 9 and 10, and ask you to read that to yourself. Let me know when you're done.

A Okay.
Q I'd ask you again, did you tell the police that you saw any tattoos on either of the individuals that day?

A No -- yes, I did not see any.
Q So you told the police no, there were no tattoos?
A Yes.
Q And now you say there is tattoos?
A Yes.
Q Did you see the video that we just watched anytime prior to today?

A Yes.
Q When did you see it?
A A couple weeks ago, a couple days ago.
Q And where were you -- where did you see it?
A In the branch.
Q And were you shown any photo array of possible suspects by the police?

A Yes.
Q You were? When would that have been?
A Well, not the police.
Q Oh. By whom?
A I can't recall but I remember seeing a photo.
Q A photo?
A Seeing the photos.
Q Tell me about the photos. Was there one photo?
A There was two, if I remember correctly.
Q And who showed you these photos?
A I can't -- I don't -- I don't remember.
Q Well, let's see if we can narrow it down. Was it mom or dad?

A No.
Q Was it somebody you worked with?
A Possibly.
Q Did this come up in casual conversation or --
A No.

Q -- was there a meeting for you to look at these photos?

A A meeting. I remember that part.
Q You don't remember where the meeting was at?
A No.
Q Do you remember how many people were there?
A Most likely just me.
Q And whoever provided you with the photos?
A Yes.
Q But you can't remember who showed you the photos?
A (No audible response.)
Q And how long ago did this happen?
A A couple weeks ago probably.
Q And while you saw these photos, did they say anything to you about who the photos were of?

A They just showed us -- there was a picture of our branch?

Q They showed us. Was there somebody else with you that they showed it to?

A I meant myself.
Q There was a picture of your branch.
A And the robbery happening and then the close-up.
Q So the photos were a close-up of the video that we saw?

A Yeah. There's a camera right in front at the stand.

Q Was that the first time you ever saw the -A Yes.

Q -- the close-up? However, the day that this supposedly happened, the man who robbed you was standing directly in front of you?

A Yes.
Q And you didn't see the photos that day?
A No, no.
Q But you say you saw some tattoos in the photos you were shown a few weeks ago; is --

A Yes.
Q -- that true? But you don't remember who showed you the photos or where it was?

A No.
Q Okay.
MR. HUGHES: All right. Thank you.
THE COURT: Any redirect?
MR. SCOW: Yes, Judge.
REDIRECT EXAMINATION
BY MR. SCOW:
Q So a couple weeks ago, Barbara and I met with you at your new branch location; is that right?

A Yes.
Q Okay. And we went over -- talked to you about what happened to you August 6th at the South Valle Verde location;

A Yes.
Q And you reviewed surveillance video at that time; is that right?

\section*{A Yes.}

Q We didn't show any pictures when we met with you; right?

A Yes.
THE COURT: Is that the meeting that you were telling Mr. Hughes about?

THE WITNESS: Yes.
THE COURT: Or is there some other different meeting that wasn't at your bank with Mr. Scow over here and Ms. Schifalacqua? Was that the meeting?

THE WITNESS: (Indiscernible.)
THE COURT: The meeting you just told Mr. Scow about, is that the same meeting that you were telling Mr. Hughes about?

THE WITNESS: No, I don't remember seeing a video that day, that couple of weeks. I don't remember seeing any pictures.

THE COURT: Okay. But is it one meeting or is it more than one meeting?

THE WITNESS: I actually may be talking about when -the last court date.

THE COURT: Okay. So you had two meetings?
THE WITNESS: Yes.
THE COURT: Okay.
MR. SCOW: So I'm just going to clarify that.
BY MR. SCOW:
Q So you met with us a couple weeks ago. Did you meet with anyone else about this case outside of court?

A No.
Q Other than when we met with you in the branch at the separate location?

A No.
Q Okay. But you came to court and testified back in October; is that right?

A Yes.
Q Is that the time that you remember seeing some photos or images?

A Yes.
Q Okay. Is that what you're talking about --
A Yes.
Q -- that you were asked about by Mr. Hughes?
A Yes.
Q That you saw what you think were two photos of what happened at your branch?

A Yes.
MR. SCOW: And just for the record, Judge, the clerk

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4
is handing me exhibits from the preliminary hearing from October 4th and October 10th.

THE COURT: All right.
MR. SCOW: If Mr. Brower and Mr. Hughes want to
confirm that, they should.
MR. BROWER: Judge, may I approach Mr. Scow?
THE COURT: Sure.
MR. SCOW: And just for the record, the clerk just
tore the do-not-tamper tape on that exhibit envelope.
THE CLERK: Mr. Scow, it's 10 and 11.
MR. BROWER: And I witnessed that tearing as well. THE COURT: All right. So it's been unsealed in open court.

THE CLERK: Exhibits 10 and 11.
MR. SCOW: I'm just saying everything for the record just so it's clear what's happening. I'm just taking off the staple because all of the images admitted at the preliminary hearing are stapled together.

Approaching the witness. I now have what's marked as next in line as well. What's the next --

THE CLERK: 391 and 392.
BY MR. SCOW:
Q I'm showing you what will be marked as State's 391 and 392. Do you recognize these?

A Yes.

Q What are they?
A The day we got robbed, the two black males that came up to our teller window.

Q And these are still images or photos of that?
A Yes.
Q And this is from the surveillance video?
A Yes.
Q Are these the images that you were referring to that you were shown previously?

A Yes. I think there was a close-up, if I remember.
Q Okay.
MR. SCOW: Move for admission of these two.
MR. BROWER: I'll submit it, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted.
(State's Exhibit Number 391-392 admitted)
MR. SCOW: I'm displaying both as well. This is --
it's 390 and 391?
THE CLERK: 391 and 392.
BY MR. SCOW:
Q Okay. This is 392. It's one of the further back shots; is that right?

A Yes.
Q And 391. So, again, the far back shot with the note being held?

A Yes.
Q Now I'm going to show you portions of the actual video and let me know if you see anything on here as being one of the other images that you saw. Okay?

A Okay.
Q And as this is coming up, the image -- the close-up image that you saw, was it of the individual that approached you or that approached Meghan?

A That approached me.
Q Okay.
MR. BROWER: Judge, I apologize. Just for note
keeping, what video is he playing? Do we know?
THE COURT: What exhibit is this?
MR. SCOW: Exhibit 59.
MR. BROWER: Thank you.
MR. SCOW: And this is labeled, within that disk, Clip 2, right teller.

MR. BROWER: Thank you.
THE WITNESS: That was the close-up I was talking about.

BY MR. SCOW:
Q Okay. I was just trying to get to the beginning of that.

But what we're seeing there, that was a close-up image of what you had seen?

A Yes.
Q All right. Was it something like this?
A Yes.
Q It was from this surveillance video?
A Yes.
Q And the camera that's picking up this -- these images, where is that located in reference to where you were standing?

A On top of the counter where he was at. It's a little bit higher.

Q So it sits on top of the counter?
A Yes.
Q And is this something -- was this the image that you're talking about that you had seen a tattoo or something like that?

A No.
Q Okay. So in the questions by Mr. Hughes, I was -from what I heard, I thought he was asking about where you had seen a possible tattoo.

A It was -- I probably -- probably didn't even see it.
Q So is that something -- I just want to make sure it's clear. Do you remember seeing a tattoo on that day when you were robbed on August 6th?

A No.
Q And when you were asked by the police whether you saw JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-06 | Day 4
tattoos or marks or anything like that, you told them no; is that correct?

A Yes.
Q And do you see any marks or tattoos in this image right here?

A No.
MR. SCOW: Okay. I have no more questions, Judge.
THE COURT: All right. Mr. Brower, anything?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?
MR. HUGHES: No, I think that covers it. No questions.

THE COURT: Any juror questions?
All right. I see no additional questions.
Thank you for your testimony. Please do not discuss your testimony with anybody else who may be a witness in this case. Thank you, and you are excused and just follow him back in the courtroom.

THE MARSHAL: Right this way, ma'am.
THE COURT: And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Randi Newbold.

THE MARSHAL: Randi Newbold. And then stand and raise your right hand and face the clerk.

RANDI NEWBOLD

JD Reporting, Inc.
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last names for the record.

THE WITNESS: My name is Randi Newbold, R-a-n-d-i \(\mathrm{N}-\mathrm{e}-\mathrm{w}-\mathrm{b}-\mathrm{o}-\mathrm{l}-\mathrm{d}\).

THE COURT: All right. Continue.
MS. SCHIFALACQUA: May I, Your Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.

\section*{DIRECT EXAMINATION}

BY MS. SCHIFALACQUA:
Q Ms. Newbold, please let the members of our jury know how you're currently employed.

A I'm currently a crime scene analyst for the City of Henderson's Police Department.

Q Okay. How long have you been with Henderson?
A Six years and ten months.
Q Okay. It's close to seven. How long have you been a crime scene analyst? For all of that time?

A Correct.
Q Describe for the members of our jury what's your training -- well, let's go back. What's your background education in?

A I have a bachelor's of science in forensic science JD Reporting, Inc.
investigation from Weaver State University which I got in 2011. Also in 2011, I did an internship with Weaver Metro CSI for 250 hours. I was hired with Henderson in 2012. Once I was hired, I did 160 hours at the Academic Crime Scene Academy. And after those, I did 21 weeks of field training.

Q And after your field training, do you eventually -- I know you've been doing this a long time. You eventually are not with anyone on a scene. You're kind of called out to a scene, able to process that scene by yourself; is that right?

A Correct.
Q Okay. Were you working on August 6th of 2018?
A Yes.
Q And were you called out to 55 South Valle Verde Drive in Henderson, Clark County, Nevada?

A Yes.
Q Describe for the members of our jury, if you will, what do you do when you get called out to a scene, just generally? What's your first duties?

A In general, when I respond to a scene, I meet with the detective or patrol officer. I learn the details of the case as they know them. After that, I do a walk-through, assess the scene. Then I begin my photography, evidence collection, link to processing, things like that.

Q Okay. And on August 6th of 2018, were you called out to a US Bank?

A Yes.
Q Is that located inside a Smith's?
A Yes.
Q Did you meet with Detective Karl Lippisch?
A Yes.
Q And was he one of the lead detectives on that scene? A Yes.

Q When you got there, describe generally how the scenes are. I mean, by the time you get there, what does it look like? Is it still moving -- having moving parts or is it usually pretty static?

A It's usually pretty static. On this scene specifically, the US Bank was cordoned off with yellow police tape.

Q Okay. And so when you arrived, could you please describe for our jury what you did, your first, kind of, duties at that time?

A I met with the detective, and he told me the details of the case as he knew them. After that, I began my photography, my observations, and my evidence collection.

Q And when you say your photography, we had -- excuse me, CSA Bone up here, I believe it was, yesterday. Is it fair to say that you documented the entirety of the scenes? Are there numbers and numbers of photos that you usually take on a scene depending on the size?

A Yes.
Q Okay. So it's sometimes painstaking to go through some of those photos --

A Yes.
Q -- is that fair? I'm going to show -- approach with what's been marked as State's Proposed 63 through 85 with the caveat that 68 and 69 were already admitted. If you could look at these. And when you're done looking at them, please just feel free to look up at me.

Ms. Newbold, having looked at those, are those fair and accurate copies of the pictures that you took at that crime scene?

A Yes.
MS. SCHIFALACQUA: I'd move for admission of State's 63 through 67 and then 70 through 85.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted.
MS. SCHIFALACQUA: Thank you.
(State's Exhibit Numbers 63-67 and 70-85 admitted)
BY MS. SCHIFALACQUA:
Q Ms. Newbold, I'm showing you 63 -- probably don't need that sticky. What are we looking at?

A The front of the Smith's grocery store.
Q Okay. And so as you document, describe for the JD Reporting, Inc.
jurors what it is you do when you document a scene.
A I essentially document the overall -- the big scene, and then I move in smaller and smaller. So I'll do an overall, this is what the scene looked like. And then if I see evidence, then I'll do a relationship photo to show maybe where it is in the scene, and then a close-up photo of what it is.

Q And does that help you later on for not only documenting purposes, but if evidence is entered into the vault, you will test it later on?

A Yes.
Q So that you know the location so you can do a report, et cetera?

A Correct.
Q Okay. Showing you 64. What are we looking at here?
A The US Bank.
Q Okay. And 65?
A Another view of US Bank.
Q 66?
A A closer-up image of US Bank.
Q And 67, what is that a view of?
A That's the rolling podium in front of one of the teller stations.

Q Okay. 68 -- whoops, let me turn that the right way. What are we looking at there?

A It's an aisle within the Smith's grocery store.

Q And what's depicted within that aisle?
A In general, school supplies.
Q Okay. 69, what's it a close-up of?
A The Twistable Crayola Crayons.
Q And we'll get back to that. 70?
A It's a grocery cart in the aisle with the school supplies.

Q And what, if anything, is of note for your purposes?
A Another box of Twistable Crayola Crayons.
Q Okay. Showing you then 71.
A The employee side of the US Bank.
Q \(\quad 72\).
A Another view of the employee side of US Bank.
Q 73. Whoops. Let me back up.
A The teller station, the north teller station, the counter-height teller station with US Bank.

Q Okay. And then 74?
A Cash drawer.
Q Again, 75?
A The middle teller station of US Bank.
Q 76 ?
A Cash drawer.
Q And, Ms. Newbold, as you talked about -- so were we looking at the teller station, the associated cash drawer, the other teller station and the associated cash drawer?

A Yes.
Q As far as you remember, were these consistent with the drawers from the robberies at the US Bank?

A Yes.
Q Okay. And there is one cash drawer, 77 -- that was 76. 77, what are we looking at there?

A I believe it's the second drawer of the middle podium.

Q Okay. With regard to processing that you do -- and I'm going to jump a little bit out of order before I get to processing. I apologize.

84, what are we looking at here?
A Security cameras at the US Bank.
Q Why do you document security cameras, like their location? Why?

A In case videos obtained, they can have somewhat of a reference where the cameras were.

Q Thank you. Now, let's talk about the other types of processing you completed on this scene. Describe -- other than taking documentation via photograph, what else did you do?

A I latent print processed. So I fingerprint powdered surfaces to look for fingerprints that are not visible to the naked eye. They need to be enhanced.

Q Okay. And you did that on this scene?
A Yes.

Q Were you ever directed to -- and you took photographs of Twistable Crayons? Actually, let me back up and have you describe for the jury: How were you directed toward the Twistable Crayons and what did you do?

A I was made aware of some Twistable Crayons that the suspects potentially touched. So I stopped my processing of the bank and went and got them because they were in the grocery store area, so it was more -- it wasn't a stagnant, I would say, scene. It was -- people were still shopping in the store.

Q And you did that -- why did you do that? When you say people are still shopping in the store, what do you want to prevent?

A I want to prevent them from getting contaminated or touched.

Q Okay. With regard to those crayons, let me show you -- we saw a previous photograph, but what are we looking at in State's 78?

A That's my fingerprint tape over latent prints that I logged.

Q Okay. Describe the process of what you do to get a latent print. What --

A I have a brush that I dip into a powder and I dust. It's a colored powder that let's you see the invisible fingerprint.

Q Okay. And then there's tape on there. What do you JD Reporting, Inc.

A After I see a fingerprint, then I lay a piece of tape over it. I take a photograph. I lift the piece of tape up, and then I put it on a card.

Q And showing you 79, is that another version of that?
A Yes.
Q Showing you 80, is that the singular package?
A Yes.
Q There were two in the previous photographs; is that right?

A Correct.
Q Showing you 81. Can you point out -- there's a mouse in front of you. Let me zoom in a little bit.

Ms. Newbold, can you point out what you're talking about, that dust?

A You can see a color...
Q And so you physically lift that off of the crayon box itself and place it on a white card, if you will?

A Yes.
Q Okay. And did you do that on this scene?
A Yes.
Q I'm showing you State's 82. Back out. What are we looking at?

A The back of a Twistable Crayon box.
Q And State's 83?

A The side of a Twistable Crayon box.
Q And is that your hand?
A Yes.
Q So it's fair to say when you process a scene, you have gloves on?

A Yes.
Q Okay. Did you collect any additional evidence that you -- from the scene that you impounded?

A Yes.
Q And what was that?
A It was a US Bank withdrawal slip with handwriting.
Q Okay. Prior to collecting it, did you photograph it?
A Yes.
Q And I'm showing you State's 85. Let me zoom in. What are we looking at here?

A The US Bank withdrawal slip.
Q Okay. And what does it say on that withdrawal slip?
A Oscar De La Hoya, give me the loot, and digits.
Q Okay. And what were the digits written as?
A I'm sorry?
Q What are the digits written as?
A One, two, three, four, five, six.
Q Can you tell the members of our jury where it is you found that slip?

A Under the rolling podium on the customer side of the JD Reporting, Inc.
counter.
Q I'm going to show you again State's 67. If you could, Ms. Newbold, indicate where that US Bank slip that you impounded was located.

A (Witness complies.)
Q Okay. Thank you. Now, when -- after you do the processing, describe what you do with regard to impounding any evidence in this case to our jurors, please.

A I take the evidence back to the lab, I label it, I gave it specific identifiers, and then I submit it to the evidence vault.

Q With regard to those Twistable Crayons, can you describe what you did with any bank -- excuse me -- Smith's employees? Go ahead.

A I took elimination prints because I was informed that Smith's employees had touched the Twistable Crayon boxes.

Q Okay. And did you take elimination prints from David Krans, as well as Navaal Ali?

A Yes.
Q And tell our jurors -- I mean, we're calling it elimination prints. What -- what does that mean?

A I essentially take a set of fingerprints or palm prints or both so that the latent print examiner can have something to compare any prints I lifted to so they can see if it's the Smith's employees' prints or if it's an unknown source

Q And you said you had at least some indication at that time that those particular Smith employees could have touched that same crayon box?

A Yes.
Q As well as potentially the suspects?
A Yes.
Q And so is that why you're gathering as much information, we call, to eliminate the employees --

A Yes.
Q -- from the other prints? Okay.
MS. SCHIFALACQUA: Showing counsel State's Proposed 335 and 345. BY MS. SCHIFALACQUA:

Q Ms. Newbold, let's start with State's Proposed 335. If you could go ahead and look at that. What are you looking at?

A I'm looking at a package I booked.
Q Okay. Describe for our jury, specifically with State's 335, what did you book into evidence and what did you -- what steps did you take to do the same?

A It's one white US Bank withdrawal slip with black ink handwriting.

Q And is that the withdrawal slip that we saw a photograph of?

A Yes.
Q And that's what you indicated you collected? A Yes.

Q Describe how it is you book it into evidence.
A I put it inside a smaller envelope that has the case number, my initials, the date. And then I put it into a larger envelope, I seal it with evidence tape that has my initials, my \(P\) number, it's my identifying number, and the date that I booked it.

Q And with regard to the color of the tape, what color tape signifies that it's yours?

A The red tape.
Q Okay. And that includes the date?
A Yes.
Q As well as your personnel number?
A Yes.
Q With regard to this blue tape up top, what, if anything, does that signify to you?

A That signifies somebody's opened the package.
Q Okay. And if this were sent off for testing, for example, by a forensic examiner, they would have to open the package; is that right?

A Correct.
Q Okay. Is this in the same or substantially same condition as it was when you booked it into evidence?

A Yes.
Q Let me ask you about State's 345. Describe what you're looking at there.

A I'm looking at a package I booked which indicates it contains 4HPD latent print lift cards bearing developed latent prints, one set of elimination prints, Krans; one set of elimination prints, Ali.

Q Okay. And when we talk about Krans, that was David Krans and Ali, Navaal Ali, that you indicated you collected on scene; is that right?

A Yes.
Q And did you then, in fact, book this into evidence?
A Yes.
Q Along with the other prints that you collected, and we talked to the jurors about already?

A Yes.
Q Again, describe the tape and the backing for our jurors. What's yours?

A The red tape is mine.
Q And the blue, again, indicates if somebody else opened it up; is that right?

A Correct, yes.
Q Is this in the same or substantially same condition as it was when you booked it into evidence?

A Yes.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4

MS. SCHIFALACQUA: I'd move for admission of state's 335 as well as 345 and the contents therein.

MR. HUGHES: Submitted.
MR. BROWER: Sulomitted, Judge.
THE COURT: Sulomitted. All right. Those will be admitted.
(State's Exhibit Number 335 and 345 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor. THE COURT: You may.

MS. SCHIFALACQUA: Thank you. I just want to show what we are talking about so our jurors can look at it. BY MS. SCHIFALACQUA:

Q Can you use the mouse, if you would, Ms. Newbold, and show us -- walk through what's on this label.

A This label indicates the package number. It's my first package. This is the DR; this is the report number. The incident was a robbery. This is my name; I booked it. This is my initials and \(P\) number. It's my first package. And it contains the white US Bank slip.

Q Okay. And showing that back so our jurors -- in case they couldn't see it from the stand.

Talk about these labels, please.
A The labels go over the openings. Again, I signed it with my initials and \(P\) number and the date.

JD Reporting, Inc.

MS. SCHIFALACQUA: Court's indulgence. I pass the witness, Your Honor.

THE COURT: All right, Mr. Brower. CROSS-EXAMINATION

BY MR. BROWER:
Q So I just have a few procedural questions for you. MR. BROWER: I have no idea how to zoom this thing in.

\section*{THE CLERK: Bottom --}

MR. BROWER: Bottom someplace.
THE CLERK: Middle.
MR. BROWER: Zoom. There we go.
BY MR. BROWER:
Q So, on this package, there's a section that says "safety notes" kind of right here?

A Sure.
Q But on the bottom, it's got this huge orange label. Did you put that orange-ish label on there that says it's chemically treated, handle with care, or would you have not put that there?

A I did not put that there.
Q So would that -- do you know who put that there?
A So it would be whoever's blue -- initials are on that blue book too.

Q Well, we're assuming that; correct?

A Correct.
Q All right. Because if you had done that, you would have put it in your safety notes section; correct?

A Correct.
Q All right. And you recovered two packs of crayons; is that correct?

A I didn't collect any crayons, no.
Q Twistable Crayons or Twistables?
A I collected latent prints off of the packages of crayons.

Q Okay. So you didn't actually take the crayons and move them or recover them? I thought you said you went to the shelf and picked them up?

A I secured them. I didn't book them into evidence. I put them -- I latent print processed them and I gave them back to the store.

Q Okay. So do you know which crayons or Twistables you -- which section came from which area?

A L1, Latent Print 1, came from the one that was on the hook on the shelf.

Q Okay.
A L2 through 4 were from the package that was inside the cart.

Q Okay. And so I'm not going to open this package because it says handle with gloves. I'm going to assume
everything is correct. But when you said everything was substantially the same, you're just assuming everything was put back in here correctly; right?

A Yes.
Q All right. Why didn't you rope off the whole hallway to the Smith's?

A I don't do that. That's done prior to my arrival.
Q Okay. And do you watch any videos before you collect evidence if there are videos?

A If there are, yeah.
Q Okay. And one other thing. I notice that you have a date of \(8 / 7\) on here. Didn't you respond to this on \(8 / 6\) ?

A Yes.
Q Okay. So why the date discrepancy? Do these just ride around in the back of your car all day?

A \(8 / 7\) is the day I submitted it to the vault.
Q Okay. So what happens with them ahead of time? You throw them in the trunk like groceries or...

A We have an evidence storage room that has a lock and key. I have to badge in. And it has a personal identification number, so it logs who enters the room. I put it into a locker with the key, and then I take my key and put it into a lockbox that only I know the combination to.

MR. BROWER: Okay. I have no further questions, Judge. THE COURT: Mr. Hughes?

CROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, do you recall what time you arrived at the US Bank that day?

A It was around 14:46.
Q And do you have any understanding as to what time the alleged crime supposedly occurred?

A No.
Q Did you attempt to collect any DNA from the boxes of crayons?

A No.
Q Any reason why not?
A They're in a common area that multiple sources of DNA could be on it. They just recently had been handled, so I chose to latent print processing.

Q Instead. But you could do both; isn't that correct?
A Yes.
Q Your department has the ability to do that kind of testing, does it not?

A Yes.
Q They do have the ability to collect DNA evidence, do you not?

A Yes.
Q What about the deposit slip you found? Did you test JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4
that for DNA?
A I collected it. I don't -- that would be a different person's job.

Q The deposit slip -- and we can see the photograph, 67, showing the rolling desk and the little slip under it. Was that desk in front of the teller windows on the customer side when you arrived?

A Yes.
Q Do you recall any of the bank employees rolling it back out from behind the teller desk for you to see?

A Can you rephrase your question?
Q Was that -- from the minute you arrived at the bank, was that rolling desk on the customer side of the teller windows?

A Yes.
Q Did you find any note or hold-up note on the other side of the deposit slip? Was there any writing?

A No.
Q So if any DNA was to be tested for -- from the deposit slip, somebody other than you would make that decision; is that my understanding?

A Yes.
Q Who would be the one to make that decision?
A The primary detective.
Q There would be nobody in the lab to make that

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-06 | Day 4
decision? It would be the detective?
A Generally the detective does a lab request, requesting what he would like done.

MR. HUGHES: Okay. Thank you.
THE COURT: Any redirect?
MS. SCHIFALACQUA: No, Your Honor.
THE COURT: Any juror questions for the witness? No. All right, ma'am, I see no other questions. Thank you for your testimony. Please don't discuss your testimony with any other witnesses in this case. And you are excused. And the State may call its next witness.

MR. SCOW: Elisha Sorum.
THE MARSHAL: Raise your right hand and face the clerk to your left. She'll swear you in momentarily. ELISHA SORUM
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last names for the record.

THE WITNESS: Elisha Sorum, E-l-i-s-h-a, S-o-r-u-m.
THE CLERK: I'm sorry. S-o-r --
THE WITNESS: -- u-m, as in Mike.
THE CLERK: U-m. Thank you.

JD Reporting, Inc.

\section*{DIRECT EXAMINATION}

BY MR. SCOW:
Q How are you employed?
A I am a forensic laboratory evidence processing technician with the Henderson Police Department.

Q How long have you been working in that capacity?
A For two years.
Q How long have you been employed by the Henderson Police Department?

A Almost five years.
Q So before the recent two years, what did you do then?
A Crime scene -- crime scene investigations.
Q So in those first three years, you were a crime scene analyst that would go to different scenes, take pictures, collect evidence, dust for prints, things like that?

A Yes.
Q And in your new capacity, what do you do now?
A I process items that are brought into the lab. Whenever a request is submitted by officers of a crime scene personnel, I process the evidence for possible latent prints using various chemicals or alternate light sources.

Q Okay. Did you do any of that processing for Event or DR Number 18-16972?

A Yes.
Q I'm showing you what's been admitted as State's JD Reporting, Inc.

Exhibit 335 and ask if you recognize this.
A Yes, I do.
Q How do you recognize this?
A It has my seal across the top with my initials on it.
Q And what color is your seal?
A Blue.
Q Hence the blue tape on top?
A Yes, sir.
Q And then you wrote your initials, you said?
A Yes.
Q And what else is written next to or on that blue tape?

A My P number, my department ID, and the date.
Q Is that the date you accessed it?
A It is, the date I sealed it.
Q Okay. And then on the bottom, there's a -- like a bright orange sticker on there. Do you know what that is?

A Yes. That is the sticker I placed on it after I process anything using chemicals.

Q Okay. I'll put this up so the jury can look at it. I'll zoom back out. This is Exhibit 335 I'm now publishing for the jury.

We'll just kind of look at some of the things that you were just describing. So on the bottom here, this is the bright orange tape?

A Yes.

Q That on that screen doesn't look bright orange. It just looks orange.

And then I'll zoom in on the top for the blue tape. Is that the date that you put the blue seal tape on there?

A Yes, it is.
Q Okay. And on this -- the label that's on the envelope, is this like a chain-of-custody thing as well?

A It is.
Q Indicate who has accessed or opened the evidence?
A Yes, sir.

Q Do you recognize anything on there?
A Yes. That is my signature.
Q Okay. So you wrote on there that you opened it August 14th, 2018?

A Yes.
Q That's just to keep track of whoever opens or accesses this evidence?

A It is.
Q And then on the other side, on the blue tape, is that your initial and \(P\) number you described previously?

A Yes, it is.
Q And then on the red tape, there's other initials.
This writing and this writing is not yours?
A Correct.

Q Did you take pictures of what you did when you retrieved this envelope on August 14th and what you did with the bank slip inside?

A Yes, I did.
MR. SCOW: May I approach this witness with State's Proposed Exhibits 86 through 95?

THE COURT: Yes.
BY MR. SCOW:
Q I'm showing you those proposed exhibits and ask if you recognize these.

A Yes, I do.
Q What are they?
A They are images of the evidence that I took before and after being processed.

Q And this all happened on August 14th, and it's regarding the evidence that we were just looking at?

A Yes.
MR. SCOW: Move for admission of State's Proposed 86 through 95.

MR. BROWER: I'll submit it, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 86 through 95 is admitted. (State's Exhibit Number 86-95 admitted)

BY MR. SCOW:
Q And I'll put State's Exhibit 335 back up here first. JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4

This is the exhibit that we went over before the photographs; correct?

A Yes.
Q Now I'm going to start going through the photographs that were just admitted. First, Number 86. Did you take this photograph?

A I did.
Q And tell us how it is that you know that you took the photograph, how you can ensure that you could recognize it later?

A The placard that is underneath the envelope there in the photograph, I fill that out whenever I take photographs and that helps me identify.

Q The package, when you first got it, was in this condition?

A Yes.
Q It didn't have your signature on there, there's no blue tape on the top, and there's no caution sticker on the bottom?

A Correct.
Q State's Exhibit 87, what are we seeing here?
A That is the back side of that same envelope.
Q In the condition that you first obtained it from the vault?

A Correct.

Q And that there is the same placard or label?
A Yes.

Q And 88?
A That is the item that was inside the envelope that I processed.

Q It had your same label?
A (No audible response.)
Q And then this is the image of what was inside?
A Correct. That was before processing.
Q Okay. And you put a measurement, like a right triangle measurement just for purposes if it's going to be examined later?

A Exactly.
Q That's to determine the size and measurements of the object?

A Yes.
Q State's Exhibit 89, what are we seeing here?
A That is the back side of that same item.
Q Ninety, what do we see now?
A That is a control print that I use whenever I process. So that is actually my print showing that my chemicals are appropriately working.

Q Okay. And what do you do this on?
A It is on paper, similar substrate, similar type of surface.

Q Okay. So -- but this wasn't on that item of evidence?

A No, it was not.
Q 91?
A That is the same image taken with a different filter on the camera.

Q So that's why one is red and one is green?
A Correct.
Q The lighting of the camera?
A Yes.
Q What was the chemical you used?
A That one is -- it's called D.F.O.
Q And what does it -- tell us what that chemical does.
A So D.F.O. is a dye stain. It adheres to the amino acids and eccrine sweat, components inside sweat. And it will change colors; it will change prints colors. And in this case, it -- those colors will fluoresce under various wavelengths of light.

Q And it captures the rich details of -- these are your fingerprints?

A Yes.
Q Let's zoom in so you can see them better.
And 92, what are we looking at here?
Something blurry. How is that?
A So that is that same control print. After processing JD Reporting, Inc.
it with D.F.O., I then processed it with ninhydrin as well, and that is the same print after being processed with ninhydrin.

Q So those photographs of your own fingerprints is to show the process of how you can use the chemicals and photography to get to this one that doesn't have any filtered lights on the camera?

A Correct. It just shows that my chemicals are working the way they're supposed to.

Q And then what you're going to do with the evidence -it shows that it's working correctly. Now you move on to the evidence?

A Correct.
Q This is Exhibit 93. Tell us what we're seeing here.
A That is the back side of that item of evidence that we previously saw after processing.

Q Okay. There's little labels on the item. Can you describe what those are?

A Yes. Those are the areas that I identified as potentially usable areas of latent fingerprints that I document and forward on to the latent print examiners for comparison.

Q So you don't do anything to try to identify whose prints those are? You're just identifying areas that can be identified by someone who does that?

A Correct.
Q And then with each area that you think is potential

JD Reporting, Inc.
```

C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-06 | Day 4

```
ridge detail for comparison, you make different labels for those?

A Yes.
Q 1-1A through 1D?
A Yes.
Q And this is the back side of that note?
A It is.
Q 94?
A That is a close-up of the area that I identified as L1-1A.

Q 95?
A A close-up of the area of latent ridge detail that I identified as latent L1-1B.

Q Then the photographs that you take, are those what's used by an examiner, or does the examiner then use the actual item of evidence?

A They use my photographs.
Q Were there other photographs that you took close-ups of with other areas --

A Yes.
Q -- of L-C and D?
A Yes.
Q Okay. Do you have those with you today?
A I do.
Q Can I approach and see that.

So this is the document that you just gave me. It's marked as State's Proposed 393.

A Okay.
Q Obviously, you recognize it. You just gave it to me.
A Yes.
Q Are those close-ups of -- what is the label's name?
A L1-1C and L1-1D.
MR. SCOW: I'd move for admission of this document at this time. I'll show it to defense counsel.

MR. BROWER: I'll submit it on behalf of Mr. Phillips, Judge.

MR. HUGHES: Submitted.
THE COURT: All right. 393 is admitted.
(State's Exhibit Number 393 admitted)
BY MR. SCOW:
Q And I'll just show each of these. Go to each one separately. We'll start with 1C, L1-1C. And it's pointing out the area -- let me try to get in really close.

And there is possible ridge detail is what you identified?

A Yes.
Q And the same on D?
A The ridges are a little higher there on the screen. The arrows on the markers indicate the directionality of the item of evidence and not the --

Q It's not pointing at the ridge detail?
A Right.
Q So that's it right there?
A Yes.
Q And then on L-C, we'll go back and look at what is the actual ridge detail, not what the arrow is pointing at. Is that it?

A Yes.
MR. SCOW: Pass the witness. THE COURT: All right.

\section*{CROSS-EXAMINATION}

BY MR. BROWER:
Q So what happens if I open this and touch it without a glove?

A These chemicals aren't too bad, but they might turn your fingers purple.

Q So just from a cautionary question, why only on one side? Is that because you assume everybody will just read...

A I mean, yeah, it's -- yeah, I guess so. Because a lot of times on our envelopes, there's not always room to put them on both sides. So some of our envelopes has -- some of them have writing on the entire front, so sometimes the stickers get put on the back. So I just -- I put them in the most likely place that I feel that they will be seen.

Q Well, I was actually going to ask this, perhaps not JD Reporting, Inc.
of you, but you'll work, I think. And I have no idea where -so, this is the -- we've been talking about Exhibit 335, I think, which is this one. And you see one piece of blue tape here?

A Yes.
Q So that means that, like, your lab or you opened this once; correct?

A Yes.
Q This one, which is 345, has two pieces of blue tape. Does that mean the lab opened it twice?

A Probably.
Q And why would that happen?
A I don't know. It potentially could be multiple people who identified -- who opened it up for different purposes. I -- I don't know for sure what happened on that one.

Q So do you know procedurally how it's supposed to work?

A Anytime anybody opens up a package, a new piece of tape goes on there.

Q Okay. And I'm just going to show you this one that had two pieces of tape. And I don't think you worked on this unless you recognize your P number or anything. Here, let me get down to -- that's not your \(P\) number; correct?

A It is not.

Q Okay. And -- but this sticker in the middle has an area -- and, actually, I'll show you on yours because you worked on this one.

It has an area where you -- apparently I either move too fast or don't know what I'm doing.

So you signed, you said, right here; correct?
A Yes.
Q And would you do that every time you open a package?
A Just once.
Q So if this one was opened two times, it should have two signatures; correct?

A If it was opened by different people.
Q Ah. Okay. What if it was opened by the same person on two different dates?

A The sticker on the front is just to show custody. So as long as that person has it -- has the envelope in their custody, they only have to sign it once.

Q Okay.
MR. BROWER: And, Judge, I'm asking about 335 and 345, again, just for purposes of our record. I'm just trying to get a procedural feel.

BY MR. BROWER:
Q So I wouldn't get high or anything, like, opening this up and touching it?

A No.

Q Okay.
A No. You'll just stain your fingers.
Q And you mentioned, like, a couple different chemicals, the D.O. --

A D.F.O.
Q D.F.O.?
A Yes.
Q And then the ninhydrate; right?
A Ninhydrin.
Q Ninhydrin. So I think a lot of people have watched, like, TV, and we hear about that Super Glue thing that they do.

A Yeah.
Q What's that?
A Super Glue. It's a process for nonporous items. So if you have something like plastic or glass or metal or something like that, that's when we're going to use Super Glue. And we put it into a chamber which heats up the glue and adds humidity, and it just -- it turns the Super Glue into fumes and the fumes adhere to the components in the fingerprints.

Q But that's not what you did here?
A It is not.
Q Okay. And then does that kind of give you the same ridge detail with the Super Glue? It gives you a different -A Yes.

Q Okay. And you said that you turn over your cards or JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-06 | Day 4
your prints to people who use for fingerprint examination; correct?

A Yes.
Q Do you turn those over on an accurate scale? So you had a ruler on this -- boy, I really suck at this.

THE COURT: Zoom out.
BY MR. BROWER:
Q We'll get there. So you have, like, a ruler sitting here on the paperwork that you turned over?

A Yes.
Q When you provide a print to somebody to do a comparison, do you print it to scale, meaning do you print it to the ruler size so that the prints -- the actual print size, or does, you know, the print come off the size of, like, a Post-it?

A Right. So I actually don't print them at all. I put them into an electronic database, and then the examiner pulls them from that database. And then they can go into -- they can use that scale to properly size it to scale.

Q Okay. I had one other question. I just have to...
So one other brief series of questions with this.
You said you use a paper that is of similar consistency to do your prints on; correct?

A I use a similar type of substrate. So if it's paper, I use paper. If it's plastic, I try and use plastic.

Q So you don't go to, like, a -- for instance, this was alleged to have been our -- you documented this was on a bank slip. You don't go to the bank and grab extra blank copies and do it on that; correct?

A No, I don't.
Q And you don't count, like, cotton thread and go to staples and buy the same thread count paper or --

A No.
Q Okay. Just similar paper? Paper is paper? Cloth is --

A Correct. The chemicals work the same on different... MR. BROWER: Okay. I will pass the witness, Judge. THE COURT: All right. Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, I think you've said D.F.O. is a stain designed to adhere to amino acids?

A Yes, and eccrine sweat components.
Q Can you explain to me how the amino acids one would find in endocrine sweat would differ from the amino acids one finds in saliva?

A Not much difference.
Q Or any other bodily fluid?
A No, not much difference.
Q Amino acids are simply the components of proteins; is JD Reporting, Inc.

C-18-335500-1, -2| State v. Phillips/Barr| 2018-12-06 | Day 4
that correct?
A Exactly.
Q So your dye is not able to distinguish what bodily fluid the amino acid came from --

A Correct.
Q -- before it adheres; is that correct?
A (No audible response.)
MR. BROWER: Thank you.
THE COURT: Any redirect?
MR. SCOW: No, Your Honor.
THE COURT: Any juror questions? No.
All right, ma'am, I see no additional questions.
Thank you for your testimony. You are excused at this time.
THE WITNESS: Thank you.
THE COURT: And the State -- do we need a break? Everybody okay? Okay. State call your --

No? Yes?
MS. SCHIFALACQUA: We'd like a break, Your Honor.
THE COURT: All right. Ladies and gentlemen, let's just go ahead and take until about -- just about ten minutes. What is it, five minutes after 4:00.

During the brief break, you're all reminded you're not to discuss the case or anything related to the case with each other or anyone else. Do not read, watch or listen to any commentaries on the case or subject matter relating to the

JD Reporting, Inc.
case. Do not do any independent research by way of the Internet or any other medium. Please do not form or express an opinion on the trial.

Please leave your notepads in the jury box and follow the bailiff through the double doors.

THE MARSHAL: All rise. (Jury recessed at 3:54 p.m.)

THE COURT: What's next for today?
MS. SCHIFALACQUA: We have the latent --
MR. SCOW: Latent print --
MS. SCHIFALACQUA: -- examiner. She's the forensic scientist we have.

THE COURT: So that's it?
MS. SCHIFALACQUA: We have Detective Lippisch ready, but I think she'll go --

THE COURT: Right. I mean, and it's like ten of 5:00 or --

MS. SCHIFALACQUA: Yes. Reasonably I was -- that's what I was going to ask. I didn't know if you wanted me to let him go. I think reasonably she'll go --

THE COURT: Yeah, go ahead and let the detective go. If we end a few minutes early, that's fine.

MS. SCHIFALACQUA: Okay. Thank you, Your Honor.
(Proceedings recessed at 3:55 p.m., until 4:08 p.m.) (In the presence of the jury.)

JD Reporting, Inc.

\section*{TANYA HINER}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last names.

THE WITNESS: My first name is Tanya, T-a-n-y-a.
Last name is Hiner, H-i-n-e-r.
THE COURT: You may proceed.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you currently employed?
A I am a Forensic Scientist II with the City of Henderson Police Department in their criminalistics division.

Q And what do you do as a Forensic Scientist II?
A I work in the impression evidence section, and my specialties are latent print, footwear, and tire track examination.

Q Let's talk about latent prints. Can you tell the jury what a latent print is?

A Of course. On the palm surfaces of your hand, as well as the soles of your feet, you have what's called friction ridge skin. The skin is actually two dimensional. You have raised areas which are called ridges and depressed areas which are called furrows. And on those ridges, you actually have
sweat pores that exude perspiration, as well as you can touch other things that can get on those ridges.

So when you touch a surface, it's possible to transfer that material onto the surface in the shape of those ridges, and that's what we call latent print. A latent print is actually a print of chance, and it's also invisible and would require some sort of physical or chemical development in order to make it visible.

Q So to be able to become a forensic scientist and do anything with latent prints as far as comparison goes, what do you need to do? Tell us about your background.

A I have an undergraduate degree in biology and justice, as well as a master of science degree in forensic science. I'm also certified with the International Association for Identification as a latent print examiner, footwear examiner, and also a senior crime scene analyst, as well as undergoing training, not only internal to your organization to be deemed competent to create -- to make decisions in casework, but also external training, as well as, in order to maintain my certification, I have to reach a certain number of hours of training every five years.

Q And what was your degree in again?
A My undergraduate is justice and biological sciences. My master's degree is a master of science in forensic science.

Q Before becoming a forensic scientist and doing

JD Reporting, Inc.
examinations and comparisons, did you do any field type of work, crime scene analyst or anything like that?

A Yes, I did.
Q Can you tell us about that?
A I was a -- I was employed with the Kansas City, Missouri Police Department for 16 years. The first five of those was as a crime scene technician, and the last 11 were in the latent print section with the last two being the acting supervisor of that section.

Q So you supervised a lab in Kansas City?
A The latent print section.
Q Okay. And when you transferred or moved to Henderson or Las Vegas, what was the job that you moved into here?

A I was actually hired as the forensic laboratory processing technician, but before I started, they gave me the position of Forensic Scientist II based on my background.

Q Okay. So it was based on what they had openings for and then put you in as forensic scientist based on your background?

A Correct.
Q So what's the total number of years that you've worked in latent print comparison or examination?

A Since 2005. So about approximately 13 years, almost 14 years.

Q Do you know how many cases that you have worked in JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4
that time?
A Thousands would be a conservative estimate.
Q This might be a tougher question. Do you know how many latent prints that you've looked at in that time?

A I do not.
Q Have you testified before in the Clark County Eighth Judicial District Court?

A Yes, I have.
Q All right. The jury knows what a latent print is, and you've talked some about how we leave those latent prints behind in areas we touch.

Can you describe the types of surfaces that there are? You know, what makes a good surface, what makes a not as good surface?

A Yes. Like I said, a latent print is a print of chance, so there's a lot of factors that go into that. Like I said, those ridges exude perspiration and can get other contaminants on them, like oils. So it requires a certain amount of that material to be on those ridges to be transferred to that surface, as well as the receiving surface has to be conducive to receive that. So if it's textured as opposed to smooth, smooth is going to leave better prints than textured. You also have porous and nonporous surfaces.

So textured surfaces are less conducive. Porous and nonporous surfaces, smooth, are going to be better receivers of JD Reporting, Inc.
that, as well as the type and amount of contact that you have. So people aren't going around rolling their fingers on things to leave prints. It's just everyday contact. So you're getting partial prints as well as smeared, another thing, as people normally handle objects throughout the course of their day.

Q What's the purpose of identifying latent prints?
A Fingerprints are unique and individual. And so if there's enough of that information of those ridges, the -- the ridges actually have different characteristics. So the entire ridge themselves form patterns, and there's different patterns that everybody shares. But it's those patterns that are made up of those individual ridges -- the ridges bifurcate, they end, they have short ridges, they trifurcate -- and it's those unique arrangements or those characteristics that make them unique to an individual, as well as what we call third-level detail, which is the actual pores themselves on those ridges, the size, shape, and location of those pores, the shape and size of the ridges themselves. All of that is unique and identifiable to an individual if there's enough information left in the latent print.

Q So when you say "enough information," is there a certain amount of agreement points or ridges that you need in order to make an identification?

A There's not a point standard because when you're
talking about points, that's the level two characteristics. That's those bifurcations, ending ridges, and short ridges, but we also take into consideration those other details. And there is no point standard in the United States. It just has to have sufficient quality, quantity, and specificity that we can conclusively identify it to a single source.

Q Has anybody -- you mentioned earlier that latent prints are unique to each individual; is that right?

A Yes.
Q So does that mean that there's never been anybody ever found to have the same or matching fingerprints as anybody else?

A That's true.
Q A couple other questions before we go into evidence on this case. You mentioned, like, the -- as far as the quality of a latent print, it depends on how the contact is made, how good the contact is, and the surface. Sometimes as we touch something, if there's movement in, you know, touching, what will that do to the latent print?

A We could have distortion in the latent print. And, again, each latent print is going to kind of act on its own as far as quality and quantity. And that's why I do a thorough analysis of all the latent prints before they're ever even compared to any individual or searched in any database.

I complete my analysis and determine if there is

JD Reporting, Inc.
enough information and if that present is of value and suitable for comparison. If it's not suitable, then it's never compared to anybody. It's not searched in a database. It's determined to be of no value. And so only those prints that have value are ever moved on into our comparison methodology.

And like you said, with smearing, if you have, say, four fingers on a contact of a surface and they smear, well, that -- depending on the smearing, I can analyze that and determine, you know, if it's two fingers with different pressure, different movement, or if they came from a single touch, and that can help me as an examiner narrow it down to simultaneous prints and help determine maybe what finger left that mark and other things that may help me later on in the examination process.

Q So when you're talking about the value of a print or if a latent print is of no value, does that mean that's not something that you can get enough information from to make an identification?

A Right. During my analysis, I'll look at the latent print and if I determine that there's not enough information -quality, quantity, specificity -- to say that I can conclusively identify it to a source, then I determine that's of no value, and it's not compared and it's not entered into a database.

Q If latent prints are used to determine if an
individual was at a certain area or touched a certain area, that's dusted for prints; is that right?

A Right. If it's a fixed surface, then obviously I can say that that person touched -- was in that area. But if it's just a portable object, then I can't -- I can just say that at some point in time, that person touched that object.

Q Okay. If, for example, I never touched this podium -- I've been touching it a lot, but say I hadn't. And if you don't -- somebody dusts for prints and they submit them to you and then you don't identify any much them to me, does that mean I wasn't here?

A No.
Q What does it mean?
A Because I said earlier that latent prints are prints of chance, just because you touch something doesn't mean you're not going to leave a print or doesn't mean you're going to leave a print. And so you can touch surfaces all the time and if you don't have the correct surface, the correct amount of material on your fingers, or the right amount of contact, or if it's one of those prints that I can't say whose it is, then I'm -- I can't say that you didn't touch it because you're not going to leave a print every time you touch something.

Q And, in fact, if I didn't want to be known to be here and intentionally didn't touch anything, you wouldn't find my prints?

A That's correct.
Q What about -- you've talked about fingertips. What about the palms, the areas of the palm? Is there detail that you can identify individuals there?

A Yes. You have that same friction skin on the soles of your feet, as well as the entire palm surface of your hands, so not just the fingers but the palms, as well as the joints.

Q All right. Were there four Henderson event numbers or \(D R\) numbers that you were asked to look at in this case?

A Yes, there were.
Q Let's turn to the first one. Event number or DR Number 18-15420. The investigative detective on that case was Dennis Ozawa; is that correct?

A I would have to refer to my notes on that.
Q Okay.
A We get laboratory requests in, and they may be from the crime scene technician who lifted the prints, and then my reports are directed to a detective. But I usually don't have any direct contact with the detectives in the case.

Q Okay. Do your reports usually indicate who the investigator or requestor is?

A Yes, they do.
Q So if at any point in time there's something that you don't quite remember, like the investigator or the label of a particular latent that was lifted or where it was lifted from
or by whom, if you need to refer to your report, go ahead.
A Okay. Thank you.
Q So that first event number, 18-15420, was that -Dennis Ozawa is the investigator in that case?

A Yes, it is.
Q And that was with regard to a robbery at 1440 Paseo Verde in Henderson, Nevada?

A Correct.
Q You looked at some label lift cards that were submitted by Meghan Bone; is that right?

A That is correct.
Q I'm showing you what's admitted as State's Exhibit 350. Do you recognize that?

A Yes, I do.
Q Tell us about what -- how you recognize that?
A Although it's open, the last time I saw this, it was actually sealed with evidence tape and it has my initials, my identification number, the date that I sealed it on the seal. MR. SCOW: Okay. I'll have defense counsel stipulate with me on this, that these were sealed when brought in, opened and marked by the clerk after they're admitted into evidence.

MR. BROWER: I'm fine with that.
MR. HUGHES: They were sealed.
MR. BROWER: They were sealed the last time I looked at them, Judge.

MR. HUGHES: I'll submit that.
BY MR. SCOW:
Q So you're referring to it being open now, but when you last looked at it and you did your blue tape on the top, you had sealed it?

A That's correct.
Q And this one has two taped areas; is that right?
A Yes.
Q What's -- what does two taped areas, two blue tape areas mean?

A Originally -- when I first get the evidence in, I make sure that all the evidence is properly sealed and labeled, and then I make my own incision into the envelope, keeping all seals in there intact. And in this particular case, I was asked to do another -- we had another laboratory request, and so I had to go back and open the case again. I left my first seals intact and opened the envelope in a different place. And then when I was completed, sealed it.

Q So let's put this on the screen. Sideways we might be able to see, better, all of it. But I'll just -- so you can actually read it.

So on the top, that's your blue tape that you were just talking about?

A That's correct.
Q And when you seal it, do you date it?

A Yes, I do.
Q And the date on that seal is?
A \(8 / 7 / 18\).
Q And you said you would open it in a way that doesn't disturb the original sealing on the package?

A That's correct.
Q What was the original sealing on this package?
A There were two red seals with Meghan Bone, the crime scene analyst who recovered them, her initials, her identification number, and the date that she sealed them.

Q Okay. So when you received it, it had just red tape on it from Meghan Bone?

A That's correct.
Q And as we look at the top one, was August 7th, what is this signature here?

A That is the chain of custody. We have a digital chain of custody as well as the hard-copy chain of custody on the envelope. When I retrieved these from the evidence vault of the Henderson Police Department, I checked them out electronically as well as put my signature, the date, and Henderson Police Department is on there.

Q And then on the bottom, there's blue tape on the bottom as well?

A Correct.
Q You opened this a second time?

JD Reporting, Inc.

A Correct.
Q And is that the date that you sealed it?
A That is the date that I sealed it, August 15th, 2018.
Q Okay. Opening it two times, did you need to sign this twice? There's only one signature.

A We only do that for coming into the laboratory from the police department evidence vault, and then after we've complete a case, it's archived. So we do have a digital chain of custody that shows all the transfers within the crime laboratory, but that physical signature is only bringing it into the lab. The rest is done electronically.

Q So after this August 6th, it stayed in the lab?
A Until it was requested for court, that's correct.
Q Okay. So with regards to Event Number 18-15420, did you review eight latent print cards for that event number?

A Yes, I did.
Q What were your findings with regards to these eight latent lifts?

A I did a thorough analysis of the latent lift cards, and it was determined that they were -- I actually labeled them L, for latent, one through eight, so L1 through L8. And there were prints of value only on two cards. That was L 4 and L6. The rest did not have any prints of value.

Q Okay. And the latents for the ones of value on L4 and L6, were you asked to compare them against a known
individual?
A Yes, I was.
Q Who was that known individual?
A I was asked to compare against Barr and Phillips on both of -- on all of those.

Q Okay. And what were your findings as you compared those latents of value to Barr and Phillips?

A Both of them were excluded as the source of those fingerprints.

Q Were you able to make an identification on those?
A No. I searched them through available automated fingerprint identification systems, or AFIS, and they returned negative results on all the searches.

Q That database, that could include prints from -known prints of all different types of sources; is that right?

A That's correct. We actually have three databases that we can search. We have the Henderson Police Department local database. We have WIN, which refers to the Western Identification Network, which is seven states in the local area, as well as the FBI, Next Generation Identification Database, and all these of those databases contain fingerprints from not only people that are arrested but anybody that's fingerprinted for background, employment. As an employee of the Henderson Police Department, my fingerprints are in all three of those databases, any member of the bar, people

JD Reporting, Inc.
applying for concealed carry, gaming licenses, preschool teachers, things like that. So it contains a lot of individuals in there.

Q And the name of it, there's a shorter reference, AFIS; is that right?

A That's correct.
Q So directing your attention to Event Number 18-15877. Is this the second event number you were asked to review in this particular case?

A Yes, it is.
Q Were these latent lift cards that were impounded by Meghan Bone?

A Yes, they were.
Q And was this also the Investigator Dennis Ozawa?
A Yes, it is.
Q Was this one in reference to a robbery that had occurred at 10565 South Eastern Avenue in Henderson, Clark County, Nevada?

A Yes, it is.
Q Let me grab my sheet to make sure I said it right.
So on this particular event number ending in 15877, what was it that you looked at in this event?

A I examined five latent lift cards.
Q I'm showing you State's Exhibit 346. Is that the envelope that you looked at in reference to this case?

JD Reporting, Inc.

A Yes, it is.
Q And it contains the five latent lift cards that you looked at?

A Yes, it does.
Q What was the results of your reviewing the latent lift cards in this envelope?

A Just as I always do in the cases I do a thorough analysis of the latents, I labeled them L1 through L5 in this case. There were prints of value on Latent Card 2, as well as Latent 5. Both of those were palm prints. One was AFIS-suitable. One was not.

Q Which one -- which card had the palm print that was of value for comparison?

A Both L2 and L5.
Q Oh, one was not AFIS-quality?
A Correct. Because AFIS requires a little bit more information in order for us to search, and AFIS only allows us to search those Level 2 details, not the Level 3 details that I can also use in my comparison.

Q So how does the database work? If you're searching to try to find a potential match, how do you do that?

A It depends on which database that we use. Typically all those characteristics of those ridges are plotted. The AFIS for the FBI actually does an image-only search. So I just scan it in, launch it off, and it actually does not require me JD Reporting, Inc.
to do any kind of plotting of characteristics.
However, the Henderson, as well as the WIN AFIS databases, I mark those minutias, whether it's an ending ridge, a bifurcation, the core of the print, what's called a delta, and other characteristics in their pattern type, and then launch that.

All of the AFIS's return a candidate list, so it's not like you see on TV where it brings and says "match." It actually has a default number. For our Henderson database, that's 30; for WIN, it's 25; and for the FBI, it's 20. And then I have to go through those individually, do an onscreen comparison with those candidates. And if I determine that one is a possible identification, then I pause the system, I obtain known prints from the database, go back, compare the original source from the latent lift card to the known prints, and determine if it's an identification or an exclusion or possibly an inconclusive.

Q So in this case, one of them AFIS -- you were able to run through AFIS?

A That's correct.
Q And then in the AFIS for your own individual comparisons that you requested for Barr and Phillips, were you able to make any identifications?

A Barr and Phillips were both excluded as a source of both those palm prints in this case.

Q Okay. And you said that for the first one -- and I'm not sure if I asked. But can you tell the jury what "excluded" means?

A It means that I could conclusively say that they -their prints and the latent prints that I compared them to had differences that I was able to say that they were not the source of that print.

Q Okay. So the latent lifts from two and five in this second event number ending in 15877, Exhibit 346, the areas that were touched, then lifted by Meghan Bone, sent for you to look at, those were not Anthony Barr or Damien Phillips?

A That's correct.
Q Okay. I'm turning to the third case that you looked at, your DR or Event Number 18-16535, what was it that you examined in that particular case?

A Can I have that DR number again? I'm sorry.
Q Yeah. And I'll put this up on the screen so the jury can see it. It's Exhibit 347. It's Event Number 18-16535. And what was it that you examined in this event number?

A In this case, I looked at ten latent lift cards.
Q Okay. And was this -- and this particular event number, was that in reference to bank of the last robbery, July 31st, 2018, at 701 North Valle Verde Drive?

A Yes, it is.

JD Reporting, Inc.

Q Okay. The ten latent lift cards, did you do the same thing, go through and see if there were any that were of value and then not look at the ones that were of not value?

A That's correct. After my analysis, any that were determined to be no value weren't examined any further, only the cards that had prints of value.

Q And which ones did you determine in this particular case were of value?

A There was one print card which I labeled L4 that had two prints of value on it.

Q Okay. And what we're about to look at, this is similar to what you'd have done -- or identical to what you would have done in the first two cases where you had quality latent prints that you could compare?

A That's correct.
Q So I'm going to approach. And each of these exhibits that were inside the envelope are marked as Exhibit 347-A, B, C, D, all the way to J.

A Okay.
Q And that's the red sticker.
But can you just, looking at 347A, just kind of tell -- you'd said you'd marked them L1 through L --

A Ten.
Q -- 10? And where is it that you marked those numbers in?

A My markings are in red. It has our DR or case number. It has my initials and my identifier, the date that I did the initial analysis, as well as the identifier where I labeled them L1, L2, through L10.

Q On this -- on these cards, is there anything that I could do to interrupt the ridge detail that's within -- that's contained on the card?

A No. That's actually -- the ridge detail has been lifted with an adhesive tape and then applied to the backing card. And so it's -- it's pretty sealed underneath that tape.

Q Okay. So if I were to rub it, it wouldn't mess it up?

A That's correct.
Q If I were to take off the tape, it would probably destroy it; right?

A Correct. And that's why the crime scene analyst marked the edge of the tape, to show that it hasn't potentially been tampered with.

Q Okay. So you said L4 is one that had a value?
A Correct.
Q Put this up there. And it's marked on the back 347D, Exhibit 347D. And while we're on the back, why don't you kind of describe what the -- what we see on the back.

A Well, on the back, it has the designator of Lift
Number 4. It has the date. These are all markings that Crime

JD Reporting, Inc.

Scene Analyst Meghan Bone would have put on there. The date of the recovery, the crime type, the \(D R\) or case report number, victim, her individual identifier and name, the location, and also the location that she lifted the prints from as well as a diagram or sketch of that location.

Q Does her initials on that label show that this hasn't been tampered with?

A Correct.
Q And then a little -- a diagram that shows what is presumably the check-writing counter where those were lifted from?

A Presumably, yes.
Q And then she wrote "teller up here." That was her frame of reference to know where this was lifted from?

A Presumably, yes.
Q All right. So tell us what these markings are overhear, as far as you can tell.

A My markings are in red. So, again, on the day that I did the analysis, I marked the case report number or DR number, my initials, my identifiers, and the date, as well as the -- my marking on the card of L4. And then I -- I marked the prints of value, starting with A. So they're alphabetically listed, so here I have A and B. The brackets underneath indicate the -- during my analysis, I determined the orientation of that palm so those are underneath the palm. And the double brackets
mean that it's AFIS-suitable.
Q Okay.
A So those markings indicate to me that that print is of value, it's a palm print, that's the correct orientation, and they're AFIS-suitable, and they're marked A and B.

Q And as you looked at these and did your comparison -and you were asked to compare them against Barr and Phillips?

A In this case, I was -- actually did not -- was not given any suspects in this case.

Q Oh, okay.
A And because these were both AFIS-suitable, I searched them in the available databases.

Q And like you said before, the AFIS database would send back to you potential candidates?

A Correct.
Q And then you look at them individually. Tell us what you do when you get potential candidates.

A In this particular case, I searched it through the Henderson MorphoTrack database, and it came back with my list of 30 candidates. I went through those and excluded all 30 of those. So that search in the local Henderson database was negative.

I then searched it in the FBI's Next Generation Identification database and was a positive search for L4A, which is the one on the left of the screen.

JD Reporting, Inc.

Q Okay. I'm going to show you now what's been marked as State's Proposed 373. Do you recognize that?

A Yes, I do.
Q What is it?
A In my case notes, whenever I do -- make an identification, I will create a chart marking supporting information that supports my determination of identification.

Q And this particular chart, what is it in regards to?
A This is -- so when I searched it with the positive results in the FBI database, I retrieved the known prints that that database told me was the potential positive search. I did a side-by side comparison. I concluded that it was an identification. I scanned in my latent, which you see on the screen, the known print of the right palm print, and then marked the minutia that I used. I mean, I didn't mark all of them, but I marked enough to support my determination of identification.

So in this particular chart, it has the latent L4A, it has the right palm, it's the hypothenar which is a part of the palm, and the individual and date of birth of who I identified it to.

Q Okay. And you said that you plot points of agreement, but you didn't plot them all?

A That's correct. MR. SCOW: Move for admission of State's 373.

THE COURT: Any objection?
MR. BROWER: It's submitted.
MR. HUGHES: Submitted.
THE COURT: 373 is admitted.
(State's Exhibit Number 373 admitted)
BY MR. SCOW:
Q Okay. And this was regarding one on the left that's on the screen for the jury at this time?

A Yes, the one marked \(A\).
Q That's again Exhibit 347D. And just -- if you can -as the jury is now looking at Exhibit 373, just kind of describe what you do in your identification examination process.

A So I'm looking for -- because I've already determined that it's of value, I just have to look at the agreement of characteristics without any nonagreement. So I'm going actually under magnifiers at my desk with ridge counters and pointers, ridge by ridge, and assessing all of the similarities and noting if there's any differences. And then once I've reached that threshold of sufficiency, quality, and quantity, then I've determined that that's an identification. And to me, in my opinion, that was made by the same source or the same individual.

Q And the identification that you had made was to -what was the name of the individual?

JD Reporting, Inc.

A The name on the card that I received out of the database was Travis Alexander Phillips.

Q Is that reflected on the bottom right there, bottom right of this exhibit?

A Yes, it is.
Q Is that the date of birth?
A Yes, it is.
Q I'm sorry. I'm pointing to the bottom right, just for the record, so it's clear.

With regards to this L4A, the palm print that's on the left side of Exhibit 347D -- put that back up there again -- were you asked to do any other comparison of another set of known prints in this case?

A No, I was not.
Q I'm going to approach and show you State's Exhibits 342 and 343.

A Yes. I was not asked to do any further comparisons on the latents because I identified all of the latents of value in this case, but I was asked to do another follow-up examination.

Q Okay. And what was that?
A I was asked to compare recently recovered known prints from the two individuals, Phillips and Barr, to the prints that I had of record that I used in all of my comparisons to compare against each other to determine if they
were all from the same source.
Q Okay. Just to make sure we're clear, these exhibits were ones that Meghan Bone got from Anthony Barr and Damien Phillips and submitted to you for further comparison or analysis?

A That's correct.
Q And so the ones that were then known to be taken from Damien Phillips, did you compare them with the one you had been using for the known of Travis Alexander Phillips?

A Yes, I did.
Q What did you determine?
A I determined that they were from the same source and, therefore, the same individual.

Q So this right palm, Travis Alexander Phillips, that's the palm of Damien Alexander Phillips?

A That's the palm -- same palm as the records that I had with the name Damien Phillips.

Q That was recovered or obtained by Meghan Bone?
A Correct.
Q And you had a set of known examplars that were taken from Anthony Barr, as well by Meghan Bone?

A Correct.
Q And when you compare that against the known samples that you already had for Anthony Barr, what did you determine?

A I determined that they were the same individual.

JD Reporting, Inc.

Q Okay. So in going through, anything on these that say Travis Phillips in an initial review, those are also -match the prints of the ones that were taken and known from Damien Alexander Phillips?

A That's correct.
Q And as to the one on the right-hand side -- zoom back in -- Exhibit 347D, Latent B, what did you determine on this one?

A That one was not searched, but because I had made a positive identification to Travis Phillips, I compared Travis Phillips to the other remaining print of value and that one was also identified to Travis Phillips.

Q And I will now show you State's Proposed Exhibit 374. Do you recognize it?

A Yes, I do.
Q What is it showing?
A Similar to the last one, this is latent labeled L4B, and the right palm, hypothenar, which is a part of the palm, to Phillips, Travis Alexander and his date of birth.

Q Okay. And, again, just so the record is clear, this Travis Phillips known -- it's a match for the palm of Damien Alexander Phillips?

A They're from the same source, correct.
Q I will now show exhibit -MR. SCOW: Oh, move for admission of State's 374.

MR. BROWER: Submitted.
MR. HUGHES: Submitted.
THE COURT: 374 is admitted.
(State's Exhibit Number 374 admitted)
BY MR. SCOW:
Q So on this one and then on that other one, if you can just go through and indicate how you determine areas of agreement and what you do to highlight or mark those.

A The first thing I look for is the overall ridge flow. That tells me what area of the palm it is. In this case, it kind of has that outward-nosed loop, and that tells me that it's in the right hand, in the hypothenar which is underneath the pinkey side of your palm.

And then I start looking for -- kind of ridge by ridge. Under magnifiers with pointers, I go ridge to ridge, kind of run the ridges looking for those characteristics in agreement. I go ridge for ridge looking for any -- assessing the similarities and also looking for any dissimilarities.

Q When you determine similarities, do you put markings at the time that you're finding them, or is that something you do after you're done with the comparison?

A That's something I do because I'm actually looking at it under magnifiers, and then I will scan it into the computer and plot those minutia points.

Q And did you plot those in this particular 374

JD Reporting, Inc.
```

C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-06 | Day 4

```
exhibit?
A Yes. They are in red in both the latent and the known print.

Q Okay. And we'll zoom in and try to catch it for the jury.

And we're looking now on the left side of the exhibit. It's the latent print from Meghan Bone's latent lift card?

A That's correct.
Q And can you -- there's a mouse there that you can use. The cursor will move, and you can indicate the areas that you plotted.

A So you can see the red marks. Those are ridge characteristics whether they be ending ridges, bifurcations, short ridges, dots, trifurcations, other characteristics in the ridges. So here you can see this ridge runs down in a looping formation and then ends. There's a red dot there. There's a solid ridge between them and then another ridge coming from the opposing side that ends, and there's a dot there showing that ridge ending. And you can see that there's other ridge characteristics that I didn't mark because this is a rather large latent, so I marked a sufficient amount to show my agreement.

Q Okay. And moving down in that latent, there's another area that you marked that there's points that you can
identify?
A Correct. There's -- red is marking those ridge characteristics. The yellow is just an area that I marked that's kind of a crease area that also has what's called dysplasia, where the ridges, during development in the uterus, did not really form a ridge so they're kind of just like scattered black marks essentially.

Q Okay. And looking to the right side at the known, the top part of it, does that show the plots that you marked in agreement?

A Yes. And the ones that I previously demonstrated, you can see this ridge running and it ends, that solid ridge between, and then a ridge coming from the opposite direction that also ends.

Q And then the same all the way up those red points?
A Correct.
Q And looking at the bottom part of that, red plot points that you discussed previously, and then the yellow --

A The yellow area, you can see it more pronounced in the known print because that's taken with ink on paper and it's not a print of chance where you don't have all of that material on there. Here the print is actually inked or powdered to get a replica of those ridges. But you can see that area of dysplasia in that crease where those ridges did not form.

MR. SCOW: And just for the record, 375 through 383,

JD Reporting, Inc.

I think we moved in by stipulation of the parties.
MR. BROWER: I'm going to submitt it and --
MR. HUGHES: We'd submit it.
THE COURT: All right. If they're not admitted, they can be admitted.
(State's Exhibit Numbers 375-383 admitted)
BY MR. SCOW:
Q Just to help move this along, I'm not going to show all of these. But 375 and the rest of these, are they showing examples of what you did in your comparisons?

A Yes. This is another case, but it shows similarly any identification that I made. I create these charts to demonstrate and support my conclusion of identification.

Q Okay. And the name on this one is Damien A. Phillips?

A Correct.
Q Is that one that you made after you received the known from Meghan Bone?

A No. These were other prints that were on file when I got this request to do this case.

Q Okay. So you had those ones, known of Damien A. Phillips?

A Correct.
Q And the date of birth is the same as was indicated on the Travis Alexander Phillips?

A Correct.
Q And you compared known prints, not just palm but also the fingerprints of Damien A. Phillips, and those matched the ones that were known under the name of Travis Alexander Phillips?

A Yes. They were from the same source.
Q All right. And now that the jury has seen what the cards look like and some of your examination comparison photos, we won't go through those for each one. I just wanted to give an example.

So now with regards to that third event number, the Bank of the West, what -- which of those lift cards had latent prints of value that you could compare?

A In this particular case, there were four lift cards that were submitted by Crime Scene Analyst Randi Newbold and --

Q We're still on the third one. Sorry.
A Oh.
Q Ending in the 16535.
A Okay. There were only those two latent prints on card L4 that were of value.

Q Okay. So those were the only two that you made an identification for in the third event under 16535 ?

A Yes. They were the only two prints of value, both of them identified.

Q Okay. Now turning to the fourth one, Event JD Reporting, Inc.

Number 18-16972. Who was the crime scene analyst that encountered those latent lift cards?

A It was Randi Newbold.
Q And who was the investigating detective on that case?
A The request that I received was from Karl Lippisch.
Q And was that with regards to a robbery at US Bank location 55 South Valle Verde Drive in Henderson, Nevada?

A That's correct.
Q And I'm showing Exhibit 335. Are these the latent lift cards impounded by Randi Newbold that you examined under that event number?

A No. This is actually a physical piece of evidence that was recovered by Crime Scene Analyst Newbold.

Q Okay. What was the identifications you made for the latent lifts, the latent lifts for the 16972? What were the results from that?

A They are that physical piece of evidence, as well as four latent lift cards. The lift cards were analyzed, and there were prints of value on three of the cards, three out of the four.

Lift Card Number 1, which was from an exterior of a 24 Twistable Crayola Crayons on the south wall of the aisle. There were four identifications on that, as well as two lift cards from the exterior of a 24 Twistable Crayola Crayons in the grocery cart in the aisle. And those -- Latent Lift Card

Number 2 had four identifications and one inconclusive. And then Latent Lift Card Number 3 had one print of value that was with one identification.

Q Okay. So let's look first at the card that was in reference to a 24 Twistable Crayola Crayons south wall of the aisle. What identifications, if any, did you make on that particular lift card?

A There were four fingerprints of value on that card that I labeled L1. With these lift cards, I was also given two sets of what we call elimination prints. Elimination prints are -- that were recovered by the crime scene analyst were people that could potentially have their prints on that surface that were known to have touched it. So victims, maybe officers, that could potentially have touched it, they will recover elimination prints for us to also compare.

So I received two sets of elimination prints with these four carts. And on Lift Number 1, I identified two prints to Damien Phillips and two prints, two fingerprints, to an elimination individual by the name of -- last name Ali, A-l-i.

Q Was that Navaal Ali?
A Correct.
Q And I had it sitting in front of me, if it just wasn't in a small envelope.

Is what we're looking at now, does it contain the

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-06 | Day 4
four latent lift cards that you reviewed that were impounded by Randi Newbold in event number ending in 16972?

A Correct.
THE COURT: What exhibit is that?
MR. SCOW: This is 345.
THE COURT: All right.
BY MR. SCOW:
Q So this contains the lift cards from the Twistable Crayons box that you have just been describing?

A Correct.
Q And this -- just for reference, it has your initials and date and \(P\) number on here?

A Correct.
THE COURT: Will counsel approach.
(Conference at the bench not recorded.)
THE COURT: Where does the time go? It's 5:00 o'clock. So we'll go ahead and take our evening recess, and we will resume the testimony of this witness tomorrow morning at 9:00 a.m., 9:00 a.m.

So during the evening recess, you are all reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person, or subject matter relating to the case. Do not do any independent research by way of the Internet or any other
```

C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-06 | Day 4

```
medium. Do not visit the locations at issue. And please do not form or express an opinion on the case.

Please place your notepads in your chairs and go out through the double doors.

We'll see everyone back at 9:00 a.m. tomorrow.
(Proceedings recessed for the evening at 5:00 p.m.)
--OO-
ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case.


JD Reporting, Inc.

\section*{BY MR. BROWER:}
[10] 50/5 50/14 69/11 84/15 85/5 112/5
112/13 128/12 130/22 132/7
BY MR. HUGHES: [7] 15/20 28/4 52/15 71/11 86/2 115/3 133/15
BY MR. SCOW: [21]
17/2 21/4 33/17 36/2 77/13 82/13 89/20 91/5 92/22 93/20 94/21
118/2 121/8 121/24 127/15 136/11 146/2 159/6 163/5 166/7 170/7

\section*{BY MS.}

SCHIFALACQUA: [26] 5/25 8/3 8/23 9/24 11/6 13/7 13/18 37/19 40/4 41/1 42/1 44/8 46/9 46/22 47/11 53/24 56/20 63/5 63/21 67/19 68/18 73/3 97/12
100/21 108/14 111/12
MR. BROWER: [47] 8/18 10/6 13/15 15/16 20/25 28/1 35/14 40/2 41/20 43/24 44/5 45/24 46/15 50/10 52/12 55/4 63/15 68/12 69/8 71/6 76/18 82/9 85/3 85/23 92/6 92/11 93/13 94/11 94/15 94/18 96/9 100/16 111/4 112/7 112/10 112/12 114/24 121/20 127/10 130/19 133/12 134/8 145/22 145/24 159/2 163/1 166/2
MR. HUGHES: [29] 8/16 10/8 13/14 15/18 16/1 21/1 33/13 35/15 36/18 41/21 53/20 55/3 63/14 68/13 72/24 76/20 89/16 93/14 96/11 100/17 111/3 117/4 121/21 127/12 145/23 146/1 159/3 163/2 166/3
MR. SCOW: [36] 16/12 16/23 20/23 27/24 33/15 35/12 36/16 77/2 77/11 82/8 82/12 84/12 89/18 91/4 91/25 92/4 92/8 92/15 93/12 93/17 94/14 94/16 96/7 117/12 121/5 121/18 127/8 128/9 134/10 135/10 136/9 145/19 158/25 162/25 165/25 170/5

\section*{MS. SCHIFALACQUA:}
[55] 5/10 5/23 7/25 8/14 8/22 9/22 10/3 10/16 13/4 13/12 15/13 15/24 36/25 40/22

40/24 41/18 41/24 44/2 44/6 46/1 46/4 46/17 47/10 50/2 53/22 54/25 56/5 56/18 63/2 63/12 63/17 63/19 67/17 68/10 68/16 69/5 73/1 76/16 96/21 97/8 97/10 100/14 100/19 108/12 111/1 111/8 111/10 112/1 117/6 134/18 135/9 135/11 135/14 135/18 135/23
THE CLERK: [18] 5/17 10/24 16/18 37/8 37/10 56/12 77/6 92/10 92/14 92/21 93/19 97/3 112/9 112/11 117/18 117/21 117/23 136/4
THE COURT: [111] 5/3 5/21 8/2 8/17 8/19 8/21 9/23 10/5 10/7 10/9 10/14 11/3 13/6 13/16 15/15 15/17 16/3 16/9 16/11 16/22 21/2 27/25 28/2 33/14 35/13 35/16 35/19 35/21 35/25 36/17 36/19 37/14 40/23 41/22 44/4 46/3 46/20 50/3 50/9 50/11 52/13 53/21 55/2 55/5 55/10 56/3 56/16 63/4 63/18 67/18 68/14 68/17 69/7 71/8 72/25 76/17 76/19 76/21 77/10 82/10 84/13 85/4 85/24 89/17 90/9 90/12 90/16 90/22 91/1 91/3 92/3 92/7 92/12 93/15 94/13 96/8 96/10 96/13 96/20 97/7 97/9 100/18 111/5 111/9 112/3 115/1 117/5 117/7 121/7 121/22 127/13 128/10 132/6 133/13 134/9 134/11 134/15 134/19 135/8 135/13 135/16 135/21 136/8 159/1 159/4 163/3 166/4 170/4 170/6 170/14 170/16
THE MARSHAL: [11] 5/12 10/19 16/13 37/2 55/24 56/1 56/7 96/19 96/23 117/13 135/6 THE WITNESS: [31] 5/19 10/13 11/1 16/2 16/8 16/10 16/20 35/20 35/24 37/7 37/9 37/12 40/3 46/6 46/16 46/18 46/21 55/9 56/14 77/8 90/11 90/15 90/19 90/24 91/2 94/19 97/5 117/20 117/22 134/14 136/6

\section*{\$}
\$1,047 [1] 68/24
\begin{tabular}{|c|c|}
\hline - & 25 [1] 152/10 \\
\hline -oOo [1] 171/7 & 250 [1] 98/2 \\
\hline 0 & 2:05 [1] 55/14 \\
\hline 06[1] 1/14 & 2:11 [1] 55/25 \\
\hline 08 [1] 24/1 & 2MELM75W6RX655459 \\
\hline
\end{tabular}

\section*{1}

1,439 [1] 81/21
1-1A [1] 126/4
10 [5] 55/14 86/14
92/10 92/14 154/24
10565 [1] 150/17
10th [1] \(92 / 2\)
11 [3] 92/10 92/14 138/7
12:36 [1] 5/1
12th [1] \(6 / 13\)
13 [1] 138/23
130 [1] 80/23
14 [1] 138/24
1440 [1] 145/6
14:46 [1] 115/6
14th [2] 120/15 121/15
150 [1] 80/23
15420 [3] 144/12 145/3
148/14
15877 [3] 150/7 150/21
153/9
15th [1] 148/3
16 [2] 39/2 138/6
160 [1] 98/4
16535 [4] 153/14
153/18 167/18 167/22
16972 [4] 118/23 168/1 168/15 170/2
18 [2] 38/18 147/3
18-15420 [1] 145/3
18-16535 [2] 153/14 153/18
180 degrees [1] 24/23
1:00 p.m [1] 20/19
1:41:42 [1] 21/10
1:48 and [1] 34/20
1:53 [1] 55/25
1A [2] 126/4 126/10
1B [1] 126/13
1C [3] 127/7 127/17
127/17
1D [2] 126/4 127/7
2
20 [1] 152/10
2005 [1] 138/23
2011 [2] 98/1 98/2
2012 [1] 98/3
2017 [1] 77/19
2018 [22] 1/14 5/1 6/10
6/13 8/12 11/23 18/1
20/19 38/20 39/13
57/15 57/22 63/10
66/12 68/3 69/1 77/23
98/11 98/24 120/15
148/3 153/24
21 [1] 98/5
215 [1] 38/6
23rd [1] 77/19
24 [3] 168/22 168/24
1686838

55 [5] 17/7 56/24 77/24 98/13 168/7
59 [5] 25/21 25/22
64/24 82/20 94/14
5:00 [1] 135/16
5:00 o'clock [1] 170/17 5:00 p.m [1] 171/6
6
60 [4] 20/8 20/23 21/3
47/18
61 [3] 63/3 63/13 63/16
62 [3] 57/4 73/4 78/6
63 [3] 100/6 100/15 100/22
63-67 [1] 100/20
64 [2] 32/16 101/14
65 [1] 101/16
66 [1] 101/18
67 [5] 100/15 100/20
101/20 107/2 116/5
68 [7] 40/20 41/3 41/12
41/18 42/2 100/7
101/23
68-69 [1] 41/23
69 [8] 40/21 41/3 41/13
41/19 41/23 42/6 100/7 102/3
6th [17] 18/1 20/19 38/20 39/13 40/10 57/15 57/22 63/10 66/12 68/3 69/1 79/2 89/25 95/23 98/11 98/24 148/12
\begin{tabular}{|c|}
\hline 7 \\
\hline 70 [2] 100/15 102/5 \\
\hline 70-85 [1] 100/20 \\
\hline 701 [1] 153/24 \\
\hline 71 [1] 102/10 \\
\hline 72 [1] 102/12 \\
\hline 73 [1] 102/14 \\
\hline 74 [1] 102/17 \\
\hline 75 [1] 102/19 \\
\hline 76 [2] 102/21 103/6 \\
\hline 77 [2] 103/5 103/6 \\
\hline 78 [1] 104/17 \\
\hline 79 [1] 105/5 \\
\hline 7th [1] 147/14 \\
\hline 8 \\
\hline 8/6 [1] 114/12 \\
\hline 8/7 [2] 114/12 114/16 \\
\hline 8/7/18 [1] 147/3 \\
\hline 80 [1] 105/7 \\
\hline 81 [1] 105/12 \\
\hline 82 [1] 105/22 \\
\hline 83 [1] 105/25 \\
\hline 84 [1] 103/12 \\
\hline 85 [4] 100/6 100/15 100/20 106/14 \\
\hline \[
\begin{aligned}
& 86[4] \quad 121 / 6 \text { 121/18 } \\
& 121 / 22122 / 5
\end{aligned}
\] \\
\hline 86-95 [1] 121/23 \\
\hline 87 [1] 122/21 \\
\hline 88 [1] 123/3 \\
\hline 89 [1] 123/17 \\
\hline 89012 [1] 57/1 \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|c|}
\hline 9 & 133/17 133 & 4 & \[
23
\] & \\
\hline \[
911 \text { [12] 62/3 62/25 }
\] & & 46/10 49/14 52/20 & & [10] \\
\hline 63/9 63/24 64/7 64/11 & across [1] 119/ & 53/15 60/11 61/5 61/10 & 35/17 35/21 36/8 36/20 & 41/25 142/19 1 \\
\hline 64/19 65/22 66/1 71/24 & act [1] 141/21 & 61/23 62/22 68/4 71/12 & 37/14 38/14 39/11 & 151/8 154/4 15 \\
\hline 72/18 84/1 & acting [1] 138/8 & 73/22 74/22 80/16 81/9 & 40/15 40/16 41/22 & 156/19 156/24 \\
\hline 92 [1] 12 & actual [7] 70/21 & 81/16 83/25 98/4 98/6 & 42/25 46/4 53/20 55 & nalyst [12] 97/15 \\
\hline 93 [1] 125/13 & 94/2 126/15 128/6 & 98/21 99/19 105/2 & 55/13 55/15 55/24 56/1 & 97/20 118/14 137/ \\
\hline 94 [1] 126/8 & & 10 & 56/3 57/2 59/2 & 138/2 147 \\
\hline 95 [5] 121/6 1 & & 25 & 18 64/ & \\
\hline 121/22 121/23 126/11 & 26/17 28/10 50/23 & 134/21 145/21 148/7 & 68/14 69/7 71/8 & 168/13 169/11 \\
\hline 9:00 a.m [3] 170/19 & 90 & 14 & 76 & [1] \\
\hline & & & & \\
\hline A & & & & \\
\hline & 145/17 146/21 148/20 & 29/15 31/13 40/25 & 97/7 97/20 100/18 & 32/3 32/14 34/4 \\
\hline 3] 170/19 & 149/16 151/24 151/25 & 46/23 47/13 73/4 74/25 & 111/5 112/3 113/2 & another [16] 12/3 19/8 \\
\hline & 152/9 155/8 157/8 & 86/17 93/24 102/19 & 113/5 114/5 114/1 & 19/19 53/10 101/17 \\
\hline ability [2] 115/19 & 159/17 163/22 165/ & 107/2 110/17 110/20 & 117/8 121/15 121 & 102/9 102/13 105 \\
\hline 115/22 & 168/12 & 111/23 130/20 137/22 & 127/13 128/10 132/1 & 140/4 146/1 \\
\hline able [10] 17/22 64/20 & ADAIR [1] & 141/21 146/16 153/16 & 133/13 134/12 134/19 & 160/12 160/19 164/ \\
\hline 98/9 134/3 137/9 & additional [7] 1 & 156/18 159/10 160/12 & 134/22 135/6 139 & 164/25 166/1 \\
\hline 146/20 149/10 152/18 & 76/22 & & 140 & answer [ \\
\hline 152/23 153/6 & 134/12 & against [5] & 144/8 146/12 146 & answers [1] \\
\hline about [78] 14/17 & address [1] & 57/7 160/25 & 148/9 149 & ANTHONY [10] 1/ \\
\hline about [78] 14/17 & adds [1] 131/17 & 161/23 & 149/13 149/15 14 & 7/19 7/23 9/1 12/20 \\
\hline 19/8 19/22 21/9 21/14 & adhere [2] 131/19 & ago [12] 28/18 69/ & 149/24 151/23 15 & 13/22 153/11 161/3 \\
\hline 21/17 24/9 24/13 25/19 & 133/17 & 71/16 71/20 71/20 87/3 & 154/18 155/25 156/1 & 161/21 161/24 \\
\hline 26/5 27/3 27/13 29/17 & adheres [2] 124/ & 87/3 88/12 88/13 89/10 & 157/20 158/15 158/23 & Anthony's [1] 12/24 \\
\hline 35/23 39/18 42/24 46/7 & 134/6 & 89/21 91/6 & 159/18 160/18 160/2 & Antwon [1] 12/25 \\
\hline 46/10 46/25 49/15 & adhesive [1] & agreement [7] 140/2 & 161/1 165/15 165/2 & ny [100] 10/9 10/ \\
\hline 54/19 58/6 65/9 70 & admission [12] 20/23 & 158/23 159/15 163/8 & 166/4 166/9 167/7 & 14/13 \\
\hline 73/13 73/15 74/3 74/7 & 41/18 63/12 68/10 82/8 & 163/17 164/23 165/10 & 70/20 & /17 16/3 \\
\hline 74/20 75/10 75/23 76/4 & 93/12 100/14 111/1 & Ah [1] 130/13 & alleged [8] 28/8 & 29/17 29/19 30/1 31/1 \\
\hline 80/23 87/15 88/15 & 121/18 127/8 158/25 & ahead [17] 7/6 & 29/18 29/22 30/11 & 32/20 33/14 \\
\hline 89/24 90/10 90/16 & 162/25 & 10/19 15/1 56/25 65/4 & 71/12 115/8 133/2 & 35/13 \\
\hline 90/18 90/24 91/7 91/18 & admit [2] 8/15 13 & 66/19 68/19 68/22 75/2 & allegedly [2] 72/20 & 36/16 36/17 36/19 46 \\
\hline 91/20 94/20 95/14 & admitted [43] 3/19 4/2 & 107 & 86/4 & 49/22 53/2 \\
\hline 95/18 102/23 103/18 & 8/19 8/20 13/16 13/17 & 134/20 135/21 145/1 & allows [1] & 55/19 55/20 59/16 61/2 \\
\hline 105/15 110/2 110/8 & 21/2 21/3 25/21 4 & 170/17 & almost [2] 118/10 & 61/19 64/8 6 \\
\hline 110/15 111/11 111/22 & 41/23 47/18 57/4 63/16 & aisle [31] 19/8 23/9 & 138/23 & 72/8 76/21 76/24 79/23 \\
\hline 115/25 129/2 130/1 & 63/18 64/23 68/14 & 23/17 24/9 24/10 26/6 & alone [2] 12/1 & 86/4 86/8 86/18 86/19 \\
\hline 131/11 134/20 134/20 & 68/15 82/10 82/11 & 26/21 32/15 43/15 & along [2] 110/14 166/8 & 87/6 89/1 \\
\hline 136/19 137/11 138/4 & 92/17 93/15 93/16 & 43/16 43/17 43/18 & alphabetically [1] & 96/4 96/13 106/7 107/7 \\
\hline /23 139/10 & 100/7 100/18 100/20 & 43/18 47/23 48/16 & 156/22 & 107/13 107/24 113/7 \\
\hline 142/15 144/2 14 & 111/6 111/7 & 48 & already [7] & 114/8 115/7 115/10 \\
\hline 144/3 145/15 146/2 & 121/22 121/23 122/5 & 50/16 50/16 50/19 & 73/9 100/7 110/15 & 115/13 116/9 116/16 \\
\hline 154/11 & 127/13 127/14 145/1 & 50/24 50/25 51/1 51 & 159/14 161/24 & 116/17 116/19 117/5 \\
\hline about this & 145/21 159/4 159/5 & 101/25 102/1 102/6 & also [25] 6/10 & \(17 / 7\) 117 \\
\hline & 163/3 163/4 166 & 168/22 168/25 169/6 & 24/4 25/20 26/22 48/16 & 125/5 133/23 134 \\
\hline ent & 166/5 166/6 & aisles [6] 23/9 26/4 & /3 98/2 137/6 & 134/11 134/24 135/1 \\
\hline 171/9 & AFIS [15] 149/12 150/5 & 26/5 31/16 52/23 53/12 & 137/16 137/19 139/23 & 135/2 138/1 14 \\
\hline & 151/11 151/15 151/16 & alarm [4] 60/16 61/1 & 141/3 150/14 151 & 141/24 143/10 14 \\
\hline 27/15 & 151/17 151/24 & 62/22 83/23 & 162/2 16 & 44/23 148/23 149/2 \\
\hline Academic & 152/18 152/19 152/21 & alarmed [1] 62/2 & 3/18 165/4 165 & 152/1 152/23 154/2 \\
\hline & 157/1 157/5 157/11 & Alarming [1] 6 & 167/2 169/9 169/ & 154/4 154/5 157/9 \\
\hline ess [3] 17 & 157/13 & alarms [1] 64/2 & alternate [1] 118 & /1 159/16 1591 \\
\hline [3] & AFIS's [1] 1 & alert [2] 62/18 62/20 & Although [1] 145/16 & 160/12 160/17 163/17 \\
\hline ssed & AFIS-quality & alerted [2] 49/15 49/18 & always [3] 14/7 128/20 & 163/18 166/12 169/ \\
\hline \[
\begin{aligned}
& \text { access } \epsilon \\
& 120 / 10
\end{aligned}
\] & & ALEXANDER [11] 1/9 & & 3 170/24 170/25 \\
\hline accesses [ & A & 1/10 160/2 161/9 & & anybody [11] 29/23 \\
\hline accounting [2] & 57/1 157 & 161/14 161/15 162/4 & 8 83/1 118 & /23 62/9 79/11 96/1 \\
\hline & 15 & 162/19 162/22 166/25 & 136/13 & 129/19 141/7 141/10 \\
\hline & afraid [1] 76 & 16 & American & 141/11 142/3 149/22 \\
\hline accurate [7] 41/15 63/9 & African [1] 43/1 & Ali [9] & amino [6] 124/14 & anymore [2] 50/2 \\
\hline accurate [7] \(41 / 10\) 63/8 & after [54] 18/19 & 107/18 110/7 1 & 133/17 133/19 133 & 65/12 \\
\hline & 19/22 19/24 21/17 & 110/9 169/19 169/21 & 133/25 134/4 & anyone [12] 14/20 16/7 \\
\hline & 24/10 27/9 27/12 28 & all [116] \(5 / 35 / 218 / 19\) & amount [9] 67/ & 36/22 55/8 55/17 60/16 \\
\hline acids [5] 124/15 & 28/9 29/2 31 & 10/10 11/3 13/16 16/5 & 82/18 1 & 73/13 \\
\hline & 43/12 44/15 44/16 & 16/22 21/2 21/15 21/17 & 140/1 140/23 143/18 & 134/24 170/22 \\
\hline
\end{tabular}

A
anything [49] 9/7 14/6 15/3 18/15 19/10 20/1 21/9 22/18 22/21 23/19 25/4 32/10 34/13 36/6 36/12 36/15 39/6 44/25 52/4 54/17 55/2 55/16 61/8 64/9 75/10 76/17 80/1 80/2 80/7 80/12 80/13 88/14 94/3 96/1 96/8 102/8 109/18 119/19 120/12 125/21 129/23 130/23 134/23 137/10 138/2 143/24 155/5 162/1 170/21 anytime [2] 86/24 129/19
apart [1] 33/22
apartments [1] 14/5
apologies [1] 73/5
apologize [5] 14/22 14/23 63/19 94/11 103/11
apparently [2] 16/5 130/4

\section*{APPEARANCES [1]} 1/16
applied [1] 155/9 applying [1] 150/1 approach [14] 7/1 9/22 40/22 67/17 74/25 79/8 85/3 92/6 100/5 121/5 126/25 154/16 160/15 170/14
approached [8] 6/24 44/19 79/16 80/19 83/11 94/7 94/8 94/9
approaching [2] 34/21 92/19
appropriately [1] 123/22
approximately [2] 11/16 138/23
archived [1] 148/8 are [140] 6/5 9/17 16/5 17/3 21/19 23/2 23/25 24/9 24/16 26/4 29/24 31/9 32/7 33/5 34/21 34/23 36/22 37/20 37/25 38/14 39/10 40/6 41/5 41/6 41/9 41/15 41/22 46/6 46/19 47/15 47/22 48/2 48/7 48/11 48/21 48/23 48/24 48/25 49/4 49/5 49/6 49/12 52/22 53/11 54/7 54/20 57/2 57/18 58/5 64/13 64/24 65/17 66/22 66/24 70/14 70/15 75/5 75/7 75/18 76/4 76/7 77/14 78/3 82/25 83/19 92/18 93/1 93/4 93/8 96/17 98/7 99/9 99/23 100/10 100/23 101/14 101/24 103/6 103/12 103/22 104/11 104/16 105/23 106/15 106/21 108/16

111/11 112/23 114/9 114/10 117/10 118/3 118/18 121/12 121/13 122/21 123/17 123/22 124/19 124/23 125/7 125/17 125/18 125/22 126/14 127/6 127/23 133/25 134/13 136/12 136/17 136/24 136/25 139/13 139/24 139/25 140/8 140/12 141/8 142/5 142/25 143/14 144/18 149/22 149/24 151/23 154/17 155/1 155/25 156/16 156/18 156/25 162/2 164/2 164/13 166/9 168/9 168/17 169/11 170/20 area [41] 6/8 6/9 6/13 6/15 6/16 11/13 11/14 23/13 24/16 34/17 35/1 35/10 39/4 43/13 44/24 53/25 54/4 62/16 69/15 79/5 81/6 82/14 104/8 113/18 115/14 125/25 126/9 126/12 127/18 130/2 130/4 143/1 143/1 143/4 149/20 163/10 164/25 165/3 165/4 165/19 165/23 areas [18] 17/19 26/2 32/13 79/14 125/18 125/19 125/22 126/19 136/24 136/24 139/11 144/3 146/7 146/9 146/10 153/9 163/7 164/11
aren't [2] 128/15 140/2 around [8] 25/3 52/1 80/21 80/22 80/23 114/15 115/6 140/2 arrangements [1] 140/15
array [3] 32/21 71/13 87/6
arrested [1] 149/22 arrival [1] 114/7 arrived [5] 45/15 99/15 115/4 116/7 116/12 arrow [1] 128/6 arrows [1] 127/24 Arville [1] 6/24 as [197]
Asian [1] 58/20 ask [21] 9/9 15/18 18/4 21/5 37/22 38/2 44/15 47/12 54/12 62/5 64/4 74/19 75/5 85/6 86/14 86/17 110/2 119/1 121/9 128/25 135/19 asked [30] 19/9 25/4 27/12 29/19 29/21 30/11 39/25 40/17 42/13 45/22 46/7 46/10 53/2 69/12 71/25 75/23 76/1 91/20 95/25 144/9 146/15 148/25 149/4 150/8 153/2 157/7 160/12 160/17 160/19

160/22
asking [7] 19/2 32/7 34/1 34/6 72/13 95/18 130/19
aspect [1] 85/20
assess [1] 98/22
assessing [3] 73/16
159/18 163/17
assessment [1] 75/13
assigned [1] \(6 / 5\)
assist [3] 12/3 12/9
13/20
assistant [4] 17/9
17/10 17/12 39/25
assisted [3] 19/19
27/17 27/19
assisting [2] 11/22 27/13
assists [1] 25/8
associated [2] 102/24
102/25
Association [1] 137/14
assume [2] 113/25
128/18
assumed [1] 85/17 assuming [2] 112/25 114/2
at [197]
attempt [1] 115/10 attention [2] 83/13 150/7
ATTEST [1] 171/8 attorney [3] 28/15 28/16 78/11
attorneys [4] 1/18 5/5 28/11 28/12
audible [4] 50/18 88/11
123/7 134/7
audio [2] 63/8 171/9 audio/video [1] 171/9
August [24] 18/1 20/19
38/20 39/13 40/10
54/10 57/15 57/22
63/10 66/12 68/3 69/1
77/23 79/2 89/25 95/23
98/11 98/24 120/15
121/2 121/15 147/14
148/3 148/12
August 14th [2] 120/15
121/15
August 14th and [1] 121/2
August 15th [1] 148/3
August 6th [17] 18/1
20/19 38/20 39/13
40/10 57/15 57/22
63/10 66/12 68/3 69/1
79/2 89/25 95/23 98/11
98/24 148/12
August 7th [1] 147/14 authenticate [1] 13/5
automated [1] 149/11 available [2] 149/11
157/12
Avenue [1] 150/17
aware [3] 39/13 64/13 104/5
away [4] 44/20 49/5
49/11 61/25
000840

B-a-I-d-a-s-s-a-r-r-e [1] 5/20
B-e-n-j-a-m-i-n [1] 5/19 baby [2] 24/11 24/14 bachelor's [1] 97/25 back [75] 5/3 6/10 9/11 14/5 14/8 15/8 22/20 24/24 26/7 26/9 30/24 32/19 35/6 40/9 41/12 41/12 42/12 43/17 43/20 45/2 45/3 45/6 46/12 47/15 47/24 47/24 48/16 49/7 50/17 53/15 56/3 57/15 58/8 58/13 60/3 66/22 67/7 67/9 72/3 74/19 91/12 93/21 93/24 96/17 97/23 102/5 102/14 104/2 105/22 105/24 107/9 111/20 113/15 114/3 114/15 116/10 119/21 121/25 122/22 123/18 125/14 126/6 128/5 128/23 146/16
152/14 155/21 155/22
155/23 155/24 157/14 157/19 160/11 162/6 171/5
background [5] 97/23 137/11 138/16 138/19 149/23
backing [2] 110/17 155/9
backseat [1] 12/24
bad [1] 128/15
badge [1] 114/20
bag [1] 52/2
bailiff [4] 50/6 55/23
76/25 135/5
bait [1] 64/4
balance [2] 81/16 81/16
balancing [2] 67/24 68/4
Baldassarre [7] 5/11
5/14 5/19 6/1 11/20 13/25 14/1
baldness [1] 15/6
bank [88] 18/7 18/10
18/24 20/2 20/5 21/16
22/11 22/12 23/8 23/13
24/21 24/23 25/23 26/1 27/3 27/5 27/6 29/9 30/11 30/15 30/16
30/23 30/24 31/2 31/12
31/17 31/20 31/24
32/12 32/13 32/13
32/15 32/25 34/4 34/5
34/22 35/2 35/2 39/14
39/19 45/17 45/18
56/22 56/23 57/20
64/13 69/13 69/16 70/7
70/14 70/17 70/21
73/10 77/16 77/17
77/18 77/24 78/17
78/25 81/7 90/13 98/25
99/13 101/15 101/17

101/19 102/11 102/13 102/16 102/20 103/3 103/13 104/7 106/11 106/16 107/3 107/13 108/22 111/19 115/5 116/9 116/12 121/3 133/2 133/3 153/23 167/12 168/6
banker [6] 56/22 57/14 57/18 57/19 64/17 77/15
bankers [1] 57/23
banking [1] 77/21
bar [2] 21/6 149/25
BARBARA [2] 1/17 89/21
barely [1] 33/12 BARR [19] 1/10 1/21 7/19 7/23 9/1 12/20 13/22 14/10 14/15 149/4 149/7 152/22 152/24 153/11 157/7 160/23 161/3 161/21 161/24
based [8] 18/14 18/23 31/10 31/13 34/16 138/16 138/17 138/18 basically [3] 14/9 14/24 39/6
be [65] 5/7 13/16 14/2 16/7 20/17 21/2 21/16 22/4 22/5 22/6 24/18 24/23 26/6 26/20 27/1 27/9 30/23 31/19 31/23 32/14 33/23 34/2 34/13 36/22 37/7 37/9 52/1
55/8 64/20 67/23 90/24 92/23 93/15 96/16 100/18 103/23 111/5 112/23 115/15 116/2 116/19 116/23 116/25 117/1 123/11 125/22 128/24 129/13 137/9 137/18 139/2 139/3 139/19 139/19 139/20 139/25 142/4 143/23 143/23 144/16 146/20 154/5 161/7 164/14 166/5
bearing [1] 110/5 because [37] 7/3 9/9 15/7 31/11 38/12 42/25 44/18 50/7 50/23 53/8 54/10 62/20 66/5 70/15 70/15 85/14 85/16 92/17 104/7 107/15 113/2 113/25 128/18 128/19 130/2 140/25 143/14 143/15 143/21 151/16 157/11 159/14 160/18 162/9 163/22 164/21 165/20 become [2] 39/13 137/9
becoming [1] 137/25 been [56] 5/15 10/22 11/15 11/16 11/18 16/16 18/10 28/11 31/1 31/9 32/6 37/5 38/25
been... [43] 40/20 41/2 47/18 51/17 52/20 54/23 56/10 57/3 64/23 66/1 66/3 67/15 70/21 77/4 78/5 78/20 78/20 78/22 78/23 81/12 87/9 92/12 97/1 97/17 97/19 98/7 100/6 115/15 117/16 118/6 118/8 118/25 129/2 133/2 136/2 141/10 143/8 155/8 155/18 156/7 158/1 161/8 170/9
before [19] 1/13 37/23 38/11 79/6 80/1 80/14 103/10 114/8 118/11 121/13 122/1 123/9 134/6 137/25 138/15 139/6 141/14 141/23 157/13
began [1] 99/19
begin [1] 98/22
beginning [1] 94/22
behalf [1] 127/10
behind [7] 14/4 24/1
24/22 27/17 51/1
116/10 139/11
being [19] 5/15 10/22
15/24 16/16 37/5 56/10 67/1 67/8 70/9 77/4 93/25 94/3 97/1 117/16 121/14 125/2 136/2 138/8 146/3
believe [9] 14/20 18/8
18/21 26/13 32/23
65/22 71/25 99/22
103/7
believed [2] 27/13 85/16
belong [1] 45/7
belonged [1] 45/3
bench [3] 35/17 35/18 170/15
BENJAMIN [2] 5/14 5/19
besides [1] 36/7
better [4] 124/22
139/22 139/25 146/20
between [3] 52/16 164/18 165/13
bifurcate [1] 140/13 bifurcation [1] 152/4 bifurcations [2] 141/2 164/14
big [1] 101/2
bills [2] 60/18 60/20
biological [1] 137/23
biology [1] 137/12
birth [4] 158/20 160/6
162/19 166/24
birthday [1] 24/12
bit [8] 33/4 33/7 33/19 45/15 95/10 103/10
105/13 151/16
black [14] 30/19 31/8 31/22 32/2 32/9 32/12 34/1 58/20 58/21 59/3

80/21 93/2 108/22 165/7
blank [2] 23/2 133/3 blue [17] 109/17 110/20 112/23 112/24 119/6 119/7 119/11 120/4 120/5 120/20 122/18 129/3 129/9 146/4 146/9 146/22 147/22
blurry [1] 124/24 bodily [2] 133/23 134/3 body [7] \(7 / 128 / 812 / 10\) but [72] 14/14 15/10 12/10 13/2 13/9 13/10 Bone [11] 99/22 145/10 147/8 147/12 150/12 153/10 156/1 161/3 161/18 161/21 166/18
Bone's [1] 164/7 book [5] 108/20 109/4 110/12 112/24 113/14 booked [6] 108/18 109/9 109/25 110/4 110/24 111/17
both [31] 5/18 16/19 25/11 33/8 37/11 56/13 58/7 58/22 58/22 61/25 77/7 79/5 79/9 79/17 79/17 80/21 93/17 97/4 107/23 115/17 128/21 136/5 149/5 149/8 151/10 151/14 152/24 152/25 157/11 164/2 167/23
bottom [14] 74/11 79/25 112/9 112/10 112/17 119/16 119/24 122/19 147/22 147/23 160/3 160/3 160/8 165/17
box [7] 102/9 105/17 105/24 106/1 108/4 135/4 170/9
boxes [3] 53/3 107/16 115/10
boy [1] 132/5
brackets [2] 156/23 156/25
Brady [1] 14/21
branch [26] 57/5 57/11 57/12 62/5 69/16 70/17 70/21 77/24 78/3 78/9 78/17 78/22 78/25 79/5 79/8 81/2 82/23 82/23 84/1 84/10 87/5 88/17 88/21 89/22 91/9 91/23 break [6] 55/11 55/11 60/17 134/15 134/18 134/22
brevity [1] 65/8 brief [3] 55/15 132/21 134/22
briefly [1] 53/22 bright [3] 119/17
119/25 120/2
bring [2] 67/5 67/7
bringing [1] 148/10
brings [1] 152/8
brother [2] 7/22 12/24 brought [4] 43/9 67/8 118/18 145/20
BROWER [16] 1/19
2/16 2/21 3/5 3/10 3/14 10/5 15/15 27/25 50/3 69/7 76/17 84/13 92/4 96/8 112/3
brush [1] 104/22
burn [3] 28/23 28/23 28/24
business [1] 25/15 \(18 / 3\) 27/5 31/16 31/21 32/17 34/16 43/6 43/16 46/7 50/11 51/2 51/24 52/19 53/3 53/15 54/2 54/23 58/11 69/17 71/2 71/4 72/15 78/13 79/18 79/20 80/20 82/5 83/16 85/1 86/6 87/12 88/10 89/9 89/12 90/22 91/12 94/24 101/8 104/16 112/17 114/1 115/17 124/1 128/15 129/1 130/1 131/20 135/15 137/19 138/15 140/12 141/2 143/4 143/8 144/7 144/18 146/3 146/20 148/10 149/22 153/2 154/21 158/16 158/23 160/19 162/9 165/23 166/9 166/11 167/2
button [1] 69/9 buy [3] 43/19 45/9 133/7

\section*{C}

C-18-335500-1 [1] 1/7
C-18-335500-2 [1] 1/7
C-o-r-t-n-e-r [1] 77/9
call [25] 5/9 10/14 12/2 16/11 23/9 24/11 36/24 56/4 62/3 62/25 63/9 63/22 63/24 63/25 65/22 72/18 77/1 84/1 96/20 108/9 117/11 134/16 137/5 140/16 169/10
called [20] 5/15 10/22 16/16 37/5 56/10 77/4 81/1 97/1 98/8 98/13 98/17 98/24 117/16 124/12 136/2 136/22 136/24 136/25 152/4 165/4
calling [4] 10/17 64/8 64/11 107/20
calls [4] 5/10 37/1 56/6 96/22
came [13] 25/3 45/22 58/10 73/22 79/4 81/1 91/12 93/2 113/18 113/19 134/4 142/10 157/19
camera [28] 7/12 8/8 12/10 12/10 13/2 13/9 13/10 15/8 21/25 22/5 000841

22/8 23/7 24/20 24/22 26/1 26/11 26/12 26/13 26/18 26/20 26/22 26/23 34/25 88/25 95/6 124/6 124/9 125/6 camera would [1] 22/5 cameras [10] 17/18 20/8 20/12 29/20 29/25 32/17 32/18 103/13 103/14 103/17
can [85] 5/7 6/1 6/22 14/3 24/4 25/21 26/1 26/24 30/1 32/14 32/16 32/19 34/18 42/10 48/1 51/24 53/5 56/21 57/8 62/15 65/3 67/3 67/6 72/15 83/6 87/19 101/11 103/16 105/12 105/14 105/16 106/23 107/12 107/23 107/24 111/11 111/13 116/4 116/11 119/20 122/9 124/22 125/4 125/16 125/22 126/25 132/18 132/18 133/19 136/19 137/1 137/2 138/4
139/12 139/17 141/5 142/8 142/11 142/17 142/21 143/3 143/5 143/17 144/4 146/20 149/17 151/19 153/2 153/16 153/18 154/21 156/17 159/10 163/6 164/10 164/10 164/11 164/13 164/16 164/20 164/25 165/12 165/19 165/23 166/5
can't [17] 29/12 35/24 35/24 36/4 36/5 38/12 46/7 51/24 54/10 70/4 80/9 87/12 87/18 88/10 143/5 143/20 143/21
candidate [1] 152/7 candidates [4] 152/12 157/14 157/17 157/20 capable [1] 12/10 capacity [4] 6/11 11/11 118/6 118/17
capital [1] 11/2
capture [2] 17/18 21/22
captured [2] 34/17 35/1
captures [1] 124/19 car [4] 6/25 7/3 15/6 114/15
card [19] 47/7 105/4 105/18 151/9 151/12 152/15 154/9 155/7 155/10 156/21 160/1 164/8 167/20 168/21 168/25 169/2 169/4 169/7 169/8
cards [29] 24/12 24/12 27/22 110/5 131/25 145/9 148/15 148/19 148/22 150/11 150/23 151/2 151/6 153/21 154/1 154/6 155/5

167/8 167/12 167/14 168/2 168/10 168/18 168/18 168/19 168/24 169/9 170/1 170/8
care [1] 112/19
carry [1] 150/1
cars [1] 7/5
cart [3] 102/6 113/23 168/25
carts [1] 169/17
case [63] 1/7 14/2 14/9
15/12 36/22 55/16
55/16 55/18 55/19
73/13 73/21 76/24 91/7
96/17 98/21 99/19
103/16 107/8 109/5
111/20 117/10 124/16
134/23 134/23 134/25
135/1 141/15 144/9
144/12 144/19 145/4 146/14 146/16 148/8 150/9 150/25 151/9 152/18 152/25 153/13 153/15 153/21 154/8 155/1 156/2 156/19 157/8 157/9 157/18 158/5 160/13 160/19 163/10 166/11 166/20 167/14 168/4 170/21 170/22 170/23 170/24 171/2 171/10
cases [3] 138/25 151/7 154/13
casework [1] 137/18
cash [9] 19/9 22/4
68/25 83/22 102/18
102/22 102/24 102/25
103/5
cashier's [1] 50/23
casual [1] 87/24
catch [1] 164/4
causes [1] 58/3
caution [2] 45/16 122/18
cautionary [1] 128/17
caveat [1] 100/7
CD [1] 28/23
certain [9] 14/18 25/5
32/8 34/7 137/20
139/18 140/23 143/1 143/1
certification [1] 137/20 certified [1] 137/14 certify [1] 171/8 cetera [1] 101/12 chain [5] 120/8 147/16 147/17 147/17 148/8 chairs [2] 55/22 171/3 chamber [1] 131/17 chance [5] 64/8 137/6 139/16 143/15 165/21 change [4] 50/19 53/14 124/16 124/16
changed [1] 85/20
characteristics [12]
140/10 140/15 141/1
151/23 152/1 152/5
159/16 163/16 164/14
164/15 164/21 165/3
chart [3] 158/6 158/8 158/18
charts [1] 166/12 chatted [1] 14/9 check [2] 9/11 156/10 check-writing [1] 156/10
checked [1] 147/19 checking [2] 10/16 30/12
chemical [3] 124/11 124/13 137/7
chemically [1] 112/19 chemicals [8] 118/21 119/19 123/22 125/4 125/7 128/15 131/4 133/11
Chief [1] 1/18
chose [1] 115/16
citation [1] 9/4 citations [2] 13/25 14/24
City [4] 97/15 136/13 138/5 138/10 clarify [1] 91/4 CLARK [7] 1/2 5/1 38/7 78/1 98/14 139/6 150/17
clear [7] 22/7 33/18 92/16 95/22 160/9 161/2 162/20
clerk [10] 5/13 10/20
16/14 37/2 56/8 91/25 92/8 96/24 117/14 145/21
click [3] 20/12 22/14 23/15
clicked [1] 70/17
Clip [1] 94/17
close [22] 32/24 41/13
42/3 42/6 53/16 63/24
84/1 88/22 88/23 89/3
93/10 94/6 94/19 94/24
97/19 101/6 102/3
126/9 126/12 126/18
127/6 127/18
close-up [14] 41/13
42/3 42/6 88/22 88/23
89/3 93/10 94/6 94/19
94/24 101/6 102/3
126/9 126/12
close-ups [2] 126/18 127/6
closer [1] 101/19 closer-up [1] 101/19
Cloth [1] 133/9
coach [2] 15/22 74/9
code [1] 73/13
coin [4] 60/6 60/9
61/18 61/23
coins [3] 60/18 79/24 83/21
collect [6] 106/7 113/7
114/8 115/10 115/22 118/15
collected [5] 109/2 110/9 110/14 113/9

116/2
collecting [1] 106/12
collection [2] 98/23 99/20
color [10] 6/20 6/20 12/16 15/3 66/14 72/14 105/16 109/10 109/10 119/5
colored [1] 104/23
colors [3] 124/16
124/16 124/17
combination [1] 114/23
come [13] 22/25 27/21 29/20 39/7 43/13 51/11 54/11 54/19 58/22 60/7 81/6 87/24 132/14 comes [1] 34/19 coming [8] 8/8 22/5 26/18 32/13 94/6 148/6 164/18 165/13
command [7] 6/8 6/9 6/13 6/15 6/16 11/13 11/14
comment [1] 14/14 commentaries [3] 55/18 134/25 170/23 comments [1] 14/17 common [2] 12/4 115/14
compare [12] 107/24 148/25 149/4 152/14 154/14 157/7 160/22 160/25 161/8 161/23 167/13 169/15 compared [7] 141/24 142/2 142/23 149/6 153/5 162/10 167/2 comparison [16] 125/20 126/1 132/12 137/10 138/22 142/2 142/5 151/13 151/19 152/12 157/6 158/12 160/12 161/4 163/21 167/8
comparisons [5] 138/1
152/22 160/17 160/25 166/10
competent [1] 137/18
complete [2] 141/25 148/8
completed [3] 68/8 103/19 146/18 complies [4] 48/3 57/10 68/21 107/5 components [4] 124/15 131/19 133/18 133/25
computer [1] 163/23 concealed [1] 150/1 concern [1] 36/6 concluded [2] 32/6 158/12
conclusion [2] 31/6 166/13
conclusively [3] 141/6 142/22 153/4
condition [4] 109/25 110/23 122/15 122/23
conducive [2] 139/21 139/24
Conference [2] 35/18 170/15
confirm [1] 92/5
confirmed [1] 35/4 conservative [1] 139/2 consideration [1] 141/3
Considering [1] 14/4
consistency [1] 132/22 consistent [1] 103/2 contact [7] 140/1 140/3 141/16 141/17 142/7 143/19 144/19
contain [2] 149/21 169/25
contained [1] 155/7
containing [1] 20/11 contains [6] 45/6 110/5 111/19 150/2 151/2 170/8
contaminants [1] 139/18
contaminated [1] 104/13
contents [1] 111/2 continue [2] 66/19 97/7
CONTINUED [4] 3/1 3/2 4/1 4/2
control [3] 24/24
123/20 124/25
conversation [3] 24/13 25/2 87/24
copies [3] 17/23
100/11 133/3
copy [7] 8/10 20/20
22/25 63/9 68/7 74/5
147/17
cordoned [1] 99/13
core [1] 152/4
corner [3] 25/3 47/24 48/7
correct [128] 6/18 7/11
7/24 8/13 9/2 12/14
12/15 14/11 14/18 15/1
15/1 17/11 17/17 17/20
17/24 19/1 19/25 20/4
20/9 20/14 21/23 23/14
24/3 25/10 25/18 26/10
27/7 27/20 30/5 34/8
35/3 35/5 35/11 50/17
50/20 51/15 70/1 70/5
70/12 70/22 70/25 71/2
72/1 72/6 72/15 72/20
78/11 84/17 85/18
85/21 96/2 97/21 98/10
101/13 105/11 109/23
110/22 112/25 113/1
113/3 113/4 113/6
114/1 115/17 120/25
122/2 122/20 122/25
123/9 124/8 125/7
125/12 125/24 129/7
129/24 130/6 130/11
132/2 132/23 133/4
133/11 134/1 134/5
134/6 138/20 143/18
000842

143/18 144/1 144/13
145/8 145/11 146/6
146/24 147/6 147/13
147/24 148/1 148/13
149/16 150/6 151/16
152/20 153/12 154/4
154/15 155/13 155/16 155/20 156/8 157/4
157/15 158/24 161/6
161/19 161/22 162/5
162/23 164/9 165/2
165/16 166/16 166/23
167/1 168/8 169/22
170/3 170/10 170/13
correctly [4] 87/16
114/3 125/10 171/8
Cortner [3] 77/2 77/3
77/8
cotton [1] 133/6
could [32] 9/20 9/25
10/14 13/8 15/2 29/20
30/14 31/9 31/23 32/18
36/7 52/20 59/15 65/14 68/16 99/15 100/7
107/3 108/3 108/16
115/15 115/17 122/9
129/13 141/20 149/14
153/4 154/14 155/6
167/13 169/12 169/14
couldn't [3] 36/10 80/5
111/21
counsel [8] 5/6 35/17 40/19 74/9 108/12
127/9 145/19 170/14
count [2] 133/6 133/7
countdown [1] 67/12
counter [7] 23/9 26/5
95/9 95/11 102/16 107/1 156/10
counter-height [1] 102/16
counters [1] 159/17
COUNTY [7] 1/2 5/1
38/7 78/1 98/14 139/6 150/18
couple [12] 28/18
33/21 33/23 78/23 87/3 87/3 88/13 89/21 90/20 91/6 131/3 141/14 course [3] 32/17 136/21 140/5
court [13] 1/2 1/13 1/24 5/3 5/6 8/8 56/3 90/25 91/7 91/12 92/13 139/7 148/13
Court's [4] 7/25 47/10 69/5 112/1
courtroom [3] 35/23
76/25 96/18
covers [1] 96/11
cowboy's [1] 50/12
coworker's [1] 79/5
Crayola [5] 102/4
102/9 168/22 168/24
169/5
crayolas [1] 41/5
crayon [6] 19/14
105/17 105/24 106/1 107/16 108/4
crayons [65] 18/21
19/11 19/15 19/15
19/16 19/20 19/20
19/22 19/23 21/19 25/5
25/6 25/7 25/8 25/16
27/17 31/1 33/9 33/10
36/13 40/3 41/5 41/6
41/6 41/9 42/7 42/11
43/15 43/23 44/10
44/24 45/1 46/7 46/8
46/11 46/23 47/14
48/12 48/23 48/25 51/7
51/8 51/8 51/12 52/17
52/18 53/4 102/4 102/9
104/2 104/4 104/5
104/15 107/12 113/5
113/7 113/8 113/10
113/11 113/17 115/11
168/22 168/24 169/5
170/9
crease [2] 165/4
165/24
create [3] 137/18 158/6 166/12
crew [4] 54/6 54/9 54/9
54/21
crime [22] 97/15 97/20
98/4 100/11 115/8
118/12 118/12 118/13
118/19 137/16 138/2
138/7 144/17 147/8
148/9 155/16 155/25
156/2 167/15 168/1 168/13 169/11 criminalistics [1] 136/14
cross [28] 2/8 2/11
2/16 2/17 2/21 2/22 3/5 \(3 / 63 / 103 / 113 / 143 / 15\) 10/5 15/15 15/17 15/19
28/3 50/4 52/14 53/3
69/10 71/10 84/14 86/1
112/4 115/2 128/11 133/14
Cross-Examination
[24] \(2 / 82 / 112 / 16\) 2/17
2/21 2/22 3/5 3/6 3/10 3/11 3/14 3/15 15/19 28/3 50/4 52/14 69/10 71/10 84/14 86/1 112/4 115/2 128/11 133/14
crossed [1] 82/6
CSA [1] 99/22
CSI [1] 98/2
currently [4] 77/14 97/14 97/15 136/12 cursor [4] 24/5 24/24 83/6 164/11
custody [7] 120/8 130/15 130/17 147/16 147/17 147/17 148/9
customer [7] 36/7 43/4 62/20 62/21 106/25
116/6 116/13
customers [13] 36/8
36/9 41/10 42/13 42/18
42/25 43/22 43/25 44/9
45/13 52/9 53/14 79/3
D.F.O [6] 124/12 124/14 125/1 131/5 131/6 133/16
D.O [1] 131/4 dad [1] 87/20 DAMIEN [12] \(1 / 9\) 153/11 161/3 161/8 161/15 161/17 162/4 162/21 166/14 166/21 167/3 169/18
database [19] 132/17 132/18 141/24 142/3 142/24 149/14 149/18 149/21 151/20 151/22 152/9 152/14 157/13 157/19 157/21 157/24 158/10 158/11 160/2 databases [5] 149/16 149/21 149/25 152/3 157/12
date [30] 6/19 20/18
68/2 90/25 109/6 109/8
109/13 111/24 114/12 114/14 119/13 119/14 119/15 120/5 145/18 146/25 147/2 147/10 147/20 148/2 148/3 155/2 155/25 156/1 156/20 158/20 160/6 162/19 166/24 170/12 dates [1] 130/14
David [23] 16/12 16/15 16/20 17/3 39/25 40/10 40/16 41/10 42/13
42/18 43/13 43/25 44/9 45/22 45/24 47/25 48/2 48/13 49/8 54/12 54/23 107/17 110/8
David's [1] 43/9
dawn [1] 30/25
day [36] 1/15 7/16 18/5 20/21 28/7 36/6 39/21
39/21 39/21 40/16 41/16 43/1 49/14 49/17 62/9 68/8 70/25 72/9
74/7 79/2 79/4 81/18
81/20 86/4 86/11 86/18
89/3 89/7 90/20 93/2
95/22 114/15 114/16
115/5 140/6 156/18
days [1] 87/3
De [1] 106/18
DECEMBER[2] 1/14 5/1
decided [1] 19/17 decision [3] 116/20 116/23 117/1
decisions [1] 137/18
decline [1] 16/2
deemed [1] 137/18
default [1] 152/9
DEFENDANT [2] 1/19 1/21
defendants [2] 1/11 5/6
defense [6] 36/17 55/2 67/15 78/10 127/9

145/19
degree [4] 137/12
137/13 137/22 137/24 degrees [1] 24/23 deli [1] 22/6 delta [1] 152/4
demonstrate [1] 166/13
demonstrated [1] 165/11
Dennis [3] 144/13 145/4 150/14
department [15] 6/4 11/10 22/4 97/16 115/19 118/5 118/9 119/13 136/14 138/6 147/19 147/21 148/7 149/17 149/24
depending [2] 99/25 142/8
depends [2] 141/16 151/22
depicted [3] 41/4 66/8 102/1
deposit [4] 115/25 116/4 116/17 116/20
deposits [2] 67/2 67/6
depressed [1] 136/24
DEPT [1] 1/8
deputy [2] \(1 / 185 / 5\)
describe [29] 26/2 47/3
57/11 57/17 58/2 58/8 59/4 59/23 61/16 67/3 80/18 97/22 98/16 99/8 99/16 100/25 103/19 104/3 104/20 107/7 107/13 108/19 109/4 110/2 110/17 125/17 139/12 155/23 159/12 describe what [1] 155/23
described [6] 28/6 29/22 30/3 48/17 70/25 120/21
describing [5] 26/11 29/23 35/1 119/24 170/9
description [2] 18/24 20/2
descriptions [1] 18/11 designator [1] 155/24 designed [1] 133/16 desk [6] 51/3 116/5 116/6 116/10 116/13 159/17
destroy [1] 155/15 detail [11] 31/17 126/1 126/12 127/19 128/1 128/6 131/23 140/17 144/3 155/6 155/8 details [7] 29/17 98/20 99/18 124/19 141/3 151/18 151/18
detective [15] 74/3
74/7 74/20 75/10 98/20
99/4 99/18 116/24 117/1 117/2 135/14 135/21 144/12 144/18 168/4
detectives [2] 99/6 144/19 determination [2] 158/7 158/16
determine [16] 123/14 141/25 142/9 142/12 142/20 142/22 142/25 152/12 152/16 154/7 160/25 161/11 161/24 162/7 163/7 163/19 determined [8] 142/3 148/20 154/5 156/24 159/14 159/21 161/12 161/25
developed [1] 110/5 development [2] 137/7 165/5
device [1] 64/5 diagram [2] 156/5 156/9
did [182]
didn't [32] 7/4 7/8 20/1
30/20 31/17 43/19 45/9 46/23 50/7 51/2 58/10 61/19 72/12 79/18
80/20 83/13 89/7 90/6
95/20 113/7 113/11
113/14 114/5 114/12
122/17 135/19 143/21
143/23 143/24 158/15
158/23 164/21
differ [1] 133/20
difference [2] 133/22
133/24
differences [2] 153/6 159/19
different [33] 7/5 17/18
17/19 19/14 20/8 20/12 20/12 21/7 25/7 26/2 31/5 31/8 32/14 61/21 61/22 66/11 90/12 116/2 118/14 124/5 126/1 129/14 130/12 130/14 131/3 131/23 133/11 140/10 140/11 142/9 142/10 146/17 149/15
digital [2] 147/16 148/8 digits [3] 106/18
106/19 106/21
dimensional [1]
136/23
dip [1] 104/22
direct [19] \(2 / 5\) 2/7 2/10
2/15 2/20 3/4 3/9 3/13
3/17 5/24 11/5 17/1 37/18 56/19 77/12 97/11 118/1 136/10 144/19
directed [4] 47/14 104/1 104/3 144/18 directing [1] 150/7 direction [2] 26/19 165/13
directionality [1] 127/24
directly [2] 24/22 89/5 director [3] 17/9 17/10 17/13 000843

Disc [8] 22/24 22/25 22/25 22/25 23/1 23/3 34/18 34/19 discovery [2] 40/20 67/16
discreetly [1] 78/10 discrepancy [1] 114/14
discuss [10] 10/11 16/6 36/21 55/7 55/16 76/23 96/15 117/9 134/23 170/21
discussed [1] 165/18 disk [2] 20/11 94/16
disks [1] 23/2
display [1] 53/4
displayed [2] 65/19 66/6
displaying [1] 93/17
disregarded [1] 19/24 dissimilarities [1] 163/18
distinctive [1] 15/4 distinguish [1] 134/3 distortion [1] 141/20 district [8] 1/2 1/13 1/18 5/5 28/14 28/14 28/16 139/7
disturb [1] 147/5 division [1] 136/14 DNA [5] 115/10 115/14 115/22 116/1 116/19 do [256]
do-not-tamper [1] 92/9
document [7] 100/25
101/1 101/2 103/14
125/19 127/1 127/8 documentation [1] 103/20
documented [4] 9/17 9/18 99/23 133/2
documenting [1] 101/8 does [38] 22/15 23/7 25/11 25/16 46/3 50/19 54/4 57/17 67/4 68/25 69/3 99/9 101/7 106/17 107/21 109/18 115/20 117/2 124/13 124/13
125/23 126/15 129/10
131/22 132/14 141/10
142/16 143/10 143/13
146/9 151/4 151/20
151/24 151/25 156/6
165/9 169/25 170/16
doesn't [10] 50/9 50/19 54/14 54/16 79/25 120/2 125/5 143/15 143/16 147/4
doing [14] 32/4 34/12 44/18 48/11 49/4 49/10 49/12 58/9 66/20 66/24 83/19 98/7 130/5 137/25
dollar [2] 60/17 60/20 don't [66] 7/22 10/11 14/5 15/9 16/6 24/6 27/4 28/9 28/9 28/10 29/11 29/16 29/23 32/9 32/17 34/15 36/3 36/7

36/15 36/16 36/21 44/11 50/8 50/11 51/12 52/3 53/2 53/15 55/7 55/21 68/22 74/24 75/18 76/23 79/23 80/1 85/7 86/6 86/9 87/18 87/18 88/4 89/12 90/19 90/20 100/22 114/7 116/2 117/9 125/21 129/13 129/15 129/22 130/5 132/16 133/1 133/3 133/5 133/6 143/9 143/10 143/18 144/18 144/24 155/22 165/21
done [14] 18/12 25/2 74/13 81/10 81/18 86/15 100/8 113/2 114/7 117/3 148/11 154/12 154/13 163/21
door [1] 34/24
doors [6] 21/13 22/1 34/24 55/23 135/5 171/4
dot [2] 164/17 164/19 dots [1] 164/15 double [4] 55/23 135/5 156/25 171/4
down [17] 9/14 22/11 22/12 25/18 26/18 26/20 32/15 69/21 69/22 80/6 84/1 84/10 87/19 129/24 142/11 164/16 164/24
DR [9] 111/16 118/23
144/9 144/11 153/14
153/16 155/1 156/2 156/19
drawer [24] 60/3 60/5 60/6 60/6 60/8 60/9 60/9 60/10 61/2 61/18 61/23 64/4 67/13 68/23 79/24 80/1 80/16 81/10 102/18 102/22 102/24
102/25 103/5 103/7 drawers [2] 83/21 103/3
drive [8] 56/24 69/21
69/21 69/22 77/24
98/13 153/24 168/7
driver [5] 7/18 7/23
12/18 12/20 13/22
driver's [1] 9/8 driving [2] 11/25 12/13 Drug [1] \(17 / 4\) duly [9] 5/15 10/22 16/16 37/5 56/10 77/4 97/1 117/16 136/2
during [8] 40/9 54/16 55/15 134/22 142/19 156/24 165/5 170/20 dust [3] 104/22 105/15 118/15
dusted [1] 143/2
dusts [1] 143/9
duties [3] 57/18 98/18 99/16
DVD [2] 28/23 28/24
dye [2] 124/14 134/3
\begin{tabular}{|c|c|c|c|c|}
\hline D & ending [8] 141/2 & ev & 111/7 119/1 119/21 & \\
\hline dysplasia [2] 165/5 & 150/21 152/3 153/9 & 38/13 58/12 59/19 & & 75/14 99/22 100/5 \\
\hline 165/24 & /20 167/ & & & \\
\hline E & end & 92/15 114/1 114 & 150/24 153/9 153/1 & far [8] 23/3 79 \\
\hline E-I-i-s-h-a [1] 117/20 & \multirow[t]{2}{*}{ends [4] 164/17 164/19 165/12 165/14} & 114/2 & 154/17 155/22 1 & 2 \\
\hline each [12] 55/17 79/17 & & evidence [41] & 159/10 159/11 160 & 1 \\
\hline 125/25 127/16 127/16 & enhanced [1] 103 & 99/20 101/5 101/8 & 160/11 162/7 162/ & [1] \\
\hline 134/24 141/8 141/21 & enough [8] 79/23 & 106/7 107/8 107/9 & 162/24 163/4 164 & FBI [4] 149/20 \\
\hline 154/16 160/25 167 & 140/9 140/20 140/22 & 107/11 108/20 109 & 164/7 166/6 168/9 & 152/10 158 \\
\hline  & 142/1 142/17 142/2 & 109/7 109/25 110/12 & 170 & FBI's [1] 157/2 \\
\hline [8] 24/8 24 & 158/16 & 110/24 113/14 114 & Exhibit 335 [ & el [3] 100/9 12 \\
\hline 26/5 35/1 53/2 77/23 & ensure [1] & 114/19 115/22 118 & 119/21 121/25 129 & 130/21 \\
\hline \[
141 / 7 \quad 143 / 14
\] & enter [3] 22/1 22/3 & 118/15 118/20 120/10 & 168/ & feet [2] 136 \\
\hline early [1] 135/22 & 78/2 & 120/18 121/13 121/ & Exhibit 346 [2] 150/2 & female [2] \\
\hline Eastern [1] 15 & entered & 12 & 53 & few [5] 33 \\
\hline eccrine [2] 124/15 & 142/23 & 125/14 126/16 127 & Exhibit 347 [1] & 89/10 112/6 13 \\
\hline  & enters [1] & 136 & Exhibit 347-A [1] & field [3] 98/5 98/ \\
\hline edge [1] 155/17 & entire [3] & 145/21 146/11 146/ & 154/17 & 8/ \\
\hline education [1] 97/24 & 140/10 144/ & 147/18 148/7 168/ & Ex & fifties [1] 59/25 \\
\hline EDWARD [1] 1/21 & en & & 160/11 16 & [3] 22/15 2 \\
\hline effect [1] 19/11 & & exactly & Exhibit 350 [1] & \\
\hline eight [3] 148/1 & entrance [4] 22/16 & 46/7 52/19 57/2 123/13 & Exhibit 368 [1] & fill [1] \\
\hline 148/21 & 31/16 70/3 78/16 & 134/ & Exhibit 369 [1] & filter [1] 124/5 \\
\hline Eighth [1] & entranceway [1] 69/22 & examination [59] & Exhibit 373 [1] 159 & filtered [1] 125 \\
\hline either [7] 35/2 & entry [1] 69/25 & 2 & Exhibit 374 [1] 162/13 & finally [1] 7/6 \\
\hline 72/6 72/8 73/17 86/1 & envelope [16] 9 & 2/13 2/15 2/16 2/17 & Exhibit 59 [4] 25/21 & find [7] 28/22 \\
\hline \[
130 / 4
\] & 109/5 109/7 120/8 & 2/18 2/20 2/21 2/22 & 25/22 82/20 94/14 & 53/11 116/16 133/20 \\
\hline & 121/2 122/11 122 & 2/23 3/4 3/5 3/6 3/7 3/9 & Exhibit 60 [1] & 151/21 \\
\hline el & 123/4 130/16 146/1 & 3/10 3/11 3/13 3/14 & Exhibit 62 [1] & finding [1] \\
\hline & 146/17 147/18 150/2 & 3/15 3/17 5/24 11/5 & Exhibit 68 [1] 41/3 & findings [2] 148/ \\
\hline \[
147 / 20148 / 11
\] & 151/6 154/17 169 & 15/19 17/1 28/3 33/ & Exhibit 87 [1] & \\
\hline el & envelopes [2] 128/20 & 36/1 37/18 50/4 52/1 & Exhibit 89 [1] 123/17 & [1] \\
\hline  & 128/21 & 53/23 56/19 69/1 & Exhibit 93 [1] 125/13 & fine [5] 13/6 3 \\
\hline 107/15 107/17 107/21 & ESQ [4] 1 & 71/10 73/2 77/12 84/14 & exhibits [9] 3/19 4/2 & 72/14 135/22 145/2 \\
\hline 110/6 110/7 169/10 & 1/21 & 86/1 89/19 97/11 112/4 & 92/1 92/14 121/6 121/9 & finger [3] 33/20 70 \\
\hline 9/10 169/15 169/16 & essentially [3] & 115/2 118/1 128 & 154/16 160/16 161 & \\
\hline  & 107/ & 132/1 133/14 136/ & Exhibits 342 [1] & fin \\
\hline & estimate [2] 33 & 136/18 138/22 142/14 & 160/1 & 104/18 104/24 105 \\
\hline 117/15 117/20 & estimated [1] 72/ & 159 & experienced [1] & 132/1 1 \\
\hline Elizabeth [2] & & examinations [ & ain [2] 46/3 133/19 & fingerprinted \\
\hline & even [4] 12/5 & & explanation [1] 28/2 & 14 \\
\hline else [26] & 95/20 141/23 & examine & express [3] 55/21 & fingerprin \\
\hline  & evening [3] 170/1 & /23 153/15 153/1 & 135/2 171/2 & 247/6 103/22 \\
\hline 55/8 55/17 5 & 170/20 171/6 & 154/5 168/10 & extent [3] 23/11 24/1 & 107/22 124/20 125/3 \\
\hline 62/9 75/10 76/17 79/11 & event [22] 32/20 84/20 & examiner [9] 107/23 & 32/10 & 125/19 131/19 140/8 \\
\hline \[
80
\] & 118/22 144/8 144/11 & 109/21 126/15 126/1 & exterior [2] 168/2 & 141/11 149/9 149/2 \\
\hline /16 103/20 110/20 & 145/3 148/14 148/15 & 132/17 135/11 137/1 & 168/24 & 149/24 167/3 169 \\
\hline 119/11 134/24 141/12 & 150/7 150/8 150/21 & 137/16 142/11 & external [1] & 169/18 \\
\hline & 150/22 153/9 153/1 & examiners [1] 1 & extra [2] 14/2 133/3 & rs \\
\hline employed & 153/18 153/19 153/22 & examplars [1] 161/20 & exude [2] 137/1 139/17 & 128/16 131/2 140/2 \\
\hline \[
11 / 8 \text { 17/3 56/21 } 77 /
\] & 167/11 167/22 167/25 & example [3] 109/21 & eye [1] 103/23 & /7 142/9 143/ \\
\hline 14 118/3 118/8 & 168 & 143/7 167/10 & eyedrops [1] 23 & 144/7 \\
\hline 136/12 138 & ev & examples [1] & eyes [1] 61/17 & fingertips [1] 144/2 \\
\hline employee [7] & 62/25 98/6 98/7 & except [1] 50/2 & F & h [2] 28/23 28/25 \\
\hline 29/9 29/12 52/22 & ever [14] 28/10 & excluded [4] & & ed [1] 19 \\
\hline 102/11 102/13 149/23 & 33/2 37/22 62/3 64/8 & 152/24 153/2 157/20 & face [9] & ing [1] 49/17 \\
\hline employees [8] 18/24 & 75/24 76/1 89/1 & exclusion [1] 152/16 & /13 26/7 37/2 45/ & first [47] 5/15 5/18 \\
\hline 27/6 29/10 107/14 & 104/1 141/11 141/23 & excuse [3] 42/3 99/2 & 24 & 0/22 10/25 11/1 16/16 \\
\hline  & 142/5 & 107/13 & faced [1] 24/23 & 9 \\
\hline & every [6] 28/25 67/5 & excused [6] 16/9 36/ & faces [3] 26/19 36 & 37/22 \\
\hline & 81/18 130/8 137/21 & 0 96/17 117/10 & 86/5 & 60 \\
\hline employment [1] & 143 & 134/13 & facial [1] 86/8 & 18 77/4 77/7 82 \\
\hline \[
149 / 23
\] & everybody [5] 31/14 & exhibit [52] & facing [5] 14/6 22/1 & 82/22 89/1 97/1 97/4 \\
\hline em & 55/11 128/18 134/16 & 21/3 25/21 2 & 26/11 26/18 2 & 98 \\
\hline & 140/12 & 41/23 47/1 & fact [6] 9/14 12/7 73/20 & 6 117/19 \\
\hline end [4] 45/19 81/16 & everyday [1] 140/3 & 67/21 68/15 78/6 81/13 & 73/21 110/12 143/23 & 18/13 121/25 122/5 \\
\hline \[
\begin{aligned}
& \text { 135/22 } 140 / 14
\end{aligned}
\] & everyone [3] 5/7 65/4 & 82/11 82/20 92/9 93/16 & factors [1] & 136 \\
\hline & 171/5 & \[
\begin{gathered}
94 / 1394 / 14100 / 20 \\
000844
\end{gathered}
\] & fair [11] 8/10 41/15 & 136/5 136/6 138/6 \\
\hline
\end{tabular}

F
first... [8] 144/11 145/3 146/11 146/16 153/1 154/13 163/9 169/4
five [16] 29/6 54/6 54/21 64/1 72/19 72/19 72/19 74/11 106/22 118/10 134/21 137/21 138/6 150/23 151/2 153/8
five-five or [1] 72/19
five-six [1] 72/19
fixed [1] 143/3
floral [2] 22/4 22/20
flow [1] 163/9
fluid [2] 133/23 134/4
fluoresce [1] 124/17
focused [1] 43/3
follow [11] 2/13 35/25 36/1 36/16 36/17 36/18 55/22 76/25 96/17
135/4 160/19
follow-up [7] \(2 / 13\)
35/25 36/1 36/16 36/17 36/18 160/19
follows [9] 5/16 10/23 16/17 37/6 56/11 77/5
97/2 117/17 136/3
food [3] 17/4 43/13 52/22
foods [6] 19/7 19/21 24/8 38/24 39/1 39/3
footage [4] 8/8 13/2
30/12 30/19
football [3] 14/15 14/18 14/21
footwear [2] 136/17 137/15
forensic [13] 97/25 109/21 118/4 135/11 136/13 136/15 137/9 137/13 137/24 137/25 138/14 138/16 138/18
form [6] 55/21 135/2
140/11 165/6 165/24 171/2
formation [1] 164/17 forth [1] 15/9
forward [1] 125/20
found [7] 35/9 43/15 45/1 52/18 106/24 115/25 141/11
four [14] 7/1 54/6 74/11 106/22 142/7 144/8 167/14 168/18 168/20 168/23 169/1
169/8 169/17 170/1
four-way [1] 7/1
fourteen [1] 81/21
fourth [1] 167/25
frame [7] 30/22 32/11
32/18 34/7 45/15 66/11 156/14
frames [3] 30/19 30/20 31/14
free [1] 100/9 friction [2] 136/22 144/5
front [33] 7/2 12/23
19/9 20/17 21/13 22/1 22/4 34/24 42/9 43/17 45/17 50/16 50/23 50/24 57/8 58/25 59/1 59/3 59/8 62/16 65/3 80/4 83/14 83/16 88/25 89/5 100/24 101/21 105/13 116/6 128/22 130/15 169/23
full [5] 53/7 53/8 53/10 73/6 77/15
Full-time [1] 77/15 fumes [2] 131/18 131/19
furrows [1] 136/25 further [14] 15/14 41/12 41/12 42/3 52/12 54/25 71/6 76/16 76/20 93/21 114/24 154/5 160/17 161/4

\section*{G}
gaming [1] 150/1 gathering [1] 108/8 gave [17] 49/24 59/22
59/25 60/1 60/11 60/17 61/5 61/10 64/7 73/12 79/22 81/22 107/10 113/15 127/1 127/4 138/15
gender [1] 42/20 general [2] 98/19 102/2 generally [4] 43/6 98/18 99/8 117/2
Generation [2] 149/20 157/23
gentleman [4] 22/2 23/20 23/22 65/19 gentlemen [7] 5/7 21/11 40/7 48/24 49/2 55/13 134/19
get [33] 15/11 26/24
28/25 39/10 40/15 47/1 51/5 51/10 53/9 70/20 71/16 78/17 84/16 94/22 98/17 99/9 102/5 103/10 104/20 125/5 127/18 128/23 129/24 130/21 130/23 132/8 137/2 139/17 142/17 144/16 146/11 157/17 165/22
getting [5] 15/22 19/20 27/2 104/13 140/4
gift [1] 24/11
girlfriend [1] 7/21
give [16] 25/22 28/25
33/2 39/18 43/22 58/11
59/19 60/24 73/24 76/8
79/18 80/7 80/10
106/18 131/22 167/9
given [8] 18/11 18/25
31/6 34/6 34/7 60/20
157/9 169/9
gives [1] 131/23
giving [7] 45/19 66/21
66/22 83/8 83/20 84/19 86/10
glass [1] 131/15 glove [1] 128/14 gloves [2] 106/5 113/25
glue [6] 131/11 131/14 131/16 131/17 131/18 131/23
go [71] 7/2 7/4 7/6 7/8 9/25 10/19 15/1 18/3 22/3 22/10 30/1 30/12 32/10 32/11 32/14 32/18 32/19 32/19 40/9 42/12 46/13 49/14 49/17 54/11 54/20 56/25 58/8 58/22 60/2 65/4 66/19 66/22 68/19 68/22 75/2 78/16 78/17 78/24 97/23 100/2 107/14 108/16 111/23 112/12 118/14 127/16 128/5 132/18 133/1 133/3 133/6 134/20 135/15 135/20 135/20 135/21 135/21 139/16 141/14 145/1 146/16 152/11 152/14 154/2 163/7 163/15 163/17 167/9 170/16 170/17 171/3
goes [2] 129/20 137/10 going [69] 7/5 15/11 20/7 22/5 23/15 24/19 25/20 28/1 29/13 30/18 32/15 34/2 34/20 35/2
38/2 40/24 41/2 42/2
45/21 47/17 48/4 48/5
55/13 57/3 58/8 61/14
62/19 65/9 66/19 67/20 73/17 74/10 74/19 74/19 76/13 78/5 82/20 85/6 85/23 86/13 91/4 94/2 100/5 103/10
107/2 113/24 113/25
122/4 122/4 123/11
125/9 128/25 129/21
131/16 135/19 139/22
139/25 140/2 141/21
143/16 143/16 143/22
154/16 158/1 159/16
160/15 162/1 166/2
166/8
gone [1] 21/17
good [5] 15/11 37/21 139/13 139/14 141/17 Google [1] 73/5 got [20] 15/10 15/18 33/25 38/14 39/20 47/5 51/9 62/24 63/25 78/4 82/7 84/4 93/2 98/1 99/8 104/7 112/17 122/14 161/3 166/20 grab [2] 133/3 150/20 Grand [4] 6/20 10/1 12/14 15/3
green [1] 124/7
groceries [1] 114/18 grocery [6] 39/7
100/24 101/25 102/6
104/7 168/25
000845
guess [2] \(21 / 21 \quad 128 / 19 \quad 128 / 13\)
guesstimate [1] 33/23 hard [1] 147/17
gun [5] 71/25 72/4 hard-copy [1] 147/17
75/23 75/24 76/2
guy [5] 61/20 61/21 61/22 79/22 80/20 guys [6] 21/17 22/19 22/23 23/3 31/6 80/12

H
H-i-n-e-r [1] 136/7
had [81] 7/15 7/21 13/1
18/7 18/10 18/11 18/15
18/20 19/5 19/7 21/17
21/23 27/3 27/16 28/11
30/10 31/5 32/8 33/22
34/16 34/17 35/1 35/9
37/22 40/7 42/18 45/21
47/14 50/12 50/12
51/19 58/11 58/12
59/19 60/20 61/3 61/4
62/20 62/20 66/12
71/25 79/22 82/5 86/4
91/1 94/25 95/14 95/18
99/21 107/16 108/2
113/2 115/15 123/6
129/22 132/5 132/20
138/17 146/5 146/15
146/16 147/11 150/16
151/12 153/5 154/6
154/9 154/13 155/19
159/24 160/24 161/8
161/17 161/20 161/24
162/9 166/21 167/12
169/1 169/2 169/23
hadn't [1] 143/8
half [3] 11/17 11/19
39/6
Hallmark [1] 24/18
hallway [1] \(114 / 5\)
hand [19] \(5 / 13\) 21/11
22/11 22/19 23/8 25/17
33/19 37/2 44/10 56/7
58/10 78/19 83/1 96/24
106/2 117/13 136/21
162/6 163/12
handed [4] 33/9 44/11 58/10 61/1
handing [2] 79/21 92/1
handle [3] 112/19
113/25 140/5
handled [1] 115/15
hands [3] 47/5 59/7
144/6
handwriting [2] 106/11 108/23
happen [4] 47/3 61/24 88/12 129/12
happened [23] 6/23
18/7 18/15 18/19 21/15 27/3 29/15 30/10 45/18 58/3 58/9 59/5 59/15
59/18 60/14 61/8 62/18
79/16 89/4 89/25 91/23
121/15 129/15
happening [3] 61/13
88/22 92/16
happens [5] 17/16
53/18 67/7 114/17
has [36] 24/10 26/18
50/25 53/8 64/13 79/24 109/5 109/7 114/19
114/20 115/19 119/4
120/10 128/21 129/9
130/1 130/4 130/16
130/16 139/20 141/4
141/7 145/17 146/7
152/9 155/1 155/2
155/8 155/24 155/25
158/18 158/19 163/11
165/4 167/7 170/11
hasn't [2] 155/17 156/6 hat [4] 50/6 50/12 50/12 50/13
hate [1] 53/18 have [165] 5/17 6/19 8/7 9/20 10/24 11/15 11/18 12/10 13/21 14/7 15/7 16/18 17/13 20/6 20/12 23/2 23/10 29/25 29/25 30/12 31/1 31/9 31/23 32/6 35/12 35/19 36/16 37/10 37/15
37/22 38/12 38/25 39/4 45/18 47/4 50/13 50/21
52/12 52/20 53/9 53/20
54/19 54/21 54/23
56/12 58/8 59/7 60/3
60/5 60/6 60/19 60/23 61/19 62/18 64/4 64/8 64/16 66/1 66/3 67/6 67/13 69/3 70/21 71/6
71/8 72/15 72/24 74/10 74/11 76/1 76/1 76/8 77/6 77/18 79/21 79/23 82/21 83/20 83/21
83/21 85/7 87/9 92/19 96/7 97/3 97/17 97/19 97/25 103/16 104/2 104/22 106/5 107/23 108/3 109/21 112/6 112/7 112/19 113/3 114/11 114/19 114/20 114/24 115/7 115/22 117/18 118/6 118/8 122/17 125/5 126/23 128/22 129/1 130/10 130/17 131/10 131/15 132/8 132/20 133/2 135/9 135/12 135/14 136/4 136/22 136/23 136/25 137/12 137/20 138/25 139/6 139/8 139/23 140/1 140/10 140/14 141/4 141/11 141/20 142/4 142/6 143/18 144/5 144/14 144/18 145/19 147/16 148/8 148/23 149/16 149/17 149/18 152/11 153/16 154/12 154/13 156/1 156/23 159/15 165/21 169/12 169/13 169/14 170/9 171/8 having [13] 5/15 8/10
here [67] 21/11 22/12 23/16 24/2 24/9 24/10 24/10 24/11 25/3 25/22 26/4 26/4 26/6 26/8 26/12 26/13 26/15 26/22 32/19 51/3 58/3 64/24 68/19 69/22 69/25 70/3 70/4 70/9 70/11 70/22 73/8 74/14 75/16 82/2 83/2 83/7 83/8 90/13 94/3 96/5 99/22 101/14 103/12 106/15 112/15 114/3 114/12 119/24 121/25
122/21 123/17 124/23 125/13 129/4 129/23 130/6 131/20 132/9 138/13 143/11 143/23 147/15 156/13 156/23 164/16 165/22 170/12
here's [1] 30/10 hereby [1] 171/8
Hey [1] 29/24
Hi [1] 37/20
high [1] 130/23
higher [2] 95/10 127/23
highlight [1] 163/8 him [27] 23/23 25/4 25/6 40/6 40/7 42/15 42/18 42/19 54/17 59/19 59/22 59/25 60/1 60/17 61/1 61/3 61/18 61/20 66/21 66/22 79/22 79/24 79/25 83/20 83/21 96/17 135/20
HINER [2] 136/1 136/7 hired [3] 98/3 98/3 138/14
his [5] 7/21 7/22 19/11 25/16 162/19 Hispanic [2] 43/2 58/20
hit [1] 69/8 hold [2] 53/5 116/16
hold-up [1] 116/16 holding [2] 52/1 59/6 holds [1] 80/10 honked [1] 7/6 Honor [33] 5/10 5/23 9/22 10/4 10/8 13/5 15/14 35/15 36/25 40/22 44/7 46/2 46/17 50/2 55/1 55/3 56/5 63/3 63/17 63/20 67/17 68/11 69/6 73/1 76/16 96/21 97/8 111/8 112/2 117/6 134/10 134/18 135/23
HONORABLE [1] 1/13 hook [1] 113/20
hope [1] 69/8 hour [2] 52/19 52/20 hours [3] 98/3 98/4 137/20
how [69] 6/2 11/8 11/15 11/18 16/3 17/3 28/8 29/2 33/5 37/20

38/16 38/16 38/25 39/10 42/13 45/19 47/3 51/4 51/17 51/19 51/23 52/8 52/16 53/3 56/21 58/16 58/25 62/5 63/24 67/4 67/13 75/5 75/7 75/10 75/16 75/18 77/14 77/18 81/10 81/22 88/6 88/12 97/14 97/17 97/19 99/8 104/3 109/4 112/7 118/3 118/6 118/8 119/3 122/8 122/9 124/24 125/4 129/17 133/19 136/12 138/25 139/3 139/10 141/16 141/17 145/15 151/20 151/21 163/7
however [4] 7/23 8/11 89/3 152/2
Hoya [1] 106/18
huge [1] 112/17
HUGHES [24] 1/21 2/8 2/11 2/17 2/22 3/6 3/11 3/15 10/7 15/17 28/2 52/13 71/8 75/23 76/19 85/24 90/10 90/17 91/20 92/4 95/17 96/10 115/1 133/13
huh [11] 38/8 38/12 38/12 40/18 48/10 48/20 49/1 59/9 74/15 82/7 84/11
huh-uh [1] 38/12 humidity [1] 131/18 hundreds [1] 59/25
hurt [1] 15/10
hypothenar [3] 158/19 162/18 163/12
I
I can't [1] 51/24

I'd [11] 10/4 13/12
28/24 29/6 41/18 63/12 68/10 86/17 100/14 111/1 127/8
I'II [29] 16/1 16/1 21/5 21/5 24/2 27/24 35/17 44/6 61/11 80/2 80/13 80/13 93/13 101/3 101/5 119/20 119/21
120/4 121/20 121/25 127/9 127/10 127/16 130/2 142/19 145/19 146/1 146/20 153/17 I'm [95] 11/12 15/10 21/10 22/7 23/15 24/1 24/19 25/6 25/20 28/1 28/16 28/21 29/13
34/20 37/8 38/2 38/24 40/19 40/24 41/2 44/3 48/12 48/22 48/22 49/7 49/13 54/2 56/22 57/3 58/8 66/21 67/20 70/17 70/19 70/20 72/13 73/4 74/10 74/19 74/19 78/5 79/19 80/9 81/12 82/12 82/20 85/6 85/23 86/13 91/4 92/15 92/16 92/23 000846

93/17 94/2 97/15 100/5 100/22 103/10 105/22 106/14 106/20 107/2 108/18 110/4 113/24 113/25 117/21 118/25 119/21 121/9 122/4 129/21 130/5 130/19 130/20 137/14 143/21 145/12 145/22 150/24 153/1 153/13 153/16 154/16 158/1 159/14 159/16 160/8 160/8 160/15 163/22 166/2 166/8 168/9
I've [7] 11/16 15/10 15/18 143/8 159/14 159/19 159/21
ID [1] 119/13
idea [3] 45/21 112/7 129/1
identical [1] 154/12
identifiable [1] 140/20 identification [27] 8/1 63/3 114/20 137/15 140/24 142/18 145/18 147/10 149/10 149/12 149/19 149/20 152/13 152/16 157/24 158/6 158/7 158/13 158/17 159/12 159/21 159/24 162/10 166/12 166/13 167/22 169/3
identifications [5]
152/23 168/14 168/23 169/1 169/6
identified [11] 125/18 125/23 126/9 126/13 127/20 129/14 158/21 160/18 162/12 167/24 169/17
identifier [3] 155/2 155/3 156/3
identifiers [2] 107/10 156/20
identify [7] 122/13
125/21 141/6 142/22
143/10 144/4 165/1
identifying [3] 109/8 125/22 140/7
if [121] 9/20 9/22 9/25 10/14 10/19 11/25 13/8 13/8 14/5 14/13 14/20 17/21 19/10 22/1 22/3 22/14 24/22 24/25 25/4 26/15 26/24 28/9 28/10 29/12 29/13 34/18 36/7 40/22 44/25 46/3 53/2 53/9 60/15 61/8 61/11 64/13 65/14 67/7 67/17 68/16 74/9 74/25 75/19 75/23 78/16 80/12 80/13 83/4 85/8 87/16 87/19 92/4 93/10 94/3 98/16 100/7 101/4 101/8 102/8 105/18 107/2 107/24 107/25 108/16 109/17 109/20 110/20 111/13 113/2 114/9 114/10 116/19

119/1 121/9 123/11 128/13 130/10 130/12 130/13 131/15 132/24 132/25 135/19 135/22 139/21 140/8 140/20 141/18 141/25 142/1 142/2 142/6 142/9 142/10 142/16 142/20 142/25 142/25 143/3 143/4 143/7 143/9 143/18 143/19 143/23 144/23 145/1 151/20 152/12 152/16 153/2 154/2 155/11 155/14 159/10 159/19 160/25 163/6 166/4 169/6 169/23
II [3] 136/13 136/15 138/16
image [10] 34/19 94/6 94/7 94/25 95/13 96/4 101/19 123/8 124/5 151/24
image-only [1] 151/24 images [7] 91/16 92/17 93/4 93/8 94/4 95/7 121/13
immediately [1] 34/19 impounded [5] 106/8 107/4 150/11 168/10 170/1
impounding [1] 107/7 impression [1] 136/16 in [323]
in-store [1] 57/13 inaccurate [4] 66/1 66/3 66/4 69/17
INC [1] 1/25
inches [3] 33/21 33/23 33/24
incident [3] 8/25 17/25
111/17
incision [1] 146/13 include [1] 149/14 includes [1] 109/13 inconclusive [2] 152/17 169/1
independent [3] 55/20 135/1 170/25 indicate [10] 33/7 34/13 107/3 120/10 127/24 144/20 156/23 157/3 163/7 164/11
indicated [10] 14/20
31/22 44/21 53/25 59/4 75/24 82/14 109/2 110/9 166/24
indicates [3] 110/4 110/20 111/15
indicating [3] 28/13 28/14 30/19
indication [1] 108/2 indiscernible [6] 15/25 46/20 53/5 82/23 84/2 90/15
individual [22] 19/10 19/12 19/23 84/25 94/7 140/8 140/13 140/16 140/20 141/8 141/24

1
individual... [11] 143/1
149/1 149/3 152/21
156/3 158/20 159/23
159/25 161/13 161/25
169/19
individually [2] 152/11 157/16
individuals [24] 18/25
20/3 24/15 30/8 31/1 31/11 33/3 34/21 35/22 52/17 72/6 72/9 72/19 72/20 73/16 79/16 80/18 83/11 84/23 86/3 86/18 144/4 150/3 160/23
indulgence [4] 7/25
47/10 69/5 112/1
industry [1] 77/21
inform [1] 84/4
information [14] 27/2
28/22 39/18 49/25 64/7
108/9 140/9 140/20
140/22 142/1 142/17
142/20 151/17 158/7
informed [4] 18/9 29/2
29/7 107/15
initial [3] 120/21 155/3
162/2
initials [14] 109/6
109/7 111/18 111/24
112/23 119/4 119/9
120/23 145/17 147/9
155/2 156/6 156/20 170/11
ink [3] 27/21 108/22 165/20
inked [1] 165/22
inside [18] 18/7 22/1 25/23 39/14 70/8 73/10 78/9 82/22 83/20 84/3 99/2 109/5 113/22 121/3 123/4 123/8 124/15 154/17
instance [2] 12/7 133/1
Instead [1] 115/17
insurance [1] 9/8
intact [2] 146/14
146/17
intentionally [1]
143/24
interaction [2] 7/15
8/25
interactions [2] 19/5 21/22
internal [1] 137/17
International [1] 137/14
Internet [3] 55/20 135/2 170/25
internship [1] 98/2
interrupt [1] 155/6
intersection [1] 6/24
interviewing [1] 73/25
into [33] 8/8 9/20 26/20
30/12 37/15 74/12
101/8 104/22 108/20
109/4 109/6 109/25

110/12 110/24 113/14 114/21 114/22 118/18 131/17 131/18 132/17 132/18 138/13 139/16 141/3 141/14 142/5 142/23 145/21 146/13 148/6 148/11 163/23 investigating [1] 168/4 investigation [1] 98/1 investigations [1] 118/12 investigative [1] 144/12
investigator [4] 144/21 144/24 145/4 150/14 invisible [2] 104/23 137/6
ironically [1] 22/10 is [385]
ish [1] 112/18
isn't [3] 69/17 79/23 115/17
issue [2] 9/4 171/1 issued [1] 14/24 issuing [1] 13/24 it [372] it just [1] 131/18 it's [106] 8/16 10/17 12/4 14/7 21/12 24/2 26/13 31/14 41/20 46/1 46/3 46/4 46/15 46/17 47/23 47/25 50/22 53/14 57/13 59/8 63/15 63/18 67/4 68/12 70/11 72/3 78/13 78/20 78/23 82/2 92/10 92/12 92/16 93/18 93/21 95/9 95/21 97/19 99/12 100/2 101/25 102/6 103/7 104/23 106/4 107/25 107/25 108/22 109/8 109/11 111/15 111/18 112/17 112/18 121/15 123/11 124/12 125/10 127/1 127/17 128/1 128/19 129/17 131/14 132/24 132/25 135/16 137/3 137/6 139/21 140/3 140/12 140/14 142/2 142/2 142/3 142/3 142/9 142/23 142/23 143/3 143/4 143/20 145/16 148/8 152/3 152/7 152/10 152/10 152/16 153/18 153/18 155/10 155/10 155/21 157/1 157/4 158/19 159/2 159/15 160/9 162/21 163/12 164/7 165/20 170/16 item [8] 53/15 123/4 123/18 124/1 125/14 125/16 126/16 127/25 items [4] 24/9 53/11 118/18 131/14 its [9] 5/9 10/14 16/11 36/24 56/4 77/1 96/20 117/11 141/21 itself [3] 28/7 29/4

105/18
J
Janie [1] 171/13
JD [1] 1/25
job [4] 45/4 45/4 116/3 138/13
joints [1] 144/7
JUDGE [42] \(1 / 138 / 18\)
10/6 10/16 10/18 13/15
15/16 16/23 20/24
20/25 27/24 28/1 35/14
40/25 41/20 43/24 44/3
45/24 52/12 55/4 68/12
71/6 76/18 82/9 84/12
85/23 89/18 91/25 92/6
93/13 94/11 96/7 96/9
100/16 111/4 114/25
121/20 127/11 130/19
133/12 136/9 145/25
Judicial [1] 139/7
July [1] 153/24
July 31st [1] 153/24
jump [1] 103/10
June [5] 6/10 6/13 8/12 8/25 11/23
June 12th [1] 6/13
June 12th of [2] 8/12 11/23
juror [10] 10/9 16/3 35/16 35/19 36/19 55/5 76/21 96/13 117/7 134/11
jurors [13] 11/25 38/3 42/12 59/5 59/24 66/20 101/1 107/8 107/20 110/15 110/18 111/11 111/20
jury [40] \(1 / 15\) 5/7 6/2 6/22 11/8 13/19 26/3 38/16 39/23 42/2 47/4 56/1 56/21 57/17 58/2 61/16 65/14 67/4 73/7
82/12 97/13 97/22
98/16 99/16 104/3
106/23 108/19 119/20
119/22 135/4 135/7
135/25 136/20 139/9
153/2 153/17 159/8
159/11 164/5 167/7
just [144] 5/12 9/4
10/17 12/3 13/21 14/1 14/2 14/2 14/4 15/8
15/11 15/18 18/3 18/4
18/20 19/7 22/7 22/13
22/21 24/6 24/25 25/3
25/3 25/18 25/21 29/24
30/17 31/6 32/3 32/8
33/10 33/11 33/15
\(33 / 18\) 33/20 34/20
37/15 40/10 42/2 42/10
44/11 44/13 45/9 46/3
46/18 47/12 49/24
53/16 53/22 58/10
61/18 70/14 70/16
70/17 70/20 71/16
73/20 74/24 76/8 76/25
82/14 82/21 84/4 84/16
84/17 85/6 85/7 86/24 000847

88/7 88/16 90/16 91/4 91/25 92/8 92/8 92/15 92/16 92/16 94/11 94/22 95/21 96/17 98/17 100/8 111/10 112/6 114/2 114/14 115/15 119/23 119/24 120/3 120/17 121/16 122/5 123/11 125/7 125/22 127/1 127/4 127/16 128/17 128/18 128/23 129/21 130/9 130/15 130/20 130/20 131/2 131/18 132/20 133/9 134/20 134/20 140/3 141/4 143/5 143/5 143/15 144/7 146/20 146/23 147/11 151/7 151/24 154/21 154/21 159/10 159/11 159/15 160/8 161/2 162/20 163/7 165/3 165/6 165/25 166/8 167/2 167/9 169/23 170/9 170/11
justice [2] 137/13 137/23

\section*{K}

K-r-a-n-z [1] 16/21
Kansas [2] 138/5
138/10
Karl [2] 99/4 168/5
keep [5] 15/10 45/5
50/13 60/3 120/17
keeping [2] 94/12
146/13
KEITH [1] 1/19
kept [4] 7/3 7/5 19/17 43/14
key [3] 114/20 114/22 114/22
kid [1] 19/11
kids [3] 54/11 54/19 54/21
kind [32] 13/21 14/2
14/4 14/7 15/8 19/24
27/11 30/1 30/11 34/4
43/6 45/11 45/12 58/8
65/4 65/7 98/8 99/16
112/15 115/19 119/23
131/22 141/21 152/1
154/21 155/22 159/11
163/11 163/14 163/16
165/4 165/6
knees [1] 15/10
knew [4] 43/7 44/2 49/25 99/19
know [69] 8/5 11/8
11/20 13/8 14/2 14/5 15/7 15/8 15/9 23/9
24/20 27/4 27/4 27/13 28/9 28/10 28/10 29/3 29/11 29/24 33/9 36/8 38/14 39/8 39/23 50/8 51/7 51/9 51/12 51/23 52/9 53/2 53/3 54/11
57/2 57/17 60/19 60/23 62/19 71/24 74/24

75/16 75/18 75/19 80/21 86/14 94/3 94/12 97/13 98/7 98/21
101/11 112/22 113/17 114/23 119/17 122/8 129/13 129/15 129/17 130/5 132/14 135/19 138/25 139/3 139/13 141/18 142/9 156/14 known [24] 143/23 148/25 149/3 149/15 152/14 152/15 158/10 158/14 160/13 160/22 161/7 161/9 161/20 161/23 162/3 162/21 164/3 165/8 165/20 166/18 166/21 167/2 167/4 169/13
knows [1] 139/9
Krans [7] 16/12 16/20 16/20 107/18 110/6 110/8 110/9
KRANZ [1] 16/15
L
L-C [2] 126/21 128/5
L1 [11] 113/19 126/10 126/13 127/7 127/7 127/17 148/21 151/8 154/22 155/4 169/9
L1 through [1] 148/21
L1-1A [1] 126/10
L1-1B [1] 126/13
L1-1C [2] 127/7 127/17
L1-1D [1] 127/7
L10 [1] 155/4
L2 [3] 113/22 151/14 155/4
L4 [6] 148/22 148/24 154/9 155/19 156/21 167/20
L4A [3] 157/24 158/18
160/10
L4B [1] 162/17
L5 [2] 151/8 151/14
L6 [2] 148/22 148/25
L8 [1] 148/21
La [1] 106/18
lab [9] 107/9 116/25
117/2 118/18 129/6 129/10 138/10 148/11 148/12
label [12] 78/11 107/9
111/14 111/15 112/17
112/18 120/7 123/1
123/6 144/24 145/9 156/6
label's [1] 127/6
labeled [11] 22/25 23/3
70/16 94/16 146/12
148/20 151/8 154/9
155/4 162/17 169/9
labeling [2] 70/12 73/6
labels [4] 111/22
111/23 125/16 126/1
laboratory [6] 118/4
138/14 144/16 146/15
148/6 148/10
ladies [3] 5/7 55/13
ladies... [1] 134/19
lady [1] 38/13
large [1] 164/22
larger [1] 109/6
LAS [4] 4/14 6/3 11/9 138/13
last [25] 5/18 10/25 11/2 16/19 26/12 37/11 37/13 52/6 56/13 73/18 77/7 78/11 90/25 97/4 117/19 136/5 136/7 138/7 138/8 145/16 145/24 146/4 153/23 162/17 169/19
latent [79] 103/21 104/18 104/21 107/23 110/5 110/5 113/9 113/15 113/19 115/16 118/20 125/19 125/20 126/12 126/13 135/9 135/10 136/17 136/19 136/20 137/5 137/5 137/10 137/15 138/8 138/11 138/22 139/4 139/9 139/10 139/15 140/7 140/21 141/7 141/16 141/19 141/20 141/21 141/23 142/16 142/19 142/25 143/14 144/25 148/15 148/18 148/19 148/21 150/11 150/23 151/2 151/5 151/9 151/10 152/15 153/5 153/8 153/21
154/1 154/14 158/13 158/18 162/7 162/17 164/2 164/7 164/7 164/22 164/24 167/12 167/19 168/2 168/9 168/15 168/15 168/18 168/25 169/2 170/1
latents [5] 148/24 149/7 151/8 160/18 160/18
later [8] 43/15 45/14 49/16 101/7 101/9 122/10 123/12 142/13 launch [2] 151/25 152/6
lay [1] 105/2
lead [2] 27/16 99/6
leading [2] 46/15 46/17
leaned [2] 75/12 75/14
learn [2] 29/17 98/20
learned [1] 20/1
least [1] 108/2
leave [11] 44/16 44/16 46/18 53/16 135/4 139/10 139/22 140/3 143/16 143/17 143/22 leaving [1] 80/14 left [25] 5/13 10/20 16/14 22/6 22/19 23/8 23/12 24/17 27/17 37/3 44/18 45/9 53/9 61/9 79/1 80/1 80/3 117/14 140/21 142/12 146/16

157/25 159/7 160/11 164/6
left-hand [2] 22/19 23/8
lengthy [1] 9/18 Leslie's [2] 69/19 69/23
less [1] 139/24 let [33] \(8 / 5\) 9/9 11/7 13/8 27/12 37/22 40/9 42/16 44/15 50/13 54/12 56/21 58/13 59/14 60/2 62/5 64/4 75/2 86/14 94/3 97/13 101/23 102/14 104/2 104/15 105/13 106/14 110/2 127/18 129/23 135/19 135/21 150/20 let's [17] 34/18 42/12 64/23 73/5 73/15 75/23 87/19 97/23 103/18 104/23 108/15 124/22 134/19 136/19 144/11 146/19 169/4
level [4] 140/16 141/1 151/18 151/18
license [1] \(9 / 8\) licenses [1] 150/1 lift [31] 61/18 61/23 105/3 105/17 110/5 145/9 148/19 150/11 150/23 151/2 151/6 152/15 153/21 154/1 155/24 164/7 167/12 167/14 168/2 168/10 168/18 168/18 168/21 168/23 168/25 169/2 169/7 169/9 169/17 170/1 170/8
lifted [9] 107/24 144/17 144/25 144/25 153/10 155/9 156/4 156/10 156/14
lifts [4] 148/18 153/8 168/15 168/15
light [2] 118/21 124/18
lighting [1] 124/9 lights [2] 84/7 125/6 like [64] 7/6 14/5 15/9 15/11 22/6 22/25 24/18 25/2 25/19 30/16 31/6 33/21 35/2 36/8 39/10 43/1 50/7 50/9 54/17 59/6 59/14 64/1 64/9 67/7 79/2 80/9 80/21 95/2 95/15 96/1 98/23 99/10 101/4 103/14 114/18 117/3 118/15 119/16 120/8 123/10 129/6 130/23 131/3 131/11 131/15 131/16 132/8 132/14 133/1 133/6 134/18 135/16 138/2 139/15 139/16 139/18 141/15 142/6 144/24 150/2 152/8 157/13 165/6 167/8 likely [3] 27/9 88/7 128/24
line [2] \(14 / 6\) 92/20
lines [1] 86/13
link [1] 98/23
Lippisch [3] 99/4 135/14 168/5 list [2] 152/7 157/19
listed [1] 156/22
listen [3] 55/18 134/24 170/23
listened [1] 71/24 little [18] 7/4 33/4 33/7 33/11 33/19 45/15 55/14 69/12 75/4 78/20 95/9 103/10 105/13 116/5 125/16 127/23 151/16 156/9
live [1] 17/16
living [1] 38/3
Liz [2] 65/2 65/6
loads [1] 51/10
local [3] 149/18 149/19 157/21
located [8] 24/21 38/5 57/5 57/12 79/13 95/7 99/2 107/4
locating [2] 21/19 25/8 location [15] 17/5 18/1 38/19 56/23 78/13 89/22 89/25 91/10 101/11 103/15 140/18
156/3 156/4 156/5 168/7
locations [1] 171/1
lock [1] 114/19
lockbox [1] 114/22 locker [1] 114/21
logged [1] 104/19
logs [1] 114/21
long [18] 11/15 11/18 28/8 29/2 38/16 38/17 38/25 43/1 51/17 52/20 77/18 88/12 97/17 97/19 98/7 118/6 118/8 130/16
look [39] 15/11 28/21 29/19 29/21 30/1 32/7 34/7 34/18 36/13 43/1 64/9 69/9 74/13 75/2 80/20 85/6 85/8 88/1 99/9 100/7 100/9 103/22 108/16 111/11 119/20 119/23 120/2 128/5 142/19 144/9 147/14 153/11 154/3 154/11 157/16 159/15 163/9 167/8 169/4
looked [17] 8/24 31/7 32/3 33/21 35/2 100/10 101/4 139/4 145/9 145/24 146/4 150/22 150/25 151/3 153/13 153/21 157/6
looking [43] 19/15
20/15 22/8 22/8 31/3 31/4 31/15 32/2 32/15 35/6 47/19 47/22 64/24 65/17 74/5 100/8 100/23 101/14 101/24 102/24 103/6 103/12 000848

104/16 105/23 106/15 108/16 108/18 110/3 110/4 121/16 124/23 154/21 159/11 159/14 163/14 163/16 163/17 163/18 163/22 164/6 165/8 165/17 169/25 looks [3] 25/2 25/18 120/3
loop [1] 163/11
looping [1] 164/16
loot [1] 106/18
Iot [7] 15/5 36/6 128/20
131/10 139/16 143/8
150/2
loud [1] 85/7
low [1] 39/10
M
M-c [1] 11/2
ma'am [15] 10/13 13/3
37/14 50/6 52/16 53/19
55/6 71/12 84/16 86/3 96/19 115/4 117/8 133/16 134/12
made [20] 8/11 14/14
15/21 18/25 19/12 30/7 30/7 31/4 50/11 72/13 104/5 140/12 141/17 159/22 159/24 162/9 166/12 166/17 167/21 168/14
magnifiers [3] 159/17
163/15 163/23
maintain [1] 137/19
make [27] 13/21 22/7
33/18 33/21 50/6 70/19
72/16 73/5 85/14 95/21
116/20 116/23 116/25
126/1 137/8 137/18
140/15 140/24 142/17
146/12 146/13 149/10 150/20 152/23 158/5
161/2 169/6
makes [2] 139/13
139/13
making [5] 10/17 14/17 63/22 63/25 72/16
male [11] 42/20 42/22
43/7 43/21 44/2 44/9
58/18 58/19 59/3 60/11 75/13
males [15] 30/20 31/8
31/22 32/2 32/9 32/12
34/2 43/12 48/17 58/22
75/17 79/4 79/8 80/21
93/2
man [1] 89/4 manager [10] 19/7
19/21 24/8 38/24 39/1
39/3 40/1 62/12 62/21 65/12
many [10] 51/19 51/23
52/8 52/25 53/3 58/16 58/25 88/6 138/25 139/4
map [3] 57/6 70/12 70/16
maps [1] 73/5
mark [5] 142/13 152/3
158/15 163/8 164/21
marked [24] 41/2 78/5
81/12 92/19 92/23
100/6 127/2 145/21
154/17 154/22 154/24
155/17 155/21 156/19
156/21 157/5 158/1
158/15 158/16 159/9
164/22 164/25 165/3
165/9
markers [1] 127/24 marking [3] 156/21 158/6 165/2 markings [6] 155/1 155/25 156/16 156/18 157/3 163/19 marks [4] 96/1 96/4 164/13 165/7 maroon [8] 6/20 65/23 65/23 70/25 84/24 85/2 85/12 85/15
Marquis [4] 6/20 10/1 12/14 15/3
master [2] 137/13 137/24
master's [1] 137/24
match [4] 151/21 152/8
162/3 162/21
matched [1] 167/3
matching [1] 141/11 material [4] 137/4
139/19 143/19 165/21 matter [3] 55/19
134/25 170/24
matters [1] \(12 / 5\)
may [33] 8/2 8/21 9/22
16/7 16/11 23/2 31/1
36/22 36/24 37/17
40/22 40/23 56/4 63/18 67/17 67/18 68/17 74/9 77/1 77/19 85/3 90/24 92/6 96/16 96/20 97/8 97/9 111/9 117/11 121/5 136/8 142/13 144/16
maybe [8] 25/18 43/1 51/6 74/23 75/4 101/5 142/12 169/13
McAteer [6] 10/17 10/21 11/2 11/7 13/8 14/14
McCarthy [1] 15/22
me [83] 7/7 8/5 9/9 13/8 18/19 22/21 27/1 28/11 29/13 29/15 29/23 31/6 32/7 33/4 37/22 39/7 40/9 42/3 42/16 44/15 45/22 46/7 47/25 54/12 54/22 57/21 58/7 58/13 59/14 59/20 60/2 60/15 60/24 62/5 62/8 64/4 65/2 65/6 65/11 65/16 74/13 75/2 76/4 80/7 80/10 86/14 87/15 88/7 92/1 94/3 94/9 99/18 99/22 100/9 101/23 102/14 104/2 104/15 105/13

127/18 129/23 133/19 135/19 138/15 142/11 142/13 143/10 145/20 150/20 151/25 157/3 158/11 159/21 163/10
163/11 169/23
mean [27] 9/17 25/15 42/25 45/13 45/22
50/21 51/2 51/24 54/10
54/21 59/13 61/20 99/9 107/20 107/21 128/19 129/10 135/16 141/10 142/16 143/11 143/13 143/15 143/16 146/10 157/1 158/15
meaning [1] 132/12
means [3] 129/6 153/3 153/4
meant [1] 88/20
measurement [2]
123/10 123/11
measurements [1] 123/14
medicines [1] 23/10
medium [3] 55/21
135/2 171/1
meet [3] 91/6 98/19
99/4
meeting [10] 88/1 88/3
88/4 90/9 90/12 90/14
90/16 90/17 90/22
90/23
meetings [1] 91/1
Meghan [29] 56/6 56/9
56/14 56/21 57/8 63/6
63/22 64/24 67/20
69/12 73/4 73/7 74/10
79/9 82/5 82/24 83/14
94/8 145/10 147/8
147/12 150/12 153/10
156/1 161/3 161/18
161/21 164/7 166/18
Meghan's [3] 80/19
80/20 82/14
member [1] 149/25
members [8] 6/1 6/22 11/7 58/2 97/13 97/22 98/16 106/23
memory [2] 29/13 72/22
mentioned [3] 131/3 141/7 141/15
Mercury [4] 6/20 10/1 12/14 15/3
mess [1] 155/11
met [5] 89/21 90/6 91/6 91/9 99/18
metal [1] 131/15
methodology [1] 142/5
Metro [2] 11/18 98/2
Metropolitan [2] 6/3 11/9
microphone [2] 37/15 84/17
middle [6] 15/22 62/7
102/20 103/7 112/11 130/1
might [8] 31/19 34/13 51/8 52/1 55/8 128/15 139/3 146/19
Mike [1] 117/22
mind [7] 18/15 18/18
36/12 44/5 53/14 73/18 73/19
mine [2] 79/5 110/19
minute [3] 18/3 71/16 116/12
minutes [8] 29/6 29/6
55/14 64/1 65/9 134/20
134/21 135/22
minutia [2] 158/15
163/24
minutias [1] 152/3
misplaced [2] 52/18 53/11
Missouri [1] 138/6 misstated [1] 43/24 mistake [5] 15/22 66/14 72/14 72/15 72/16
mistake getting [1] 15/22
mixed [1] 82/7
mom [1] 87/19
moment [1] 30/24
momentarily [1] 117/14
money [11] 60/2 60/3 60/6 60/7 64/4 66/21 67/11 67/13 80/7 80/11 81/10
months [2] 78/23 97/18
more [18] 12/2 27/9
35/12 42/16 58/13 60/5 60/19 60/23 60/24 61/19 70/19 79/24 83/22 90/23 96/7 104/8 151/16 165/19 morning [3] 52/4 67/5 170/19
MorphoTrack [1]

\section*{157/19}
most [4] 53/6 54/3 88/7 128/24
mouse [12] 24/2 24/4 42/9 42/9 48/1 57/8 65/3 68/20 83/4 105/12 111/13 164/10
move [24] 8/15 13/12 20/23 24/5 41/18 63/12 68/10 80/2 80/13 82/8 83/6 93/12 100/14 101/3 111/1 113/12 121/18 125/10 127/8 130/4 158/25 162/25 164/11 166/8
moved [10] 14/10 19/18 25/15 36/9 52/8 67/1 138/12 138/13 142/5 166/1
movement [2] 141/18 142/10
moving [4] 15/10 99/10
99/10 164/24
Mr [20] 2/8 2/10 \(2 / 11\)
2/12 2/13 2/16 2/17 2/21 2/22 3/4 3/5 3/6 \(3 / 7\) 3/10 3/11 3/13 3/14 3/15 3/17 92/6
Mr. [35] 10/5 10/7
14/10 14/15 15/15
15/17 16/22 27/25 28/2
35/25 50/3 52/13 69/7
71/8 75/23 76/17 76/19
77/10 84/13 85/24
90/10 90/13 90/16
90/17 91/20 92/4 92/4
92/10 95/17 96/8 96/10
112/3 115/1 127/11 133/13
Mr. Barr [2] 14/10 14/15
Mr. Brower [10] 10/5 15/15 27/25 50/3 69/7 76/17 84/13 92/4 96/8 112/3
Mr. Hughes [16] 10/7 15/17 28/2 52/13 71/8 75/23 76/19 85/24 90/10 90/17 91/20 92/4 95/17 96/10 115/1 133/13
Mr. Phillips [1] 127/11
Mr. Scow [6] 16/22
35/25 77/10 90/13 90/16 92/10
Ms [7] 2/5 2/7 2/15 2/18 2/20 2/23 3/9
Ms. [14] 5/22 11/4 14/10 37/17 56/17 90/14 97/13 100/10 100/22 102/23 105/14 107/3 108/15 111/13
Ms. Henderson [1] 14/10
Ms. Newbold [8] 97/13 100/10 100/22 102/23 105/14 107/3 108/15 111/13
Ms. Schifalacqua [5] 5/22 11/4 37/17 56/17 90/14
much [11] 50/19 52/16 53/10 67/13 81/10
81/22 83/13 108/8
133/22 133/24 143/10
multiple [2] 115/14 129/13
must [2] 32/6 45/17 my [104] 6/25 13/10 15/7 15/8 15/10 19/7 19/18 20/17 25/15 29/13 29/19 29/20 31/10 32/25 33/23 36/6 36/8 36/8 37/12 39/22 47/5 47/5 47/23 54/6 54/21 59/25 67/24 70/4 70/4 70/24 73/4 73/18 79/5 79/22 79/24 79/25 84/16 84/25 97/5 98/22 99/19 99/20 99/20

104/6 104/18 109/6
109/7 109/7 109/8 111/15 111/17 111/18 111/18 111/24 114/7 114/22 116/21 119/4 119/4 119/13 119/13 120/13 123/21 123/21 125/7 126/17 136/6 136/16 137/19 137/23 137/24 138/16 141/25 142/19 143/24 144/14 144/17 145/17 145/17 146/13 146/16 147/20 149/24 150/20 151/19 154/4 155/1 155/2 155/2 156/18 156/20 156/20 156/20 156/24 157/19 158/5 158/7
158/13 158/16 159/17 159/22 160/24 164/22 166/13
myself [4] 24/8 25/12 82/24 88/20

\section*{N}

N-e-w-b-o-I-d [1] 97/6 naked [1] 103/23 name [25] 5/18 7/22 11/1 11/2 37/11 37/12 37/13 54/8 69/3 77/7
84/5 97/5 111/17 127/6 136/6 136/7 150/4 156/3 159/25 160/1 161/17 166/14 167/4 169/19 169/19
names [7] 10/25 16/19
54/7 56/13 97/4 117/19 136/5
narrow [2] 87/19
142/11
Navaal [22] 19/21 25/8 25/12 27/19 35/9 37/1 37/4 37/12 37/20 40/15 41/2 42/4 42/7 47/12 47/17 47/19 48/7 48/9 53/25 107/18 110/9

\section*{169/21}
need [12] 32/17 51/10 55/11 79/20 84/16 100/23 103/23 134/15 137/11 140/23 145/1 148/4
needed [4] 19/10 19/11 25/4 28/21
negative [2] 149/13 157/22
nervous [5] 37/25
70/15 70/18 70/19 70/24
Network [1] 149/19 NEVADA [11] 1/2 \(1 / 6\) 5/1 17/7 38/7 57/1 78/1 98/14 145/7 150/18 168/7
never [8] 38/11 44/5 49/22 85/18 85/20 141/10 142/2 143/7
new [3] 89/22 118/17 129/19

Newbold [17] 96/22
96/23 96/25 97/5 97/13 100/10 100/22 102/23 105/14 107/3 108/15 111/13 167/15 168/3 168/10 168/13 170/2 next [21] 5/9 10/14 16/11 36/24 42/14 43/13 56/4 59/15 59/18 61/8 61/24 74/12 77/1 92/20 92/20 96/20 117/11 119/11 135/8 149/20 157/23
night [1] 81/17
nine [1] 81/21
Ninety [1] 123/19 ninhydrate [1] 131/8 ninhydrin [4] 125/1 125/2 131/9 131/10 no [132] \(1 / 89 / 89 / 8\) 10/6 10/8 10/10 15/6 15/14 15/16 16/5 20/6 23/2 29/15 30/6 30/22 31/11 32/5 32/7 32/22 34/4 35/12 35/14 35/15 36/11 36/18 36/20 37/24 38/12 39/21 45/21 46/24 49/23 50/18 50/25 51/14 51/16 51/18 51/20 52/5 52/7 52/12 52/24 54/13 54/15 54/18 54/24 55/3 55/4 55/6 59/17 64/6 64/10 64/12 64/12 64/18 65/13 65/25 66/2 66/13 67/5 71/6 71/15 72/1 72/5 72/10 72/12 72/16 72/17 73/18 76/3 76/18 76/22 83/21 85/19 85/22 86/19 86/20 86/20 87/21 87/25 88/5 88/11 89/8 89/8 89/14 90/19 91/8 91/11 95/16 95/24 96/1 96/6 96/7 96/9 96/11 96/11 96/14 112/7
113/7 114/24 115/9 115/12 116/18 117/6 117/7 117/8 122/17 122/18 123/7 124/3 129/1 130/25 131/2 133/5 133/8 133/24 134/7 134/10 134/11 134/12 134/17 141/4 142/4 142/16 142/23 143/12 149/11 154/5 155/8 160/14 166/19 168/12
nobody [2] 32/1 116/25
non [9] 19/7 19/21 24/8
38/24 38/25 39/1 39/3 43/13 52/22
non-food [2] 43/13 52/22
non-foods [6] 19/7 19/21 24/8 38/24 39/1 39/3
nonagreement [1]
nonagreement... [1] 159/16
none [1] 54/23
nonporous [3] 131/14
139/23 139/25
normally [3] 54/5 54/16 140/5
north [3] 70/9 102/15 153/24
NOS [1] 1/7
nosed [1] 163/11 not [105] 20/6 26/15 28/21 29/8 35/18 36/6 39/6 39/20 39/20 40/25 44/3 46/1 46/16 46/17 46/18 47/13 49/16
50/22 51/1 52/19 53/14 54/2 55/16 55/17 55/19 65/12 67/4 70/19 72/3 72/16 75/24 79/19 86/19 87/10 92/9 96/15 98/8 101/7 103/22 112/19 112/21 113/24 115/13 115/20 115/23 120/24 124/3 127/25 128/1 128/6 128/20 128/25 129/24 129/25 131/20 131/21 133/22 133/24 134/3 134/23 134/24 135/1 135/2 137/17 139/5 139/13 140/25 142/2 142/3 142/16 142/20 142/23 142/23 143/16 143/21 144/7 148/23 149/22 151/11 151/15 151/18
151/25 152/8 153/2
153/6 153/11 154/3
154/3 157/8 157/8
160/14 160/17 162/9
165/6 165/21 165/24
166/4 166/8 167/2
170/15 170/21 170/22
170/24 171/1 171/2
note [22] 58/11 58/11
59/4 59/6 59/7 65/19
66/5 79/5 79/18 79/19
80/5 80/8 80/10 83/8
83/10 83/16 93/24
94/11 102/8 116/16 116/16 126/6
noted [1] 30/14
notepads [3] 55/22 135/4 171/3
notes [5] 65/18 112/15
113/3 144/14 158/5
Nothing [3] 54/25 76/16 76/20
notice [1] 114/11
noticed [3] 6/25 7/2
7/7
notification [1] 21/15
notified [1] 18/6
noting [1] 159/19
now [45] 5/3 6/6 6/17 14/23 22/2 22/15 22/24 24/16 25/20 34/23

48/16 49/12 50/22 50/24 56/3 56/21 57/2 58/5 65/9 65/17 72/3 80/9 82/12 82/20 83/19 86/22 92/19 94/2 103/18 107/6 118/17 119/21 122/4 123/19 125/10 146/3 158/1 159/11 162/13 162/24 164/6 167/7 167/11 167/25 169/25
number [64] 8/20 9/11 9/14 9/20 9/25 13/17 21/3 63/16 68/15 82/11 93/16 109/6 109/8 109/8 109/15 111/7 111/15 111/16 111/18 111/24 114/21 118/23 119/13 120/21 121/23 122/5 127/14 129/23 129/24 137/20 138/21 144/11 144/12 145/3 145/18 147/10 148/14 148/15 150/7 150/8 150/21 152/9 153/9 153/14 153/16 153/18 153/20 153/23 155/2 155/25 156/2 156/19 156/19 159/5 163/4 167/11 168/1 168/11 168/21 169/1 169/2 169/17 170/2 170/12
Number 1 [2] 168/21 169/17
Number 18-15420 [2] 144/12 148/14
Number 18-15877 [1] 150/7
Number 18-16972 [2] 118/23 168/1
Number 2 [1] 169/1
Number 3 [1] 169/2
Number 4 [1] 155/25
Number 86 [1] 122/5
numbers [9] 9/17 41/23 99/24 99/24 100/20 144/8 144/9 154/24 166/6

\section*{0}
o'clock [1] 170/17
object [5] 18/21 45/24 123/15 143/5 143/6 objection [4] 15/24 40/2 46/15 159/1 objects [1] 140/5 observation [2] 15/5 31/10
observations [1] 99/20 observe [2] 6/23 61/13 obtain [1] 152/13 obtained [3] 103/16 122/23 161/18
obviously [3] 23/17 127/4 143/3
occasion [3] 6/19 13/1 13/21
occupied [1] 12/2 occurred [5] 17/25

32/8 84/20 115/8
150/17
occurrence [2] 27/10 32/19
occurs [2] 17/21 62/22
October [3] 91/13 92/2

\section*{92/2}

October 10th [1] 92/2 October 4th and [1] 92/2
odd [1] 7/4
off [15] 12/21 26/12
50/6 50/12 67/13 84/7 92/16 99/13 105/17
109/20 113/9 114/5
132/14 151/25 155/14
offered [2] 46/1 46/5
office [7] 18/21 24/11
24/17 62/14 62/15 79/12 84/3
office/school [1] 24/17
officer [19] 5/11 6/1
6/4 8/4 10/10 10/17 11/7 11/20 11/23 11/25 12/8 13/8 13/25 14/1 14/2 14/14 15/21 16/5 98/20
officers [4] 5/6 32/7
118/19 169/14
often [2] 51/4 53/11
oftentimes [1] 13/20
oh [13] 10/17 18/25
30/4 43/19 45/17 46/12
57/1 83/5 87/11 151/15
157/10 162/25 167/17
oils [1] 139/18
okay [316]
old [1] 15/10
Olsen [1] 171/13 on [299]
once [10] 29/14 30/15 30/16 31/3 79/22 98/3 129/7 130/9 130/17 159/19
one [103] 12/2 15/9 22/14 26/19 28/10 28/25 29/9 30/14 31/4 31/19 33/9 33/10 34/17 42/16 42/17 43/9 43/22 45/1 47/14 52/10 54/2 58/14 59/2 59/3 60/5 68/7 69/22 73/17 79/17 80/4 82/25 83/14 83/16 84/23 85/2 86/5 87/15 90/22 90/23 93/21 94/3 99/6 101/21 103/5
106/22 108/22 110/6 110/6 113/19 114/11 116/23 124/7 124/7 124/12 125/5 127/16 128/17 129/3 129/3 129/9 129/16 129/21 130/3 130/10 132/20 132/21 133/19 133/20 143/20 144/11 146/7 147/14 148/5 148/21 150/16 151/10 151/11 151/12 151/15 152/12 152/18153/1 154/9 000850

155/19 157/25 159/7 159/9 161/8 162/6 162/8 162/9 162/11 162/17 163/6 163/6 166/14 166/17 167/9 167/16 167/25 169/1 169/2 169/3
ones [12] 29/24 40/6 41/11 148/24 154/3 154/7 161/3 161/7 162/3 165/11 166/21 167/4
only [27] 31/9 31/23 52/10 52/22 54/2 71/21 72/13 75/9 79/24 83/21 101/7 114/23 128/17 130/17 137/17 142/4 148/5 148/6 148/10 148/22 149/22 151/17 151/24 154/5 167/19 167/21 167/23
onscreen [1] 152/11 onto [1] 137/4
oOo [1] 171/7
open [11] 57/20 61/2 92/12 109/21 113/24 128/13 130/8 145/16 146/3 146/16 147/4 opened [14] 61/4 109/19 110/21 120/10 120/14 129/6 129/10 129/14 130/10 130/12 130/13 145/20 146/17 147/25
opening [2] 130/23 148/4
openings [2] 111/23 138/17
opens [2] 120/17 129/19
operations [1] 17/9
operator [1] 71/25 opinion [4] 55/21 135/3 159/22 171/2 opportunity [1] 71/17 opposed [1] 139/21 opposing [1] 164/19 opposite [1] 165/13 or [167] 6/20 6/23 13/25 14/10 17/21 19/20 25/6 29/9 29/12 30/4 30/13 31/12 32/9 33/2 34/24 36/4 38/12 39/23 42/16 42/21 43/1 44/10 44/16 45/15 45/22 49/14 50/21 51/7 51/17 51/19 51/21 52/4 52/8 53/3 54/6 54/17 55/16 55/17 55/18 55/18 55/19 55/20
55/21 57/12 57/22
58/18 58/20 58/23
59/19 60/9 61/21 62/19 64/5 64/9 64/16 66/3 67/6 67/12 70/10 70/15 71/20 72/19 80/1 80/2 80/2 80/13 82/17 83/10 85/2 85/12 85/15 85/16 87/20 87/24 89/13

90/12 90/22 91/16 93/4 94/8 95/14 96/1 96/1 96/4 98/20 99/10 104/13 107/22 107/23 107/25 109/24 110/23 112/19 113/8 113/12
113/17 114/18 116/16 118/21 118/23 119/11 120/10 120/17 123/1 126/15 129/6 129/23 130/5 130/23 131/15 131/15 131/15 131/25 132/14 133/7 133/23 134/23 134/24 134/24 134/25 135/2 135/2 135/17 137/7 138/2 138/12 138/13 138/22 140/15 140/23 141/11 141/24 142/10 142/15 143/1 143/16 143/19 143/19 144/9 144/11 144/21 144/24 144/25 145/1 149/12 152/16 152/16 153/11 153/14 154/12 155/1 156/2 156/5 156/19 159/22 161/4 161/18 163/8 163/20 165/22 170/21 170/22 170/23 170/23 170/24 170/25 171/2 orange [6] 112/17 112/18 119/17 119/25 120/2 120/3
orange-ish [1] 112/18 order [7] 9/11 13/5 103/10 137/8 137/19 140/24 151/17
ordering [1] 53/9
organization [1] 137/17
organized [1] 45/6
orient [1] 26/2
orientation [3] 25/22 156/24 157/4
original [3] 147/5 147/7 152/14 originally [3] 43/21 53/15 146/11
Oscar [1] 106/18
OTC [2] 23/9 26/5
other [54] 10/12 12/21 16/5 17/22 18/4 31/11 36/12 36/16 36/20 54/6 55/17 55/20 57/23 71/21 71/22 72/8 80/7 90/12 91/9 94/4 102/25 103/18 103/19 108/11 110/14 114/11 116/16 116/20 117/8 117/10 120/20 120/23 126/18 126/19 132/20 132/21 133/23 134/24 135/2 137/2 139/17 141/3 141/14 142/13 152/5 160/12 160/25 162/11 163/6 164/15 164/20 166/19 170/22 170/25 our [38] 6/1 11/7 11/7 11/25 13/19 14/5 14/6

O 26/6 38/16 42/12 56/21 57/17 62/12 79/18 83/20 88/16 93/3 97/13 97/22 98/16 99/16 106/23 107/8 107/20 108/19 110/17 111/11 111/20 128/20 128/21 130/20 133/2 142/5 152/9 155/1 170/17 out [45] 12/2 14/7 14/13 19/23 22/2 22/8 22/16 24/15 28/22 30/7 30/13 30/19 30/20 30/22 34/24 40/11 42/3 57/9 62/15 65/4 65/14 67/5 73/7 78/10 81/1 82/6 82/15 85/7 98/8 98/13 98/17 98/24 103/10 105/12 105/14 105/22 116/10 119/21 122/12 127/17 132/6 147/19 160/1 168/19 171/3
outfitted [1] 7/12 outside [2] 20/17 91/7 outward [1] 163/11 outward-nosed [1] 163/11
over [35] 6/20 7/9
22/12 23/9 24/10 24/11 24/14 26/4 26/5 26/11
26/19 27/5 27/16 38/13 43/9 55/14 60/11 60/20 64/7 69/25 70/3 70/4 70/21 75/12 75/14 78/4 89/24 90/13 104/18 105/3 111/23 122/1 131/25 132/4 132/9 overall [3] 101/2 101/3 163/9
overhead [1] 57/6 overhear [1] 156/17 own [7] 25/15 29/10 61/16 125/3 141/21 146/13 152/21
Ozawa [3] 144/13 145/4 150/14

\section*{P}
p.m [10] 5/1 18/6 20/19

55/25 55/25 79/6 135/7 135/24 135/24 171/6
pack [1] 45/1
package [16] 105/7
108/18 109/19 109/22 110/4 111/15 111/16
111/18 112/14 113/22 113/24 122/14 129/19 130/8 147/5 147/7
packages [2] 53/3 113/9
Packers [1] 15/21
packet [2] 43/22 45/1 packs [3] 52/8 53/5 113/5
page [3] 74/12 75/2

86/13
pages [1] 74/9
painstaking [1] 100/2 palm [24] 107/22
136/21 144/3 144/6 151/10 151/12 152/25 156/25 156/25 157/4 158/14 158/19 158/20 160/10 161/14 161/15 161/16 161/16 162/18 162/18 162/21 163/10 163/13 167/2
palms [2] 144/3 144/7 paper [9] 123/24
132/22 132/24 132/25 133/7 133/9 133/9 133/9 165/20
paperwork [1] 132/9 part [10] 13/1 22/8 45/4 49/22 84/7 88/3 158/19 162/18 165/9 165/17
partial [1] 140/4 particular [22] 9/15 13/21 17/8 18/4 19/15 24/9 39/4 81/20 108/3 144/25 146/14 150/9 150/21 153/15 153/22 154/7 157/18 158/8 158/18 163/25 167/14 169/7
parties [1] 166/1 parts [1] 99/10
Paseo [1] 145/6 pass [11] 7/7 10/4 27/24 28/1 50/2 69/5 84/12 85/23 112/1 128/9 133/12
passage [1] 36/3 passed [2] 79/5 79/18 passenger [1] 12/23 passengers [1] 12/21 Patriot [1] 14/13 patrol [5] 6/7 6/10 11/12 12/1 98/20 pattern [1] 152/5 patterns [3] 140/11 140/11 140/12
pause [2] 24/19 152/13
pausing [1] 21/10
pay [1] 83/13
pen [1] 70/24
people [27] 30/23 31/1 31/9 31/23 36/6 39/19 42/18 42/19 51/19 52/25 54/6 54/11 58/25 67/2 67/6 88/6 104/9 104/11 129/14 130/12 131/10 132/1 140/2 140/5 149/22 149/25 169/12
perhaps [2] 43/24 128/25
Permission [6] 7/25
8/14 13/4 63/2 63/17 111/8
person [14] 7/2 12/2 29/21 42/16 42/17 55/19 58/14 66/9 76/13 130/13 130/16 143/4

143/6 170/24
person's [1] 116/3 personal [1] 114/20 personnel [2] 109/15 118/20
persons [2] 18/20 59/1 perspiration [2] 137/1 139/17
pharmacy [1] 26/4 PHILLIPS [32] 1/9 1/10 1/19 127/11 149/4 149/7 152/22 152/24 153/11 157/7 160/2 160/23 161/4 161/8 161/9 161/14 161/15 161/17 162/2 162/4 162/10 162/11 162/12 162/19 162/21 162/22 166/15 166/22 166/25 167/3 167/5 169/18 photo [8] 32/21 71/13 87/6 87/12 87/13 87/15 101/5 101/6
photograph [11] 42/3 42/10 103/20 104/16 105/3 106/12 108/25 116/4 122/6 122/9 122/12
photographs [10] 41/4
104/1 105/9 122/1
122/4 122/12 125/3
126/14 126/17 126/18
photography [4] 98/22 99/20 99/21 125/5
photos [18] 87/14
87/15 87/17 88/2 88/8 88/10 88/14 88/15 88/23 89/7 89/9 89/13 91/15 91/22 93/4 99/24 100/3 167/8
physical [4] 137/7 148/10 168/12 168/17 physically [4] 59/24 62/6 62/6 105/17 pick [3] 19/23 30/7 30/20
picked [6] 30/19 30/22 43/19 43/19 45/2 113/13
picking [1] 95/6
picture [6] 41/12 41/13 51/24 65/12 88/16 88/21
pictures [8] 41/6 41/15
81/6 90/6 90/21 100/11 118/14 121/1
piece [6] 105/2 105/3 129/3 129/19 168/12 168/17
pieces [2] 129/9 129/22
piercings [1] 86/8
pinkey [1] 163/13
placard [2] 122/11

\section*{123/1}
place [5] 55/22 105/18 128/24 146/17 171/3
placed [2] 63/10
119/18

Plaintiff [1] 1/7
plastic [3] 131/15
132/25 132/25
plate [1] 9/10
play [2] 34/20 48/4 players [1] 14/18 playing [1] 94/12 plays [1] 82/21
please [35] 5/13 5/13 5/17 8/4 10/11 10/24 11/8 16/6 16/18 36/21 37/10 48/1 55/7 55/21 55/22 56/2 56/12 65/14 74/13 76/23 77/6 96/15 97/3 97/13 99/15 100/8 107/8 111/22 117/9 117/18 135/2 135/4 136/4 171/1 171/3
plot [5] 158/22 158/23 163/24 163/25 165/17 plots [1] 165/9
plotted [2] 151/23 164/12
plotting [1] 152/1
PM [1] 22/13
podium [5] 16/13
101/21 103/8 106/25 143/8
point [19] 21/10 22/18 25/8 30/13 30/13 30/25 39/18 57/9 61/2 65/4 65/14 73/7 81/9 105/12 105/14 140/25 141/4 143/6 144/23
pointed [3] 24/15 69/15 78/10
pointers [2] 159/18 163/15
pointing [4] 127/17 128/1 128/6 160/8 points [7] 140/23 141/1 158/22 163/24 164/25 165/15 165/18
pole [3] 26/15 26/17 26/20
police [49] 6/3 6/4 11/9 17/21 19/2 20/21 27/11 29/12 29/14 29/24 30/10 32/21 33/2 34/6 34/9 35/4 39/16 45/15 45/20 46/13 47/1 47/12 47/13 47/14 47/15 49/18 49/25 71/14 73/21 81/1 84/19 84/22 86/10 86/17 86/20 87/7 87/10 95/25 97/16 99/13 118/5 118/9 136/14 138/6 147/19 147/21 148/7 149/17 149/24
Pool [2] 69/19 69/23 pores [3] 137/1 140/17 140/18
porous [2] 139/23 139/24
portable [1] 143/5 portion [6] 8/1 13/4 20/7 25/20 44/22 63/2 portions [5] 20/12

25/23 30/8 82/20 94/2 position [3] 17/12 38/23 138/16 positioned [2] 14/3 75/10
positive [4] 157/24 158/9 158/11 162/10 possible [8] 14/6 71/13 87/6 95/19 118/20
127/19 137/3 152/13 possibly [2] 87/23 152/16
Post [1] 132/15
Post-it [1] 132/15
potential [6] 27/13
125/25 151/21 157/14 157/17 158/11
potentially [7] 104/6 108/6 125/19 129/13 155/17 169/12 169/14 powder [3] 47/5
104/22 104/23
powdered [2] 103/21 165/22
preliminary [2] 92/1 92/17
preschool [1] 150/1
presence [7] 5/4 5/5
44/16 44/17 44/18 56/1 135/25
present [1] 142/1 pressure [1] 142/10 presumably [3] 156/10 156/12 156/15 pretty [8] 39/8 53/10 72/11 79/4 80/22 99/11 99/12 155/10
prevent [2] 104/12 104/13
previous [4] 22/15 23/15 104/16 105/9 previously [11] 40/20 47/18 57/4 63/9 64/23 67/15 93/9 120/21 125/15 165/11 165/18 primary [1] 116/24 print [60] 103/21 104/21 107/23 108/1 110/5 113/15 113/19 115/16 123/20 123/21 124/25 125/2 125/20 132/11 132/12 132/12 132/13 132/14 132/16 135/10 136/17 136/20 137/5 137/5 137/6 137/15 138/8 138/11 138/22 139/9 139/15 139/15 140/21 141/16 141/19 141/20 141/21 142/15 142/16 142/20 143/16 143/17 143/22 148/15 151/12 152/4 153/7 154/9 157/3 157/4 158/14 158/14 160/10 162/11 164/3 164/7 165/20 165/21 165/22 169/2
printed [1] 85/8
prints [77] 45/19 46/25
prints... [75] 47/1
104/18 107/15 107/17 107/21 107/23 107/24 107/25 108/11 110/6 110/6 110/7 110/14 113/9 118/15 118/20 124/16 125/22 132/1 132/13 132/23 136/19 137/10 139/4 139/10 139/22 140/3 140/4 140/7 141/8 141/23 142/4 142/12 142/25 143/2 143/9 143/14 143/14 143/20 143/25 144/17 148/22 148/23 149/14 149/15 151/9 151/10 152/14 152/15 152/25 153/5 153/5 154/6 154/10 154/14 156/4 156/21 158/10 160/13 160/23 160/24 162/3 166/19 167/2
167/13 167/19 167/23
168/19 169/10 169/10
169/12 169/15 169/16
169/18 169/18
prior [9] 6/25 8/8 64/2 64/8 64/11 71/17 86/25 106/12 114/7
probably [11] \(7 / 8\)
26/17 26/18 32/16
50/13 88/13 95/20
95/20 100/22 129/11
155/14
procedural [2] 112/6
130/21
procedurally [1]
129/17
procedures [1] 84/7 proceed [3] 37/17 80/11 136/8
proceeding [1] 48/6 proceedings [5] 1/11
55/25 135/24 171/6 171/9
process [12] 9/11 98/9 104/20 106/4 118/18 118/20 119/19 123/21 125/4 131/14 142/14 159/13
processed [6] 103/21
113/15 121/14 123/5 125/1 125/2
processing [13] 98/23
103/9 103/11 103/19
104/6 107/7 115/16
118/4 118/22 123/9
124/25 125/15 138/15
product [1] 40/17
products [1] 39/8
pronounced [1] 165/19
proof [1] 9/8
properly [2] 132/19 146/12
proposed [15] 13/5
20/8 20/23 41/3 67/20

81/13 100/6 108/12 108/15 121/6 121/9 121/18 127/2 158/2 162/13
proteins [1] 133/25 provide [3] 17/23 20/11 132/11
provided [5] 20/20 40/20 65/8 67/16 88/8 proximity [1] 32/24 publish [8] 8/1 8/21 13/4 20/7 63/2 63/17 68/16 111/8
publishing [1] 119/21 pull [3] 6/19 7/9 64/2 pulling [1] \(34 / 9\) pulls [1] 132/17 purple [1] 128/16 purpose [2] 6/23 140/7 purposes [13] 8/1 8/11 11/25 13/19 27/22 48/5 63/3 65/8 101/8 102/8 123/11 129/15 130/20 push [2] 62/22 83/23 pushed [1] 84/2 put [41] 27/22 28/23 43/20 45/2 45/6 46/12 47/5 47/7 47/15 51/13 53/15 67/5 105/4 109/5 109/6 112/18 112/19 112/21 112/22 113/3 113/15 114/2 114/21 114/22 119/20 120/5 121/25 123/10 128/20 128/23 128/23 131/17 132/16 138/18 146/19 147/20 153/17 155/21 156/1 160/11 163/19

\section*{Q}
quality [7] 141/5 141/16 141/22 142/21 151/15 154/13 159/20 quantity [4] 141/5 141/22 142/21 159/20 quarters [5] 60/1 61/1 61/5 61/10 66/23 question [10] 12/14 29/14 35/19 35/21 44/4 44/7 116/11 128/17 132/20 139/3
questioning [1] 33/25 questions [33] 10/9 10/10 15/14 16/3 16/6 18/4 21/6 33/15 35/12 35/16 36/19 36/20 52/12 55/5 55/6 71/7 71/9 74/20 76/21 76/22 95/17 96/7 96/12 96/13 96/14 112/6 114/24 117/7 117/8 132/21 134/11 134/12 141/14
quiet [1] 37/15
quite [2] 44/3 144/24

\section*{R}

R-a-n-d-i [1] 97/5
race [3] 42/23 43/4 43/6
raise [5] 5/12 37/2 56/7 96/24 117/13
raised [1] 136/24
Randi [8] 96/22 96/23 96/25 97/5 167/15 168/3 168/10 170/2 rather [1] 164/21 reach [1] 137/20 reached [1] 159/20 read [15] 9/20 9/25 55/17 59/14 59/16 74/10 74/12 74/24 80/5 85/7 86/14 128/18 134/24 146/21 170/22 ready [2] 5/9 135/14 realized [1] 45/17 really [9] 36/3 39/20
51/25 66/17 80/20 83/13 127/18 132/5 165/6
reason [3] 17/22 72/13 115/13
reasonably [2] 135/18 135/20
recall [26] 7/22 29/8
29/9 29/12 29/23 31/17
32/9 34/15 36/3 36/15
52/3 52/6 53/7 69/13
69/15 80/9 84/19 84/22
85/1 85/9 85/10 85/11
86/5 87/12 115/4 116/9
recalled [1] 18/19
receive [1] 139/21
received [5] 147/11
160/1 166/17 168/5
169/16
receivers [1] 139/25
receiving [1] 139/20
recent [1] 118/11
recently [3] 78/4 115/15 160/22
recess [3] 55/15
170/17 170/20
recessed [4] 55/25 135/7 135/24 171/6 recognize [35] 8/4 8/6 13/9 20/15 21/9 21/14 22/18 22/21 23/19 23/23 24/5 24/6 24/25 26/25 41/3 47/19 63/6 64/20 67/21 67/23 78/6 81/13 82/21 92/24 119/1 119/3 120/12 121/10 122/9 127/4 129/23 145/13 145/15 158/2 162/14
recognized [1] 24/16 recollection [1] 74/6 record [25] 5/4 5/18 9/21 10/25 16/19 22/20 22/24 30/24 33/18
33/21 37/11 56/13 59/8 74/9 77/7 91/25 92/8 92/15 97/4 117/19 130/20 160/9 160/24
162/20 165/25
recorded [9] 1/24 7/15 23/3 28/7 28/20 28/20 \(31 / 535 / 18170 / 15\)

RECORDER [1] 1/24 recording [2] 38/13 73/25 records [2] 17/16 161/16
recover [2] 113/12 169/15
recovered [6] 113/5
147/9 160/22 161/18 168/13 169/11
recovery [1] 156/2
recross [1] 35/13
red [19] 6/20 12/17 15/3 85/15 109/12 110/19 120/23 124/7 147/8 147/11 154/20 155/1 156/18 164/2 164/13 164/17 165/2 165/15 165/17
redacted [1] 8/11
reddish [2] 85/2 85/12
redirect [14] 2/12 2/18
2/23 3/7 33/14 33/16 53/21 53/23 72/25 73/2 89/17 89/19 117/5 134/9
refer [2] 144/14 145/1 reference [9] 95/7
103/17 150/4 150/16
150/25 153/23 156/14
169/5 170/11
referring [2] 93/8 146/3
refers [1] 149/18
reflect [1] 5/4
reflected [1] 160/3
refresh [1] 74/6
regard [18] 9/3 14/23
15/2 39/3 63/24 64/7
64/19 64/19 65/22
67/11 74/2 103/9
104/15 107/7 107/12
109/10 109/17 145/6
regarding [3] 72/14
121/16 159/7
regards [9] 18/7 19/3 20/21 148/14 148/17 158/8 160/10 167/11 168/6
registers [3] 19/9 22/4 22/10
registration [3] 7/10 9/3 9/12
related [3] 39/6 55/16 134/23
relating [4] 55/19
134/25 170/21 170/24
relation [1] 24/20
relationship [1] 101/5
relied [1] 73/5
remain [3] 5/12 10/19 16/13
remaining [1] 162/11 remember [42] 7/20
8/25 11/20 11/22 12/13 12/18 12/21 15/4 29/16 31/15 42/20 42/23 43/6 46/7 52/16 54/10 63/22 71/19 73/24 74/5 74/17 74/23 86/3 86/6 86/6

86/8 86/10 87/12 87/16 87/18 88/3 88/4 88/6 88/10 89/12 90/19 90/20 91/15 93/10 95/22 103/2 144/24 remembered [2] 71/2 71/4
reminded [3] 55/15 134/22 170/20
remodel [1] 50/22
Repeat [1] 31/25
rephrase [1] 116/11
replica [1] 165/23
report [6] 9/18 101/11
111/16 145/1 156/2 156/19
REPORTING [1] \(1 / 25\) reports [4] 55/18 144/18 144/20 170/23 request [7] 19/13 80/11 117/2 118/19 146/15 166/20 168/5 requested [2] 148/13 152/22
requesting [1] 117/3
requestor [1] 144/21
requests [2] 17/22 144/16
require [2] 137/7 151/25
requires [2] 139/18 151/16
requiring [1] 40/7
research [4] 21/16
55/20 135/1 170/25
reset [2] 50/21 51/5 respond [2] 98/19 114/12
responded [1] 27/11 response [4] 50/18 88/11 123/7 134/7 responsibility [1] 73/6 responsible [2] 13/24 39/4
rest [4] 43/17 148/11 148/23 166/9
restate [2] 44/4 44/6 results [4] 149/13 151/5 158/10 168/16 resume [1] 170/18 retrieved [3] 121/2 147/18 158/10 return [1] 152/7 returned [1] 149/12 reverse [2] 34/5 35/8 review [5] 13/1 34/12 148/15 150/8 162/2 reviewed [4] 8/7 63/8 90/3 170/1
reviewing [1] 151/5
rich [1] 124/19
RICHARD [1] \(1 / 17\) rid [1] 15/22
ride [1] 114/15 ridge [32] 126/1 126/12 127/19 128/1 128/6 131/23 136/23 140/11 152/3 155/6 155/8 159/17 159/18 159/18

\begin{tabular}{|c|c|c|c|c|}
\hline S & 93/9 & 1 & 160/8 167 & 78/5 81/12 82/8 82/11 \\
\hline s & shows [5] 125/7 & skinny [1] 80/22 & sort [1] 137/7 & 92/23 93/16 100/6 \\
\hline  & 125/10 148/9 156/9 & skipping [1] 65/7 & Sorum [3] 117/1 & 00/14 100/20 104 \\
\hline  & & slam [1] 51/3 & 117/15 117/20 & 105/22 105/25 106/14 \\
\hline shelf [9] 43/20 45/2 & shutting [1] 84/10 & slip [15] 106/11 106/16 & source [12] 107/25 & 07/2 108/12 1 \\
\hline 46/12 51/15 51/23 53/9 & sic [1] 38/6 & 106/17 106/24 107/3 & 141/6 142/22 149/8 & 8/20 1 \\
\hline 53/16 113/13 113/20 & side [33] 22/11 & 108/22 108/24 111/19 & 152/15 152/24 153/7 & 7 118/25 121/5 \\
\hline  & 23/8 24/10 43/17 47/25 & 115/25 116/4 116/5 & 159/22 161/1 161/12 & 121/18 121/23 121/25 \\
\hline shirt [12] 23/20 23/22 & 62/7 70/9 70/10 78/19 & 116/17 116/20 121/3 & 162/23 167/6 & 22/21 123/17 127 \\
\hline 65/23 65/23 66/15 & 79 & 133/3 & sources [3] 11 & 127/14 145/12 150/24 \\
\hline 70/25 72/14 84/24 & 3 106/1 106/25 & small [2] 13/22 169 & 21 149/1 & 215 \\
\hline 84/25 85/2 85/12 85/15 & 116/6 116/13 116/17 & smaller [3] 101/3 101/3 & south [10] 17/7 56 & 60/15 162/13 162/2 \\
\hline shirt's [1] 30/20 & 120/ & & 70/10 77/24 89/25 & 163/4 166/6 \\
\hline shirts [4] 22/23 31/9 & & & & \\
\hline 31/23 32/2 & & & & \\
\hline shoot [7] 59/19 60/15 & 164/19 165/8 & 142/8 & speaking [1] 79/20 & statements [1] 81 \\
\hline & side-by [1] & Smith [2] 19/3 108 & specialties [1] 136/1 & states [2] 141/4 149/1 \\
\hline shopping [2] 10 & sides [1] 128/ & Smith's [32] 17/4 17 & specific [2] 40/17 & static [2] 99/11 99/12 \\
\hline shopping [2] & sidewalk [2] & 17/19 & & tion [ \\
\hline s & 21/12 & 19/19 20/9 27/12 38/4 & specifically [6] 6/5 & 102/15 102/15 102 \\
\hline \[
164 / 15
\] & sidewalks [1] & 38/16 38/19 38/22 & 6/13 29/15 38/19 99/13 & 102/20 102/24 102/2 \\
\hline shortage [2] 81/2 & Sideways [1] & 39/14 40/10 4 & 108/19 & stationary [2] 15/9 \\
\hline 82/17 & si & & specificity [2] 141/5 & \\
\hline shorter [1] 150/4 & 148/4 & 73/10 78/9 78/14 78/16 & 142/21 & ion \\
\hline shortly [1] & & 99/2 100/2 & speed [1] 48/5 & /16 50/19 51/1 51/4 \\
\hline shot [2] 23 & si & & & ns [2] 80/19 \\
\hline shots [1] 93/22 & 82/1 & 114/ & 19 & 101/22 \\
\hline should [4] 5/4 24/4 & 120/13 122/17 \(147 / 15\) & & 97/4 117/19 136/5 & stay [1] 53/8 \\
\hline 92/5 130/10 & 148/5 148 & & d [1] & stayed [3] \\
\hline show [56] 22/15 23/7 & signatures [1] 130/ & & Spring [5] 6/9 & 148/1 \\
\hline 24/5 25/11 25/16 25/20 & signed [3] 82/5 & & & staying [1] 15/9 \\
\hline 28/17 31/17 39/16 & 130/6 & soles [2] 136/22 144/5 & stagnant [1] 104/8 & stays [1] 53/10 \\
\hline 40/19 41/2 42/2 42/10 & significant [1] & solid [2] 164/18 165/12 & stain [3] 124/14 131 & ady [1] 79 \\
\hline \[
42 / 1644 / 1346 / 13
\] & signifies [2] 109/11 & some [34] 14/17 15/6 & 133/16 & steps [1] 108/21 \\
\hline \[
47 / 15
\] & 109/ & 18/4 18/21 21/5 21/2 & stand [4] 26/8 88/2 & cker [6] \\
\hline 57/3 59/4 61/2 61/18 & signify [1] & 25/5 25/22 36/7 39/18 & 96/23 111/21 & 119/18 122/18 130 \\
\hline & similar [7] 123/24 & 42/18 42/18 43/6 43/25 & standard [2] 140/25 & 30/15 154/20 \\
\hline & 123/24 132/22 132/24 & 47/5 65/7 73/15 76/4 & 141/4 & ickers [1] 12 \\
\hline & 133/9 154/12 162/17 & 81/9 86/5 89/9 90/12 & standing [7] & stickies [1] \\
\hline & similarities [3] 159/18 & 91/15 100/3 104/5 & 10/19 16/13 32/12 83/2 & sticky [1] 100/23 \\
\hline & 163/18 163/19 & 108/2 119/23 128 & 89/4 95/8 & till [8] 48/7 49/ \\
\hline & similarly [1] & 128/21 137/7 139/10 & staple [1] & 3/4 99/10 104 \\
\hline & sim & 14 & stapled [1] & 04/11 167 \\
\hline & simultaneous [1] & somebody [15] & staples [1] & pulate [1] \\
\hline & 142/12 & 30/3 30/23 46/25 65/23 & start [9] 28/22 28/23 & ipulation [1] 166/ \\
\hline & since [5] 38/11 57/3 & 81/6 84/3 85/11 85/1 & 28/25 30/12 55/14 & stock [4] 39/11 52/25 \\
\hline 164/22 165/9 166/8 & 77/19 78/20 138/23 & 87/22 88/18 110/20 & 8/15 122/4 127/1 & 54/14 54/16 \\
\hline \[
29 / 1431 / 1540
\] & single [2] 141/6 142 & 116/20 132/11 143/9 & 163/14 & ocked [2] 51/9 52 \\
\hline & singular [1] 105/7 & somebody's [1] 109 & started [2] 79/2 & tocker [1] 54 \\
\hline & sinus [1] 23/10 & someone [4] 27/21 & & ocking [2] 52/3 5 \\
\hline & sir [9] 7/13 11/15 12/22 & 36/13 57/23 125/23 & starting [2] 74/12 & ocks [1] 52 \\
\hline 88/10 88/16 88/18 & 28/5 33/13 35/8 & someplace [1] 112/10 & & stood \\
\hline \[
88 / 1989 / 12
\] & 119/8 120/11 & something [31] 17 & STATE [31] 1/6 1/1 & stop [10] 6/23 8 \\
\hline & Sirius [1] 6/24 & 18/6 19/8 19/11 21/1 & 3/2 5/4 5/9 5/10 & /15 11/23 12/1 12/ \\
\hline & sit [2] \(67 / 475 / 16\) & 24/14 25/5 32/14 32/15 & 5/17 8/14 10/14 10/1 & 13/19 13/21 14/2 \\
\hline \[
20
\] & sitdown [1] 83/1 & 33/4 44/18 45/17 50/2 & 10/24 16/11 16/18 & 42/16 \\
\hline 73/4 81/12 82/12 82/1 & sits [1] 95/11 & 67/7 81/18 85/9 95/2 & 36/24 36/25 37/10 & pped \\
\hline 83/10 83/16 83/21 & sitting [8] 6/25 7/3 & 95/13 95/14 95/21 & 56/5 56/12 77/1 77/6 & stops [2] 7/1 15/7 \\
\hline  & 30/15 30/16 32/12 45/2 & 107/24 124/24 131/15 & 96/20 96/21 97/3 98/1 & storage [1] 114/19 \\
\hline & 132/8 169/23 & 131/16 141/18 142/17 & 117/11 117/18 134/1 & store [38] 17/8 17/9 \\
\hline  & situations [1] 76/5 & 143/15 143/22 144/23 & 134/16 136/4 & 10 17/13 17/14 \\
\hline  & six [6] 52/1 53/5 54/2 & 163/20 163/22 & STATE'S [64] 3/19 4/2 & 17/16 19/3 19/9 20/13 \\
\hline & 72/19 97/18 106/22 & sometimes [3] 100/2 & 8/20 13/5 13/17 20/7 & 20/17 22/2 22/3 22/9 \\
\hline \[
\begin{aligned}
& 912 \\
& 1241
\end{aligned}
\] & size [8] 99/25 123/14 & 128/22 141/17 & 20/23 21/3 25/21 25/2 & 22/16 25/24 26/2 28/5 \\
\hline & 132/13 132/13 132/14 & somewhat [1] & 40/20 41/3 41/23 42/2 & 31/4 31/16 31/16 32/1 \\
\hline & 132/19 140/18 140/19 & sorry [11] 14/13 15/1 & 42/6 47/18 57/4 63/3 & 41/1 \\
\hline \[
32 / 2071 / 1387 / 689 / 1
\] & sketch [1] 156/5 & 28/16 37/8 51/2 84/16 & 63/13 & 39/6 39/25 45/5 50/2 \\
\hline 32/20 71/13 87/6 89/10 & skin [3] 136/23 136/23 & \[
\begin{array}{r}
\text { 106/20 } 117 / 21153 / 1600854
\end{array}
\] & 67/16 67/20 68/15 73/4 & 52/23 57/13 82/23 \\
\hline
\end{tabular}
store... [6] 100/24
101/25 104/8 104/9
104/11 113/16
store's [3] 30/18 31/21 32/3
straight [1] 26/20
stuff [2] 21/18 50/23
subject [3] 55/19
134/25 170/24
submit [8] 8/18 93/13 107/10 121/20 127/10 143/9 146/1 166/3
submitt [1] 166/2
submitted [30] \(8 / 16\) 8/17 13/14 13/15 20/25 21/1 41/20 41/21 63/14 63/15 68/12 68/13 82/9 93/14 100/16 100/17 111/3 111/4 111/5 114/16 118/19 121/21 127/12 145/10 159/2 159/3 161/4 163/1 163/2 167/15
subpoenaed [1] 39/20
subsequent [1] 32/20
substantially [3]
109/24 110/23 114/2
substrate [2] 123/24 132/24
suck [1] 132/5
sufficiency [1] 159/20
sufficient [2] 141/5 164/22
suitable [6] 142/1
142/2 151/11 157/1 157/5 157/11
Sunny [4] 58/1 77/2 77/3 77/8
Super [5] 131/11 131/14 131/16 131/18 131/23
supervised [1] 138/10 supervisor [1] 138/9 supplies [2] 102/2 102/7
supply [3] 18/21 24/17 35/10
support [2] 158/16 166/13
supporting [1] 158/6
supports [1] 158/7
supposed [3] 76/7
125/8 129/17
supposedly [2] 89/4 115/8
sure [23] 9/23 10/17 22/7 28/21 33/18 36/4 36/5 36/5 42/24 44/3 72/11 72/16 73/5 79/19 85/4 92/7 95/21 112/16 129/15 146/12 150/20 153/2 161/2
surface [13] 123/25 137/3 137/4 139/13 139/14 139/20 139/20 141/17 142/7 143/3 143/18 144/6 169/12
surfaces [7] 103/22 136/21 139/12 139/23
139/24 139/25 143/17 surveillance [19] 17/13 17/22 19/3 20/20 25/23 29/25 30/1 30/8 30/18 31/22 32/8 64/9 64/14 64/20 64/21 66/8 90/3 93/6 95/4
SUSIE [1] 1/24 suspect [2] 18/11 75/10
suspects [13] 19/6 27/14 29/17 32/21 32/24 34/2 34/13 35/2 71/13 87/7 104/6 108/6 157/9
swear [1] 117/14 sweat [5] 124/15 124/15 133/18 133/20 137/1
sworn [9] 5/15 10/22 16/16 37/5 56/10 77/4 97/1 117/16 136/2
system [1] 152/13 systems [1] 149/12
T
T-a-n-y-a [1] 136/6
t-e-e-r [1] 11/2
T-i-m-o-t-h-y [1] 11/1
T-shirt's [1] 30/20
T-shirts [3] 31/9 31/23 32/2
take [28] 9/14 50/6 50/12 55/13 60/11 61/6 73/6 74/19 80/20 81/4 81/6 99/24 105/3 107/9 107/17 107/22 108/21 113/11 114/22 118/14 121/1 122/5 122/12 126/14 134/20 141/3 155/14 170/17
taken [11] 52/8 67/11 67/13 68/23 81/10 82/18 124/5 161/7 161/20 162/3 165/20
taking [3] 53/15 92/16 103/20
talk [15] 13/22 21/5 24/6 29/14 46/25 54/19 73/15 73/21 74/2 75/23 76/4 103/18 110/8 111/22 136/19
talked [6] 18/20 89/24 102/23 110/15 139/10 144/2
talking [18] \(14 / 15\) 18/23 19/7 19/22 24/9 26/5 27/5 58/5 90/24 91/18 94/19 95/14 105/14 111/11 129/2 141/1 142/15 146/23
tall [5] 33/5 75/5 75/7 75/16 75/18
taller [8] 33/4 33/7
33/11 33/19 74/23 75/4 75/19 75/21
tamper [1] 92/9
tampered [2] 155/18 156/7
TANYA [2] 136/1 136/6 tape [37] 45/16 71/24 92/9 99/14 104/18 104/25 105/2 105/3 109/7 109/10 109/11 109/12 109/17 110/17 110/19 119/7 119/12 119/25 120/4 120/5 120/20 120/23 122/18 129/3 129/9 129/20
129/22 145/17 146/4
146/9 146/22 147/11
147/22 155/9 155/10 155/14 155/17
taped [3] 73/24 146/7 146/9
tattoo [3] 95/14 95/19 95/22
tattoos [7] 86/4 86/18 86/20 86/22 89/9 96/1 96/4
teachers [1] 150/2 team [2] 50/7 50/9 tearing [1] 92/11 technically [1] 69/17 technician [4] 118/5 138/7 138/15 144/17
tell [32] 6/1 6/22 14/3 19/5 22/21 24/25 38/2 38/16 39/23 42/12
42/24 66/19 68/22 75/9 82/21 84/1 86/17 87/15
106/23 107/20 122/8 124/13 125/13 136/19 137/11 138/4 145/15 153/2 154/22 156/16 156/17 157/16
teller [18] 57/19 64/16 68/20 79/13 80/19 93/3 94/17 101/22 102/15 102/15 102/16 102/20 102/24 102/25 116/6 116/10 116/13 156/13
tellers [1] 18/24
telling [3] 84/22 90/9 90/17
tells [2] 163/10 163/11 ten [7] 29/6 97/18 134/20 135/16 153/21 154/1 154/23
tendency [1] 15/7 TERRELL [1] 1/10 test [2] 101/9 115/25 tested [1] 116/19 testified [14] 5/16 10/23 16/17 35/22 37/6 38/11 56/11 73/9 77/5 91/12 97/2 117/17 136/3 139/6
testify [2] 37/23 58/3 testifying [2] 70/14 70/15
testimony [18] 10/11
10/12 16/6 16/7 32/23 36/21 36/21 55/7 55/8 76/23 76/24 85/20 96/15 96/16 117/9 000855

117/9 134/13 170/18 testing [2] 109/20
115/20
textured [3] 139/21 139/22 139/24
than [19] 12/2 27/9
33/4 33/7 33/11 33/19
36/13 42/17 58/14 60/5
71/22 75/19 75/21 80/7
90/23 91/9 103/19
116/20 139/22
thank [63] 5/17 5/21
5/23 8/22 10/3 10/11
10/24 11/3 11/7 14/12
15/13 16/6 16/9 16/10
16/18 16/23 33/13
36/20 36/25 37/10
37/14 37/21 40/24
41/24 53/19 55/7 55/10
56/5 56/12 56/16 56/18
63/19 72/24 73/1 73/15
76/23 76/24 77/6 77/10
77/11 89/16 94/15
94/18 96/15 96/17
96/21 97/3 97/10
100/19 103/18 107/6
111/10 117/4 117/8
117/18 117/23 134/8
134/13 134/14 135/23
136/4 136/9 145/2
Thanks [2] 25/14 25/14 that [848]
that's [99] 7/8 12/1
13/6 15/11 25/12 25/14
26/17 26/18 28/19 34/2
38/7 42/2 42/3 45/11
45/17 46/4 46/4 46/21
47/18 50/11 53/20
60/15 60/23 61/9 61/11 65/8 65/16 67/2 69/17
69/21 71/2 72/24 73/18
78/1 81/18 81/22 83/16 85/16 85/17 95/6
101/21 104/18 109/2
114/7 120/7 120/17
123/14 124/7 128/3
129/24 131/16 131/20
135/13 135/18 135/22
137/5 141/1 141/2
141/13 141/22 142/16
142/22 143/2 144/1
146/6 146/22 146/24
147/6 147/13 148/13
149/16 149/22 150/6
152/10 152/20 153/12
154/4 154/15 154/20
155/6 155/6 155/8
155/13 155/16 157/4
158/24 159/7 159/10
159/21 160/10 161/6
161/14 161/16 162/5
163/22 164/9 165/4 165/20 168/8
their [20] 5/6 7/4 42/20
42/23 44/17 53/14 54/7
67/2 67/6 67/6 73/16
86/5 103/14 130/16
136/14 140/2 140/5
152/5 153/5 169/12
them [102] 19/17 19/24
21/14 22/25 23/3 23/4 25/18 27/13 27/16 27/17 27/22 30/2 30/14 30/17 32/6 32/17 33/8 33/10 35/9 39/10 40/8 42/25 43/9 43/14 43/18 43/19 43/22 44/10 44/11 44/12 44/16 44/19 44/19 45/6 46/16 46/18 46/18 47/7 47/13 48/22 49/16 51/10 51/19 54/8 58/11 61/6 61/25 73/24 76/1 76/8 79/17 79/21 84/23 96/1 98/21 99/19 100/8
104/7 104/13 113/12
113/12 113/13 113/14 113/14 113/15 113/15 113/15 114/17 114/18 124/22 128/21 128/22 128/23 132/16 132/17 132/18 139/18 140/15 143/9 143/10 145/25 147/9 147/10 147/19 148/20 148/25 149/8 149/11 151/8 152/18 153/5 154/22 155/4 157/7 157/12 157/16 158/16 158/23 161/8 163/20 164/18 167/24 themselves [3] 140/11 140/17 140/19
then [109] 7/1 14/10 14/25 19/5 26/24 29/14 29/15 30/1 30/24 33/20 35/6 36/9 39/20 43/14 44/19 45/16 46/13 46/16 46/25 58/11 59/15 60/1 60/6 60/14 60/15 60/23 61/1 62/22 66/1 67/7 69/25 74/11 75/5 79/22 79/23 80/2 80/12 82/5 88/22 96/23 98/22 100/15 101/3 101/4 101/5 101/6 102/10 102/17 104/25 105/2 105/4 107/10 109/6 110/12 114/22 118/11 119/9 119/16 120/4 120/20 120/23 123/8 125/1 125/9 125/25 126/14 126/15 128/5 131/8 131/22 132/17 132/18 138/18 142/2 142/22 143/3 143/5 143/10 143/20 144/17 146/13 146/18 147/22 148/7 152/5 152/11 152/13 152/21 153/10 154/3 155/9 156/9 156/13 156/21 157/16 157/23 158/14 159/19 159/21 161/7 163/6 163/14 163/23 164/17 164/18 165/13 165/15 165/18 169/2 there [143] 6/25 10/17 12/8 13/20 14/1 14/4
there... [137] 14/7 14/13 15/5 15/6 16/5 19/19 22/13 22/23 23/19 24/1 25/19 26/17 26/19 26/22 26/25 27/4 27/5 29/14 30/10 30/15 30/22 31/11 31/19 31/19 34/17 35/6 36/12 37/16 38/13 38/17 40/15 42/19 45/10 49/20 50/22 51/17 57/23 57/23 58/13 59/4 60/17 66/5 66/11 66/22 66/24 67/1 67/25 69/3 69/19 69/23 70/15 74/11 74/12 74/12 78/18 79/11 79/12 80/23 81/11 82/1 82/22 83/4 85/8 86/6 86/20 86/22 87/15 87/16 88/1 88/6 88/16 88/18 88/21 90/12 93/10 94/24 99/8 99/9 99/24 101/24 103/5 103/6 104/25 105/9 110/3 112/12 112/18 112/20 112/21 112/22 114/9 114/10 116/17 116/25 119/17 120/5 120/12 120/14 122/11 122/17 123/1 126/18 127/19 127/23 128/3 129/20 132/8 139/12 140/22 141/3 141/25 144/3 144/4 144/8 144/10 146/14 147/8 147/21 148/21 150/3 151/9 154/2 154/9 155/5 155/21 156/1 160/3 160/11 164/10 164/17 164/19 165/22 167/14 167/19 168/19 168/23 169/8
there's [44] 14/13 17/18 17/21 20/8 30/14 32/16 42/9 50/23 57/8 65/3 69/19 83/4 84/3 88/25 104/25 105/12 112/14 119/16 120/23 122/17 122/18 125/16 128/20 139/16 140/9 140/11 140/20 140/25 141/10 141/18 142/20 144/23 147/22 148/5 150/4 159/19 164/10 164/17 164/17 164/19 164/20 164/24 164/25 165/2
therefore [1] 161/13 therein [1] 111/2 these [51] 21/16 21/19 23/2 24/9 26/4 28/25 30/8 30/23 33/3 38/2 40/6 43/12 43/22 43/22 72/19 87/17 88/1 88/14 92/24 93/4 93/8 93/12 95/6 100/8 103/2
111/22 114/14 121/10

124/19 127/16 128/15 145/20 147/18 148/17 149/21 150/11 154/16 155/5 155/25 156/16 157/6 157/11 161/2 162/1 166/9 166/9 166/12 166/19 168/9 169/9 169/17
they [118] 7/4 7/5 7/5 7/8 12/1 18/20 19/23 22/24 24/16 25/14 25/15 27/12 28/17 30/11 32/2 32/9 34/12 34/23 39/10 39/22 39/23 40/7 41/5 41/11 42/20 42/22 43/1 43/7 43/19 44/1 44/2 44/15 45/7 45/9 46/19 47/2 47/5 47/15 49/4 49/5 51/11 53/15 53/16 54/20 58/10 58/12 58/13 58/18 58/23 58/24 61/9 73/22 75/18 75/19 75/21 76/13 79/17 79/18 79/19 79/20 79/20 80/2 81/1 81/4 81/5 85/15 88/14 88/16 88/18 88/19 92/5 93/1 98/21 103/16 103/23 104/7 107/24 109/21 111/21 115/15 115/22 121/12 121/13 126/17 128/15 128/24 130/17 131/11 132/18 132/18 138/15 138/17 140/13 140/14 140/14 142/7 142/10 143/9 144/16 144/22 145/23 145/24 148/20 149/12 150/13 153/4 153/6 160/25 161/12 161/25 164/2 164/14 166/4 166/9 167/6 167/23 168/17 169/14 they'd [1] 51/17 they're [16] 30/15 35/21 65/18 80/21 80/22 83/8 115/14 125/8 141/23 145/21 156/22 157/5 157/5 162/23 165/6 166/4 thing [9] 73/18 76/12 112/7 114/11 120/8 131/11 140/4 154/2 163/9
things [13] 23/10 24/5 24/6 24/12 24/18 24/25 98/23 118/15 119/23 137/2 140/2 142/13 150/2
think [36] 14/14 15/21 18/25 20/1 25/4 25/5 26/19 33/25 34/19 39/21 42/19 43/24 44/11 44/11 45/8 45/16 47/5 47/25 50/11 52/1 52/10 52/19 53/5 72/3 91/22 93/10 96/11 125/25 129/1 129/3

129/22 131/10 133/16 135/15 135/20 166/1 thinking [1] 45/11 third [5] 140/16 153/13 167/11 167/16 167/22 third-level [1] 140/16 thirty [1] 81/21 thirty-nine [1] 81/21 this [262]
this a [1] 8/7
thorough [3] 141/22
148/19 151/7
those [100] 18/25
19/17 22/23 30/16 31/6 34/21 39/8 41/4 41/6 41/9 41/15 41/22 42/15 43/15 43/21 46/10 48/24 51/9 54/23 79/13 84/7 93/15 98/5 100/3 100/10 100/10 100/18 104/15 107/12 108/3 111/5 118/13 121/9 124/17 125/3 125/17 125/18 125/22 126/2 126/14 126/23 127/6 132/4 136/25 137/2 137/4 138/7 139/10 139/17 139/19 140/9 140/12 140/13 140/14 140/15 140/17 140/18 141/2 141/3 142/4 143/20 149/5 149/7 149/8 149/10 149/21 149/25 151/10 151/18 151/23 151/23 152/3 152/11 152/12 152/25 153/11 154/24 156/10 156/25 157/3 157/20 157/21 162/2 163/8 163/16 163/24 163/25 164/13 165/2 165/15 165/23 165/24 166/21 167/3 167/9 167/12 167/19 167/21 168/2 168/25
though [1] 85/18 thought [10] 7/3 7/8 30/4 44/1 45/8 45/9 84/23 84/25 95/18 113/12
Thousands [1] 139/2 thread [2] 133/6 133/7 three [9] 7/5 33/24 53/9 took [6] 100/11 104/1 106/22 118/13 149/16 149/25 168/19 168/19 three inches [1] 33/24 threshold [1] 159/20 through [43] 5/5 18/3 21/5 21/15 21/16 21/17 24/6 28/24 28/24 29/20 30/18 55/23 65/7 74/11 98/21 100/2 100/6 100/15 100/15 111/14 113/22 121/6 121/19 121/22 122/4 126/4 135/5 148/21 148/21 149/11 151/8 152/11 152/19 154/2 154/22 155/4 157/18 157/20 000856

162/1 163/7 165/25 167/9 171/4 throughout [2] 15/6 140/5
throw [1] 114/18
THURSDAY [1] 1/14 time [83] 7/12 12/11 13/12 19/16 20/18 23/25 26/24 28/19 28/22 28/24 28/25 29/1 30/13 30/13 30/22 30/25 31/12 31/14 31/24 32/8 32/11 32/11 32/18 34/7 36/3 36/13 40/9 42/25 45/14 45/21 46/24 49/16 51/2 51/4 51/24 52/6 52/16 52/17 54/3 54/17 63/13 63/24 63/25 66/11 71/2 71/4 71/12 71/21 74/2 77/15 77/20 79/9 80/8 81/24 83/17 83/23 84/20 89/1 90/3 91/15 97/20 98/7 99/9 99/17 108/3
114/17 115/4 115/7 127/9 130/8 134/13 139/1 139/4 143/6 143/17 143/22 144/23 145/16 145/24 147/25 159/8 163/20 170/16 times [4] 21/7 128/20 130/10 148/4
timing [1] 27/4 TIMOTHY [2] 10/21 11/1
tire [1] 136/17
tires [1] 15/7
title [1] 17/8 today [11] 8/8 35/23 37/20 58/3 71/17 71/22 72/22 75/16 86/25 126/23 135/8
together [1] 92/18 told [15] 18/19 21/17 29/15 32/1 45/24 47/13 57/21 58/11 74/7 74/20 86/20 90/16 96/1 99/18 158/11
tomorrow [2] 170/18 171/5
too [4] 49/11 112/24 128/15 130/5

107/15 121/13 122/8 126/18
top [23] 12/21 16/3 23/8 23/12 24/1 60/9 60/10 68/2 68/25 75/2 78/25 79/24 95/9 95/11 109/17 119/4 119/7 120/4 122/18 146/4 146/22 147/14 165/9 tore [1] 92/9
total [2] 77/20 138/21 touch [16] 46/6 46/16
46/18 46/23 47/13 128/13 137/1 137/3 139/11 141/18 142/11 143/15 143/17 143/21

143/22 143/24
touched [12] 51/19 104/6 104/14 107/16 108/3 143/1 143/4 143/6 143/7 153/10 169/13 169/14
touching [3] 130/24
141/18 143/8
tougher [1] 139/3
toward [1] 104/3
towards [9] 14/5 19/8
19/9 22/10 22/16 34/24 48/12 78/25 83/1
track [2] 120/17 136/17
tracking [1] 64/5
traditional [1] 57/12
traffic [2] 12/5 12/6
trained [1] 76/5
training [7] 76/4 97/23
98/5 98/6 137/17
137/19 137/21
TRAN [1] \(1 / 1\)
transactions [1] 57/20 transcribed [2] 1/25 171/9
Transcriber [1] 171/13
transcript [2] 1/10 85/6
transfer [1] 137/4 transferred [3] 78/4 138/12 139/19 transfers [1] 148/9 TRAVIS [12] \(1 / 10\) 160/2 161/9 161/14 162/2 162/10 162/10 162/12 162/19 162/21 166/25 167/4
treated [1] 112/19 trial [4] 1/15 8/11 55/21 135/3
triangle [1] 123/11 trifurcate [1] 140/14 trifurcations [1] 164/15
trigger [1] 18/14 triggered [1] 18/18 true [3] 72/3 89/12 141/13
truly [1] 171/8
trunk [2] 15/5 114/18 truth [3] 37/9 42/24 46/2
try [7] 37/15 40/24
125/21 127/18 132/25 151/21 164/4 trying [4] 70/19 70/20 94/22 130/20
turn [9] \(7 / 422 / 3\) 26/7 84/7 101/23 128/15 131/25 132/4 144/11 turned [2] 24/22 132/9 turning [2] 153/13 167/25
turns [1] 131/18 TV [2] 131/11 152/8 twenties [1] 59/25 twice [3] 51/6 129/10 148/5
twistable [24] 25/6
40/3 42/8 42/10 43/23
twistable... [19] 44/10 44/24 45/1 52/8 53/4 102/4 102/9 104/2 104/4 104/5 105/24 106/1 107/12 107/16 113/8 168/22 168/24 169/5 170/8
Twistables [3] 51/8 113/8 113/17
two [79] 11/19 15/9 19/6 21/11 21/16 21/19 22/19 22/23 24/15 30/8 30/16 30/19 31/8 31/22 32/2 32/9 32/12 33/23
34/21 40/7 42/19 43/12 43/21 44/9 48/17 48/24 49/2 51/10 58/17 59/7 60/1 61/1 61/5 71/20 72/6 72/19 79/4 79/8 79/16 80/18 83/11 87/16 91/1 91/22 93/2 93/12 105/9 106/22 113/5 118/7 118/11 129/9 129/22 130/10 130/11 130/14 136/23 138/8 141/1 142/9 146/7 146/9 146/9 147/8 148/4 148/22 153/8 154/10 154/13 160/23 167/19 167/21 167/23 168/23 169/9 169/16 169/17 169/18 169/18
type [10] 25/5 41/9 42/6 57/11 123/24 132/24 138/1 140/1 152/5 156/2
types [5] 19/14 25/7 103/18 139/12 149/15 typical [1] 7/1 Typically [1] 151/22

\section*{U}
u-m [2] 117/22 117/23
uh [11] 38/8 38/12
38/12 40/18 48/10 48/20 49/1 59/9 74/15 82/7 84/11
uh-huh [10] 38/8 38/12 40/18 48/10 48/20 49/1 59/9 74/15 82/7 84/11
ultimately [3] 7/9 9/4 13/24
under [10] 39/7 106/25
116/5 124/17 159/17
163/15 163/23 167/4
167/22 168/10
undergoing [1] 137/17
undergraduate [2]
137/12 137/23
underneath [5] 122/11
155/10 156/23 156/25
163/12
understand [5] 30/3
31/7 31/21 32/1 32/23
understanding [3]
32/25 115/7 116/21
understands [1] 13/20 unique [5] 140/8 140/15 140/16 140/19 141/8
unit [1] 12/3
United [1] 141/4 universal [5] 56/22
57/14 57/18 57/23 77/15
University [1] 98/1 unknown [1] 107/25 unless [2] 28/9 129/23 unregistered [3] 7/7 9/4 9/10
unsealed [1] 92/12 until [13] 7/2 14/24 20/1 39/20 45/21 49/14 49/17 50/21 55/25 79/4 134/20 135/24 148/13 unusual [1] 53/14 up [88] 2/13 23/8 24/1 24/2 24/2 24/9 24/10 28/21 29/14 29/19 29/20 29/21 32/7 33/19 34/7 34/19 35/25 36/1 36/16 36/17 36/18 37/15 39/16 41/13 42/3 42/6 43/19 43/20 45/2 45/19 47/24 48/5 57/4 58/10 58/13 59/7 61/18 61/23 62/5 65/18 65/20 68/25 69/22 70/9 74/13 78/25 79/4 80/10 82/7 87/24 88/22 88/23 89/3 93/3 93/10 94/6 94/6 94/19 94/24 95/6 99/22 100/9 101/6 101/19 102/3 102/14 104/2 105/3 109/17 110/21 113/13 116/16 119/20 121/25 126/9 126/12 129/14 129/19 130/24 131/17 140/13 153/17 155/12 155/21 156/13 160/11 160/19 165/15 upon [1] 80/11 upper [1] 48/7 ups [2] 126/18 127/6 upset [1] 66/17 upside [1] 80/6 us [83] 15/5 18/7 18/10 19/5 20/5 21/16 22/11 22/12 23/8 23/13 24/6 24/21 24/25 25/23 26/1 31/12 31/17 31/20 31/24 39/14 39/19 56/22 56/23 58/7 58/10 58/11 64/13 64/16 64/25 65/1 65/18 68/22 69/13 69/16 70/7 70/14 70/17 73/10 73/12 77/17 77/18 77/24 78/17 78/25 79/5 79/18 79/20 82/21 83/8 83/10 88/16 88/18 91/6 98/25 99/13 101/15 101/17 101/19 102/11 102/13 102/16 102/20 103/3 103/13 106/11 106/16

107/3 108/22 111/14 111/19 115/4 122/8 124/13 125/13 137/11 138/4 145/15 151/17 151/17 156/16 157/16 168/6 169/15
US Bank [2] 23/13 31/20
usable [1] 125/19 use [22] 24/2 24/4 32/18 48/1 65/4 68/19 83/6 111/13 123/20 125/4 126/15 126/17 131/16 132/1 132/19 132/22 132/24 132/25 132/25 151/19 151/22 164/11
used [5] 124/11 126/15 142/25 158/15 160/24
using [3] 118/21
119/19 161/9
usually [6] 53/8 99/11 99/12 99/24 144/18 144/20
uterus [1] 165/5
V
VALERIE [1] 1/13
Valle [8] 17/7 38/6 56/24 77/24 89/25 98/13 153/24 168/7 Valley [5] 6/9 6/15 11/14 11/15 11/16 value [30] 142/1 142/4 142/4 142/15 142/16 142/23 148/22 148/23 148/24 149/7 151/9 151/13 154/2 154/3 154/5 154/6 154/8 154/10 155/19 156/22 157/4 159/15 160/18 162/11 167/13 167/20 167/23 168/19 169/2 169/8
various [3] 31/16
118/21 124/17
vault [6] 101/9 107/11 114/16 122/24 147/18 148/7
VEGAS [4] 5/1 6/3 11/9 138/13
vehicle [15] 7/7 7/9
7/18 7/20 9/3 9/5 9/9
9/15 11/22 12/1 12/1
12/13 12/18 14/3 15/2
Verde [9] 17/7 38/6
56/24 77/24 89/25
98/13 145/7 153/24
168/7
version [1] 105/5
versus [1] 60/18
very [5] 9/17 12/4 21/12 32/24 86/11
via [1] 103/20
victim [1] 156/3
victims [1] 169/13
video [63] \(8 / 48 / 24\)
9/10 17/13 17/22 19/3
20/5 20/11 20/20 21/7

21/9 21/22 22/22 23/25 25/16 25/23 27/12 28/5 28/7 28/17 28/19 28/20 29/19 30/8 30/12 31/3 31/4 31/5 31/8 31/13 31/13 31/15 32/3 32/10 32/11 34/7 34/10 34/14 34/17 47/20 64/9 64/13 64/20 64/21 65/8 65/10 66/8 67/8 71/16 71/17 71/21 72/15 73/9 84/17 86/24 88/23 90/3 90/19 93/6 94/3 94/12 95/4 171/9
videos [8] 28/11 29/21 30/15 31/10 31/17
103/16 114/8 114/9
view [12] 22/5 22/7
22/20 23/7 26/1 26/11 26/12 28/8 71/17
101/17 101/20 102/13
viewing [1] 31/21
VIN [5] 9/11 9/14 9/17 9/20 9/25
violation [1] 7/10 visible [2] 103/22 137/8
visit [1] 171/1
voice [2] 37/15 63/6

\section*{W}
wait [1] 7/1
waited [2] 7/3 14/24
walk [5] 15/8 40/10
61/25 98/21 111/14
walk-through [1] 98/21
walked [2] 44/19 65/20
walking [7] 19/8 22/2
44/21 48/12 49/5 49/11
65/18
wall [4] 14/4 14/6
168/22 169/5
want [21] 7/8 18/4
33/18 33/21 39/24
40/19 42/12 47/12
72/15 79/25 80/21
80/22 83/4 85/1 85/7
92/4 95/21 104/11
104/13 111/10 143/23
wanted [5] 19/17 19/23 39/22 135/19 167/9
was [278]
wasn't [8] 36/12 42/24
66/11 90/13 104/8
124/1 143/11 169/24
watch [7] 14/8 31/13 32/10 55/18 114/8 134/24 170/23
watch or [1] 55/18 watched [6] 28/10 28/20 28/24 84/17 86/24 131/10
wavelengths [1] 124/17
way [21] 7/1 14/3 14/10 14/25 22/8 26/7 33/20 40/11 45/13 53/8 55/20 70/16 78/17 96/19 101/23 125/8

135/1 147/4 154/18 165/15 170/25
we [114] \(9 / 1012 / 8\) 14/3 14/4 15/1 23/9 24/11 32/19 34/18 35/19 42/25 46/25 47/22 50/21 50/22 51/10 51/10 53/8 53/9 57/2 57/19 58/4 58/5 58/6 60/6 62/20 62/24 64/24 65/17 67/3 67/5 67/5 67/7 67/8 71/16 72/13 72/15 72/15 73/9 76/8 79/21 81/16 82/7 83/7 83/20 84/4 86/24 87/19 88/23 89/24 90/6 90/6 91/9 93/2 94/12 99/21 100/23 101/14 101/24 102/23 103/6 103/12 104/16 104/16 105/23 106/15 108/9 108/24 110/8 110/15 111/11 112/12 114/19 116/4 121/16 122/1 122/21 123/17 123/19 124/23 125/15 131/11 131/17 134/15 135/9 135/12 135/14 135/22 137/5 139/10 139/11 140/16 141/3 141/5 141/14 141/18 141/20 144/16 146/15 146/19 147/14 147/16 148/6 148/8 149/16 149/17 149/17 149/18 151/22 155/23 166/1 167/9 169/10 170/18
We'd [2] 134/18 166/3 we'll [12] 18/3 40/15 55/14 68/19 102/5 119/23 127/17 128/5 132/8 164/4 170/17 171/5
we're [26] 14/5 20/15 24/13 34/20 42/2 47/17 47/19 48/4 48/5 55/13 57/19 65/7 65/9 66/19 70/20 94/24 107/20 112/25 125/13 131/16 154/11 155/22 161/2 164/6 167/16 169/25 we've [2] 129/2 148/7 weapon [4] 72/8 72/12 72/16 85/18 wearing [6] 65/23 84/24 84/25 85/2 85/11 85/15
Weaver [2] 98/1 98/2 week [2] 51/10 71/20 weeks [9] 28/18 71/20 87/3 88/13 89/10 89/21 90/20 91/6 98/5
weight [1] \(33 / 3\)
well [65] 12/13 19/3
21/20 21/22 23/7 23/22
23/23 25/9 26/23 27/19 28/10 30/17 31/15 31/19 34/16 35/4 38/2 39/8 39/25 44/2 46/1
well... [44] 50/9 64/8 79/18 83/6 85/2 87/10 87/19 92/11 92/20 93/17 97/23 107/18 108/6 109/15 111/2 112/25 120/8 125/1 128/25 136/22 137/1 137/13 137/16 137/19 139/20 140/1 140/4 140/16 142/7 144/6 144/7 147/17 147/20 147/23 149/20 151/9 152/2 155/3 155/24 156/4 156/20 161/21 168/17 168/23
went [15] 19/14 19/18 31/11 35/6 40/6 43/20 45/2 50/22 79/17 79/17 89/24 104/7 113/12 122/1 157/20
were [192]
weren't [2] 43/3 154/5
West [1] 167/12
Western [1] 149/18
what [274]
what's [42] 17/5 20/18 25/21 26/18 36/4 38/22 40/20 41/2 41/3 56/23
57/3 57/17 64/23 67/15 68/2 78/5 81/12 84/5
86/6 92/16 92/19 92/20 97/22 97/23 98/18
100/6 102/1 102/3 110/18 111/14 118/25
126/14 131/13 135/8
136/22 138/21 140/7
145/12 146/9 152/4 158/1 165/4
whatever [5] 30/24 32/11 32/15 45/22 53/16
when [97] 7/4 8/4 13/9 13/20 20/8 20/11 22/21 22/25 23/12 25/14
26/11 27/2 27/11 28/6 28/17 29/17 29/19 30/18 32/16 33/18 34/9 43/21 44/9 45/14 45/15 45/17 46/25 47/12 51/7 51/9 51/12 51/21 53/18 53/25 54/19 58/5 58/9 58/13 59/12 59/23 60/15 60/17 60/23 61/9 61/11 69/21 71/19 73/22 74/12 75/11 78/24 79/16 80/4 86/15 87/2 87/9 90/6 90/24 91/9 95/22 95/25 98/17 98/19 99/8 99/15 99/21 100/8 101/1 104/10 106/4 107/6 109/25 110/8 110/24 114/1 116/7 121/1 122/14 131/16 132/11 137/3 138/12 140/22 140/25 142/15 145/20 146/3 146/11 146/18 146/25

147/11 147/18 157/17 158/9 161/23 163/19 166/19
whenever [5] 51/10 118/19 122/12 123/20 158/5
where [77] 21/12 21/25 22/2 22/13 24/20 25/3 25/6 27/16 27/17 30/22 32/16 34/23 35/9 38/3 38/5 39/10 40/3 40/7 42/10 42/15 44/24 45/3 45/6 46/6 46/19 47/15 48/1 48/15 48/21 48/22 48/25 49/6 57/2 57/9 57/12 60/7 62/6 62/6 62/13 65/4 67/2 68/20 69/13 69/16 69/21 70/7 70/17 70/20 70/24 71/24 73/7 79/13 87/4 87/4 88/4 89/13 95/7 95/7 95/9 95/18 101/5 103/17 106/23 107/3 129/1 130/4 144/25 152/8 154/13 154/24 155/3 156/10 156/14 165/5 165/21 165/24 170/16
whether [10] 29/9 32/9 32/14 34/1 53/7 71/25 86/3 95/25 152/3 164/14
which [36] 23/17 44/21 50/16 65/14 65/15 65/15 72/14 77/16 78/17 79/24 82/25 98/1 110/4 113/17 113/18 113/18 129/3 129/9 131/17 136/24 136/24 140/17 149/18 149/19 151/12 151/12 151/22 154/7 154/9 157/25 158/13 158/19 162/18 163/12 167/12 168/21 while [7] 21/6 61/14 69/12 73/17 78/20 88/14 155/22
while this [1] 21/6
white [12] 22/23 23/20 23/22 30/20 31/8 31/23 32/2 58/20 84/25 105/18 108/22 111/19 who [52] \(7 / 187 / 20\) 12/13 12/18 16/7 18/11 29/7 29/15 29/21 31/2 31/9 32/16 34/2 34/13 36/22 39/19 39/25 40/7 43/9 54/4 54/10 54/21 55/8 57/25 58/6 62/11 65/1 65/10 72/20 82/22 86/3 87/17 88/10 88/15 89/4 89/12 96/16 112/22 114/21 116/23 120/10 125/23 129/14 129/14 132/1 144/17 144/20 147/9 149/3 158/20 168/1 168/4 Who's [2] 54/9 54/9 whoever [2] 88/8

120/17
whoever's [1] 112/23 whole [2] 76/12 114/5 whom [2] 87/11 145/1 whoops [2] 101/23 102/14
whose [2] 125/21
143/20
why [20] 7/8 19/2 24/5 31/12 39/23 50/11 68/22 103/14 103/15 104/10 108/8 114/5 114/14 115/13 124/7 128/17 129/12 141/22 155/16 155/22
will [32] 13/16 20/11 21/2 21/22 22/10 37/7 37/9 51/11 53/9 74/25 92/23 93/15 98/16 100/18 101/9 105/18 111/5 124/15 124/16 124/17 128/18 128/24 133/12 141/19 158/6 162/13 162/24 163/23 164/11 169/14 170/14 170/18
WIN [3] 149/18 152/2 152/10
window [2] 58/22 93/3 windows [3] 79/18 116/6 116/14
Wisconsin [1] 15/24
wise [2] 39/11 79/3
withdraw [2] 16/1 16/1
withdrawal [5] 106/11 106/16 106/17 108/22 108/24
withdrawals [1] 67/6 within [7] 20/9 52/19 94/16 101/25 102/1 148/9 155/6
without [3] 55/11
128/13 159/16
witness [46] 5/9 5/15
10/4 10/9 10/15 10/22 16/11 16/16 27/24 28/1 28/13 35/16 36/22 36/24 37/5 48/3 50/2 55/8 56/4 56/10 57/10 68/21 69/6 71/7 71/7 76/21 77/1 77/4 78/11 84/12 85/3 85/23 92/19 96/16 96/20 97/1 107/5 112/2 117/7 117/11 117/16 121/5 128/9 133/12 136/2 170/18 witnessed [1] 92/11 witnesses [6] 2/3 3/2 10/12 16/7 76/24 117/10
won't [1] 167/9 work [20] 11/9 14/6 17/5 38/3 38/4 41/7 50/15 54/2 54/21 56/23 57/5 57/12 64/25 79/3 129/1 129/18 133/11 136/16 138/2 151/20 worked [9] 38/16 38/17 77/18 77/20 87/22

129/22 130/3 138/22 138/25
working [18] 6/14 38/20 40/10 40/16 43/14 57/14 57/21 57/22 57/22 62/9 77/24 78/3 79/9 98/11 118/6 123/22 125/7 125/10 worried [1] 73/13 would [53] 8/14 20/17 21/16 22/3 22/4 22/5 22/6 23/10 24/18 24/23 26/6 26/20 27/1 27/9 30/22 31/23 33/23 39/7 50/13 54/23 64/20 66/1 66/3 70/21 74/5 76/1 87/9 104/8 109/21 111/13 112/19 112/22 112/23 113/2 116/2 116/20 116/23 116/25 117/1 117/3 118/14 129/12 130/8 133/19 133/20 137/7 139/2 144/14 147/4 154/13 155/14 156/1 157/13
wouldn't [4] 59/14
130/23 143/24 155/11 write [2] 67/2 67/6 writing [5] 116/17 120/24 120/24 128/22 156/10
written [3] 106/19 106/21 119/11
wrong [3] 31/18 51/8 70/12
wrote [4] 79/19 119/9 120/14 156/13
\begin{tabular}{l}
\hline \(\mathbf{X}\) \\
\hline \(\mathbf{X X I ~ [ 1 ] ~ 1 / 8 ~}\) \\
\hline \(\mathbf{Y}\) \\
\hline \begin{tabular}{l} 
yeah [39] 21/21 32/19 \\
\(33 / 1 ~ 33 / 12 ~ 36 / 15 ~ 39 / 12 ~\)
\end{tabular} \\
\hline
\end{tabular}

33/1 33/12 36/15 39/12 39/21 40/12 41/5 41/14 43/2 44/14 44/23 45/6 45/9 45/13 47/16 49/16 49/16 51/22 52/1 52/21 53/1 60/24 75/1 78/21 78/23 80/6 80/25 82/7 83/15 85/17 88/25
114/10 128/19 128/19
131/12 135/21 153/17 year [3] 11/16 51/6 77/23
years [13] 11/19 38/18 39/2 97/18 118/7 118/10 118/11 118/13 137/21 138/6 138/21 138/23 138/24
yellow [5] 45/16 99/13 165/3 165/18 165/19
Yep [2] 42/10 54/9 yes [321]
yesterday [1] 99/22 you [1086] you'd [8] 7/1 10/19 22/3 52/6 83/13 154/12 154/22 154/22
you'll [2] 129/1 131/2 you're [58] 6/2 6/16 11/8 13/20 14/4 15/25 16/9 17/22 24/24 26/11 27/2 27/5 28/14 32/1 39/4 39/10 45/11 48/24 55/10 55/15 55/16 55/17 56/21 66/20 70/15 72/11 72/16 74/13 75/9 79/13 83/2 84/10 86/15 91/18 95/14 97/14 98/8 100/8 105/14 108/8 110/3 114/2 125/9 125/22 134/22 134/22 140/3 140/25 142/15 143/15 143/16 143/21 146/3 151/20 163/20 163/21 170/21 170/22
you've [12] 35/22 38/11 63/8 71/21 77/20 78/20 98/7 133/16 138/21 139/4 139/10 144/2
younger [1] 12/24
your [223]
yours [5] 80/19 109/11 110/18 120/24 130/2 yourself [9] 30/4 48/9 48/19 58/6 64/20 65/15 74/10 86/14 98/9

\section*{Z}

Z-i-t-z-m-a-n-n [1] 56/15
zip [1] 73/13
Zitzmann [4] 56/6 56/9 56/14 82/24 zoom [11] 68/19 105/13 106/14 112/7 112/12 119/21 120/4 124/22 132/6 162/6 164/4
```

DISTRICT COURT CLARK COUNTY, NEVADA

THE STATE OF NEVADA, )

DAMIEN ALEXANDER PHILLIPS, a.k.a. TRAVIS ALEXANDER PHILLIPS, and ANTHONY TERRELL BARR,

Defendants.

CASE NOS. C-18-335500-1, C-18-335500-2 DEPT NO. XXI

TRANSCRIPT OF PROCEEDINGS

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE FRIDAY, DECEMBER 7, 2018

JURY TRIAL - DAY 5
APPEARANCES:
FOR THE STATE:
BARBARA F. SCHIFALACQUA, ESQ. RICHARD. H. SCOW, ESQ.
Chief Deputy District Attorneys

FOR DEFENDANT PHILLIPS: KEITH C. BROWER, ESQ.

FOR DEFENDANT BARR:
EDWARD B. HUGHES, ESQ.

RECORDED BY: SUSIE SCHOFIELD, COURT RECORDER TRANSCRIBED BY: JD REPORTING, INC.

## INDEX

## WITNESSES

## WITNESSES FOR THE STATE:

TANYA HINER
Continued Direct Examination by Mr. Scow 7
Cross-Examination by Mr. Brower 19
Cross-Examination by Mr. Hughes 24
Redirect Examination by Mr. Scow 32
Recross-Examination by Mr. Brower 41
Recross-Examination by Mr. Hughes 44
Follow-Up Examination by Mr. Scow 48
Follow-Up Examination by Mr. Brower 52
VINCENT ROTOLO
Direct Examination by Ms. Schifalacqua 56 KARL LIPPISCH

Direct Examination by Mr. Scow 67
Continued Direct Examination by Mr. Scow 130
Cross-Examination by Mr. Brower 163
Cross-Examination by Mr. Hughes 171
Redirect Examination by Mr. Scow 177
Recross-Examination by Mr. Brower 184
Recross-Examination by Mr. Hughes 185
Further Redirect Examination by Mr. Scow 187

JD Reporting, Inc.

```
C-18-335500-1,-2| State v. Phillips/Barr | 2018-12-07 | Day 5
```


## W I T N E S S E S (CONTINUED)

WITNESSES FOR THE STATE (CONTINUED) :
CHRISTOPHER GUTIERREZ
Direct Examination by Ms. Schifalacqua 123
Cross-Examination by Mr. Brower 125
Cross-Examination by Mr. Hughes 127
TERI WILLIAMS
Direct Examination by Mr. Scow 189
Cross-Examination by Mr. Brower 201
CLAUDIA RUACHO-BENITEZ
Direct Examination by Ms. Schifalacqua 206
JEFF SMITH
Direct Examination by Mr. Scow 219
Cross-Examination by Mr. Brower 239
Redirect Examination by Mr. Scow 242
Recross-Examination by Mr. Brower 242
KERRI PEDROZA
Direct Examination by Mr. Scow 243
MICHAEL IRISH
Direct Examination by Ms. Schifalacqua 250
EXHIBITS
STATE'S EXHIBITS ADMITTED:
149-151 76
163-174 233
175-177 58

JD Reporting, Inc.

E X H I B I T S (CONTINUED) STATE'S EXHIBITS ADMITTED (CONTINUED): 176-177 254
$\begin{array}{ll}180-181 & 158\end{array}$
185-203 228
1951118
199102
204158
205-230 222
232162
233-252 159
258 231
263109
365109
$370 \quad 139$
394 265

LAS VEGAS, CLARK COUNTY, NEVADA, DECEMBER 7, 2018, 9:16 A.M. * * * * *
(Outside the presence of the jury) THE COURT: All right. Go ahead. MR. SCOW: It was in the middle of questioning Elisha Sorum --

MS. SCHIFALACQUA: No, Tanya.
MR. SCOW: It was Tanya Hiner. When we realized that some of the envelopes were open, and it was the -- we made a record that the clerk had cut some open to mark the contents because we had admitted the contents. So I just want to make a record of the ones that were opened that the clerk -- so the clerk can put on the record that she had cut them open. It was Exhibits 347, -46 and 350 --

THE CLERK: -46?
THE COURT: 346, 347 and 350; is that right?
(No audible response.)
MR. SCOW: And, Ed and Keith, is that your
understanding too?
MR. BROWER: I actually think I put on the record that I saw her cutting them open. I didn't know exactly which ones they were, but that was my understanding. I mean, I saw her actually cutting.

MR. SCOW: 344 also.
THE COURT: Well, and also we can just put on the

JD Reporting, Inc.
record that when the clerk got the exhibits were they all in a sealed condition?

MS. SCHIFALACQUA: Yes.
MR. SCOW: Yeah.
THE COURT: So she didn't mark anything that was open already. So anything that was opened, was opened in here because they were all sealed when she marked them.

MS. SCHIFALACQUA: Correct.
MR. SCOW: For purposes of marking the contents of them. That's all I can do.

THE COURT: Alrighty then. Let's get started. (Pause in the proceedings)
(Jury reconvened at 9:18 a.m.)
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State and the deputy district attorneys, the presence of the defendants and their counsel, the officers of the court, and the ladies and gentlemen of the jury.

And, ma'am, you can come right back up to the witness stand, and we'll resume the direct examination.

MS. SCHIFALACQUA: Thank you, Your Honor.
THE COURT: And just go ahead and have a seat, and you are, of course, still under oath.

THE WITNESS: Yes. Thank you, Your Honor.
THE COURT: All right. Thank you.

JD Reporting, Inc.

Mr. Scow, you may proceed.
MR. SCOW: Thank you, Judge.
TANYA HINER
(having been called as a witness and previously sworn, testified as follows:) CONIINUED DIRECT EXAMINATION

BY MR. SCOW:
Q Yesterday we had finished going through the first three events and had started going into the fourth event of the Henderson police cases that you looked at; is that right?

A That is correct.
Q Before finishing and going further into the fourth event, the police investigate these chronologically -- and that's how we went through them yesterday -- by date as they investigate each of these. You're not called to any scenes. You're not even involved as these events occur; is that right?

A That is correct.
Q How did the case come to you?
A I actually received a laboratory request to examine latent prints from three cases, and in that request, it listed all three cases as possibly being related.

Q Okay. And was that the first three events, the first ending in -15420 , then the one ending in -15877 , and then the one ending in -16535?

A That is correct.

Q And again those were the three that we went through yesterday?

A Yes.
Q So they came to you. The police didn't have identities of suspects. They sent them to you saying these could be related. See if you can identify anyone.

A That is correct.
Q So you didn't have any suspect at that point, any known prints. Hey, see if this person is involved.

A No, I did not.
Q And so what did you do when you got all three of those cases to look at?

A I worked them and went through. I picked the AFIS quality prints and searched them in AFIS. I worked the first one ending in -16535 first, and that was when I developed an identification from the FBI AFIS database for the known prints bearing the name Travis Alexander Phillips.

Q Okay. And what you learned when you got known prints for Damien Alexander Phillips that that's the same person. Travis is an a.k.a. for Damien Alexander Phillips?

A Yes.
Q And we talked about AFIS yesterday, and that's a resource that you use when you don't have any known suspects to try to see, all right, let's see if we can find someone who is tied to these cases?

A Right. And as a latent print examiner, I'm not just identifying suspects. I'm identifying prints. They could be, like we talked about yesterday, elimination prints, potential suspects, victims, even police officers or anybody that may have handled that surface.

Q Customers of the banks?
A Correct.
Q Employees of the banks?
A Correct.
Q So now as far as the fourth incident, this was the event ending in 16972. The first two numbers, 18, before the dash -- and I'll put this one back up because this is the one we were on. The first two numbers, what are those in reference to?

A That indicates the year of that event.
Q And then the last five numbers?
A Those are the case report number. It's actually a dispatch record. So when dispatchers receive that, they assign a number to that incident.

Q So those just -- each call that comes in, it's the next in line for those last five numbers?

A Correct.
Q And so each call in for police assistance has a unique number associated with it?

A I'm not a hundred percent sure if every call gets JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
that, but in my understanding, major events that require investigation do receive that.

Q Okay. So if multiple calls come in for one major event from different people, those will be assigned to the same event number?

A I believe so.
Q So we -- this is where I believe we were yesterday. Correct me if I'm wrong. We were going through latent lifts done by Randi Newbold under this fourth event number, the one at the U.S. Bank and Smith's located at 55 South Valle Verde Drive?

A Yes. 55 South Valle Verde Drive.
Q And I think we were going through some twistable crayons. Did you testify about some of those lifts from twistable crayons?

A Correct. The four latent lift cards that were recovered by Crime Scene Analyst Newbold were from 24-packs of Crayola twistable crayons.

Q Okay. So there weren't 24 packs that were looked at; right?

A Correct. It was a -- I believe that there were two packs of 24 crayons.

Q And the four lift cards in Exhibit 345, which is displayed now for the jury, these were the lifts from those two crayon boxes?

JD Reporting, Inc.

A Correct.
Q And what identifications were you able to make from -- if any, from those four latent lift cards?

A There were four lift cards. Three of them after my analysis contained prints of value, and in this particular request, I was given four names to compare. Two were Phillips and Barr, and then there were also the two sets of elimination prints that you could see on the package for Kranz and Ali.

Q Okay. So contained within this package done by Randi Newbold were elimination prints taken from David Kranz and Navaal Ali?

A Correct.
Q And those are -- like you explained before, you're trying to identify anyone who's touched a surface, whether it's a suspect or other known individuals, called elimination prints or anybody who's touched that surface?

A Correct. Elimination prints are typically recovered from victims or anybody that has touched that item that we know of before it's processed.

Q And that was done for Ali and Kranz in this case?
A Correct.
Q So what were the results of you examining these four latent lift cards?

A On the exterior of the 24-pack of twistable Crayola crayons on the south wall of the aisle, there was four prints JD Reporting, Inc.
of value, all fingerprints. I identified the left thumb of Phillips, the right thumb of Phillips, and also two of the prints were identified to the right thumb of Navaal Ali.

Q And then the next latent lift card?
A The Latent Lift Card 2, it was described on the back of the card as the exterior of the 24 twistable Crayola crayons in the grocery cart in the aisle. That had five fingerprints of value on it that I compared to these four individuals, and I identified the right thumb of Navaal Ali, the left thumb of Phillips, and then also the right thumb and the left thumb of Kranz.

And there was one print on there that was inconclusive to all four individuals. It was the high tip of the finger, basically were the finger curves over towards the nail. That's typically not captured when fingerprints are rolled, and that area wasn't available on the known prints that I have. So I couldn't identify or exclude any of these four individuals, and it was inconclusive.

Q Just to help clarify for the jury, the lifts that were taken from the crayons that were hanging up on the rack, who did you identify on that one? And that was --

A I identified both Phillips and Ali.
Q Okay. And then the one that was in the shopping cart, who did you identify on that one?

A I identified Phillips, Ali and Kranz.

JD Reporting, Inc.

Q And then there was one that was you didn't have enough ridge detail from known sources to make any further conclusions as to that last latent print?

A Right. On Lift Card 2, there was one print of value that remained unidentified, and I could not identify or exclude the four individuals, and it was also not AFIS suitable. So that remains unidentified, inconclusive.

Q So this particular event -- and I think I might have shown it yesterday when I was thinking it was the latent lift cards. Did you examine other evidence for this event number, this fourth event?

A Correct.
Q What was that?
A I looked at photographs that were taken by our processing technician Elisha Sorum of a bank withdrawal slip that she processed in the lab.

Q Showing you Exhibit 335. Again, it has this fourth event number, -16972?

A Correct.
Q And the CSA Randi Newbold?
A Correct.
Q With a description of what's inside this envelope?
A Correct.
Q And that's the bank withdrawal, U.S. Bank slip?
A Correct.

Q And the purple signature here, is that yours?
A No, it is not.
Q Whose is that?
A That is Elisha Sorum's with her $P$ number.
Q And then the tape, the blue tape on top which means it's been opened and examined or accessed, are these your signatures or initials?

A No, they are not.
Q So you didn't ever get into this particular item of evidence?

A No, I did not.
Q But you did review something that was associated with this item of evidence?

A Correct. After our processing technician processes the item of evidence and develops ridge detail, she takes exam quality photographs of those, and then she uploads them into our digital evidence storage system, and then I will go in there and examine those photographs.

Q Okay. Showing you State's Exhibit 86. Is this one of the photographs that you looked at associated with that item of evidence?

A Correct. When Elisha gets those into the laboratory, she will photograph the package as she receives it, and then she will mark her chain of custody on it, and then as she opens it she will photograph it. So I have overall photographs of
the individual item before it's processed as well as the processing results, and those are exam quality photographs that I look at.

Q Exhibit 88. Is this one of the overall photographs that you were describing of the item of evidence within that envelope?

A Correct.
Q And then looking at Exhibit 93, what do we see here?
A This is the back of that deposit slip, overall photograph. It has a scale. The number you see on the scale is a lab calibration number indicating that that scale has been calibrated against an ISO standard indicating that that particular ruler is exact in its measurements, and then it's an overall indicating four areas of ridge detail that she developed during processing.

Q Through her chemical process of developing latent prints?

A Correct.
Q Questions were asked yesterday about the ruler and whether she did anything to make sure images were to scale. When you receive an image like this, what do you do with it?

A If -- when I'm looking at the exam quality photographs, I'm insuring that the scale in the photographs has that traceable number. So that tells me that that ruler has been traced to a known standard that's been ISO accredited, and JD Reporting, Inc.
then when I do my comparisons or if I have to enter it into AFIS, I will use that scale to make it life-size, so that I'm looking at the actual physical size in the photograph.

Q So that when you look at this versus known sources you can make sure they're to the same scale?

A Correct.
Q And you said a term in there, ISO certified, something like that?

## A Correct.

Q Okay. Can you explain to the jury what that means.
A Because we are an accredited laboratory, one of the ISO standards requires that we have -- it's an ISO, which is the International Organization of Standardization, and that is a traceable NIST, which stands for National Institute of Standards and Technologies. It's a NIST traceable ruler. So basically it traces back to the development and ensures that the measurements on that ruler are accurate.

And we use that ruler as a standard to compare all the other rulers that we get in, and when we calibrate that and make sure that it's the exact same size, then we issue it that individual number so that it's traceable.

Q So when you look at this photograph and you have some known prints that you compare them against, how did you do that, and what did you do in this case with regards to this banknote?

A I can either do it in Adobe Photoshop, or else I also have a program that's called CSI Pix. That's P-i-x. And that has where I can draw my cursor on the scale in the photograph so I can draw it out maybe 10 millimeters, and then I tell the software, that's 10 millimeters, and it automatically calibrates.

Q Okay. And so what did you do as far as the examination purposes in this for this banknote?

A I used CSI Pix and calibrated the image to the correct scale, and then I scanned in the known prints of the individuals I had to compare and did a side-by-side computer comparison.

Q And what results did you -- what conclusions did you make for this note?

A When I did my initial analysis, because before I do any comparisons, I do an analysis to determine if the prints are suitable, and like I talked about yesterday, any prints that are not suitable or of value are never compared.

And in this case with this particular item, two of the prints, the ones labeled 1-1A and 1-1B, were of value.

The other two -- 1-1L, 1-1C and L1-1D -- were determined to be not of value. So the only ones that I compared in this case were A and B, and during my comparison, I identified both of those as the right palm of Damien Phillips.

Q Okay. I'll show you Exhibit 94. What's this an

A That is an image of the developed latent impression L1-1A.

Q And you identified this to Damien Phillips?
A Correct. It's actually upside down, but if -- it's actually.

Q I just put it this way so the jury can read the label.

A Right. Right. But it's actually the right palm of the card bearing the name Damien Phillips. It's a right interdigital, which is right below the fingers.

Q So the latent print, is that what you're saying is upside down?

A Correct.
Q Okay. So if you flip it this way, how is that palm print oriented?

A That is as if somebody was touching that with the top part of their right palm underneath the fingers.

Q So like me going about like this?
A Correct.
Q Okay. And again just so that the labels can be read, what is this of?

A That is the developed --
Q And, sorry, this, before you go on, this is Exhibit 95 for the record.

A This is a photograph of the developed friction ridge impression area that was labeled by our processing technician Elisha Sorum as L1-1B.

Q And this was one of the ones you made conclusions to as well?

A Correct.
Q What did you conclude as to this one?
A It was identified as the right palm from the known source bearing the name Damien Phillips.

MR. SCOW: Court's brief indulgence.
Pass the witness.
THE COURT: All right. Mr. Brower, cross. CROSS-EXAMINATION

BY MR. BROWER:
Q So I'm going to try to make sure I understand this. You said you look at microscopes to compare fingerprints; correct?

A No. I look at magnifiers.
Q Okay. So when you're looking at the magnifiers, are there two magnifiers or one magnifier?

A I used two.
Q So you're looking at images side by side?
A Correct.
Q So maybe I'm just not technical enough, but wouldn't it be -- I mean, we all watch TV and stuff and, you know, we've JD Reporting, Inc.
seen things where you overlapped. Wouldn't it be better to have a program where you just kind of slide the images over top of each other, and if they match, they match, and if they don't, they don't?

A No. Because of the flexibility and distortion of human skin, you're never going to have a latent and a known source that match identical --

Q Well, because there might be lifts or ridges; right?
A There's going to be flexibility as the skin is flexible.

Q Okay. So it doesn't work to actually slide it over?
A Correct.
Q So when you go through the points on your system, you're doing that by eye visually; correct?

A Initially.
Q You're putting those little red dots on the things.
A Initially I use my magnifiers with my pointers to run the ridges and go ridge by ridge.

Q Okay.
A And then if I've determined that it's an identification, then I will scan it in, just like we talked about, on the computer screen so that I can mark the corresponding features.

Q And when they're scanned in on the computer screen, you still can't move it over and say that's a match?

A I do a side-by-side comparison.
Q Are they always the same size?
A I insure that they are based on the calibration of the scales.

Q Which I noticed was in centimeters, not -- even though that was done in the U.S. lab. It said U.S. right on it?

A Correct. There's millimeters and centimeters on both sides of the scale.

Q So because we use the international standard instead of the last, like, crazy market to use the -- their, you know, feet and inches; right?

A Correct.
Q You have no way to know when a print is left someplace; correct?

A Correct.
Q So if I was to touch, I don't know, my notebook right here, or one of these exhibits, and you don't know if I touched these three weeks ago when a print would have been on them or not; correct?

A Correct. Like I said yesterday, latent prints are prints of chance.

Q Okay.
A And unless I know the last time that that item has been thoroughly cleaned, I cannot put a date on when an item JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
was -- or a print was left on an item.
Q And can you thoroughly clean paper of prints?
A Typically not.
Q Okay. So again you have no way to know when a print was left at a particular location?

A That's correct.
Q Okay. The last exhibit, the palm prints that you were talking about on the De La Hoya [phonetic] receipt, do you recall that just from a few moments ago?

A Yes.
Q It was labeled L1-1A. Does the $L$ stand for latent or left?

A Latent.
Q Okay. So it's not like somebody thought that was a left palm, and they labeled it that way, and then you got in there and went they're crazy?

A No. The numerical system that we use in the processing lab is $L$ for latent. 1 is the -- 1- 1 is the item number, and then it goes in alphabetically from on that item.

Q Okay. And you said you use CSI Pix and Adobe Photoshop kind of interchangeably; correct?

A Yes. Those are two of the tools that I can use.
Q Are they both like a certified tool? I mean, you had talked about a lot about the fact that the rulers were certified by an ISO standard or a standard. Is Adobe Photoshop JD Reporting, Inc.
actually got a standard so when you put in a measuring mark it comes up the same, or --

A Yes. They actually have -- it has a detailed history that is turned on that indicates everything that I do to that image, as well as we follow -- there's a scientific working group that has procedures on what you can and can't use in Photoshop, and we follow those procedures.

Q Okay. And one thing that you said yesterday, and it just kind of perked my attention, you said there's no point standard in the U.S.

A Correct.
Q Is there a point standards in other countries?
A Some other countries do have it. United States does not have a point standard because we use other things besides points. Points are often referred to as Level 2 detail. We use Level 1, Level 2 and Level 3 detail. And so the United States abolished the point standard in 1978.

Q Which one requires more information, the U.S. or other countries?

A Typically if you had a point standard you are missing information because, like I talked about yesterday, that Level 3 detail, the size shape and the ridges, the size shape and location of the pores are also unique and individual, and those are discounted in situations where you have a point standard.

Q So it's not like -- I'm just going to pick a country. JD Reporting, Inc.

France may have a point standard or not -- you can correct me if I'm wrong -- may have required more information than the U.S.?

A Correct.
MR. BROWER: I'm going to pass the witness, Judge. THE COURT: All right. Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, I think he testified that when you look at these prints you're looking for points of agreement?

A I'm looking -- I'm assessing three levels of detail. It's easier to talk about points, but we don't typically refer to them as points. They're minutia characteristics, which is Level 2 detail.

Q And what would Level 3 detail be?
A Level 3 detail is those intrinsic microscopic details, so the ridge shape, the ridge size. It can include pores; the size, shape and location of pores; incipient ridges, which are ridges that during the fetal development did not reach maturity; and it can also include scars and other features.

Q Ma'am, if you examined two -- if you examine a point on a known print with the same location on a latent print and they don't match, do you then exclude the prints as possibly being from the same individual?

JD Reporting, Inc.

A No. When I'm looking at all of them, I'm assessing all of the similarities and any differences. If there is a difference that you describe, there may be pressure distortion; there may be something that's on the finger. So some of those could be explainable. We don't go by a one discrepancy rule. So if I see one -- if I see a hundred matching minutia, and there's one that's not, I'm not automatically going to exclude that.

Q So how many nonmatching minutia would it require for you to say they're not the same -- not prints from the same people?

A Well, we don't go by a point standard. So I don't have a specific number. It's based on the quality, quantity and specificity of all of the information, the Level 1, Level 2 and Level 3 collectively.

Q So how I'm interpreting what you're telling me is this is less of a science and more of an art. It's what you feel from what you see?

A No. Because we are looking at objective data.
Q When you say "we," you're talking about the entire collection of print examiners in the world, but how many of "we" examined these prints in this case?

A Well, we have a methodology in our laboratory, and we do a hundred percent verification. So every time that I compare a known print to a latent print, it has to go through a JD Reporting, Inc.
technical review, administrative review as well as a verification, and that verification includes a second qualified certified examiner looking at these prints trying to prove me wrong, and it's only if they can't come to the same conclusion as me that I can release my results.

Q Who looked and verified your work in these cases?
A The examiner was Kent Timothy in the first three cases, Kent Timothy. And the examiner in the last case 18-16972 was Elizabeth Stanczyk [phonetic].

Q When you take a known print or you take it yourself, you get the entire print; is that right?

A It's -- it's we try to, but because your friction ridge skin encompasses the entire palm surface of your hands as well as the joint and the fingers, it's oftentimes difficult to capture every ridge and every detail when you're rolling prints.

Q A lot of times in a latent print you get a very small portion of a print; is that right?

A It can be, yes.
Q If you notice points of similarity in a very small portion of a print and then you compare it to a fuller known print, how do you know that the portions of the latent that you don't have any of don't have very important points of disagreement that you just can't compare because you don't have the print?

A This is the exact reason why I do a thorough analysis of those latent prints. To determine -- before I ever compare to a known source, I determine if there is sufficient amount of characteristics in there that I could identify it to a known source. So that way there is enough information there when I do compare it. I'm not biasing myself by looking at that known print. I've already said initially that that is a print of value. It can be compared to known and identified to a known source.

Q What portion percentagewise do you feel is necessary before you can make a comparison with a known print?

A It differs from latent to latent. It differs from the location of the print. It depends on how much information is in the print.

If I have Level 1 detail, which I can tell like in that latent that we just looked at of the palm print, I can tell just by looking at that, that that was the interdigital area of a palm print, which is right underneath the fingers.

If I have pattern type and then also where those characteristics are in the pattern, some have more specificity, so if you have a print in a latent print that has no Level 1 characteristics, I'm going to require more Level 2 and Level 3 characteristics because it's a small fragment. I may not know orientation. I may not know specific area, things like that.

Q Thank you for that, but I still have no idea how small a portion is necessary.

A It varies. I mean, if I have a lot of information in a very small area, then I can conclusively identify that to a single source.

Q You start your science with the premise that no two individuals have the same fingerprints; is that right?

A That's correct.
Q Now, if we are being honest with each other, we'll both agree that you haven't compared all of them to each other, have you?

A Of course, not.
Q Nobody has, have they?
A No.
Q We're making an assumption; right?
A We're making an assumption based by scientific because we have AFIS databases, such as --

Q Wait. Wait. Let me stop you for a moment, ma'am. What is -- the database is apparently somebody made a computer program that will then run and compare things based upon its instructions, but neither me or you programmed that computer or made that program, did we?

A No.
Q So we're counting on a computer program developed by somebody that we don't know telling us what matches; right?

A Correct.
Q Okay. So just setting aside the 15 levels of hearsay involved with that for a moment, let's leave AFIS. What I'm trying to understand, when you say no two prints are the same, are you saying the entire fingerprint if --

There could be some people with very similar fingerprints if you compare the entirety of both?

A Correct.
Q But if we compare the entirety, you're working under the assumption no two of them will be identical in every aspect?

A Right. With over a hundred years of application of fingerprint comparison, no two fingerprints have been found to be --

Q Now, ma'am --
A -- the same.
Q -- once again, you haven't been doing this for 100 years --

MR. SCOW: Objection.
THE WITNESS: No.
MR. SCOW: Judge, I'm going to object.
MR. HUGHES: I ask that her answer be stricken.
THE COURT: Well, okay. What's your objection?
MR. HUGHES: Well, that she --
THE COURT: No. No. You didn't make the objection. JD Reporting, Inc.

MR. HUGHES: Okay.
THE COURT: Mr. Scow, what's your objection.
MR. SCOW: My objection is first of all he's getting very argumentative with the witness.

Second of all, when he's trying to cut her off when she's talking about a hundred years of experience in testing and science, she can rely on that. She can rely on --

THE COURT: Right.
MR. SCOW: -- hearsay and the science --
THE COURT: Okay.
MR. SCOW: -- and he's trying to cut her off and stop her from talking about it.

THE COURT: Well, okay. Two things. First of all, Mr. Hughes, you don't need to make editorial comments. Just ask the questions, number one.

And, number two, let the witness finish her answer, and if you feel like she's not answering the question, then make an objection that it was nonresponsive and ask to have the answer stricken.

So I don't remember what the last question was. So and I don't know if the jury remembers the last question. So can you state your last question again.

And if you've been doing this for a hundred years, I want to know your face cream.
/ / /

BY MR. HUGHES:
Q Ma'am, is it possible that two fingerprints from different individuals could be very similar on the tips of the print but have disagreements on the bottom?

A Anything is theoretically possible, yes.
Q What you're saying -- I'm getting the hint that you think that, well, that might be theoretically possible, but it really is impractical?

A Correct.
Q Why is that?
A Because we have -- the FBI database, for example, has over 70 million individuals. That's 700 million potential fingerprints that no two have been found to be the same from two different individuals.

Now, it's true that two people can have similar fingerprints. They've done, for example, twin studies of identical twins that have the same DNA, but their fingerprints are -- can be similar, but they are different in Level 2 and Level 3 details, but they can look on appearance very similar.

Q 700 million. How many people do you understand exist on the planet today roughly?

A $\quad 7$ billion or more.
Q Can we agree that most of them have 10 fingers each?
A Yes.
Q So how many possible fingerprints are there on the JD Reporting, Inc.

A $\quad 70$ billion or more.
Q And that's today. People live and die all the time; right?

A Correct. But they're not all in the Las Vegas area.
Q So the FBI has in their great database what percentage of the possible fingerprints on the planet today?

A A fraction.
Q It's your belief that if you only see a portion of a print and it matches in a lot of detail that even the greater portion of the print that you don't have to compare wouldn't have points of disagreement, meaning they are not the same prints?

A If I had done a thorough analysis on that print and determined that there is sufficient detail in there to conclusively identify it to a single source, then, yes.

MR. HUGHES: And thank you.
THE COURT: All right. Redirect.
MR. SCOW: Thank you, Judge.
REDIRECT EXAMINATION
BY MR. SCOW:
Q First question. Was Anthony Barr identified for any of these latent lifts from any of these bank scenes?

A All of the remaining unidentified prints that I compared to Anthony Barr, he was excluded as a source except
for that one which was the high tip, and I could not identify or exclude anybody out of the sources that I had.

Q That one you couldn't make any type of conclusion because there wasn't enough information.

A There wasn't enough information on the known prints that I had to compare. Correct.

Q And so that kind of leads into some of the questions that were asked by Mr. Hughes. He kept asking you about what percentage. Why can't there be a definite percentage of a latent print to be able to use in making comparisons?

A Because all latent prints are different, and you're going to capture different amounts depending on the size, the shape of the latent, distortion that may be in the latent, smearing, and that's why we do a thorough analysis and look at all those characteristics.

During that analysis portion, I look at whether I can tell if it's a fingerprint or a palm print, a joint. I look at orientation, which way is up. I can determine sometimes if they're simultaneous impressions which finger it may be. I'm looking at pattern type. I'm looking at distortion, and then I look at those Level 2 and Level 3 details, kind of going down to those smaller details, taking all of that information to determine if that print is of value.

Q You talked about the standards and verification. Can you just explain for the jury again what are the national

JD Reporting, Inc.
standards, and what standards do you use in your lab as far as latent print identification?

A In the fingerprint community as well as other impression evidence sciences, the comparison methodology is known by the acronym ACE-V. That's A-C-E, dash, V. That stands for analysis comparison evaluation and then verification. We follow this in our laboratory which means that that is the order of methodology:

I look -- I do my analysis on the prints.
Any prints that are deemed suitable for comparison, I then move to the comparison part of the ACE. I compare it.

The evaluation is the part of my comparison, side by side, back and forth, coming to my conclusion, whether it's an identification, an exclusion or an inconclusive.

And then the verification part is the last part. Like I briefly talked about, anytime that I compare and any results that I have in our laboratory get looked at by a second qualified and certified examiner. Any comparison results -those identifications, exclusions or inconclusive -- have to be reworked by that second examiner trying to prove me wrong, and it's only when they come to the same conclusion as mine that I'm allowed to then release those results. When I write my report, all of my notes, all of my information is technically reviewed by another qualified certified examiner, and then finally it goes through an administrative review before that

JD Reporting, Inc.
information is released.
Q There was another question also asked about the flexibility, well, why you can't do overlapping and say, oh, that's the same frame because you put one on top of the other, and it's an exact match. You mentioned flexibility. Describe that, why you can't do an overlap comparison?

A The skin is very pliable, especially with friction ridge skin. That's the whole -- the whole purpose of friction ridge skin being two-dimensional is it has those raised ridges which are -- have sweat pores which provides friction and allows you to grip surfaces. Without friction ridge skin, you would not be able to grab things, and so that actually -- those ridges are very flexible allowing for that friction and grip, and so when you're touching things, you have that flexibility of the skin. It moves.

There's distortion, but collectively, because all of those ridges are connected with underlying connectors within the furrows, collectively that distortion is going to be seen throughout the entire latent print. So if I do have corresponding features that are out of perspective, then I'm going to exclude that based on distortion.

Q So what you're doing -- and I'll put up a couple of these. This is Exhibit 373. This was the palm you identified to Damien Phillips with the a.k.a. Travis Phillips on that check writing counter at Bank of the West in the third

JD Reporting, Inc.
incident.
A Correct.
Q As you're looking at the ridges, those are the lines that you see going through, or is it the space between the lines?

A The ridges are represented by black lines. That is the top of the friction skin. So that's what's coming in contact with the surface. The white lines in between are the depressed areas which are the furrows.

Q So as you're going through and making your comparisons, and when you talk about the flexibility of the skin, it can change somewhat the direction that these lines will go because the skin can move as it's applying pressure and moves with touching a surface, but where they move and stop, stop here and here where you've put some of these dots, those are things that are going to be identifiable when comparing with a known?

A Correct. Those are actual characteristics in the ridges. So the ridges and in that location. So those ridge characteristics are then transferred to the surface and can be compared back to the known impression.

Q And as you put the dots on both, and when you come over to here, you can see the same patterns and where they end and stop, and this is how you're making your comparison?

A Correct. That ridge detail doesn't change throughout

JD Reporting, Inc.
a person's life. They're fixed permanent position at about four month gestation in utero, and they remain unchanged barring any deep tissue damage, such as a scar, and they remain unchanged throughout life and into decomposition after death.

And it's only with those deep scars that that friction ridge can change, and then it's going to be represented in a scar, and if that scar is in the known print and the latent, that can also be used as a point of comparison.

Q When you see a line coming through like this, what is that?

A That is actually a artifact from processing. That is a crease in the tape when it was lifted.

Q Okay. Like you said, sometimes there's things on our fingers. Whether it's dust or other particles because we're touching a lot of things, sometimes that will come out in these images.

A Correct. Just like if you have gloves or some sort of barrier that's blocking those ridges from touching the surface, that area is not going to be transferred in the latent.

Q Just because you have an area like that doesn't mean you have to stop your identification or examination because there is this difference because something happened to be on the finger?

A No. I'm looking at the entire print and all of the JD Reporting, Inc.
information collectively.
Q And you were asked about, a lot of questions, about whether anybody has ever had the same fingerprint as anybody else.

A Correct.
Q Do you remember those questions?
A I do.
Q That's never been found, ever?
A Correct.
Q And you were asked because there's 7 billion people on the planet, and the FBI database only has about 700 million prints, none of which are the same, that there is this remote possibility in 700 -- or 7 billion people there could be someone with the same fingerprint as someone else?

A I mean, it goes against our science, but anything is theoretically possible, and we have not examined all the prints of everybody that's ever lived or anybody that's currently living on the planet. We have not compared all their prints.

Q And when Mr. Hughes asked about the population of the world, 7 billion, and you started to mention the population of Las Vegas, why is that important?

A Because when I identify a print, I'm saying that this individual touched that surface. If there is a remote possibility that two people have the same friction ridge arrangements, then that second person would also have to have

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
accessibility to that surface.
Q You've been doing this for how many years?
A Approximately 11 years.
Q And you --
A Well, sorry. 13 years.
Q And you couldn't even number the number of latents that you've looked at in those years?

A Correct.
Q With all that experience, as you come across this case that you were given three bank robberies and latent lifts from each of the three, you have no suspects?

A Correct.
Q You have no known sources to compare against?
A Initially I was not given anybody. It was just unknown suspects. Correct.

Q And as you run and make comparisons, you were able to identify Damien Phillips on these palms from that check writing counter at Bank of the West?

A Correct. I ran the print in the FBI database. I identified it to the card bearing the name Travis Phillips, and I recorded that out. Like I said, I don't just identify suspects. I identify prints and report that out. At the time I did not know any connection of what this individual had with the case.

Q And then in the next one, you still don't know what

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
connections. You don't know anything about the cases. On the fourth one, you identified Damien Phillips to the twistable crayon boxes and the note that was found on the ground outside the bank?

A In that fourth case, his name as well as Anthony Barr's were listed as potential suspects to compare.

Q But you identified him again?
A Correct. And, oh, I identified Damien Phillips.
Q Yes. And in that particular incident, you also identified the latent prints of David Kranz and Navaal Ali on those twistable crayon boxes from those latent lifts as well?

A Correct. I identified both of them multiple times.
Q And can you state to a degree of certainty based on your experience, your training, time as a forensic scientist how certain you are in these identifications?

A It was my opinion that they were identified that both the latent prints in these cases and the known prints that I compared and identified them to were from the same individual.

Q And when we're talking about the same individual, that's as to each of the ones you've discussed, the ones for David Kranz? That's a yes or no?

A Yes.
Q Navaal Ali?
A Correct.
Q Damien Phillips?

JD Reporting, Inc.

A Correct.
Q And for none of them were you able to identify Anthony Barr?

A Correct.
Q And on the first two, just so we're clear, the first two you weren't able to identify either Anthony Barr or Damien Phillips in those latent lifts?

A And not only were they not identified, but they were excluded as a source, meaning that those prints were not made by those two individuals.

MR. SCOW: Okay. I don't have any more questions. THE COURT: All right. Mr. Brower, any recross? RECROSS-EXAMINATION

BY MR. BROWER:
Q So I wanted a whole lot of numbers here. So forgive me if I'm --

We learned that there's a lot of prints in the FBI database; correct?

A Correct.
Q So I'm just going to start potentially with me just because I know how many times I've given prints. So I've given prints in Florida when I was a bartender for my, you know, liquor license and cards, and I've given prints for law school, and I've given prints for the bar here, and I've given prints to the school district to get, you know, the screen to work
with the schools, and I've given prints to the bar here and when I applied in New Hampshire and some of the other things. So I've probably had -- oh and for my [unintelligible] background. So I probably had 15 or 20 sets of prints. Some were the rolled type. Some were the electronic type. Some were, you know, whatever.

How many times do those prints get uploaded to the FBI database? Do you have any idea?

A Depending on how long ago it was, all of those prints, every time that you are fingerprinted -- so let's say you're applying for two different jobs here in Las Vegas and you're fingerprinted let's say at Metro and at Henderson. Both of those sets are going to be uploaded to the State, which is the WIN, Western Identification Network as well as the FBI, and all of those records will be retained.

Q So assuming my first set of prints was when I was around 20, and I'm a lot older; I'm almost 50. So I have prints going back 30 years. When you compare prints, do you have to compare just the last set, or do you compare all of my prints that are on the file?

A It depends on the quality of the record because that's why there are multiple records available for each individual because just like a latent print, or like we were talking about, sometimes it's impossible to capture all of that friction ridge when you're rolling it, whether it's by ink or

JD Reporting, Inc.
computer, and so all of those records are available, and if I compare and it's inconclusive, like that one print where it was the high tip, I will pull more records and more records and look to see if that area is available.

Q Okay. So let's say I leave a print on this desk, which I probably just did, and it was given to you to compare, and you ran it through your Western database because that's the most recent, would you also compare it to the others to make sure it matched, or would you stop right there?

A If I've identified it, I will stop right there.
Q Okay. So you don't go to check if it's the same prints later or even do like just a random sampling of some of the other 10 or 15 or 20 prints that were left?

A No. It would be similar to if you lost your car keys and you're looking for your car keys. Once you find them, you stop looking.

Q Well, that's a good point like with your car keys because you can find a car key, but it could be the valet key, right, which doesn't open everything in the car. It's slightly different, but it kind of works?

A Right. But if you're looking for your personal keys and you find them, you recognize your keys and identify them as your keys, and you stop looking.

Q But there can be differences; right?
A Only one is going to work in your car.

JD Reporting, Inc.

Q Well, but one works in more things in life [unintelligible] than the other. So --

A Right. But what I'm trying to say is if you're looking for a particular thing and you find that thing, you stop looking. So once I've identified a print, I don't look for other identifications because it's identified to one source.

MR. BROWER: Okay. All right. I'll pass the witness, Judge.

THE COURT: Mr. Hughes, any other questions?
MR. HUGHES: Oh, sure.
RECROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, I think you spoke on direct about finding a fourth print on the deposit slip or the note that you couldn't identify who it belonged to; is that right?

A No. There were four prints that were photographed on the note. Two were determined to be no value, and the other two were identified.

Q There was a fourth print on one of the items. Maybe I'm missing it. Was there one of these items there was a fourth -- there was a print that you could not exclude or include anybody?

A That's correct.
Q What item is that?

A That was the card that I had labeled L2. It was described as the exterior of the 24 twistable Crayola crayons in the grocery cart in the aisle.

Q Oh. Thank you. That fourth unidentified print isn't limited to one of the four people you compared it to, is it? It could have belonged to anybody on earth?

A That's correct.
Q Or anybody that was in Las Vegas.
A Anybody that touched that twistable crayons package; correct.

Q Okay. I want to go back to the office procedure where your decisions are reviewed. It is true, is it not, that whoever reviews your work is limited to the same small portion of the latent print that you had access to? Is that right?

A Well, not all of the prints in this case were small.
Q The reviewer is limited to the portion of the latent print that you had access to; is that correct?

A They are -- they are -- they had accessibility to all the same evidence that I looked at. Correct.

Q They don't get to see more of the latent print than you do; right?

A It doesn't exist. Correct.
Q So by examining that, they are deciding whether your decision that the similarities at whatever level that you found in that portion of the latent print is sufficient so that the
missing portion of the latent print that neither you nor they have access to could not possibly have things that would be different and therefore exclude the latent print; is that right?

A They are not -- they're not agreeing with my decision. They are doing their own independent analysis comparison and evaluation trying to prove me wrong, and it's only if they come to the same conclusion as mine that I'm able to release that, but, yes, they are looking at the same information.

Q And they're coming to the same conclusion that there is so much similarity in this portion we're looking at that the portion that we don't have access to could not possibly have an exclusion?

A Correct. When I'm doing that and coming to the conclusion of identification, I'm looking at all of that information and saying that it's more than I've ever seen in 13 years of comparison in agreement between those that were not from the same source.

Q I'm sorry. Which one of these latents did you say it's more than you've ever seen?

A No. That's -- that is what as an analysis when I do my analysis and my comparison. It has to be more than I've ever seen in two prints that were nonmatched.

Q So in effect each print you examine has more points
of identity than any of the ones you saw before?
A That were from nonmatches.
Q Okay. From nonmatches. Okay. Thank you very much. A Thank you.

THE COURT: Any redirect -- any re-redirect?
MR. SCOW: No, Your Honor. Yeah, no.
THE COURT: Any juror questions for the witness?
All right. Counsel, approach.
(Conference at the bench not recorded)
THE COURT: All right. We have a juror question. A juror asks, What is the accuracy percentage when you state that a latent print is a match with a known print? To what degree of certainty or what degree of accuracy.

THE WITNESS: There are no -- I mean, we don't have statistical analysis like they do in DNA; however, there have been extensive studies on error rates, and the two most recent error rates that were conducted with examiners collective throughout the world and the United States indicate that there is about a less than . 01 percent or less in these studies error rates.

Because we don't have -- because friction ridge skin is so different, there's literally no way to collectively say that this percentage of the population is going to have this feature in this specific location because they're so diverse and so much difference in them.

So the best way that we do have, we have what's called a Black Box study which looks at examiners and tests them and develops error rates as well as we have our quality assurance program in our laboratory that, like I talked about the review system as well as all of our examiners are certified, and all of our examiners are proficiency tested every year to ensure that no errors are -- errors are found, and if they are found that they are corrected, and none of those errors are released.

THE COURT: Any follow-up, State?
MR. SCOW: Just a little bit, Judge.
FOLLOW-UP EXAMINATION
BY MR. SCOW:
Q The error rate you said for national studies less than . 01 percent?

MR. BROWER: Judge --
THE WITNESS: Yes. It had a false positive. This study, which is called the Noblis study, reported a false positive rate of 0.1 percent.

MR. BROWER: And, Judge, I think she read something into evidence without just answering the question as to what she had previously stated. I was actually in the middle of objecting --

MR. SCOW: I'll ask her what she looked at.
MR. BROWER: -- but --

JD Reporting, Inc.

THE COURT: Okay. He's going to follow up and ask her what she's referring to. BY MR. SCOW:

Q So you looked at a study that you had just referred to in that last juror question?

A Correct.
Q What's that study?
A It is -- it's written by Austin Hicklin. It's referred to as the Noblis, N-o-b-l-i-s, study, and it's referred to as a Black Box study.

Q So describe what the settings are, so how they can grade it or know what the error rate is per examiner. Can you describe it.

A Well, they -- I mean, it -- you can't really take what the error rates are in these studies because like I said latent prints are different, and the quality of the latents in this case could be easier or harder than the prints in this study as well as this study does not include that verification, which is part of that quality assurance program to ensure that no errors or all errors are detected.

So these studies are kind of limited because they don't have the verification, but what they do is they send it out to examiners. They send out known prints and latent prints. It's anonymous, and you -- they submit their results, and then they calculate error rates based on positive

JD Reporting, Inc.
nonmatches, erroneous exclusions and other error rates.
Q So what I was trying to get at is what they send out. The people who send it out, they know which one is the correct latent print to the known?

A Correct. In these studies you have to know the ground truth in -- which is who touched that surface. Of course, in latent prints we never know the ground truth.

Q Okay. So in that study the error rate you said was -- I think you said when you looked at the study is 0.1 (sic) percent?

A That was the error rate for a false positive, which means that . 01 percent of the time the examiners said this print was identified to this person and that that was not the ground truth.

Q Okay. And that was without somebody else looking at it to review it to make their own independent conclusion?

A Correct. The purpose of the verification process is for that second examiner to prove me wrong, and it's only when they can't and their conclusion is the same as mine that $I$ can release my results.

Q So when you're looking at a latent, Mr. Hughes was asking about -- and this relates to the juror question -you're looking at a portion of the latent. You're not looking at a portion of a latent print. You're looking at the entire latent print?

A Correct. I'm looking at the entire latent print and all of the information that's in that latent print.

Q There may be other areas that, like when I touch it, it doesn't cover every portion of my finger, but what is recovered you're looking at the entire portion of that latent recovered print?

A Correct. All latent prints are going to be fragments or partial prints, and like I said yesterday, people aren't going around rolling the entire palm surface of their hands on items. So every latent print is a portion of the friction ridge skin. It could be a large, very clear portion. It could be small fragmented portions, and every latent is different. Latent is a print of chance, and that's why I analyze it, every latent in the case, determine if it's sufficient to move on to comparison.

Q And then you can't give a percentage of your certainty, but when you look at the latent print, you're looking for the total agreement in all three different levels?

A That's correct.
Q And in this case you found that agreement as to the latents for the third and fourth bank for Damien Phillips?

A In my opinion, the latent prints that I identified to those were made by the same sources that I identified them to.

Q As Damien Phillips in particular for those two banks?
A Correct.

Q And David Kranz and Navaal Ali on those crayons for the third -- the fourth bank?

A Correct.
MR. SCOW: I have no questions.
THE COURT: Follow-up?
MR. BROWER: Just real brief I hope.
FOLLOW-UP EXAMINATION
BY MR. BROWER:
Q So you talked about this double layer exam at your lab.

A Correct.
Q Have you ever approved one of your other lab technicians wrong?

A You'll have to explain that a little bit differently.
Q Well, you're checking to see if -- you said somebody checks your work before you can release it to try to prove you wrong; correct?

A Correct.
Q So you in theory would then check other people's work to try to prove them wrong; correct?

A Correct.
Q So have you ever proved somebody else wrong?
A What do you mean by wrong? Because there's different --

THE COURT: Well, have you ever done a check of

JD Reporting, Inc.
another examiner's work in your lab where you disagreed with the conclusion?

THE WITNESS: Of course, but never, never on an identification. We have never, and in my 13 years I've never had an erroneous identification that I've made brought to my attention, nor have I ever found one in the labs that I've worked in.

MR. BROWER: That was my question.
BY MR. BROWER:
Q So your lab has never found a coworker to be wrong on an identification?

A Not where it's -- they identified it to a source and it was not. There was no erroneous identifications. We occasionally have a missed ID.

Q Okay. So on an identification, your lab has never found an examiner to be incorrect on that identification; correct?

A Correct.
MR. BROWER: All right. Thank you.
THE COURT: What's a misID?
THE WITNESS: A misID was where a comparison was done, and they said it's inconclusive, or it wasn't that person, and then possibly better-known's were found. It was a different area, and then it turned out to be an identification. It was just a missed ID.

JD Reporting, Inc.

THE COURT: Okay. So somebody might have excluded somebody or said I can't form a conclusion whether it's this person or not, and then if you got a better quality of a known print, the examiner then might be able to form a conclusion as to whether or not that was the person?

THE WITNESS: Correct. And when that does happen, we do have a consultation form that we fill out and corrective action report is generated depending on the error in that case. MR. BROWER: I was -- I'm going to pass the witness, Judge.

THE COURT: All right. Mr. Hughes, any follow-up? MR. HUGHES: No.

THE COURT: Mr. Scow, anything else based on that? MR. SCOW: No.

THE COURT: Any additional juror questions?
All right. I see no other questions.
Ma'am, thank you for your testimony. You are excused at this time.

THE WITNESS: Thank you.
THE COURT: And just follow the bailiff from the courtroom.

We should probably take a break. Let's take -- is about 10 minutes enough for everybody? Does that give you all enough time?

Let's go ahead and take till 10:35.

JD Reporting, Inc.

During the brief recess, you're all reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium, and please don't form or express an opinion on the trial.

Please leave your notepads in your chairs, and follow the bailiff through the double doors.

We'll see everyone back at 10:35.
(Proceedings recessed at 10:23 a.m., until 10:39 a.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session, and the State may call its next witness.

MS. SCHIFALACQUA: Thank you, Your Honor. We're calling a lay witness a little bit out of order just so it's clear. It's Vince Rotolo.

THE COURT: Okay. And then just remain standing facing our court clerk, and she'll administer the oath to you.

## VINCENT ROTOLO

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last names for the record.

JD Reporting, Inc.

THE WITNESS: Vincent Rotolo. V-i-n-c-e-n-t,
R-○-t-o-l-○.
THE COURT: All right. Ms. Schifalacqua.
MS. SCHIFALACQUA: May I? Thank you.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Mr. Rotolo, can you tell the members of our jury how you're employed.

A I own a pizza shop.
Q Okay. And does that pizza shop help service First Friday, which is today?

A Yes, it does.
Q And so we're going to kind of take you out of order to get you out of here as fast as we can, sir. I appreciate you coming down.

I want to direct your attention to August 9th of
2018. Do you remember that day?

A Yes, I do.
Q Do you -- excuse me. Does your business or yourself actually utilize the U.S. Bank located at 801 East Charleston?

A That's my bank.
Q Okay. And were you at that location on August 9th of 2018?

A Yes, I was.
Q What were you doing at that location? Let our jurors JD Reporting, Inc.

```
C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-07 | Day 5
``` know.

A I was in a meeting with the bank manager and one of the other bank associates talking about credit card processing. The bank had offered to give me some information on their services, and they were kind of explaining what they offer to my business.

Q All right. And that bank manager, is that Michael Irish?

A Yes, it is.
Q In the other bank employee that was helping service you, was that Kerri Pedroza?

A Yes.
Q Okay. And when you were in that branch, are you familiar with how the branch is kind of set up?

A Yes, I am.
MS. SCHIFALACQUA: If I may approach with State's 175
through 177, having been previously provided in discovery?
THE COURT: All right.
BY MS. SCHIFALACQUA:
Q Mr. Rotolo, I'm going to show you what's been marked as State's Proposed Exhibits 175 through 177. Do you recognize what's depicted in those photographs?

A Yes, I do.
Q Please describe for the jury what they are.
A It's the inside of the bank with kind of a desk where JD Reporting, Inc.
we were sitting.
Q And when you say, "we were sitting," is that Michael Irish and yourself and Kerri Pedroza on August 9th of 2018?

A That's correct.
Q And those fairly and accurately depict that location?
A Yes.
MS. SCHIFALACQUA: I'd move for admission of 175
through 177, Your Honor.
MR. HUGHES: Submitted.
MR. BROWER: Sulomitted, Judge.
THE COURT: All right. Those will all be admitted at this time.
(State's Exhibit Numbers 175-177 admitted)
BY MS. SCHIFALACQUA:
Q I'm going to show these to the juror -- jurors, excuse me. Oh, I pushed the wrong one.

And there's a mouse in front of you, Mr. Rotolo.
A Okay.
Q Do you see that?
A Yes.
Q Can you point out where it is you were seated.
A I was right here.
Q And do you remember where Kerri and Michael were?
A So this --
Q Or did they move around?

A Yeah. This chair was on the other -- so there were two seats on that side.

Q Okay.
A So I think Kerri was there, and Michael was there.
Q And I'm going to show you 176. Is that just another angle of where you were seated?

A Yes, I was there.
Q Okay. And where are the tellers?
A The tellers are in here.
Q Okay. And then finally, if you were at that seat -I'm going to show you 177. Is this the opposite direction of that desk looking out towards the doors?

A Yes, it is.
Q Okay. And so where would you have been seated?
Could you show the jurors again, please.
A I was sitting right there.
Q Okay. What happened on that day while you were having your meeting with Michael Irish and Kerri Pedroza that causes you to testify here today?

A Well, you know, I remember I was in a meeting with them, and I heard a command to get down on the floor, and so, you know, I just reacted by turning to my left, and someone was there pointing a gun there at Michael, and so my first reaction was like just not really reacting, just kind of like I froze for a second, and then I heard again, Get down on the floor,

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
and I got down on the floor.
Q Okay. Let's back up. You indicated that you turned over your left shoulder. Was the person with the gun positioned behind you?

A Yeah, to my left. So that would be kind of like where the Judge would be and where I'm sitting now.

Q When you turned, did you observe the person?
A For a second. I'm more saw the gun than the person.
Q Is it fair to say you were focused on the gun?
A Yes, it is.
Q Why?
A Well, I don't see guns every day, and when someone says get on the floor and you look and see a gun, it makes it a little more like you're going to listen.

Q And did you follow the demands then to get on the ground?

A Yes, I did.
Q After observing the gun?
A Yes, I did.
Q When you said you glanced back and looked, could you tell the gender of the person? Was it a male or a female?

A Yes, it was a male.
Q Okay. And what about the race? White, black, Hispanic or Asian?

A It was a black male.

Q Okay. Anything that you recognize about the build of that person?

A Skinny, tall guy.
Q Okay. How tall are you, sir?
A \(5-11\).
Q Okay. Taller or shorter than you?
A Well, I was sitting, but he seemed taller than me.
Q Okay. When you observed that gun, let's describe for the jurors -- describe the gun that you observed.

A Well, it was -- it seemed like a big gun, right. I don't know. I'm not a gun guy. I don't really have any guns, but it seemed like a pretty big gun, and it didn't have, like, a revolver thing. It had a gun that you would, like, put a clip in the bottom of.

Q So you're describing kind of the difference between a revolver and a semiautomatic weapon. It was not the revolver type. It didn't have that wheel?

A Exactly.
Q Okay. And when you say a big gun, but you're not a gun guy, let me back up and just clarify for our jurors. Have you ever handled any firearms before or guns before?

A I've been to a shooting range like maybe twice in my life.

Q Okay. Did you -- and for your estimation at least, you described it as big?

A It seemed like a big gun, meaning like the whatever that barrel of the gun coming out was, you know, it drew my attention.

Q When you were commanded to get on the ground, you indicated you did so?

A Yes.
Q What happened next?
A Well, most of my attention while \(I\) was on the floor was on Michael because he was directly in front of me, and so I could see Michael kind of looking at whoever had the guns out, and there was another voice in the back. It seemed like the bank was being robbed; right? So there was another person behind me that I could hear saying give me money, and then the other person kind of had the gun on Michael the whole time. So I was kind of more looking on the floor, and I was down like this, but my head was kind of up.

Q Okay.
A So I was just watching Michael.
Q And I'm going to show you again State's 176. Can you use the mouse and indicate kind of where you were.

A Okay.
Q Laying on the ground when you were demanded to get down.

A So I was probably laying in this area here between those two desks. I was laying on the floor right there.

JD Reporting, Inc.

Q Okay. And when you say that you were focused on Michael, did you see Michael get to the ground?

A You know, at first he didn't. He kind of got down on one knee, but he maintained like -- he was looking the whole time at what was going on. He never -- Michael was more in this area here. He backed up a little bit and was on -- I think he got to his knee and maybe he was down on one knee, but he -- but I was like straight up laying on the floor, and Michael was not.

Q Were there commands after Michael had not gotten completely down that you heard?

A Yeah. It was the -- the same command was repeated. Get down on the floor. Get on the floor. It was a few times that it was said.

Q And when -- does Michael eventually get down? That you remember.

A Yeah. He kind of kept getting lower and lower, but he never -- he never laid down on the floor.

Q What about Kerri?
A She kind of froze and just stayed in the corner.
Q Okay. You don't remember her getting on the ground?
A I think -- I didn't really see her as much.
Q Okay.
A But --
Q Where was she positioned?

A Well, she was in this corner, and she kind of stayed there the whole time from what I remember.

Q Is there a lot of room behind that desk area?
A Not really a lot, no.
Q With regard to your focus, is it fair to say the entire time your focus at least is that gun?

A Yeah. For sure. Look, I was watching Michael because the gun was pointed at Michael, and I'm thinking if Michael gets shot, right, then I need to -- I need to move or run. Like I wasn't sure if someone was going to get shot, right. So I was watching Michael thinking, hey, if he gets shot, I need to --

Q To be able --
A -- I need to run away. Right.
Q Did you ever think you'd get shot?
A Yeah, it crossed my mind. I mean, you know, I felt kind of helpless there, right. You're laying on the floor. Someone has a gun. I figured, hey, I just hope they give him the money and let these guys leave quick. That's what I was hoping for.

Q How quick in time? Do you remember? Did it seem like this took a long time or a short time?

A You know.
Q Or is it hard to say? I mean --
A Maybe a few minutes, right. I don't -- I mean, I
wasn't looking at a timer, but maybe a few minutes. Maybe between three and five minutes if I had to guess, right.

Q Okay. If -- well, let me go back. After you heard that other voice demanding money, did you remain on the floor, or what happened next?

A Yeah, I remained on the floor.
Q Okay. Until when?
A Until I think Michael got up and started making phone calls, and then I felt like it was like they had left. And so when Michael got up, I saw him making phone calls. I kind of turned my head back.

Q Sure.
A And I could see that, you know, the guy with the gun was gone. So then I got up.

Q And so you didn't actually observe the guy with the gun or the other guy that you heard exiting, but as soon as you kind of saw Michael moving around, did you feel it was safe to move around?

A Yes. Yes, I did.
Q Did you ultimately stay at the branch and give a taped statement to police?

A I did.
MS. SCHIFALACQUA: Okay. Court's indulgence.
I have nothing further for this witness, Your Honor. THE COURT: All right. Mr. --

JD Reporting, Inc.

MR. BROWER: Judge, I have nothing for this witness. THE COURT: Mr. Hughes.

MR. HUGHES: I have no questions, Your Honor.
THE COURT: Any juror questions for the witness? No? (No audible response)

THE COURT: All right, sir. Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Okay.
THE COURT: And you are excused.
THE WITNESS: Thank you.
THE COURT: And just follow the bailiff from the
courtroom.
And the State may call its next witness.
MR. SCOW: Thank you, Judge. Karl Lippisch. KARL LIPPISCH
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last names for the record.

THE WITNESS: First name is Karl. It's K-a-r-l.
Last name is Lippisch, L-i-p-p-i-s-c-h.
THE COURT: All right. You may proceed.
MR. SCOW: Thank you, Judge.
DIRECT EXAMINATION

JD Reporting, Inc.

BY MR. SCOW:
Q How are you currently employed?
A I'm a police officer with the city of Henderson.
Q How long have you been a police officer?
A Just over 10 years now.
Q What's your current assignment in Henderson?
A My current assignment, I'm a detective with our Robbery-Homicide and Crimes Against Persons Unit.

Q How long have you been a detective?
A I've been a detective about six years now.
Q And is all that time as a robbery detective?
A No, robbery detective for approximately two years.
Q Directing your attention to July and August of 2018, who was your partner during that time, or do you work with partners?

A Yeah. We have a squad, approximately eight people, and during that we'll work with different detectives depending on the cases.

Q In July did you get involved with some bank robberies that were occurring at U.S. Banks and a Bank of the West?

A Yes, I did.
Q Who else was involved or assigned working those robberies?

A The other detective that had already taken a couple reports was Detective Ozawa.

Q So at the time you were involved, which bank robbery, which number and which location were you first involved with this case?

A I became involved in assisting on the second robbery that actually occurred, which was a U.S. Bank on Eastern.

Q Okay. And what was your role in that bank robbery?
A In that bank robbery I was assisting, just helping Detective Ozawa with, you know, anything that was necessary in terms of either talking to, you know, victims or witnesses, attempting to gain or find video surveillance and just work on any possible leads.

Q So at the time you get involved, two bank robberies have occurred. There's some investigation that occurs. Did you have any leads on the suspects?

A We didn't have any specific leads, but we did have video surveillance that gave us some images that identified the suspects, but we didn't have specific identifications yet.

Q So you had reviewed the surveillance video from the first and the second U.S. Bank robberies?

A Video or still images, depending on what was available.

Q So that helped you be familiar with what -- there was one suspect in the first?

A Correct.
Q And two in the second?

JD Reporting, Inc.

A Correct.
Q And with the images or video you became familiar with both?

A Yes, I did.
Q And then you were called out to a third bank robbery, and this third one was at the July 31st, Bank of the West robbery on North Valle Verde?

A Correct.
Q Tell us what you did when you respond to that location.

A On that day I responded to the Bank of the West. Patrol officers were already there and had secured the scene so that we could respond and CSA could respond and then we could start our investigation. Once I got there, I contacted patrol officers, found out any information they initially had for us, and then at that point I went inside the bank and contacted the employees and the victims of the robbery.

Q Take statements from them. To gather information about what happened?

A Correct. I interviewed both of the tellers that were the victims of the robbery. I was able to look at some still images that the bank was able to provide at the time, and then I communicated with our CSA unit in terms of what was processed and any evidence that they were able to recover, and then upon leaving there, then worked on attempting to find any video
surveillance in the area that would help to identify the suspects or suspect vehicles.

Q Before you get to check the surrounding areas, as you're interviewing witnesses and reviewing images or video from that particular bank, did you notice similarities from the first two?

A Yes. When we responded to the bank and started talking to the victims and reviewing the video surveillance, we observed that it was once again two subjects that had entered the bank and committed the robbery, and both subjects were described as black male adults, and one of them was identified as a male although he was wearing a wig and dressed as a female, but everybody that was contacted at the time specifically said that it was a male just dressed as a female.

Q Okay.
A Another similarity in this one was that both of the subjects had produced notes to state their demands, and on one of the notes it said that they had a weapon. On another note it said that they had a bomb. And the note aspect it with talking about a weapon was consistent with the prior two robberies as well.

Q So as you then search the surrounding areas, what's the purpose of that?

A A search of the surrounding areas is -- the purpose of that is when the suspects left the bank, they were observed JD Reporting, Inc.
running around and then behind the bank, and behind there is a, like, an industrial kind of commercial business complex, and a lot of times those businesses will have video surveillance available on the exterior of the building. So our purpose is to attempt to find video surveillance that will then help to identify any additional -- like if there's a vehicle that was waiting for them to come back to or where specifically those suspects went.

Q Okay. Showing you State's Exhibit 106. Do you recognize this?

A Yes, I do.
Q What is it?
A The image, that's 701 North Valle Verde is the U.S. -- or excuse me, the Bank of the West, and then it's showing the locations I was talking about that surround it that we were looking for video surveillance.

Q And you can use the mouse to move the cursor. If you can just kind of show these areas.

A Okay. So this right here is specifically the bank itself, Bank of the West, and then when the suspects fled, we were told that they fled around and then up. This is actually -- the area behind is raised from the actual Bank of the West itself, and we were told that they fled up into this area.

Q Okay. That was the information you had. So it's up JD Reporting, Inc.
like a hill to go back up there?
A Correct.
Q Is there a church back in there as well?
A Yes, over on this side there's a church. These buildings are commercial, industrial looking. So it's not specific to where you would, you know, it looks like a church, but it had a logo on the outside so you could see it.

Q Okay. And checking the surrounding areas, were you able to find anything that helped develop leads for your investigation?

A Yes. I was able to -- this building right here has a realty office inside of it with a front door on this side, and then a backdoor approximately right in this area right here, and that specific business has exterior cameras. We were able to make contact with the owner of that business, and he was able to provide us with video surveillance footage from the time frame of the robbery.

And upon viewing that video surveillance footage, we observed a vehicle arrive just prior to the time of the robbery. We saw two subjects exit that vehicle from passenger side doors. The subjects matched the description of the subjects that had actually robbed the Bank of the West.

Once they get out of the car, you're able to see them walk in the direction of the bank and then out of view of the camera itself, and then shortly after you see the two of them
come running back up to the car, and then they both quickly jump into passenger side doors once again, and the vehicle immediately speeds off.

Q The camera, can you just show the jury the angle or viewpoint from the camera on there.

A So the camera -- just an approximation. The camera is roughly in this area right here. It's on the vertical wall of the back of the building, and it points in a direction that shows where this driveway comes around from Valle Verde. If a car were to drive up this way as it would clear this corner, you're able to see this area, and then it shows either the first two or first three parking spots I believe it was that are right there on the edge of this building, and then you're also able to see kind of like a dumpster area in just the far background of the camera.

Q Okay. I'm going to show you portions of Exhibit 105 now. Is this -- this is a view from that surveillance video?

A Yes, it is.
Q The camera mounted on the wall of that back side of that building?

A [No audible response.]
Q Is that a yes?
A Yes.
Q Okay. So when you got this video, when you were seeing what happens here in this video, what are your

JD Reporting, Inc.
observations, and as far as leads, we're talking leads for your investigation, what do you develop from this video?

A So from watching this video, you'll see it in a moment is the vehicle that just went out of view is actually going to back into the parking spot directly underneath where the camera's at. As it backs in, actually prior to it backing in as you see it arrive, you can tell it's actually a very -it's an older vehicle, fairly distinct, and then as you see it back in, once again you're able to see there's blemishes or distinct items or descriptors to this vehicle. So as we're watching this and we see the vehicle, you're going to see in a moment the people are -- the suspects are going to get out of it.

So once we realized that our suspects got out of that car, I work more on identifying specifically what that vehicle is, and based on the specifics of that vehicle, including like headlights, the shape of the hood and the other images that we had that show exactly what that vehicle looks like, I'm able to determine it's either a -- it's limited to the '92 to '94 Mercury Grand Marquis.

And then we obviously -- we have the color of the car as well in that video. So then from that I worked on looking through multiple databases for Southern Nevada, actually Nevada in general, like DMV as well as like other law enforcement agencies to see if a '92 to '94 red or maroon Mercury Grand

JD Reporting, Inc.

Marquis had been contacted or was registered in the state.
And I was able to find that Las Vegas Metro PD had stopped a 1994 Mercury Grand Marquis four separate times, once in April, once in May and twice in June, and it was the same vehicle, same 1994 Grand Marquis.

Q Let me pause you here real quick.
A Okay.
Q How were you able to determine the year, make, model of this vehicle from the Anthem surveillance video?

A Initially because when the vehicle is backing up these cameras are very clear, and you can actually see that it says Grand Marquis in the back, and you can also see the Mercury symbol. So at that point I knew exactly that I'm looking for a Mercury Grand Marquis.

And then when the vehicle is pulling into from that drive and making that turn, you're able to see the front of the vehicle, and from the front you can see the lines of the headlights and the front hood are very straight, and when you do a research, you research online through Google and look up vehicle models and start really digging into it.

From year to year, vehicles will change. They'll change their lines in terms of how the headlights look. If the hood is straight across or if it has just even a little bit of an indention or impression or a little bit of raised portion to it.

And then at that point, from looking through those years and those models, you're able to limit your search to specific years, and that's how I was able to get to the fact that from 1992 to 1994 those were the only years that Mercury made the Grand Marquis in this specific body style.

Q I'm going to show you a couple of photographs and have you identify these for the jury as well. 149 through 151, let me know if you recognize these images.

A Yes. These are -- so this one is the Bank of the West parking lot showing their drive -- their drive-through area. This one is then the drive that would be on this side of that that would go up to the back area, and then this right here is going to be the back of the business that we're talking about, specifically right now in the camera.

Q Okay. And these accurately depict the area as you've just described behind the bank going up the hill to the business area?

A Yes.
MR. SCOW: Move for the admission of 149 to 151.
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted at this time.
(State's Exhibit Numbers 149-151 admitted)
(Pause in the proceedings)

JD Reporting, Inc.

BY MR. SCOW:
Q Okay. So we'll go through some of the other things that you noticed from the video that helped you in developing leads, and again can you tell us how it was that you were able to determine that the car was involved with the bank robbery at Bank of the West.

A So actually that image that you're showing right now --

Q And that image, sorry, is from Exhibit 105. Go ahead.

A As you can see, there's now a person in that video or in that image, and that person matches the description of one of the suspects from the robbery, and specifically it's the suspect that was wearing the women's clothing and the wig that committed the robbery at the Bank of the West.

Q And then when that person moves, kind of tell us the direction they go in relation to the surveillance camera and how that relates to this area we're talking about.

A Okay. So initially, as you see, they're walking, you know, one direction. That person turns around, and as soon as they turn around to go the other direction, that's actually the direction of the Bank of the West and the drive that leads -from where they are right now it would lead down to where the Bank of the West is.

And now this is the second suspect, and this suspect
matches the description again. The clothing, the towel and that hat, the camouflage hat with the blue rim on it matches up exactly to what the person was wearing inside the Bank of the West, and that person, again, once they got out of the car and made the left around the front of the car, they're going in the direction of the Bank of the West.

Q Okay. And then the time stamp on the video itself, when that happened, the second one got out, in the black clothing, was about a few seconds after 11:25 a.m.?

A Correct.
Q And as we watch the video, tell us about the time and what you know about this surveillance video.

A So the time from this surveillance video and the time of the surveillance video that was from the Bank of the West, the two match up in terms of -- what we just saw with the two suspects leaving is just prior to the robbery, and what we're seeing right there when they come back is just after the robbery.

Q Okay. And it went from 11 roughly 26 to 11:29 and 27 seconds?

A Correct.
Q Is that -- what did that indicate to you?
A That indicates the time span. You know, the three-minute jump of the time from when there was motion on the camera and there was anything depicted in terms of when they
were leaving and when they were coming back, and that's the time frame of when the robbery occurred.

Q So it's a motion-sensored camera, and it was recording when there's motion?

A From what I understand, yes.
Q Okay. And as they, the two, got into the vehicle, tell us what observations you have from this that also helped you develop leads in your investigation in these bank robberies.

A So the fact that they -- as you can see, they both jump into passenger side. They get in the front passenger and rear passenger door, and before they even start or get the doors completely closed, the car is already driving away which then leads us to believe that there's going to be a third person involved and that there's actually a person that stayed in the car to be the driver the entire time that the robbery occurred.

Q So after you leave the bank, you have this surveillance video. You do the research that you've described as far as determining the type of vehicle, if there are any in Las Vegas or Clark County. And you testified that you determined that there was one that had been stopped by Metro a few times?

A Correct.
Q And you had indicated the months April, May and two JD Reporting, Inc.
in June?
A Yes.
Q What did you do when you learned that that vehicle had been -- that that type of vehicle, a red or maroon Grand Marquis, Mercury Grand Marquis, what did you do when you learned that?

A Well, one of the things also from watching the video that we just saw is you can see that the vehicle wasn't registered. It didn't or I should say it didn't have a license plate on the back, and it had a what appeared to be like a temporary tag in the rear window. It also, you could see when it was backing in, you could see that it had a trailer hitch mounted on the back of the car, and then the trunk lid itself had three specific oxidation points on it where the paint was oxidized as well as other blemishes that you could see in the video to the roof and to the sides of the car and the rear bumper.

So having those specifics not only determining what type of vehicle it was, but also specific marks or identifying marks on the vehicle, when I learned that Las Vegas Metro had stopped a vehicle that matched this description four times, I started researching those stops, and I found that in all four stops it was the same people so it was the same -- and that same vehicle because they were entering the VIN number of the vehicle because it -- since it wasn't registered and didn't
have a license plate, they would use the VIN number for identification purposes in those traffic stops.

And getting the -- or finding those four instances, I was then able to request the body cam footage that the Metro officers wear which would then depict what vehicle or would show the images of the vehicle they had stopped and the people that they contacted while doing those stops, and once I was able to get that body cam footage and view that body cam footage, I was able to positively identify that the same vehicle that Metro had stopped was the vehicle that was in this video through identifying that it was a 1994 Mercury Grand Marquis, that it was red or maroon in color --

Q And while you're describing, can you use the mouse to indicate --

A Oh, definitely.
Q -- the areas that you knew that this was the same vehicle.

A So again, like so we had the color of the vehicle. Right here -- well, first, you can tell right down here there's no license plate displayed, and so right here, there's a paper which would most likely be a temporary tag. I mean, obviously from the video you can't tell if it is or not, but that's where a person would display a temporary tag if they didn't have a license plate.

Down here at the bottom you can also see that there's JD Reporting, Inc.
a -- don't hit the other stuff -- that there's a trailer hitch on the bottom that's mounted right there, and then you can also see that the oxidation marks I was talking about, how you've got some clear areas and then some blurred areas in the paint on the car. In this one you can tell the shape of it, how it comes over to the edge of the trunk, and then these other ones that are right on here, there's also like a blemish right here. There's a blemish up on the roof of the car.

And as the car pulls away at some point, and I don't know if this screen you'll be able to see it, but the bumper also has some damage, a little bit of, like, scratches or damage to it that you were able to see.

Q So when you reviewed each of the body cameras for that Mercury Grand Marquis, you were able to identify all or most of these unique features about the vehicle?

A That's correct. We were able to see -- on a couple of the different videos you're able to see, like, the trailer hitch. You're able to see that the vehicle wasn't registered. It was displaying a temporary tag, and you're also able to see -- on one video in particular I remember you're able to see the trunk really well, and the marks or the blemishes that you can see on the trunk from this video were identical in the video from Metro.

Q So one thing, and I'll pull up just one. [Unintelligible] go through all just so you can kind of

JD Reporting, Inc.
describe just how you went about your investigation.
And as it's pulling up, can you tell the jury again about the individuals that were in the car during the traffic stops.

A The traffic stops, Las Vegas Metro, they would also update with, you know, who was contacted in the vehicle when they would make those stops, and two of the people that were consistent in the stops was a gentleman by the name of Anthony Barr and then a female by the name of Sabrina Henderson that were contacted again, like I said, multiple times as those stops were made.

Q Do you see Anthony Barr in the courtroom today?
A Yes, I do.
Q Can you point to him and describe what he's wearing.
A He's straight ahead of me, and he's wearing a pink shirt, a pink button-down shirt.

MR. SCOW: Okay. Your Honor, may the record reflect identification of Anthony Barr?

THE COURT: It will.
BY MR. SCOW:
Q So this is State's --
(Pause in the proceedings)
BY MR. SCOW:
Q So is this some of the -- what we're showing you here, is this some of the body-cam footage that you reviewed?

A Yes, it is.
THE COURT: Mr. Scow, what exhibit is that?
MR. SCOW: That's what --
MS. SCHIFALACQUA: We're trying to figure that out. THE COURT: Oh, okay.

MS. SCHIFALACQUA: Your Honor, I just moved to the -MR. SCOW: It's on the disc which is in, but it's also in the envelope, which we can't find right now.

MS. SCHIFALACQUA: [Unintelligible.]
MR. SCOW: We have one, but it was for the other
Anthem Realty exhibit.
(Pause in the proceedings)
MR. SCOW: This is Exhibit 362.
THE COURT: Okay.
BY MR. SCOW:
Q All right. So let me go back a little bit. (Pause in the proceedings)

BY MR. SCOW:
Q So some of the features as you've described -- I mean, the body cam is what it is. There may be some times it's easier to see and some times that it's not, but can you indicate on here some of the areas of consistency that you noticed.

A Yes. So as you can tell with different times in this video you're able to see a little bit better or a little bit JD Reporting, Inc.
worse, but you can tell that the car has the temporary tag displayed up here in the rear window which is consistent with what we had seen in the Anthem Realty footage, and then you can see the one right here right now, but as the body cam footage proceeds through, you'll be able to see more of the blemishes and everything, but you can see this is that one that I had described that's on the left side of the trunk that goes over to the trunk line. You can also see some of the blemishes right here and then also down here on the bumper, and I think just prior to this you were able to see the trailer hitch on the back of the car as well.

Maybe it's later in the video. This one is kind of hard to tell. This one --

Q It's really dark on that screen.
A Right.
Q All right. And the parts that you can see from the video at this angle, what other things do you notice?

A There's also -- you can tell that there's no license plate down here on the bottom of the vehicle.

Q And is this white mark here also consistent throughout?

A I believe so. I'd have to confirm that and continue to watch.

Q And then the officers, they speak with and get IDs from the individuals in the car, and you've named them Anthony

C-18-335500-1, - 2 | Statev. Phillips/Barr| \(2018-12-07\) | Day 5

Barr, Sabrina Henderson, and then there was Anthony's brother that was in the car as well?

A Correct. Anthony's brother is actually I believe in the backseat right now.

Q And having reviewed the bank surveillance videos, Anthem Realty, when you looked at these -- the vehicle stops from the body cam footage, what conclusions did you make as far as what next steps you would make in your investigation? What did you learn?

A So from watching the body-cam footage, we identified the vehicle as being our suspect vehicle based on everything we've just talked about. So at that point we knew which -- at least we knew the vehicle from the Bank of the West robbery was this vehicle. So we knew that this was the vehicle that we were looking for in our investigation.

And then from watching the body-cam footage and seeing Anthony Barr from multiple angles at different times throughout the stop, I was able to determine that he matched the description of or, excuse me, the physical description of one of our robbers, our bank robbers. Based on his features, he was identical in terms of his nose, cheeks. Just the facial features that he has match up with the facial features of one of the bank robbery suspects.

Q Now, is there something different about Barr as you saw him in the traffic stops compared with the surveillance

JD Reporting, Inc.

A Yes. The only thing that we did see that was different that concerned us is the fact that he has multiple face tattoos and very prominent neck tattoos that you can see when he's contacted in all these traffic stops.

Q Okay. And just for the record, can you describe the tattoos that are on Anthony Barr's face. If you need to get closer, that's fine, but just describe the tattoos that can be seen here in court.

A From what I can see from here, he's got on -- I guess that would be the right side under his eye. He's got I believe it's three -- it looks like three teardrops --

Q And now are you referencing your right hand side --
A On his right-hand side.
Q -- or his?
A His right side. I'm sorry. Right side of his face. On the left side of his face, he's got a triangular-shaped it looks like three dots or circles, and then he's got a symbol directly in the middle of his -- between his eyes, right between his eyebrows.

Q Okay. And then maybe if he moves his hand, maybe you can see his neck too. He doesn't want to move his hand.

A No. He's also got an extensive neck tattoo around the front and the back of his neck.

JD Reporting, Inc.

Q Okay. And those are visible in these body cam? A Yes.

Q Now, in terms of the surveillance video, maybe not all were really close to his face, but what you could see you didn't see any tattoos on the one that you said is identical otherwise in facial features of Anthony Barr?

A Correct.
Q So what happens next? You're researching the vehicle. What's the next thing in sequence that happens in this case?

A So as we're developing this lead and working on researching this vehicle and hopefully attempting to identify where this person is with this vehicle, on August 6th, another robbery occurs at a U.S. Bank inside the Smith's at 55 South Valle Verde, and that robbery I then responded to to investigate, and when I arrived there, once again patrol was already there on scene, had secured the scene.

I made contact with them, learned from them that they already had -- Smith's employees were already working on bank surveillance for -- excuse me, surveillance inside Smith's for us since the bank was located inside the Smith's, and I also learned that they were already kind of canvassing the area, contacting other businesses because it's in a little shopping center, contacting other businesses to see if there's any other additional video surveillance available.

JD Reporting, Inc.

I was notified that there was a business in the complex, a dental place that had video surveillance, and they were going to review theirs to see if they could find anything for us that would involve our suspects.

And while that was going on, I then went inside the bank and contacted the two tellers who were the victims of this robbery and conducted interviews with them as well as I watched the video surveillance that Smith's was able to provide on scene through their DVDs and the screen that they had that we could watch it on, and then I was also provided with some still images from U.S. Bank from their video surveillance.

Q Okay. Let's go through some of the things that you learned in this fourth bank robbery. It was a U.S. Bank inside of Smith's is what you said; right?

A Correct.
Q 55 South Valle Verde Drive?
A Yes.
Q All right. We'll go through some of the things that you said that you reviewed and just kind of describe for us what you're learning through this investigation that particular day and what you've known before. So first start with Sabrina Henderson. What did you learn about her in the traffic stops?

A In the traffic stops, we learned that Sabrina Henderson was identified as Anthony Barr's girlfriend, and she actually had kind of a distinct hairstyle. So in terms of
physical features, she was very distinct if you were to -- if I were to see her again, I would be able to identify her.

Q And was she -- in one of the traffic stops was she the driver?

A Yes, she was. Yeah. So she was also a person that was known to drive that vehicle.

Q I'm pulling up the video from the State's Exhibit 59, and I'm being very careful to keep my envelope separate so I can tell you which numbers.

Okay. So first you reviewed first and interviewed witnesses from Smith's and U.S. Bank; is that right?

A Correct.
Q So when you -- we'll start with the camera that's behind the tellers. And approximately how long is this video, if you know?

A This I do not know.
Q All right. I'll click at the end, make it easy. What does it say here?

A 1:19:33.
Q So it's about an hour and 20 minutes long?
A Yes.
Q We won't play the whole thing for you, but we'll try to skip to the relevant portions as far as you determined in your investigation. So just give me a second as I click through.

JD Reporting, Inc.

This is that -- starting at 2759 on this exhibit.
Tell us what you see that was relevant for your investigation.
A As of right now, the two tellers that are standing --
Q I'll pause.
A -- or victims, the two that are standing at the actual terminals at the computers are our two victims, and as you're starting to see in kind of the top right corner are the two suspects starting to approach the bank.

Q [Unintelligible.]
A Correct.
Q And you know that, having reviewed the surveillance video already, you know that those are the two suspects?

A Yes.
Q And what happened there?
A As you can see, they initially were walking towards the bank; however, another customer came up to one of the terminal -- or to the tellers, and so they diverted and went down, like, a pharmacy aisle instead of approaching the bank.

Q Okay. So would one of the first things that you observe or go to would be, like, the actual robbery to determine who the suspects are?

A That's correct.
Q Were you able to determine when the robbery occurs based on speaking with the victim tellers and then reviewing the video afterwards?

A Yes. They were able to provide -- actually, through the still images that were provided as well, we were able to see the time stamp in terms of when it occurred and then --

Q Okay. So then when you go back from there reviewing U.S. Bank video and Smith's video, you're able to see that these two individuals, what they're doing previously, that's them, and track them backwards from there?

A Correct.
Q What do you notice about some of the physical descriptions that you see in the video as compared to your prior investigation?

A So as you can see right here, the two suspects are at the counter, and in terms of descriptions, and unfortunately this isn't the clearest video on this right here, but the suspect on the right side, as you're looking at the screen.

Q Go ahead and use your mouse for the --
A Okay. Yeah.
The suspect right here on the right, as you can see, he's wearing a hat, and unfortunately, like I said, this isn't the clearest, but in some of the images and in the videos different camera angle, you can definitely -- you can see that it's a camouflage hat with a blue bill, and it specifically matches the hat from the Bank of the West video that we showed you prior with the suspect that was wearing that same exact hat, the one that was dressed in all black, not the female or the one dressed as a girl.

Another thing that you see is a towel right here on his shoulder, and from one of the things from reviewing the body cam footage from Metro is a number of the times when Anthony is contacted he's got a towel with him, and he's always kind of holding onto that towel and, you know, putting it on himself, holding it, putting it on his shoulder, that kind of thing. So that was a similarity that we noticed just in mannerism that also led us to believe that Anthony was our suspect even though we couldn't see his tattoos.

Q Now, is that what you're determining as of this particular bank robbery as you're seeing this video?

A This one and then also in the Bank of the West, the same suspect who was wearing the camouflage hat also had a towel that was wrapped around his neck, and it kind of -- it covered kind of the back of his neck and hung down on the front just slightly.

Q Okay. What else do you notice that's similar from your prior -- the prior investigation that leads you to connect these together?

A As of right now, as you can see, at the teller stations, it's again it's two black males. In all of the investigations, the males were described approximately 20s to maybe early 30s. So that kind of matches up descriptionwise. A couple of them they identified that one of the suspects was JD Reporting, Inc.
wearing a do-rag style head cover, and the suspect on the left in this one is wearing that type of cover, and then you can also see that it appears from this video that right now they're producing a note to make their demands to the teller, which is consistent with the three prior robberies that we were investigating as well.

Q So then as far as description goes, we'll go to a different camera angle. This one's clipped to the right teller, and it's about 32, 38 seconds leading into this. Do you see the same two suspects approaching?

A Correct. Same two suspects are approaching right now. In this image right here, again you can see the camouflage hat. The colors aren't the best right now on this, but you can see the camouflage hat with the blue bill. Again you see that towel, and then the suspect has a pair of glasses that are hanging off his shirt, and those glasses are actually consistent with the second robbery. One of the suspects in that second robbery is actually wearing those, that glasses that match the glasses that are hanging on his shirt right there.

And then the close-up of this allows us to see facial features once again, and this is where the facial features are identical to the facial features of Anthony Barr when you're looking at the nose and, like, the shape of the ear and how it does or doesn't attach to the side of the head and cheekbones

JD Reporting, Inc.
as well as kind of the shape of the mouth and that kind of thing is what we use when we're trying to -- if we have video surveillance, and we're trying to match up people, we'll use those specific features to help identify it.

And at this point from seeing this and comparing it as well to the video body-cam footage we were confident that it's Anthony Barr as well. Again, the only thing you're not seeing is the facial tattoos.

Q Okay. And went from where you're sitting on Anthony Barr in court, you can see tattoos in the areas of, like you said, underneath the eye, upper cheek on both sides?

A Correct.
Q And one in the middle?
A Correct.
Q The towels in these are, as you described in the prior robbery, it's in the neck area?

A Correct.
Q So I'm going to go back in time a little bit on this particular video. As you reviewed this video and what you knew about the case already, did you make a determination that somebody else -- after you reviewed the video, what did you do next?

A Well, Smith's also had their video surveillance, and we were able to review their video, which showed a little bit more of the aisles leading up to the bank, and from looking at

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
those, you're actually able to see on video a female matching Sabrina Henderson's description who comes into the Smith's and walks over to the area by the pharmaceutical aisles and is seen like kind of staring at the bank and the tellers, and that actually that --

What's up on the screen right now, that's Sabrina Henderson right there.

While I was watching the video, I saw that she had come in, and she walked over to this area specifically, and she appears to be on her cell phone, and as she's kind of walking around at the very end of that aisle she keeps staring over at the bank, and for a period of time she would stare at the bank, and then she would kind of duck into the aisle a little bit, make it look like she was looking for something, but then she would pop back up to the end of the aisle --

MR. BROWER: Judge, objection as to what she may or may not have been doing in the aisle. It calls for speculation.

THE COURT: All right. Well, just describe what you see in the video.

THE WITNESS: Okay. Okay. So --
MR. SCOW: Just one second.
THE WITNESS: Yeah.
BY MR. SCOW:
Q And we'll play it for you now.

JD Reporting, Inc.

A Okay.
Q But as you sit here now, you hadn't just reviewed pictures or personal information about Sabrina Henderson. You've seen her in person as well; right?

A At this point --
Q Right. Not at this point in time.
THE COURT: As you sit here --
THE WITNESS: Oh, I'm sorry.
THE COURT: -- today right now.
THE WITNESS: Oh, I'm sorry. You're right. I'm
sorry. My fault.
Yes, I have.
BY MR. SCOW:
Q Okay. Back then you had looked at pictures and video of Sabrina when she was in the Grand Marquis?

A Correct.
Q So you knew features of her like her hair, but as you sit here today, you've also met her and seen her in person; is that right?

A Yes, I have.
Q And you spoke with her after ultimately she was arrested a little over a week after this time frame?

A Actually under a week.
Q This is August 6th?
A Correct.

Q So a few days later.
A Correct. Correct.
Q Thank you for correcting me.
So when you look at this video, what was it that led you to notice her? You know, in the time frame when the notes were presented, it was like in the 32, 33 minutes, and this is the 16 minutes of this video. So about 16 minutes earlier, what led you to that time frame of this video?

A We were actually led to this just based on the fact that Smith's was able to provide us with the video, and whenever we request video, we always ask for time before and after robberies or incidents because a lot of times there's other actions or other activities that will happen prior to a crime which will help us to develop leads or help us kind of realize exactly how the crime took place.

So having reviewed some of the video prior, it was known that the two suspects had actually entered the Smith's earlier, before the robbery and had been seen walking around the aisles for a little bit, and so then we also wanted to look and see if someone else had been in there prior to see if maybe they were trying to look at the bank, the location of the bank, see how busy it was and that kind of thing, which is consistent with a lot of times what happens in robberies. And so by doing that we were able to then go back and review to see if anything of interest for us investigative purposes had happened prior to

JD Reporting, Inc.
the robbery.
Q And so when you did that you found something of interest in this particular August 6, U.S. Bank robbery?

A Yes.
Q And is that what we're about to see here now?
A Yes, it is.
Q Tell us what you observed.
A So right now you can see that subject that just came into view, and is walking actually now towards the camera is Sabrina Henderson.

Q Go ahead and use the cursor.
A I'm sorry. The person right here, and it looks like -- as you can see her arm is up. So it makes it look like she's on a cell phone or talking on a cell phone, and right now she's, you know, walking in the direction of the bank.

Q What is it that's distinct or unique about her that helps you recognize this as Sabrina?

A Specifically, you know, from height and weight descriptions as well as the fact that she's a black female, and that she also has a very distinct hairstyle that we were able to see in the Metro body-cam footage.

Q Okay. I'm going to take the cursor back so I can hit play [inaudible].

A So right here you see that she turns into an aisle. This is, like I said, this is kind of the pharmaceutical area, JD Reporting, Inc.
and then she comes back out, and as she -- each time she comes back out to the end of the aisle, as you see her standing right here, her face, instead of looking at the aisle, she's actually looking directly towards the bank, and she would pause numerous times. She would pop back out as you're seeing on the phone and looking straight at the bank and at the tellers and what was going on in that area.

Q Okay. And are there -- you mentioned the hairstyle twice. Can you point out anything on there that you can see that's unique.

A You can kind of -- right here and right here. Her hair was done up in, like, little, for lack of a better term, like little balls on top of her head, and so in this video you can see that she's got those little balls of hair on there.

Q Okay. When you met with her a few days later, after she was ultimately arrested, did you notice the same distinct hairstyle?

A Yes, I did.
Q Okay.
A So see right here again, after she kind of came around the front and went back in, she then popped back out right there and was looking back to the area of the bank, in that direction. And then once again she does the same thing. And then that's her walking away right there as you can see, and at that time it didn't appear that she had

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
actually removed any items from the shelf. She didn't have anything else in her -- it didn't look like she had anything in her left hand and was still on the phone.

Q And where she had just walked, is that to the store entry exit?

A Yeah, the direction that she -- when she went to the end of this aisle and turned left, that's going back towards the checkstands and then the entry exit of the store.

Q And from the first time that you saw her is around 16, a little after 16 minutes, and to where she leaves about how much time is she in there?

A Approximately what we just saw is about approximately about a minute and a half.

Q Showing you State's Proposed Exhibit 199. What's this?

A This is a picture of Sabrina Henderson, and it shows her hairstyle.

Q And was this a picture that was taken a few days later, August 9th, 2018?

A It appears to be --
Q That's how you saw her when you spoke with her that day?

A Correct. Yes. That's what she looked like on the day that I spoke with her.

MR. SCOW: Move for admission of State's 199.

JD Reporting, Inc.

THE COURT: Any objection? Submitted?
MR. BROWER: I'll submit it, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 199 admitted)
MR. SCOW: I'll try this again.
(Pause in the proceedings)
MR. SCOW: Publish for the jury 199.
BY MR. SCOW:
Q You mentioned --
(Pause in the proceedings)
BY MR. SCOW:
Q When you reviewed surveillance video from Smith's and spoke with Smith's employees, did you learn that there might be items of evidence relevance inside the Smith's store?

A Yes, I did. The Smith's employee that was actually able to -- that was actually getting the video surveillance for us --

Q And without going into what he said, did that employee or another employee direct you or a CSA to items of potential evidence?

A Yes.
Q And what did they lead you to?
A They directed the CSA to boxes of what's called twistable crayons that the suspects had held.

Q And those crayon boxes were processed by the CSA Randi Newbold?

\section*{A Correct.}

Q And you had mentioned earlier in this particular bank investigation, checking surrounding areas and businesses for other potentially relevant video?

A Yes. Because this is a -- like a strip mall shopping complex, along the business to the one side of the Smith's, there was a number of businesses, and one of the businesses which was I believe it's Desert Dental had video cameras on the inside of the business that also showed their front door area, and you could see out the front door to the walkway in front of the business.

And so initially they had been given the time frame of the robbery itself, and they were able to find on their video surveillance, you were able to see the two suspects walking in front of their business in the direction of the Smith's prior to the robbery, and then you're able to see them -- it appears that they're running from the direction of the Smith's immediately after the robbery.

And then after watching the Smith's video again and coming back and looking earlier and seeing that Sabrina Henderson had been inside Smith's as well, we then had Desert Dental kind of go back a little bit farther on their video and were able to see Sabrina Henderson walking from the same

JD Reporting, Inc.
direction that our suspects came from, going in the direction of Smith's. And then when she leaves Smith's, she walks past the front of that again going away from the Smith's in the same direction where our suspects came from, and this was approximately -- I think she leaves or she walks in front going away from Smith's approximately three minutes I believe it was before our suspects are seen walking toward Smith's.

Q Okay. And did you or one of the officers obtain still images or take pictures of the surveillance video --

A Yes. They --
Q -- provided by that business?
A I'm sorry.
The business was able to -- they were able to show us the video; however, they were unsuccessful in being able to burn the video. So they were then able to provide still images of the specific times and images of our suspects.

Q Maybe -- and if you could just kind of have a seat over here since the display screen is not working right now, just try to hold up so the jury can see, this is Exhibit 98 -MR. BROWER: Judge, do you mind if I move so I can see what he's testifying to.

THE COURT: That's fine.
(Pause in the proceedings)
BY MR. SCOW:
Q Okay. So Exhibit 98, what is it that we're seeing in JD Reporting, Inc.
this still from Desert Dental?
A In that still you can see there are two bank suspects, two people right there, and they're walking in the direction of the Smith's, which Smith's would be over this direction.

Q So off to the left out of camera view?
A Correct.
Q In this photo?
A Yes.
Q And what's the time on that?
A The time on that shows 13:49.
Q And did you first learn that you were able to see the suspects in the Desert Dental video?

A Yes.
Q And then in the Exhibit 100, what is it we're seeing here?

A In this exhibit you're seeing next will be the suspects coming from the direction of Smith's. So running back this direction. As you can see they appear to be running based on their -- the way their legs are, and when you watch the video, you can see that they were running, but this still image, that depicts that they were running.

Q Okay. And what's the time on that one with the seconds?

A And that one's at 13:58:08.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-07 | Day 5

Q [Unintelligible] Exhibit 99?
A That's 13:58:07, and that's showing the other suspect clearly running from the Smith's.

Q Okay. And this was one second before the other one?
A Correct.
Q Or seven seconds. And these other two images, 101 and 102, are they similar images, just zoomed out?

A Yes. Yes, they are.
Q Okay. And then based on what you learned from the Smith's -- oh, there's a couple more.

MR. BROWER: Well, if you hadn't broken that earlier, we wouldn't be --

MS. SCHIFALACQUA: I think you were the last one there, Keith.

BY MR. SCOW:
Q So based on what you learned in Smith's and what you've just described on the video that was just reviewed, you had seen Sabrina Henderson there?

A Correct.
Q Did you go back to Desert Dental to look for other images?

A Yes. So knowing that we saw the suspects in their video --
(Pause in the proceedings)

BY MR. SCOW:
Q So you were just getting to the point where you went back to Desert Dental after seeing Sabrina in the Smith's and U.S. Bank video?

A Correct. So we went back to Desert Dental knowing that we'd seen the suspects. We wanted to see if Sabrina had also come from and then returned to the same direction.

Q Showing you first Exhibit 97 --
(Pause in the proceedings)
BY MR. SCOW:
Q Can you see that?
A I can see it. I can't tell you what's on it right now.

Q All right. Now can you see it?
A Yes.
Q And what do we see in this one?
A So on that you see the person that we know as Sabrina Henderson is walking in the direction of the Smith's, and it appears that she's got her phone kind of wedged between her shoulder and her head as she's walking.

Q Consistent with what you saw inside the Smith's, her arm up by the ear?

A Correct and same clothing that she was wearing inside Smith's.

Q And the hairstyle?

A Yes.
Q And I think you said; I might have missed it. The direction she was walking there was towards the Smith's?

A Yes.
Q And now Exhibit 96, what is that there?
A 96 shows Sabrina Henderson once again, and this time she's walking from the Smith's.

Q And does she appear to be on the phone in this image?
A In this image she does not.
Q As a result of what you've learned on this incident on August 6, and what you knew from the prior three, you're still trying to learn more information; is that right?

A Yes, it is.
Q And you guys do another press release regarding the bank robberies at U.S. Bank and Bank of the West?

A Yes, because we got good images of our suspects once again from their video surveillance. We were able to do another press release.

Q Now, the release that was done -- I'll show it to you first. This is State's Exhibits 363 -- or sorry, 263 proposed and 365. What is that?

A This is our City of Henderson news release or press release with the information that we found from that investigation asking for the public's assistance and providing some photos of our suspects so they can hopefully help identify JD Reporting, Inc.
```

C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-07 | Day 5

```
our suspects.
Q Okay. And that's for the August 6th incident specifically?

A Correct.

Q And the press release is dated August 7th, so the next day?

A Yes.
MR. SCOW: Move for admission of State's Proposed 263 and 365.

THE COURT: Any objection?
MR. BROWER: Sulomitted.
MR. HUGHES: Submitted.
THE COURT: Submitted.
(State's Exhibit Numbers 263 and 365 admitted)
BY MR. SCOW:
Q Okay. So the images that were attached with that press release in 365, those are from the surveillance video we just watched?

A Yes, it is -- or yes, they are. Excuse me.
Q From that U.S. Bank?
A Yes.
Q It's like you said, you were seeking the public's help to confirm identities?

A Yes.
Q At that point in time did you have a general idea of JD Reporting, Inc.
who the suspects were?
A Yes, we did. And the other thing we were actually -we were also helping -- seeking their assistance in locating our suspects because we had them identified in that respect with Anthony Barr and the vehicle; however, we didn't know where they were at the time either.

Q Okay. At some point did latent print results come back for any of the banks?

A Yes. We actually on the 7th also we received information that latent results from the Bank of the West robbery, which happened the week prior they had made an identification.

Q Okay. So then as of that point you had identity of two male suspects and then the female that you saw inside the Smith's and the Desert Dental surveillance?

A Correct.
Q With that information and the information about the vehicle, what do you do next?

A The next thing we do is with the latent print information, we were provided with an identity and determined that Anthony Barr, Sabrina Henderson and Damien Phillips were our suspects and that we had the 1994 Grand Marquis as our suspect vehicle. So the next thing I did was --

Q Let me pause you there. When the latent result came back, what was the name for that identification by Tanya Hiner?

JD Reporting, Inc.

A The name on that was Terrell Alexander Phillips.
Q Well, the first name was actually Travis.
A I'm sorry. Travis. My fault. I misspoke.
Q Travis Alexander Phillips?
A Yes. That's correct.
Q And did you do some research on that name to determine any information about that individual and that name?

A Yes, I did. When we got that name back, I used our databases to attempt to see who that was or if we had any information on that. That person didn't come back as anybody identified in specifically in like the Las Vegas, Henderson area.

Q The database you're looking at, that's things like housing information, DMV? Is that like kind of the information?

A Yeah. So initially what I'll look into is like our specific, our internal databases within our department. There'll be specific ones where if we've contacted somebody by that name --

Q Traffic stop.
A Exactly. Through traffic stops, any calls for service, anything like that, that person will be in our database.

And then from there I expand out usually to, you know, looking at DMV, if that person has a Nevada driver's

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
license, different things of that nature for public -- for records of those sorts. Another application that we can use is a web-based application that actually compiles information from people from DMV records, power records, locations that they've lived and that kind of thing. And when I looked in that, I was actually provided with an a.k.a. that then led us to Damien Alexander Phillips was identified as that same person.

Q So you learned that Travis Alexander Phillips was an a.k.a. for Damien Alexander Phillips?

A Correct.
Q And, in fact, you had a CSA go to Damien Phillips to get his known prints, and when those were compared, they're the same as the knowns of Travis Alexander Phillips?

A That's correct.
Q Do you see Damien Alexander Phillips in the courtroom today?

A Yes, I do.
Q Can you identify him and an article or articles of clothing that he's wearing?

A Yes. He seated over there. He's got glasses on his forehead and a blue button-down shirt.

MR. SCOW: Your Honor, can the record reflect
identification of defendant Damien Phillips?
THE COURT: It will.

JD Reporting, Inc.

BY MR. SCOW:
Q And you had an opportunity to see Damien Phillips in person a few days after the August 6th incident ultimately when he was arrested as well?

\section*{A Yes.}

Q So -- all right. Now, back to the information you had. You have three -- three suspects and a vehicle. What do you do with that information then?

A So at that time \(I\) end up writing what's known as a search warrant for a mobile tracker. So that's a tracking device that can be placed on a vehicle. So I authored that search warrant which was signed by a Judge. That was completed the morning of August 8th.

And then at the same time we have other detectives trying to work to see if we can kind of locate our suspects, and through a Facebook post by Damien Phillips, we were able to see, like, an apartment complex or a suites, and a detective through prior investigations identified or believed he knew that those suites were actually called the Aviator Suites, which are located on Las Vegas Boulevard.

Q So to make sure we're clear, you were looking through some of the Facebook for Damien Phillips, and there's a building that a detective recognizes --

A Correct.
Q -- as Aviator Suites?

A Correct.
MR. BROWER: Judge, I think to be clear he said another detective was looking through Facebook, not him.

THE COURT: So you received that information from a different detective?

THE WITNESS: I did.
THE COURT: Okay.
BY MR. SCOW:
Q Did you look at the Facebook posts at all?
A Yes, I did, and I also saw the same picture and saw the building that was depicted. I personally did not recognize the building, but another detective did.

Q So the thing that the other detective did was recognize the building?

A Correct.
Q So what did you do with that information?
A So based on that, that was -- we believed that it could be a possible location for our suspects and hopefully our suspect vehicle. So on August 8th, we then, myself and other detectives within my unit respond out to that area in our unmarked police vehicles and start to do surveillance on the area and on that building or that location to see if we could find our suspects and the vehicle.

Q And at that point in time did you already have the signed and approved warrant for the tracking device?

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5

A Yes, I did.
Q And that was to be able to track the movements of that red Mercury Grand Marquis?

A Yes, it was.
Q Did you have the tracking device with you when you went to the Aviator Suites?

A I personally did not.
Q Okay. Was it brought with another detective at that time?

A I believe at that time we did not. There was another detective. We had a unit at the time that we do our applications of the tracker warrant -- or excuse me, the tracker itself, and so once we were waiting to find the vehicle, and then we would notify them if we were able to find the vehicle so that they could then assist us in placing the tracker.

Q Okay. So when you went to Aviator Suites, you didn't have a tracking device with you?

A I did not, no.
Q You were attempting to locate the vehicle first?
A Correct.
Q So what happened when you went to Aviator Suites on August 8th, 2018?

A So August 8th we, a number of, like, myself and detectives in my unit, go and set up in the area, and while

JD Reporting, Inc.
we're doing our surveillance in the area and on the Aviator Suites, we see a vehicle matching our suspect vehicle arrive and then pull into the parking lot and park in front of the building, one of the buildings of the suites.

Q And what do you observe? What happens after the vehicle comes into the parking lot?

A The detective who actually initially observed it then saw two subjects get out, and the two subjects were identified. At that time it was believed to be Anthony and Sabrina, and the two of them then went upstairs and into an upstairs apartment or an upstairs suite located at the suites.

Q From where you were posted could you see Anthony and Sabrina, where they went?

A When they first arrived, I could not. I was not the one that was directly on there; however, once the vehicle arrived, I was in -- I repositioned myself into the parking lot of the suites, and so from that point I was unable to then watch the movements.

Q So you didn't see them get out of the car?
A When they first arrived, I did not see them get out of the car.

Q But did you see them then walk up the stairs to one of the suites?

A Actually, at the time that I got into the parking lot, I was able to see them leave from the upstairs park --
apartment, excuse me, and head down the stairs back to the car as well as other people.

Q Okay. The vehicle, did it leave the parking lot at any time after driving to the Aviator Suites?

A Yes. After it arrived, people were going to and from the vehicle loading up items into it, and then I saw four people. I saw Anthony, Sabrina, Damien and then a second female who we hadn't identified at the time, but later identified as a Melissa Summlears [phonetic]. All entered the vehicle, and then the vehicle exited the parking lot.

Q Did you follow or were you part of a team that followed the vehicle from the Aviator Suites?

A Yes.
Q And again when we're talking about the vehicle, this is the red Mercury Grand Marquis?

A Yes.
Q Was it the same vehicle you had seen in surveillance video from Anthem Realty?

A Yes.
Q When you saw a person on the video from Anthem Realty, was there anything that was different as compared to the traffic stop videos that you'd seen from Metro's officers?

A Yes. The difference to the vehicle, it still had all the blemishes and the trailer hitch and all that, but the difference that we observed is that it now had tinted windows.

Q And that was different from the June 12th traffic stops body camera video?

A Correct.
Q But as far as the blemishes, the trailer hitch, everything else, was that the same?

A Yes, it was.
MR. SCOW: I'm going to approach -- Judge, I'm going to move for admission of State's Proposed 195, and I believe in talking to them they'll submit on that. THE COURT: Submitted? MR. BROWER: Judge, I'll submit it. MR. HUGHES: Submitted. THE COURT: All right. That will be admitted. (State's Exhibit Number 195 admitted) BY MR. SCOW:

Q Displaying now 195, what are we seeing in this photograph?

A This is the second female that we later identified as Melissa Summlears?

Q So she was one of the four people including Anthony Barr, Damien Phillips and Sabrina Henderson that went from -or at the suites location, got into the car and then left?

A Correct.
Q When you guys followed the vehicle?
A Yes.

Q Okay. Where did you go from there?
A From there we followed the vehicle doing our mobile surveillance, and the vehicle ended up stopping a short time later at Circus Circus and specifically it's called the Circus Circus Manor, which is buildings behind Circus Circus and the waterpark, which are also hotel rooms that are associated to the Circus Circus.

Q Do you know how many Henderson detectives or vehicles were involved with following the vehicle to that location?

A I don't remember specifically, but we had I would say approximately probably eight different vehicles involved in mobile surveillance at that time.

Q Okay. Was the tracking device -- by the time you got to Circus Circus or while you're there at the Manor location, was the tracking device -- did it arrive there as well?

A I don't recall the exact time that the detectives that had the tracking device arrived, but they did arrive and assist in the mobile surveillance.

Q Okay. So what happens when you get to the Circus Circus?

A The first time we get to the Circus Circus, the vehicle pulls up alongside Building C of Circus Circus Manor, and at that time you see all four of them kind of moving around getting in and out of the vehicle, unloading some of the items, and then you see Damien and Anthony enter Building C and stay

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-07 | Day 5
at Circus Circus while Melissa and Sabrina get back in the car and leave the location.

Q What did you do when Sabrina and Melissa got in the vehicle and left?

A When they got in the vehicle and left, I along with all of our mobile people doing the mobile surveillance, all detectives, we continued to follow the vehicle.

Q Did anybody stay at Building \(C\) at the Circus Circus?
A At the time I don't believe so.
Q Okay. What happens when you follow the vehicle, conducting the mobile surveillance?

A So we continued the surveillance. We follow as Sabrina drives the vehicle back downtown Las Vegas. At one point she stopped, and we observe as Melissa exits the vehicle and heads over to CCDC. Sabrina then continues to drive. At one point she stops in a parking lot, gets out of the car. She's on her phone.

She then gets back in the car. Surveillance is continued. She stops at a gas station. She then goes and picks Melissa back up, and then the two of them go to a Jack-in-the-Box on Main Street. They go in and get some food, which it looks like they got food to go because they brought stuff back out with them, and then they return in the vehicle to the Circus Circus Manor and park the vehicle near Building C. They then get out and enter the building.

Q After they go in the building, what happens? What do you guys do, the detectives in the parking lot, or does anybody go inside? Tell us what happens next.

A At that point we set up to where we can as safely as possible. We determined this is where we're going to do the application of actually putting the tracker on the vehicle. So at this point we attempt to get positioned in the best way possible to make it as safe as possible for the detectives that will actually apply the tracker, and then we also work on getting detectives inside the building itself so that if our suspects exit we can alert the other detectives so that they can, you know, get out of the area so we don't have a bad situation occur.

Q Okay. So everybody is posted for safety reasons and keeping an eye out. Who are the detectives that went to go place the tracker on the vehicle?

A The detectives that placed the tracker are Detective Gutierrez and Detective Stier.

THE COURT: Counsel, approach.
MR. SCOW: Yeah. I was just going to ask.
(Conference at the bench not recorded)
THE COURT: All right. Ladies and gentlemen we're going to go ahead and interrupt the testimony of this witness. The State tells me that they have a very, very quick witness that's, like, 5 or 10 minutes. We'll hear from that witness

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
before the lunch break, and then we'll go to lunch.
Now, as you've been told, you have to keep an open mind until you've heard all of the evidence in the case. So the order in which the testimony comes in doesn't really matter.

So, Detective, I'm going to go ahead and excuse you for the lunch break, but before I do, I have to admonish you not to discuss your testimony with anybody at all during the lunch break.

THE WITNESS: Okay.
THE COURT: All right?
THE WITNESS: Yes, Your Honor.
THE COURT: And we'll probably come back -- I don't know --

MS. SCHIFALACQUA: We'll let him know, Judge.
THE COURT: Wait around. We'll take an hour whenever we finish with the next witness.

THE WITNESS: All right.
THE COURT: All right. And you are excused until
after the lunch break.
And call your next witness.
MS. SCHIFALACQUA: The State calls Detective
Gutierrez.
THE COURT: And, sir, remain standing facing our court clerk.

\section*{CHRISTOPHER GUTIERREZ}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last names for the record. THE WITNESS: Christopher Gutierrez.

C-h-r-i-s-t-o-p-h-e-r, G-u-t-i-e-r-r-e-z.
MS. SCHIFALACQUA: May I?
THE COURT: Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.

\section*{DIRECT EXAMINATION}

BY MS. SCHIFALACQUA:
Q Detective Gutierrez, can you tell the members of our jury how you're employed.

A With the City of Henderson Police Department as a detective.

Q How long have you worked with the city of Henderson?
A Since 2008.
Q Okay. And what is your current assignment?
A Auto theft unit.
Q Okay. Did you have occasion back on August 8th of 2018, to work with Detective Lippisch on placing a tracking device?

A Yes, ma'am.
Q Okay. And Detective Lippisch just left the JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
courtroom; is that right?
A Yes.
Q Okay. Were you part of a team of persons that went out on surveillance to assist in this track -- placing of this tracking device?

A During that time \(I\) was with the criminal intelligence unit.

Q So and that's partly why you were out -- asked to go out with the surveillance?

A Yes, ma'am.
Q Okay. Were you working with another specific detective, Detective Stier?

A Detectives Stier, yes, ma'am.
Q Okay. And did you -- describe for the members of our jury where you went on August 8th of 2018.

A I don't recall the actual location, but it was the motel across from, like, Circus Circus.

Q Okay. So would it be called the Circus Circus Manor?
A I believe so.
Q Okay. Fair to say. So it was by the Circus Circus?
A Yes.
Q And you went there with Detective Lippisch, Detective Ebert, some other detectives?

A Yes.
Q -- that were with you.

And what were you tasked with doing?
A Placing a tracking device on a vehicle.
Q Okay. And was that a 1994 Mercury Grand Marquis red or maroon in color?

A Maroon, yes, ma'am.
Q Okay. And did you physically place that tracking device on that vehicle?

A I physically did. MS. SCHIFALACQUA: Okay. Nothing further, Your Honor.

THE COURT: Mr. Brower. CROSS-EXAMINATION

BY MR. BROWER:
Q So, Detective, were you involved in any mobile surveillance?

A I'm sorry?
Q Were you involved in any mobile surveillance of the vehicle?

A Yes.
Q Did you see the vehicle in any traffic accidents?
A No.
Q Okay. When you placed the tracker on the vehicle,
where was the vehicle?
A Where was the vehicle parked?
Q Yes.

A Is that what your question was?
It was against the wall with the trunk facing the actual motel portion.

Q Was it in an outside parking lot, in a parking garage a --

A Inside.
Q Inside?
A An outside location inside the parking lot.
Q Okay.
THE COURT: So was it a garage, or was it just
outdoor parking?
THE WITNESS: Outdoor parking.
THE COURT: Okay.
THE WITNESS: The parking lot was specifically for the Manor itself. BY \(M R\). BROWER:

Q And do you take any video? We've seen a bunch of body cams and stuff on this case, but do you take video of what you're doing when you place the tracker on so that you can show whether you damage the vehicle or not or how that works?

A No.
Q Or where it's parked, things like that?
A No.
MR. BROWER: I have no further questions, Judge. THE COURT: Mr. Hughes.

BY MR. HUGHES:
Q Officer, how long did it take you to place the device?

A Well, I didn't time it. I'm going to guesstimate it probably took from the time --

Are you asking from the time that I exited the vehicle?

Q Okay. Let's --
A We'll go from there --
Q Well, how far away was your vehicle parked from the vehicle that we're placing the tracking device on?

A At the time that I exited the vehicle, I would say probably about 5 feet.

Q Okay. And so from the time you exited your vehicle, how long did it take you to attach and plant, place --

A Place. Place.
Q That's pretty euphemistic.
A We'll go with place. Yes.
Q Okay. How long did it take you to place it?
A I would say maybe 7 seconds, 10 seconds.
Q Is this device screwed into the subject vehicle?
MS. SCHIFALACQUA: Objection, Your Honor. If we may approach.

THE COURT: Yeah, that's sustained.

JD Reporting, Inc.

MS. SCHIFALACQUA: Thank you.
THE COURT: I don't know that that's relevant.
BY MR. HUGHES:
Q It took 7 seconds to place this device?
A Yes.
Q Does this device have its own battery or power source?

A Yes, sir.
MR. HUGHES: And as I understand it, the Court is not
going to allow me to go any further into where it was placed?
THE COURT: That's -- I don't know that that's
relevant. So --
MR. HUGHES: I'm sorry?
THE COURT: I don't think it's relevant.
MR. HUGHES: Okay. My client wants me to ask --
THE COURT: Well, and --
MR. HUGHES: -- and I want to explain why I'm not.
THE COURT: Okay.
MR. HUGHES: Thank you.
THE WITNESS: Thank you.
THE COURT: Redirect?
MS. SCHIFALACQUA: Nothing further, Your Honor.
THE COURT: Juror questions?
(No audible response)
THE COURT: All right. Detective, thank you for your JD Reporting, Inc.
testimony. Please don't discuss your testimony with anyone else who may be a witness in the case, and you are excused at this time.

THE WITNESS: Thank you, Your Honor.
THE COURT: And, ladies and gentlemen, we're going to go ahead and take our lunch break. We'll take an hour or a little over an hour.

MR. BROWER: Judge, I'm sorry.
Could you quiet down for a second. Thank you.
THE COURT: Oh.
MR. BROWER: I couldn't hear what you were saying.
THE COURT: We're taking our lunch break. We're going to be in recess for lunch until 1:20.

And during the lunch break, you're all reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person, subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue, and please do not form or express an opinion on the trial.

Please leave your notepads in your chairs, and follow the bailiff through the double doors. We'll see everyone back at 1:20.
(Proceedings recessed at 12:18 p.m., until 1:26 p.m.)
(In the presence of the jury)
THE COURT: -- the court, and the ladies and gentlemen of the jury.

And the State may resume its direct examination of the detective.

MR. SCOW: Thank you, Judge.

\section*{KARL LIPPISCH}
(having been recalled as a witness and previously sworn, testified as follows:) CONTINUED DIRECT EXAMINATION

BY MR. SCOW:
Q Detective Lippisch we had just gotten to the point where you were part of the team initially conducting surveillance, and then the tracker warrant for the tracking device was placed on the red 1994 Mercury Grand Marquis. Is that where we left off on your testimony?

A Yes.
Q And it was detectives Gutierrez and Stier who placed that tracking device?

A Yes, it was.
Q What happened after the device was placed on that vehicle?

A After the device was placed on the vehicle, we confirmed that it was active, and then at that point we broke off surveillance. We met up at a separate location to just

JD Reporting, Inc. kind of debrief and confirm everything was done, and then we discontinued surveillance for the rest of the day.

Q So when you say confirm that it's active, what's the display like? How is it that you're able to see a location for whatever that device is attached to?

A So it's set up to where it can send alerts either via text message, email or, you know, a method such as that so that you get the notifications depending on how the tracker is set, and then as well it also has an online application where you're able to access the tracking information.

Q And does that give you locations as well?
A Yes. It'll give you locations, and the online service will then -- it has a map that you can have displayed, and it'll show the track or the location of the tracker itself on that map.

Q Okay. So does it have, like if you pull up Google Maps, for example, and it has the streets with the street names? Does it pull up something that looks like that with a symbol that indicates where the tracker is on --

A Yes. Yeah. So if -- the map itself will have, like, the streets and kind of show just area, you know, location as if you were looking at a basic Google map, and then it'll have -- it has a specific mark where that tracker is, and if you're doing, for instance, if you're doing live tracking, which means you're tracking as the vehicle is moving, it'll
show like the direction of movement as well.
Q The map that comes up with the tracking device symbol that moves on that map, does the map show, like, where buildings and things are located on that map? Does it have labels for those?

A It does not. It doesn't specifically say. So for instance, since the vehicle was at Circus Circus Manor, it doesn't tell you that it's at Circus Circus Manor. It just shows like the location on a map, and then so for instance when I was -- when I would get that information, I then would also use Google Maps which has a bunch more detail so that I could specifically find out what kind of business or location they were at at the time.

Q So you would have those kind of side by side. Just kind of wherever it's showing on the tracker map, you could look at Google map and see what is at that area or nearby?

A Correct. And then if you wanted to do like a specific, when you get the tracker information, it'll give you like the lat and long. So for that location.

Q When you say that, just for the record --
A I'm sorry. Latitude and longitude. It'll give you the coordinates so that you can then -- you could actually plug the coordinates into Google map if you wanted to -- or Google Earth if you wanted to do it that way.

If at the time when we were tracking, if it was

JD Reporting, Inc.
something where it was currently moving, I was just using the two side by side and moving Google Earth -- or excuse me, Google Maps on my own to make sure that it stayed in sync with the track.

Q Okay. And so that August 8th, was it the evening time when the tracker was placed on the vehicle, or what time was it?

A It was at 1509 hours, so it was in the afternoon.
Q Okay. So for people like me that don't speak military --

A 3:09 p.m.
Q Okay. And then was there anything else related to the case or the surveillance or tracking of that vehicle the rest of that day?

A The rest of that day, no. I was the one that actually wrote the tracker warrant. So I just had to complete the paperwork that documented the location and time that the tracker was placed on the vehicle, and then that paperwork has to be filed with the court, and then other than that, we just we're continuing to follow up on our investigation so that we'd be ready to continue as the case moved forward.

Q So what happens next? You go home. What happens next with regard to either tracking or this particular case?

A So the following day, which would have been August 9th, Thursday, that morning we come back in to work, and

Detective Ozawa and I are continuing to work on the case in terms of we knew at the conclusion we wanted to do search warrants and different investigative aspects that still hadn't been done.

So as we're at our main police station in our office area, one of our other detectives, Detective Ebert, had left to go back to the Aviator Suites area to do some follow up out there, and then I get a notification at approximately 9:14 in the morning that the vehicle is mobile. The tracker sends me a notification saying, it's moving at this point.

Q And is that all the notification says: Vehicle in motion?

A It --
Q Or something to that effect?
A Specifically it shows -- the tracker itself is set up to where if the tracker starts moving it sends a notification. So when I get that alert, I know that it has moved, and then it gives you -- on that notification it gives you a link to where you can pull up a map to see where that tracker's at.

Q So what did you do when you got the notification?
A So when I got that notification, I actually opened the web application that allows it to do the live tracking and see where everything's at, and as I did so I was able to see that the vehicle left the Circus Circus Manor, was in motion and started proceeding westbound on Sahara from that area.

JD Reporting, Inc.

Q Did you do -- at that point in time did you do anything else to, like you said before, side by side with Google Maps? Did you pull up a Google map at that point in time to see what was in the area of where that vehicle was?

A As I was watching the motion, I did see that it pulled off of the road into what looked to be like a business area or a parking area. So at that time I pulled up the Google Maps right next to it so that I could see what businesses were in that parking area, and as soon as I pulled up that and zoomed into the area where the parking or commercial center that they pulled into, I saw that two of the buildings inside that specific commercial area, one was a Bank of the West, and another one was a Nevada State Bank.

Q I just want to be able to talk when I ask you more questions.

So I missed some of that. I apologize. I want to -I don't want you to have to say that all over again, but you were tracking it, and you said it looked like it went to a business area?

A Correct. And when I pulled up Google Maps and looked at what was in that business area, that's when I saw that there was -- there was actually two banks within that parking area, and one was a Bank of the West, and one was a Nevada State Bank.

Q What did you do at that point when you saw that there JD Reporting, Inc.
was some banks in there where the vehicle had stopped?
A At that point I -- we assumed, myself and the other detectives, we assumed that they were either doing some reconnaissance --

MR. HUGHES: Your Honor, I'll object to what the other detectives assumed.

THE COURT: Yeah. Don't assume. Just tell us what you actually --

THE WITNESS: We believed at that time that they were -BY MR. SCOW:

Q And if --
MR. HUGHES: And --
BY MR. SCOW:
Q And if you can just talk about what you believe when --

A Okay. So I believed at that time, based on prior history, that they were either attempting to do some reconnaissance on those banks so that they could see possibly what, you know, locations that they could rob in the future.

So at that time Detective Ebert, who was already out from the station, I contacted him and asked him to divert to that location so that we can start getting some visual surveillance as well to see what they were doing because the tracker only gives us obviously the location of the vehicle,
but we don't know who's in the vehicle or what they're doing at the time. So I diverted Detective Ebert to do that.

And then there were additional detectives at our main police station who I was able to get them to assist as well and head from our station in that direction.

Q Was one of those Detective Worley?
A Yes.
Q So you have Worley and Ebert that are going out to the field to get visual of the vehicle?

A Correct.
Q And you're in contact with them?
A Yes.
Q How do you have contact with them?
A Through our police radios.
Q So as you're getting information on the tracker where it's going on the map, you're relaying that to them in realtime?

A That's correct.
Q And on the other end, whatever they see and observe of the vehicle or people associated with the vehicle, they're relaying it back to you?

A That's correct.
Q As it happens?
A Yes.
Q I'm going to pull up State's Proposed Exhibit 370 JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-07 | Day 5
just for identification purposes. When it comes up and when you recognize what you see, you let me know.

A Okay.
Q Do you see anything you recognize yet? It's coming.
A It kind of looks like the sky.
MS. SCHIFALACQUA: [Unintelligible], yeah.
MR. SCOW: I had to restart it because it wasn't playing sound before. And I forgot I had to restart it. So it's coming up. BY MR. SCOW:

Q Do you recognize this?
A Yes. This is a map that was done after the fact that shows the tracks of the vehicle.

Q And the tracks are displayed by what symbols?
A It's going to be these symbols over here with the little -- the circles.

Q Okay. So the green circles indicate locations that the vehicle has been or is at currently?

A Correct.
Q And is the one with like the little curvatures is like the current ping?

A Without seeing the exact time, I would assume it is, but, yeah, that showing that it's registering a ping.

Q Got it. So let's -- I'm going to play a little bit and see what you recognize. Okay?

JD Reporting, Inc.

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295

\section*{APPELLANT'S APPENDIX Vol. V}

NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

\section*{Appellant's Appendix Table of Contents}
Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709

A Uh-huh.
So from this you can see that the vehicle initially
started over here. This is the Circus Circus Manor.
Q And, Detective, before we go in to describing it, it's not an exhibit quite yet.

A Okay.
Q But you recognize this. Is this showing the pings --
A Yes.
Q -- the locations of that tracking device --
A Yes.
Q -- from August 9th, 2018?
A Yes.
Q Starting at about 9:14 in the morning?
A Yes.
MR. SCOW: Move for admission of State's Proposed
370.

THE COURT: Any objections?
MR. BROWER: Submitted.
THE COURT: Submitted?
MR. HUGHES: Submitted.
THE COURT: 370 is admitted.
(State's Exhibit Number 370 admitted)
BY MR. SCOW:
Q All right. You were about to describe -- you were going into more detail, and now you can do that for

Exhibit 370.
A So what you're seeing right now is it's showing the initial pings that it was receiving of the vehicle, of the tracker itself that started out at the Circus Circus Manor, and then you're seeing the continued pings as the vehicle moves and the locations that it's receiving from the tracker as it went out on to West Sahara and then up to the parking lot that included the banks, the Bank of the West and the Nevada State Bank.

Q And when you first got the notification of movement, you said it was moving westbound on Sahara?

A The initial notification just said that movement was detected, and it was leaving from its parking area at the Circus Circus Manor.

Q Okay. So you tracked it to where it went westbound on Sahara into the parking lot?

A Correct.
Q And when it got to that parking lot where the Bank of the West and Nevada State Bank were at, that's when you called in for other detectives to go try to get visual?

A Correct.
Q Do you know what point in time it was that they obtained visual of the vehicle?

A They actually don't obtain visual until it is back after this point when it proceeds eastbound and ends up in an
apartment complex is when we were -- they were actually able to get visual on the vehicle.

Q Okay. And is the address or location of that apartment complex on this map?

A Yes, it is.
Q Can you use the cursor and show where it is and tell what it is.

A This blue marker and then this box right here that says Sterling Sahara Apartments at 1655 East Sahara Avenue is the apartment complex.

Q And that's where it next came to a stop?
A Along the way it stopped at a gas station, and then once it proceeded from the gas station, it went to that apartment complex.

Q Okay. Now, as we play this, I want you to let us know if this is in realtime. Okay. Let me go back. It was frozen and then moved. So it looks like they flew there.

A So initially in the parking lot, as you're seeing, there were multiple pings because it remained in the parking lot where the Bank of the West was, and as you can see from the --

Is it all right if I take over the cursor?
Q Yeah. It's yours.
A As you can see in here, it initially pulled into the parking lot at 9:23, and then it doesn't exit the parking lot
until 9:37, and while it was in the parking lot, the initial pings were showing it towards the front, and then it worked its way back farther north in the parking lot before then leaving, and so that's why there's so many pings in that area.

MR. BROWER: Judge, I'm going to object to the term them leaving. I don't think he had any actual surveillance on them at that -- anybody at that point in time.

THE COURT: Do you see who was in the car?
THE WITNESS: Not at that time.
THE COURT: All right. So just say the vehicle or -THE WITNESS: The tracker then left.

MR. BROWER: That's -- I like the tracker, Judge.
That works.
BY MR. SCOW:
Q And the tracker was attached --
A To the vehicle.
Q The red Grand Marquis?
A Correct. So at that time the vehicle leaves the parking lot and proceeds eastbound on Sahara. At one point at stops in a gas station parking lot which I was able to see on Google Maps when I had that side by side, and then it left the gas station parking lot and arrived at the Sterling Sahara Apartments.

Q Okay. So I'm going to go back a little bit and let it play, and hopefully it just goes normal speed at this point.

So that's what you described. It was in that area of that parking lot for about 14 minutes according to the label and what you observed?

A Correct.
Q And then at about 9:37 is when it leaves that parking lot?

A Yes.
Q So that's one of the pauses there where it stopped?
A I believe from watching this and timingwise that should be the gas station that they stopped at.

Q Okay. And I just paused it. So that's why it stopped right now.

A Oh, okay.
Q And so I'm going to hit play again. So I just paused it again.

A Okay. And so --
Q That happened over a matter of a few seconds; right?
A [No response.]
Q What we just observed?
A On the screen, yes.
Q Yes, but when you were watching in realtime, it was passing in minutes. For example, when you get to the -- this next label over here, it says 9:51, so about 14 minutes after leaving the previous location --

A Correct.

Q -- right?
A Correct.
Q So it wasn't just two seconds. It was -- so this map and this video of it is a very much shortened time frame from what you were observing live?

A Yes.
Q Okay. And these labels are here to assist the jury in knowing what time the vehicle arrives at what location?

A Yes.
Q How long was the vehicle in this Sterling Sahara Apartments?

A So it arrived in the apartments at 0951 hours, and then it doesn't leave the apartments until 1014 hours. So it's in the apartment complex for approximately 23 minutes.

Q Okay. Was there anything near that apartment complex that you observed on a Google map?

A When I saw the vehicle pull into the apartment complex and I zoomed into that area, just west of the apartment complex on the other side of the wall of the apartment complex is a Smith's shopping center, and inside of that Smith's is a U.S. Bank branch.

Q So U.S. Bank inside a Smith's?
A Correct.
Q So based on what you're observing here, the vehicle parks at the apartment complex near a Smith's with a bank in
it. What are you thinking as far as what you've learned in your investigation up to this point?

A So the prior investigation had shown that the suspect vehicle or what would be kind of their transportation to and from would not park directly in front of the bank or in the parking lot bank, but would park somewhere nearby that they could then come from and run to as they commit the robbery. So based on seeing that it had parked in the apartment complex and then the fact that there was a Smith's with a bank in it right next to it led me to believe that this was very -- a good possibility that they were again either doing some research on the bank to see if it is a location that they could rob in the future or possibly rob it at the time, but we did not know at the time.

MR. BROWER: Judge, that calls for speculation as to what they were thinking.

THE COURT: All right. That's sustained.
BY MR. SCOW:
Q So based on what you're observing, what you knew about the robberies and your investigation up to this point, this was something significant to you?

A Yes.
Q Do you know about what time detectives Worley or Ebert were able to obtain visual of either individuals associated with the vehicle or the vehicle?

JD Reporting, Inc.

A The exact time I don't know, but it was shortly after the car arrived in the apartments. I was able to direct Detective Ebert to where the vehicle was within the apartment complex. So he was able to position his vehicle inside the apartment complex to get a visual on the vehicle itself, and then I was also able to direct the additional detectives to go to the parking lot of the Smith's so that in case our -- the vehicle had the suspects inside it and they decided to walk to the Smith's there would be -- people would be able to see the doorway and see if the suspects arrived.

Q At some point were you notified by one of the detectives that a visual was obtained of people associated with the vehicle?

A Yes, I was. Over our police radio, Detective Worley announced that he saw our two suspects walking towards the Smith's.

Q Which detective was it that had the visual?
A Detective Worley.
Q And we won't go into what he's reporting to you, but they're reporting to you what they see. You're giving location information, and it's the tracker that's giving you location; is that right?

A Correct.
Q Is it the Google map that's giving you location?
A No.

Q Are you using the Google map to assist in knowing what may or may not be in the location?

A Yes.
Q And is Google map always right?
A From my use of it it's accurate; however, I can't say if it's always going to be right or not.

Q It's pretty accurate; right?
A Correct.
Q But there may be times when the exact location of a business or something else may be a little bit off?

A Correct.
Q But it'll usually give a pretty precise location generally speaking?

A Yes.
Q But as far as the locations for the vehicle, you're using a tracker, the tracking information, not Google Maps?

A Correct. I was using -- I had two windows open at the same time. One would be the actual tracker application which was showing -- giving me the specific locations of the actual tracker itself and was plotting it on the map very much similar to what you see right here, and then I was using Google Maps to coincide with that so that I could see what specific businesses or that kind of thing was in the area.

Q Okay. At some point does the vehicle start moving again?

JD Reporting, Inc.

A Yes. At approximately 1014 hours is when it then proceeds to exit from the apartment complex.

Q And that's 10:14 a.m.?
A Yes.
Q Do you know if any of the officers has visual of the vehicle at this time?

A Yes. Detective Ebert had visual of it.
Q All right. I'm going to play it again and if you can just describe directions it goes. It's going to move fast. Okay?

A So from the apartment complex it went eastbound on Sahara. It proceeded eastbound until it completed what appeared to be a U-turn at just before getting to McLeod. It came back westbound on Sahara until it got to Maryland Parkway.

MR. BROWER: Judge, I'm going to object to the term U-turn. I don't think he's watching it. He's only getting latitude and longitude. So we have no idea if it's a U-turn or if it's a -- what type of turn it is. It's just latitude and longitude that he's getting.

THE COURT: The vehicle headed one way and then
turned around and headed the other way --
THE WITNESS: Yes.
THE COURT: I think we can.
MR. SCOW: It's a logical inference from what he sees on the --

THE COURT: I think we can assume that the vehicle wasn't driving in reverse the other way. So I think that's a fair assumption. It's overruled. BY MR. SCOW:

Q Okay. And use the mouse to --
A Okay.
Q -- as you're explaining the direction and where the U-turn occurred.

A Okay. So from the apartment complex here, it proceeded eastbound on Sahara to about to this location right here. McLeod is the next intersection right here. This is where the vehicle then proceeds to go the other direction coming back westbound until it gets to this intersection which is with Maryland Parkway. At this intersection, it turns and proceeds southbound on Maryland Parkway to just prior to Desert Inn, which is right here.

At that point, it pauses and then turns and heads back northbound coming back up through the intersection at Sahara until turning on a smaller sidestreet up here just before it gets to Charleston.

When it makes this turn, it proceeds westbound, and then another turn is made for it to go northbound until it comes up here to the intersection with Charleston, and then it proceeds through the intersection before it actually comes to a stop in an alley right back over here, and as I'm watching the
tracks and then using Google Maps, I was able to see that very close to where the vehicle stops there's a U.S. Bank that's on Charleston at this location.

Q You had said Detective Ebert had eyes on the vehicle. Was he eyes on as it went on Sahara, back the other direction, down on Maryland Parkway, south and then back north? Was he maintaining generally visual on the vehicle?

A It was -- there were times, but at the same time, since we had the tracker on the vehicle, we knew that we didn't have to be very close to it, and we didn't want to -- you know, we want to make sure that our suspects didn't get suspicious. If they were in the vehicle, you know, we don't want to make sure -- we want to make sure that they're not suspicious of vehicles that are around them.

So knowing that we had the tracker on the vehicle, there were times where they didn't maintain the visual because I was radioing realtime information to let them know specifically were the vehicle was. So if it made a turn, they didn't instantly have to be right up on the vehicle to see where it turned or where it was going because I could update them with that, and then they would get back in the position where they would then have a visual of the vehicle without making it obvious that they were following it.

Q When you say "they," was that the vehicle Detective Ebert was in? And potentially Worley as well?

A Correct.
Q So on this disc, where the vehicle is that now, I'm going to bring up a different map that's closer in of that area. Can you give the cross streets here to help orient the jury.

Oh, it's playing.
Okay. Can you give the cross streets to help orient the jury of where this is.

A In terms -- the U.S. Bank itself is at 801 East Charleston.

Q Sorry. I'm going to steal the mouse so I can bring this up here.

A Yeah. It's --
Q All right. Yours. Your mouse again.
A Actually, if I could refer to my notes? It's tough to read specifically on here what those street names are.

Q Yeah, yours is a little blurry. So --
A It's very blurry.
Q So then is this Charleston?
A Yes, it is. The main road, the Nevada 159 is also referred to as Charleston Boulevard right here.

Q Okay. I meant the big streets, and is Maryland Parkway on there too?

A Oh, I'm sorry. Yes. Maryland Parkway is the main road right here.

Q Okay. And if you need to get into your notes to see some of the smaller sidestreets that you can't read the names of, if that helps you remember the locations, you can look at your notes. Okay?

A Okay.
Q So from the big map, we've seen where it went up Maryland Parkway and turned left on one of the side streets. Do you remember or do you have it in your notes the name of the sidestreet you turned left on?

A Yes. So -- so as it was proceeding northbound on Maryland Parkway, after passing through Sahara, they turned left to go westbound on to East Franklin Avenue.

Q Okay. So I'm going to hit play and see if this kind of indicates to us the path that it follows.

Okay.
A So the left turn from Maryland Parkway on to Franklin is right here, and so it proceeds on Franklin, and then it turns right to go northbound on to South 8th Street, which is the turn right here. So now it's on 8th Street proceeding northbound, and then 8th Street is also -- it turns into what's also East Park Perseo -- Park Paseo, excuse me, to the intersection with Charleston. And it continued northbound through the intersection turning right to go eastbound right here on Garces and then made another immediate right into the alley between 8th and 9th Street.

JD Reporting, Inc.

Q Is that where the tracker is at this time on the video?

A That's what it appears from here.
Q Okay. And how long is it in that area, in that alley between 8th and 9th?

A It parked in the alley. I don't have the specific time in my notes actually as to when it parked, but it parked there for a minute, and it stays there as our other detectives get into the area now, now that it's stopped, they try and get in the area so they can set up in case it starts moving again or something happens, especially knowing that there's a U.S. Bank in close proximity, and while it's stopped at that position, a person is seen coming from -- over the radio I hear a person is seen coming from the area where the vehicle had stopped.

Q Was it a male or a female?
A It was a female.
Q Okay. And the detectives, did they set up around where the vehicle was at, or where did they say they had set up at?

A They set up more specifically in the area of the U.S. Bank to make sure, knowing that the vehicle had stopped near a bank, they wanted to make sure that they had eyes, were able to see the front doors of the bank in case anything were to happen or people were to come from the vehicle towards the bank.

JD Reporting, Inc.

Q Did the vehicle shift position at all in that alleyway during that time frame?

A After hearing on the radio that a female had come from the area of the car and gone into the bank, the vehicle then actually moves and --

Give me one moment.
Q And you're referring to your notes to get exact --
A I'm sorry.
Q -- times or locations?
A Yes. I'm referring to my notes to see where it had moved to.

So the vehicle then goes northbound in the alley across Garces and approximately 1036 hours, the vehicle stops behind what appeared to be 626 South 9th street.

Q So you didn't have the time of the first time it stopped, but after a few minutes it moves to another spot, and that's the time that you had on the tracker for when it stops a second time in that alley?

A Correct.
Q So is that -- did it just show it moving to the second location?

A Yes, it did.
Q And so that label there indicates the time stop of the second stop location?

A Yes.

Q Of the red Grand Marquis and the tracker?
A Yes.
Q And how long was it there at the second parked spot?
A So it stops and parks at that spot at approximately 10:36 a.m., and then at approximately 10:44 a.m., it leaves the area; it starts moving again. So for approximately 8 minutes it was stopped in that area.

Q And you don't have on your notes how long it was stopped the first time?

A I do not.
Q Okay. So it left the area, but again in realtime, when it got -- when it left the area at 10:44, at what time does it next stop, and then after you give us that, give us the path that it traveled.

A Okay. So at 10:44 it leaves that area. And then at 10:50 it stops. It's shown on the map right here at 705 East St. Louis Avenue.

Q Okay. And what was the route it took?
A So the route it took is from --
And if I can refer to my notes just to confirm if I have times, specific times in here.

Q Okay. And just to be clear, the notes you're referring to, is that a supplemental report that you've done for -- which event number is it that your report is supplementing?

JD Reporting, Inc.

A I completed this under our report Number 18-16972, and this is a supplemental report to document what took place and what we observed and the information that we gathered.

Q Okay.
A So at 10:44, the vehicle drives northbound to the alley to East Bonneville Avenue, which is right here where it turns right and proceeds eastbound, continues eastbound to the intersection of Maryland Parkway which is right here and then makes another right turn and proceeds southbound through Charleston and continues southbound to East St. Louis Avenue, which is right here at which point it makes a right turn and proceeds westbound until stopping at 705 East St. Louis Avenue.

Q So that last street, the turn is on St. Louis Avenue?
A Correct.
Q And during this last part of the vehicle movement, were you aware if Detective Ebert had visual of the vehicle?

A Yes. At that point, prior to this, I was the one that was doing all the live updates because I was using the tracker to give locations; however, at this time Detective Ebert who was able to get visual of the vehicle took over notifications of where the vehicle was and was providing live updates on the radio so that I knew he had a visual of the vehicle.

Q Okay. And so what he was relaying was matching what you saw, the tracking data on the map as to where the vehicle

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
was going?
A Correct.
Q And it also became a stop at 705 East St. Louis Avenue?

A Yes.
Q And were you made aware that an arrest had been made with regards to people in the vehicle at that location and then areas close by?

A Yes.
Q And after the arrests were made, were those individuals brought to where you were at at the Henderson Police Station?

A Yes, they were.
Q Who was it that was brought to you?
A There were four individuals that were brought to the police station and include Anthony Barr, Damien Phillips, Sabrina Henderson and Melissa Summlears.

Q You weren't there to see what happened; right?
A No, I was not.
Q But you were the one tracking the vehicle and giving that information to those that were on scene?

A Correct.
Q I'm showing you some other photos of Melissa and Sabrina. I'll show you now State's Proposed 180 and 204 and ask if you recognize these.

A Yes, I do. These are photos of Damien Phillips and Anthony Barr.

Q Okay. And then, sorry, also 181?
A This is another photo of Damien Phillips.
Q And was that the condition and clothing they were wearing when they were brought to the Henderson Police Station where you were on August 9th, 2018?

A Yes, it is.
MR. SCOW: Move to admit State's Proposed 180, 181 and 204.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. Those will be admitted.
(State's Exhibit Numbers 180-181, 204 admitted)
BY MR. SCOW:
Q First on 180, who's in this photograph?
A Damien Phillips.
Q And in 181, what's that showing?
A That's also Damien Phillips.
Q And the clothing he was wearing?
A Yes.
Q That's what he was wearing when he was brought back to your location at the police station?

A Yes.
Q And the shoes?

A Yes.
Q And then 204?
A And that's Anthony Barr.
Q And the clothing that he was wearing?
A Yes.
Q And then showing you State's Proposed 233 to 252. If you want to flip through those and let me know if you recognize these?

A I do recognize these. These are pictures of the clothing from Anthony and Damien.

Q So as they're arrested and booked, these are pictures of the clothing after it had been removed from their persons?

A Correct.
MR. SCOW: Move for admission of State's Proposed. MR. HUGHES: Submitted.

MR. BROWER: Submitted, Judge.
THE COURT: Whatever it might be.
MR. SCOW: 233 to 252 .
THE COURT: 233 through --
MR. SCOW: 252.
THE COURT: All right. That'll all be admitted. (State's Exhibit Number 233-252 admitted)

BY MR. SCOW:
Q And I'll just go through a few of these. 234?
A Those are Damien's -- the pants that Damien had been JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5 wearing.

Q 235?
A The T-shirt Damien had been wearing.
Q 236?
A The shoes Damien had been wearing.
Q Was there something that you noticed about what's shown in 236 and 237?

A Those shoes matched the shoes that we had seen in prior images from the other robberies.

Q 240?
A That is Anthony's ID and the wallet that Anthony had on him.

Q So this was on his person?
A Correct.
Q Okay. So his ID, and did you see this ID in some of the traffic stops of the body cam you had seen from Metro's police traffic stops?

A Yes. He had provided a Texas ID in those traffic stops.

Q This green card here in 241, does that show a better, and I'll zoom in, and you can -- the lighting. Is that one of the cards that was in his wallet?

A Yes.
Q And what does it say? And I'll try to turn it so you can actually.

A It says, give your adulthood a timeout. Life's a circus. Let's play.

Q So is that a door card for Circus Circus?
A It appears to be so, yes.
Q What is this? I'll zoom out so you can actually see it?

A That's the shirt that Anthony was wearing.
Q Is there anything that you noticed specifically about Anthony and the shirt he was wearing?

A The shirt that he was wearing has stains on it around the collar which was from makeup that had been coming off of his face and neck area.

Q So you observed that to be makeup?
A Yes.
Q Did you see makeup that was on his face still?
A Yes, I did.
Q Describe what you saw.
A When he was brought to the station, he still had some makeup that was on his face covering the tattoos. The makeup that I first observed was the makeup on the right side of his face that was covering the teardrop tattoos, partially covering it. A lot of it had actually started to already be rubbed off or was coming off.

Q And which cheek did it seem that it was kind of rubbed off from?

A The right one.
Q And then --
(Pause in the proceedings)
BY MR. SCOW:
Q Showing you State's 232, I know you weren't at the arresting, but just focusing on the individual in the picture, is that how he looked, Anthony Barr when you saw him brought to your police station?

A It does other than the fact that in this picture it appears that the makeup is still covering most of his tattoos.

Q Okay. But the clothes he's wearing, but that's him that day?

A Yes.
MR. SCOW: Move for admission of 232.
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: Submitted.
(State's Exhibit Number 232 admitted)
BY MR. SCOW:
Q I'll zoom in a little bit. It's hard to tell with the zoom in, but the members of the jury will have this to look at, but as you described, this was him shortly before you got him at the police station, but in this photograph, it appears that you cannot see the teardrops. Is that what you were just saying?

A Yes.

Q The tattoos on the right cheek?
A [No audible response.]
Q Is that yes?
A Yes.
Q Okay. And the picture also shows just for reference to one of the other exhibits, does it also show Anthony's wallet with that Circus Circus card and his wallet in that picture?

A Yes, the Metro officer is holding Anthony's wallet. MR. SCOW: I will pass the witness, Judge. THE COURT: All right. Mr. Brower, cross. CROSS-EXAMINATION

BY MR. BROWER:
Q So, Detective, you testified about the similarities; correct?

A Yes.
MR. BROWER: I'm just going to stand over here
because Mr. Scow is in my way.
BY MR. BROWER:
Q And you said the FILAs -- had you say it? Fiela?
FILA sneakers.
A FILA.
Q How do you -- okay. So --
A I call it FILA.

JD Reporting, Inc.

Q All right. So the FILA sneakers, you said that was important because it matched similarities from other alleged robberies; correct?

A Yes.
Q Like the sandals that were worn by one of the individuals in one of the robberies; correct?

A No. I said the --
Q Do the FILA sneakers look like the sandals?
A -- FILA sneakers.
No. No, I said the FILA sneakers looked like sneakers from other robberies.

Q And you talked about what you said were consistencies; correct?

A Yes.
Q So you said there was a note?
A Yes.
Q Now, you've worked robberies for quite a while; right?

A A couple years, yes.
Q Okay. Your experience that most robberies have a note?

A I wouldn't say most, but some do, some don't.
Q Half?
A I would have to look up all the cases to see to give you an actual number.

JD Reporting, Inc.

Q Well, the ones you've worked, how many use a note?
A Again, I don't remember specific numbers.
Q So it really stood out in this case that people used a note. That was real unusual and that was a ink -- that was something so specific that it caused you to have a flag; correct?

A No. What was specific about it was the fact that the notes were very similar in terms of what they stated as well as the fact that in every single one they made sure to keep the note with them after showing it to the tellers and that they -all of them referenced a weapon or some sort of weapon, gun or bomb that they had.

Q Okay. And you talked about a red car. You had photos of a red car, and we watched a video which was what kind of I guess cracked the case for you; correct?

A It was a lead, yes.
Q Okay. And in that lead did you see an individual get in the front passenger side of the car?

A Yes, I did.
Q And did that individual have a ponytail?
A It appeared that possibly he had a ponytail, yes.
Q Okay. And did any of the individuals that were arrested in this case have a ponytail?

A Not when they were arrested, no.
Q Okay. And did you recover the sandals that were

A I do not recall if we recovered them in the search warrant or not.

Q Okay. So there were definitely inconsistencies in this case as well as some consistencies; correct?

A Yes.
Q Okay. And you were asked about Google Maps being accurate, probably because we spent some time yesterday when you weren't here looking at a Google map that had some wrong locations. The maps that we just watched a few moments ago, was that done by you on Google Maps?

A That was not done by me at all, no.
Q Okay. Was that using Google Maps? Do you know?
A I could not tell you. I don't know.
Q Well, when you get the update on -- however, you get the update from the tracker, do you get it on your mobile phone?

A It can be through mobile phones or email or through the live tracking on the website.

Q So there's an app?
A There's a specific website on the Internet --
Q So we can't go download the app and watch all the trackers --

A No, you cannot.
Q -- in the valley; right? Okay. JD Reporting, Inc.

A Not that I'm aware of.
Q But does that app show you just latitude and longitude, or does it show you a map?

A It shows me a map.
Q And that's not as reliable as Google Maps because you said you used Google Maps at the same time; right?

A I did not -- I didn't use Google Maps at the same time because of reliability. I used it so that I could specifically identify businesses in the area.

Q Okay. And it's your experience that Google Maps is pretty accurate?

A From my experience, yes. I use it all the time.
Q Okay. Ever sent you to the wrong place?
A Sent me to the wrong place, no.
Q It's never given you the wrong location?
A Never.
Q Okay.
A Not that I can recall.
Q Well, I can show you an exhibit that's been admitted that's got the wrong locations, but we'll skip over that.

A In my experience, I've always had great luck with it.
Q Okay. And the tracker doesn't have a camera; correct?

A It does not have a camera, no.
Q Okay. And the tracker only shows movement. Like JD Reporting, Inc.
does it show -- for instance let's say the tracker is on this podium. Well, this podium is better. It's got wheels. If I shake it, like I get in the car, and I shake it, will it start notifying you, or does it actually have to be physical movement of so many yards, feet, inches?

A All of the specific capabilities I'm unaware of.
Q Okay.
A However, I know that it's -- there's different settings that you can do with it to where you can make it to where it shows motion. You can also have times the vehicle would actually stop. So the stop motions. You can also get it to just send information on a -- let's say you want information every minute of where that tracker is at. You could get it -you could set it to that as well, as well as numerous capabilities, like I said, I'm unaware of.

Q So is this tracker big enough to be put like on somebody's shoe or --

MR. SCOW: Judge, objection. For the reasons
discussed at the bench earlier, the size and placing of it.
THE COURT: Counsel, approach.
(Conference at the bench not recorded)
BY MR. BROWER:
Q So I'm going to go to the map that we were watching a few minutes ago.

A Okay.

Q So originally we were watching -- there was lots of little dots all in a row kind of, and then we had that long gap that happened where there was only, like, three or four of them. You didn't actually put the map together that we watched. You just said that; correct?

A Correct.
Q But when you were getting tracking information, was there a gap in those spaces that would be an explanation as for why we weren't getting lots of little dots in between those big ones? Is it not live time, or how accurate is that tracking device?

A So it's basically you receive the information via satellite. That goes to the software that then allows us to see the tracks or the plots that the tracker is at. So the faster the car is moving, the farther apart those plots will be. If it's stationary or barely moving, say you're going 1 mile per hour, you're going to get a lot of spots in that location because the information is sent, you know, makes every second.

So if you're moving 1 mile per hour every second, that's going to show a very high density of dots at that time whereas if you're going a hundred miles an hour, and it's only sending it every second, at a hundred miles an hour, the dots are obviously going to be much more spaced.

Q So, well, I guess I can ask this then. We had a

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
large -- a couple large segments of spot, you know, where there was very few spots. Was the car going exceptionally fast there?

A I can't tell you what the speed was; however, I obviously --

Q Oh, so you don't get that information, like the car is going 85 in a school zone or anything like that?

A Yes, you can get the -- you can get the speed information; however --

Q But you didn't?
A I was not keying in on the speed information. I was keying in on the location.

Q Okay. And I apologize. You pointed to Mr. Barr earlier and described some tattoos I think; correct?

A Yes.
Q And you said on the right side of his face there was I think you said three tattoos?

A I believe I said three like teardrop looking tattoos from here.

Q On the right side of his face?
A On the right side of his face; correct.
Q Okay. Do you wear glasses?
A I don't.
Q Do you think you might need to?
A It's difficult to see the right side of his face from JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-07 | Day 5
this angle because I can see the left side of his face better than the right.

Q Okay. How many do you see on his left side of his face?

A I see what looks like three on the left side of his face.

Q Okay. Because I count differently on the right side. That's why I was just curious.

A Okay.
Q But I had Lasix. So --
A I'd be happy to get closer so I could actually see --
Q No, I was just curious if, you know --
A Okay.
Q -- you know, you wore glasses or you needed to check your prescription?

A No, I don't.
MR. BROWER: All right. Thank you.
THE COURT: Is that it, Mr. Brower?
MR. BROWER: That's it for me, Judge.
THE COURT: Mr. Hughes.
CROSS-EXAMINATION
BY MR. HUGHES:
Q Officer, I believe early in your testimony you
testified about looking at surveillance video from a parking lot after a robbery where one of the suspects was dressed in a JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
wig. Do you remember that?
A Which parking lot are you referring to?
Q There's been so many parking lots I can't keep track. There was a parking lot where you indicated the suspects were getting out of a red vehicle and walking towards a bank. Do you remember that?

A Yes.
Q And it showed them later, the suspects coming back to the vehicle?

A Correct.
Q That surveillance had time and date on it. Do you remember? The videotape?

A I believe it did.
Q Did you do anything to verify the accuracy of the time and date on that video?

A I personally did not, no.
Q So you don't have any knowledge about whether that video was actually taken at the time it said; right?

A I was --
MR. SCOW: Objection, Judge, can we approach on that?
THE WITNESS: -- provided --
THE COURT: Sure.
(Conference at the bench not recorded) THE COURT: All right. Move on, Mr. Hughes.

BY MR. HUGHES:

Q Officer, I believe you testified that after this magic tracking device was placed at the Circus Circus location. Is that right?

A That it was installed on the vehicle?
Q Yeah.
A Yes.
Q After that was done, you all went home -- oh, no, you went to debrief?

A Correct.
Q Then you went home?
A No.
Q Oh. Did you work all night?
A I told you I actually did the paperwork that was associated with the tracker, and I went back to continue the investigation and work on the investigation.

Q When you say you went back to continue the investigation, where did you go?

A The station. Our main station where our office --
Q Okay. In Henderson?
A -- where our office is, yes.
Q So nobody kept a visual on that vehicle overnight; is that correct?

A That's correct.
Q So when the vehicle started moving, or when your device started moving the next day, you were assuming that it JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
was still attached to that vehicle?
A [No response.]
Q Is that right?
A Yes. I did not get an alert that it had been removed.

Q Is the device such that if it was moved you would get a special alert?

A If it's removed from what it's been attached to, yes.
Q Oh. And you received no alert?
A I did not receive a removal alert, no.
Q What kind of an alert would you get?
A A device removal alert.
Q Okay. Which is different then -- something different than a dot? A green dot on the map?

A It would provide the details that it was a device removal, yes.

Q You know as soon as I go home I'm going to go on Google and order one of these, and you know I can because it doesn't sound all that much different than my device. It'll give a location by satellite.

Does this device have difficulty getting its location if you're in mountains?

A I've never used it in a mountain. So I could not tell you.

Q How about around tall buildings?

A I have not experienced any issues in Las Vegas and Henderson when I've used the device.

Q How often have you used the device?
A I've had several cases where it's been used, and I've also been involved in other people's cases where they've used it.

Q And so apparently buildings and clouds don't interfere.

Does it need line to line site with the satellite?
A Not as far as I'm aware of.
Q But from your understanding, it's locating by satellite?

A From my understanding of the device, yes; however, I'm not an expert on the actual mechanics of the device itself.

Q While you were at the Circus Circus Manor, you were physically present there?

A Yes.
Q Did you get out of your vehicle?
A At which time?
Q At any time you were at Circus Circus.
A Yes.
Q How close did you get physically to the suspect vehicle?

A At one point it drove right behind my vehicle.
Q The vehicle in motion was behind you?

JD Reporting, Inc.

A Correct.
Q Okay. But you were in your vehicle at the time?
A At that time, yes.
Q Okay. How close did you get to this vehicle when you were out of your vehicle?

A I don't have an exact number. I don't know.
Q Okay. Let's narrow it down. Less than a quarter mile?

A I was a couple buildings over from it. So I don't know exact distance of what that was.

Q Okay. Is there a parking garage at Circus Circus?
A There is a parking garage there, yes.
Q To your knowledge, at any time was the suspect vehicle in the parking garage?

A From the track -- the specifics that I had seen, I did not notice it in the garage.

Q Did you take any still photos or video while you were at Circus Circus Manor?

A I did not.
Q To your knowledge, did any of the other officers on your squad take any videos or still photos while they were there?

A At Circus Circus Manor, I do not believe so. MR. HUGHES: Okay. All right. Thank you, Officer. THE COURT: Any redirect?

JD Reporting, Inc.

MR. SCOW: Yes. Just a minute.
/ / /
/ / /

\section*{REDIRECT EXAMINATION}

BY MR. SCOW:
Q You were first asked by Mr. Brower about the bank note, and he asked you if that was some odd or unique thing that you connected these cases by just the bank note. Is that what happened?

A No. There's --
Q So how did the bank note play into you determining that these were related?

A The bank note was just one of the similarities between all of the robberies that we investigated, the four robberies that had been in Henderson. In every single one of them, the bank note was -- or a note, excuse me, was used, along with the other similarities that took place.

Q Similarities such as you described the suspects on the videos that you're able to see their descriptions, clothing, things like that that you're able to -- and mannerisms, what they do with the notes that they don't give it. They'll let the tellers take them, all those kinds of things are playing into your determination?

A Correct.
Q You were also -- some of the questions about the JD Reporting, Inc.
tracker map, and there was a lot of questions as to whether you know if the tracker was on the vehicle or if its locations were accurate. At some point you were able to confirm that the tracker was with the vehicle; is that not right?

A That is correct.
Q How were you able to confirm that?
A Based on the information that I was providing realtime over the radio, I was directing detectives that had the mobile surveillance that were in their vehicles. I was directing them to where the tracker was showing on the computer where I was using it, and the locations I was giving them was accurate because I was able to direct them specifically to where that vehicle was, and when I told them where it was and they would arrive in that location, they would then see the vehicle at that spot.

Q And they would let you know and confirm that that is accurate?

A Correct.
Q You were asked, and reference was made to a Google map and accuracy that could potentially get you lost if you were looking for something, and is this -- this is Exhibit -sorry -- 62 showing the area of Valle Verde and the 215 Beltway. Do you recognize this?

A Yes, I do. That's the location of the fourth robbery.

JD Reporting, Inc.

Q The 55 South Valle Verde?
A Correct.
Q And there's a U.S. Bank inside that Smith's; is that right?

A Yes.
Q Where is the U.S. Bank inside the Smith's if you can indicate on the map?

A If you enter in the Smith's, you would then go right, and the bank would be somewhere in this area towards --

Q Okay. Do you see --
A Towards the [inaudible].
Q Do you see where the Google map label is for the U.S. Bank branch?

A Yes, I do; it's down here.
Q It's what, maybe like a hundred yards off?
A I'd say even less approximately.
Q So if you were to plug that into your phone, would you have gotten lost --

A No.
Q -- if you were looking for that U.S. Bank branch?
A No.
Q So but again you weren't using Google Map, you were using the tracking program and the locations that were giving specific latitude and longitudes?

A Correct.

Q And you gave us an Excel spreadsheet with those latitude and longitudes which we provided to the defense that gave those specific locations with times; right?

A Correct.
Q And those latitude, longitudes and times were then used by one of the detectives in Henderson Police Department to place on the map that we've been viewing in court today?

A It was used by one of our analysts, yes.
Q Okay. An analyst, not a detective, and so what we're seeing today is demonstrative evidence of what you were viewing live?

A Correct.
Q Now, are each of the spaces between the dots, are those showing accurate speed references, or is it just showing where the next dot is for the next time?

A It's showing where that tracker is showing at that specific time and when it receives that information, and then you can get speed information from it because it actually contains that information.

Q That wasn't something that you did for this case when you were looking at the tracker?

A Correct. We were focused on location, not how fast they were driving.

Q You weren't going to give them a speeding ticket?
A I was not.

Q You were asked about the parking garage for Circus Circus. Is there a garage, a parking garage for the Circus Circus Manor or just for the Circus Circus Hotel Casino?

A Circus Circus Hotel Casino has a parking garage in the area of the actual -- the Circus Circus Manor. It was surface parking, like a parking lot. There was not a parking garage directly in that area.

Q And that's the parking lot that your testimony has been about where the vehicle was, where the tracker was placed, things like that?

A Correct.
Q Finally, I'm going to ask you about some of the questions that were posed about clothing, shoes and hair. So let's first go to the Anthem Realty video. Mr. Hughes asked you whether any of the defendants that were arrested had a long ponytail. Do you remember that question?

A Yes.
Q And when you saw Damien Phillips and Anthony Barr, did either of them have a ponytail?

A Not that I recall.
Q And in the photos we just looked at, there's no ponytail; right?

A Correct. Correct.
Q Just give me a second. I'll pull this up. So I'm going to move it forward on the video. That was one of them
getting out to walk to the bank; right?
A Yes.
Q Now, afterwards, when they're coming back to the car -- I'm going to play and pause so we can kind of see step by step. Is that what's looking like the ponytail, what we see right here?

A It appears it could possibly be a ponytail.
Q It could be. It could potentially be a do-rag with something tied on the back?

A Correct.
Q It could be the actual hair?
A Correct.
Q It could be a wig?
A Correct.
Q When you brought -- when the suspects were brought back to you, did anybody have long black and white hair like that?

A No.
Q And then I'm going to go back towards the beginning of this video when we're talking about clothing, and you were asked specifically about FILA shoes. What do you notice in this photograph right here or this still shot of that video?

A That the shoes in that match -- appear to match the shoes that we recovered when the two suspects were arrested.

Q That Damien Phillips was wearing when they were
arrested?
A Correct.
Q And you say appear because you can't say for sure; right? It's a video from a little ways away?

A Correct. It's just based on the colors and the design of the shoe it appears to be the same shoe.

Q Like the line that goes around from the side around the back to the other side?

A Correct.
Q And then I'll -- that was from the 7/31 Bank of the West?

A Yes. 701 I believe.
Q Oh, I was saying the date. I'm sorry.
A Oh, I'm sorry.
Q July 31st.
A 7/31. Correct.
Q And showing for the record Exhibit 59. This was the right teller camera angle. We're not going to wait 30 something minutes. So I'll skip ahead.

And the shoes you saw there, there were some black laces that were across the front; right?

A Yes.
Q And go a little bit further.
The shoes that we're looking at, what is it that you noticed about them in relation to the ones we saw in the

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
picture earlier or the other photograph?
A I noticed that they're primarily white shoes with black laces, what looks like a darker black logo and then the sole, around the sole is also darker black. They're high tops, and they look like the FILA shoes that we recovered later.

MR. SCOW: Okay. I have nothing further of the witness, Judge.

THE COURT: All right. Any recross, Mr. Brower?
MR. BROWER: Just one, Judge. I might have got this. RECROSS-EXAMINATION

BY MR. BROWER:
Q So, Officer, you were asked if the U.S. Bank was in the right place; correct, and you said you --

Do you recall that?
A Yes, I was asked that.
Q And you said it wasn't, and you wouldn't have gotten lost going --

A I would not have gotten lost.
Q But do you see the Fantastic Sam's over here?
A I do.
Q If you were looking for that, would you have gotten lost if you were looking at the Google Maps location? That's an apartment complex or a housing complex; right?

A That's correct.
Q And there's this place way over here called Footsies; JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-07 | Day 5 right?

A Uh-huh.
Q This is still an apartment or a housing complex; right?

A And I know from viewing Google Maps in the past that people who have private businesses, if they run it out of their home, will also show in at their residence.

Q But the Fantastic Sam's is actually over -- not over in this location in these houses; right?

A I don't know the location of Fantastic Sam's. MR. BROWER: I have nothing further, Judge. THE COURT: Mr. Hughes. RECROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, I believe you were testifying a few minutes ago about the similarities between these various bank robberies. Do you remember?

A Yes.
Q You'll agree with me that there is a number of dissimilarities between them, won't you?

A Such as?
Q I knew you'd say that. Isn't it true that one of the bank robberies involved only one suspect?

A To my knowledge, yes.
Q And the others involved at least two?

JD Reporting, Inc.

A Yes.
Q Is it true that some of the banks robbed were U.S.
Banks?
A Yes.
Q But not all of them?
A Correct.
Q What else was robbed?
A Bank of the West.
Q How about the notes? Did some of the notes say gun?
A Yes.
Q What did other notes mention?
A Weapon, bomb.
Q Is it true that in one of these robberies a male was dressed as a woman?

A Yes.
Q But that's not true of all of them; right?
A No.
Q Did these robberies all occur on the same day of the week?

A The majority of them were very similar at the beginning of the week.

Q What's the beginning of the week?
A Monday or Tuesday.
Q How about time of day?
A The majority of them, if I recall correctly, were

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
right around the middle of the day.
Q Is it true that at least one of these banks was a standalone bank?

A Yes.
Q But not all of them?
A That's correct.
Q And is it true that the suspects wore different clothes in these various robberies?

A Some of the clothing was different, yes.
Q So would it be fair for me to say that there are more dissimilarities than similarities between these events?

A You could say there were both, yes.
MR. HUGHES: Okay. Thank you. I have nothing further.

THE COURT: Anything else, Mr. Scow?
MR. SCOW: Just one thing.
FURTHER REDIRECT EXAMINATION
BY MR. SCOW:
Q You were asked by Mr. Hughes whether in the first -well, the way he said it was, isn't it true that in the first event only one person was involved, the first bank robbery?

A Only one person went into the bank, yes.
Q So you said only one that went into the bank?
A Correct, that we know of.
Q That you know of that went in the bank. Okay.

A Correct.
Q But in all of these, including the first, you know that more than one was involved?

A Yes.
MR. SCOW: All right. Nothing else.
MR. BROWER: Nothing further, Judge. MR. HUGHES: Nothing.

THE COURT: Any juror questions for the witness? I see no additional questions.

Detective, thank you for your testimony. Please do not discuss your testimony with anyone else who may be a witness in this case, and you are excused. THE WITNESS: Thank you. THE COURT: And the State may call its next witness. MR. SCOW: Teri, Teri Williams. And, Judge, just for the jury purposes, there might be some witnesses that are slightly out of order this afternoon just for scheduling purposes.

THE COURT: That's fine.
MR. SCOW: And for the jury's notes.
THE COURT: Good morning -- good afternoon. Are you
able to get up the stairs with assistance?
THE WITNESS: It'll take a little, but, yeah.
THE COURT: That's fine. Kenny will help you.
And then, ma'am, just remain standing for a moment.

JD Reporting, Inc.

THE WITNESS: Okay.
THE COURT: While the court clerk swears you in.
TERI WILLIAMS
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat.
THE WITNESS: Okay.
THE CLERK: If you could stay and spell both your first and last name.

THE COURT: Well, go ahead and sit down first, and then once you do that, we'll have you spell your first and last name for the record.

THE WITNESS: First is Teri, T-e-r-i. And the last is Williams, W-i-l-l-i-a-m-s.

THE COURT: All right. Thank you.
Mr. Scow, you may proceed.
MR. SCOW: Thank you, Judge.
DIRECT EXAMINATION
BY MR. SCOW:
Q Teri, do you bank with U.S. Bank?
A Yes, I do.
Q Where is it that you bank with them? Is there a particular branch that you usually go to?

A The one that's closest to me is Charleston and Las Vegas Boulevard.

Q Okay. Do you --
A Well, not west of it, but over east of Las Vegas Boulevard.

Q Okay. Is that the one located at 801 East Charleston Avenue?

A I don't know the exact address. I know it's off of Charleston and Las, but that's the one I usually go to.

Q Okay. I'm going to direct your attention to -- were you at a U.S. Bank in August, early August, August 9th, 2018?

A Yes.
Q When the bank was robbed?
A Yes.
Q Okay. Was that the branch that you usually go to?
A Yeah, that's the one that's closest to me.
Q Okay.
A So I usually go there.
Q On Charleston?
A Yeah, Charleston.
Q Now, as we get into this, let me ask you first how old are you?

A 76 .
Q And when you went to the bank August 9th, 2018, what was your purpose for going there that day?

A I needed to speak to one of the bankers because I had some questions regarding a matter that had happened with my

JD Reporting, Inc.
account.
Q Were you able to get that matter resolved that morning?

A No. No.
Q So what happened when you were in the bank that day?
A Well, I walked in, and I took a seat to wait because two of the bankers was with a customer at a desk, and while I was sitting waiting, two men walked in, and they walked past me. I'm sitting on the left side, and the next thing, I'm sitting, and I looked up, and then one of them raised his hand up with a gun in his hand, and I said, oh, the bank is being robbed.

Q Okay. So let me -- I'm going to pull up some images for you, and this is, for the record from State's Exhibit 154. And it'll show up on the screen right in front of you or the one up here, whichever is easier for you to look at.

Do you recognize this?
A Yeah, that's the inside of the bank.
Q Okay. Of the branch that you go to?
A Oh, they're all laid out about the same.
Q Okay. Let me move forward a little bit. Tell me when you see something or someone that you recognize. Okay?

A Well, yeah, that's me walking in.
Q Okay. And what did you do when you walked in? You said you were there to do some business.

JD Reporting, Inc.

A Yeah. I just sat down, sat down to wait.
Q Okay. And where do the bankers sit? You said they looked busy.

A Over in the -- over here in the corner I can see one of the employees sitting in the chair, the desk.

Q Okay. If you use the mouse that's right in front of you, the computer mouse --

A I can't hear you. What did you say?
Q The computer mouse that's right on the desk in front of you.

A Uh-huh.
Q If you move that around, there's an arrow and triangle that will show up on the screen.

A Oh, okay.
Q If you could move that back and forth.
A Yeah, that's one of the employees. There was three of them sitting in that area, two employees and a customer.

Q Okay. And then point to yourself.
A And that's me as I'm sitting down waiting for one of them to be free, and I know this over here, that's where the manager sits. That's his desk.

Q And in reference to what we see here, it may not be on the video, but are the teller windows for this branch, where are they?

A They're here.

Q Off to the right hand --
A In that area there directly in front of me.
Q Okay. So it's not on the image, but it's off to the right from this image?

A No. I'm here. The tellers' windows are right in here, this area.

Q Okay.
A There's about --
Q And that's the right-hand side of -- right lower side of the image?

A No. Straight across.
Q Okay. Straight across -THE COURT: For the record, she's indicating -MR. SCOW: Her position. THE COURT: -- on the picture on the photo. MR. SCOW: Yes.

THE COURT: But when you're standing there, you're
looking straight ahead at the teller window --
THE WITNESS: Yes.
THE COURT: -- right?
THE WITNESS: Yes. Yes. Right. Uh-huh. THE COURT: Okay.

BY MR. SCOW:
Q Okay. And you said that while you were sitting there two men came in?

A Yeah. Uh-huh. They came in, and they walked around here, and one stopped here, and the other kept going.

Q Okay. And describe them. Give a description of the two men that you saw coming in.

A Well, they were both thin black males. They had a black scarf or a wrap around their head, and one stopped right here, and that's when he lifted up a gun, and the other one went to the teller's window.

Q Okay. And as you're sitting there, what did you do when you see this unfolding?

A I just sat there and looked at it.
Q Okay. And so describe then what happens after the one pulls out a gun, and the other goes to the teller.

A Well, yeah, they pulled, and then the one that's at the teller's window turned around to the one that was holding the gun because he had the gun pointed towards the teller's window, and he instructed him to point the gun at the people who were sitting over here to my left, and he did, and he told them to get down, and they did.

Then he turned around, and he pointed the gun at me, and he told me to get down, and I sat there and I looked at him because it was difficult for me to move, to get on my knee. I only have one knee, and then he looked at me again and said get down, and that's when I attempted to get down.

Q When he was telling you to get down, what was he
doing with the gun?
A He was pointing the gun directly at me.
Q And so after the second time, that's when you started to get down?

A Yeah, but the gun was pointed directly at me. He had turned -- after they got down, he turned around, and he pointed the gun at me and told me to get down twice.

Q Describe the gun.
A The gun, it was a large gun. After I described it to one of the officers, they said -- I said -- because it looked like something like they carried, and so it probably looked, like, probably a .45, but it was a large gun. It wasn't a small gun.

Q But like a handgun like they carry on their belt?
A Yeah. Yes. Yes.
Q So after he told you the second time while pointing the gun at you to get to the ground, what did you do then?

A Well, that's when I attempted to get down.
Q Were you able to get all the way down?
A Not all the way, but I did get on the floor, but not all the way.

Q Okay. And you mentioned earlier you said you have one knee. Is that you said?

A Yes. I don't have a right knee.
Q Okay. So you have some -- did you have surgery?

JD Reporting, Inc.

A Yeah, I had surgery, and I only have, like, 4 percent cartilage in there.

Q Okay. And that's why it was difficult to get down?
A That's why it's difficult to get down, and for medical reasons I cannot have surgery. So that's why I have to deal with my knee.

Q So as you're trying to get down, you've been told twice. What happens after that?

A Well, after I got down, then I was on the floor, and I turned to my left towards -- looking towards the teller's window, and that's when I noticed the one that was at the teller's window. He started walking away, and then the one with the gun, they started walking away, and as they walked around, I turned to my right, and that's when I saw them going out the door, and the one that was at the teller's window had a yellow plastic bag in his hand.

Q Okay. So I'm going to play this. So if you let go of the mouse, then I'll be able to move the mouse. There you go.

And just tell us what you see, what you observe, what you recognize as we play this video. Okay?

A What do I see?
Q Yeah. Tell us what you recognize as we see it.
Okay?
A Oh. I just -- that's just me sitting there.

JD Reporting, Inc.

Q Perfect. Okay. And I'm going to just fast-forward. You sat there for a couple of minutes; is that right?

A Yeah, it was more than a couple of minutes. It was probably a good five minutes at least.

Q Okay. So maybe I'll skip instead of fast-forward. All right. What did we just observe there?

A I observed those two guys walking in, and I'm sitting there, and I'm just watching them.

Q So at that point one had walked over to the left. Did you see that on the video?

A Yeah. Uh-huh.
Q What was happening when he walked over to the left? Was that when he pulled out the gun?

A That's when he -- I noticed a hand go up, and he did like this towards the window.

Q Okay.
A And that's when I says, oh, the bank is being robbed. That's the first thing that crossed my mind.

Q Okay. What are you doing right now?
A I'm reaching for money that I have in my bag in case they were going to snatch my bag.

Q And you put it in your shirt?
A Yeah. Uh-huh.
Q So on the video you saw him come close to you the first time. Was that when he told you the first time to get on JD Reporting, Inc.
the ground?
A Yeah. When he first walked over there, and he pointed the gun over there, they got down. The three of them got down, and that's them on the floor. Then he came over, and he pointed at me, and he said, get down, and then he walked back over there. Then he walked around, and I was still sitting there when he came back, and that's when he told me to get down again, and that's when I got down because I didn't get down the first time.

Q I see. So I'll go back a few seconds.
A And this is when I'm down. I'm seeing they're going out. As I'm looking to my right, they're going out the door.

Q Okay. Let me get it back to about where we were.
Okay. It's not quite exactly where we were, but this will show some of the events unfolding again.

So you said you had looked back as you were on your knee and kind of getting down; is that right, and saw --

A No, I didn't look back. When I got down, I looked first -- I'm on the floor. I looked first to the left towards the teller's window which would be this way, and then as I -and then when I got down, then as they came, as they were going towards the door, that's when I look to the right, and that's when I saw this yellow bag as they were heading towards the door.

Q Okay. So you didn't see it right at this point, but JD Reporting, Inc.
when they get around past it?
A Well, when they came around this way, and I turned, which would be to the right, and that's when I saw it.

Q Okay.
A I didn't see anything from here from when I looked to the right. That would be my right.

Q So if you'll let go of the mouse for a second, that way I can get down to play. There we go.

So that's when you're looking out and saw them running out with the yellow bag?

A When I -- yeah, that's when they went out the door, and that's when I got up after they exited the door.

Q Okay. The total amount of time, did it seem like it lasted a long time, or did it seem like it lasted pretty quick to you?

A No, it felt like it was a long time. It didn't feel like it was fast at all.

Q And the gun that was pointed at you, what did you think when that gun was pointed at you?

A When he was pointing the gun at me, I thought he was crazy.

Q And you complied with what he said because you didn't want anything to happen to you?

A Well, I -- yeah, I did because the person who's holding the gun is the one you have to be afraid of. So that's JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-07 | Day 5
why I got down.
Q Did you get a good look at --
A The only one I got a good look at was the one who was holding the gun. The one who was at the teller's window, his back was to me the whole time.

Q So you didn't --
A And as he was going out the door, I just saw the side of him. So I never really saw his full face.

Q When you saw the side, it was quick because he's running out?

A Right. As he's going out the door, I could see the left side of him. I never saw his full face. The only full face I saw was the one who was pointing the gun at me.

Q The person who had the gun, do you see him in the courtroom today?

A Yes, I do.
Q Can you point to who you see and describe the clothing that they're wearing.

A Now?
Q Yeah. Yes.
A Oh, he's sitting at the table, and he has glasses on. He didn't have glasses on at the time, and he has on the blue shirt and dark pants and shoes, sitting right over there.

MR. SCOW: And, Judge, can the record reflect she just pointed at Damien Phillips?

JD Reporting, Inc.

THE COURT: Yes, it will.
MR. SCOW: All right. I don't have any more
questions for this witness.
THE COURT: All right. Mr. Brower.
THE WITNESS: And I don't need to be stared at.
MR. BROWER: By me?
MR. SCOW: No.
MS. SCHIFALACQUA: No, not you.
(Pause in the proceedings)
CROSS-EXAMINATION
BY MR. BROWER:
Q So the one that was pointing the gun at you, can you describe the pants he was wearing.

A They were dark-colored pants. I can't tell you the fabric and all that. I wasn't close enough, but they wasn't light-colored pants.

Q Okay. And the one at the window was wearing checkered pants; right?

A I didn't -- I can't say for sure because as I said his back was to me, and my eyes was more or less on the one who was holding the gun, not the one who was at the teller's window.

Q And as you sit here today, you believe the person that was holding the gun was the gentleman that you just said --

A No, I don't believe it. I know it.
Q Okay. So that's what you know as you sit here today? A Yes.

Q But that person wasn't wearing plaid pants; correct?
A Wasn't wearing what?
Q Well, in the video that -- what you're looking at, they weren't wearing a plaid set of pants; correct?

A No. I just -- no, there was no, there wasn't any plaid. I never said plaid at all in my statement.

Q I didn't ask you if you said plaid. I just asked you if you're looking at the video right now is that -- the person that was pointing the gun at you is the one in the pants that's right in front of you; correct?

A Yes.
Q And they're not plaid pants; correct?
A Correct.
Q All right. So that's all I asked you. I wasn't asking you anything different. So I actually thought you did pretty well putting money in your shirt by the way. I thought that was pretty foresightful.

And you previously testified that you thought this occurred over about 10 minutes, 10 to 15 minutes [unintelligible] at the time; correct?

A Yeah, I would say, yeah, maybe about 10 minutes at least.

Q But as you sit --
A No more than that.
Q As you sit here today, does this video appear to be in realtime?

A What do you mean by realtime?
Q Well, as you're watching it, does it appear to be like an accurate amount of time, or does it appear like it's sped up or slowed down?

A No, I think --
Q To you.
A Oh, no, I think it's moving a little fast.
Q A little fast.
A Yeah.
Q But not, like, 9 minutes fast; right?
A What do you mean by 9 --
Q This whole event took place over about a minute and a half maybe. So it doesn't look like it's moving 9 minutes fast or 10 minutes fast to you; correct?

A What do you mean it doesn't -- I don't understand your question.

Q Okay. From the time that the gentlemen came in till the time that they left is like a minute and a half to 2 minutes; correct? On this video?

A I can --
Q We can watch it and time it.

A To me it felt like it was a while at least.
Q Okay.
A 5 minutes at least. It didn't seem like it -- it didn't seem like it was something that -- to me, it seemed like it was a while. That's the way I felt.

MR. BROWER: Okay. Judge, I'm going to pass the
witness.
THE COURT: Mr. Hughes.
MR. HUGHES: No questions at all, Your Honor.
THE COURT: Any redirect?
MR. SCOW: No.
THE COURT: Any juror questions for the witness?
All right, ma'am. I see no additional questions.
Thank you for your testimony.
THE WITNESS: Okay.
THE COURT: Kenny will help you.
And please don't discuss your testimony with anybody
else who may be a witness in this case.
THE WITNESS: Okay.
THE COURT: Thank you, and you are excused.
THE WITNESS: All right.
THE COURT: And the State may call its next witness. MS. SCHIFALACQUA: Your Honor, the State calls

Claudia Ruacho Benitez.
THE MARSHAL: Judge, the witness is using the rest
room right now.
THE COURT: Okay. Well --
MS. SCHIFALACQUA: Okay. Can we call -- Court's indulgence. We have more back there unless --

MR. BROWER: Judge, do we want to take a brief break?
THE COURT: Well, I was going to ask them if --
MS. SCHIFALACQUA: We had a bunch of people waiting.
Sorry.
THE COURT: -- the jury needed a break. And they're all nodding --

MS. SCHIFALACQUA: Oh, yes. Sorry.
THE COURT: -- that they all need a break.
MS. SCHIFALACQUA: Sorry. Sorry. Sorry.
THE COURT: I guess I'm the only one for once who didn't need a break.

Let's go ahead. Is 10 minutes good for everybody? Is that enough? So that'll put us right at 3:22.

During the brief recess, you're all reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. Do not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium, and please don't form or express an opinion on the trial.

Please place your notepads in your chairs and follow

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
the bailiff through the double doors.
(Proceedings recessed at 3:11 p.m., until 3:27 p.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session, and the State may call its next witness.

MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Claudia Ruacho Benitez.

\section*{CLAUDIA RUACHO}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Claudia Ruacho. First name
C-l-a-u-d-i-a. Last name \(\mathrm{R}-\mathrm{u}-\mathrm{a}-\mathrm{c}-\mathrm{h}-\mathrm{o}\).
THE CLERK: Thank you.
THE COURT: All right. Thank you.
You may proceed.
MS. SCHIFALACQUA: May I?
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Are you also a Benitez?
A Correct. Yes. Hyphenated.
Q Okay. Can you tell that to --
A Hyphenated Benitez. B-e-n-i-t-e-z.
Q Thank you. Claudia, can you let the members of our JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
jury know how you were employed back in August of 2018.
A I was employed as a teller, a full-time teller at the East Charleston location.

Q At the U.S. Bank?
A Correct.
Q Okay. And that's 801 East Charleston, Las Vegas, Clark County, Nevada?

A Yes.
Q Okay. On August 9th of 2018, when you say you're a full-time teller, are there differences in the types of tellers at U.S. Bank?

A Correct. Yes. There's --
Q Okay.
A -- part-time tellers and full-time tellers.
Q Okay. And you were one of the full-time employees?
A Correct.
Q How long had you worked at that branch?
A At that branch I would say it was about three months
or so.
Q Okay. How long did you work for U.S. Bank?
A For four years.
Q Okay. Now, who were you working with on August 9th, 2018, at that bank?

A I was working with my manager Michael Irish and the other teller Jada Copeland.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5

Q Okay. And as far as tellers went, were you and Jada the only two on the line -- on the teller line at that time?

A Yes.
Q Okay. I want to ask you where -- what window were you working at on that day? Do you remember?

A It's the far right.
Q Okay. All right. Do you distinguish that? Is there like a business window?

A Correct. Yes.
Q Okay. And by far right, if I'm looking at it, is that the far right, or is it to the left, or -- do you see what I'm saying? Is it this way and it's the right?

A Yes.
Q Okay. So if I look at you, it's my left, your right?
A Correct.
Q Okay. And so you were working at the business window. Describe just generally for our jury how was business that day? Busy, slow, how was it?

A It was steady.
Q Okay. And describe what happened that causes you to testify here today.

A Explain how the morning went?
Q Yeah. Start with that.
A So that morning I was taking in a large deposit from our business customers. It was a guy and a lady. They're our JD Reporting, Inc.
usuals. They were coming in, and then I was doing a deposit, and all of a sudden something caught my attention. So I looked up, and there was a gentleman standing in front of me, and he demanded money. He said give me your money. Give me all your money.

Q And the man that was standing in front of you, describe him for the members of our jury. Was he white, black, Hispanic or Asian?

A Black.
Q Okay. And do you remember anything else distinct about him, his build or anything like that?

A Just tall and skinny.
Q Okay. How tall are you, Claudia?
A 5-5.
Q So he was taller than you?
A Yes.
Q And you said his build was skinny?
A Uh-huh.
Q Is that a yes?
A Yes.
Q Okay. Thank you. And he said, Give me all your money. What did you observe next?

A So when he said that, I kind of was caught, like, off guard. So I did not know what to do. I was in shock. So I looked over at Jada. She was to my left, and then I seen her
scrambling for money. So I started to do the same thing too, and then I started like doing it like shoving it underneath the glass barrier.

Q Okay. So for our jurors' purposes, describe how the teller window is set up. You said there's a glass barrier in front of you?

A Correct.
Q Are all of the teller windows have a glass barrier in front of it?

A Yes.
Q As far as the area of the branch where customers come in, are there any glass in that area, or is that open?

A That's open.
Q Okay. So when you were giving the money, what happened after you were slipping it under that glass? What happened after?

A After --
Q Correct.
A -- I mean, so I just kept shoving money under the glass barrier.

Q Did you empty your drawer?
A Yes, the first drawer I did.
Q Okay.
A Yes.
Q What happened next?

A I believe they told us to turn around.
Q Now, I'm going to stop you there. You said, "They told us to turn around." Let's go back. You talked about one male. Was there more than one male that was involved in this?

A There was.
Q Describe that for our jury, please.
A There was another black male standing a little bit further behind from where the first male was standing, and I seen him. He was holding a gun.

Q Okay. Describe for our jury where did you see him pointing that gun?

A At that time he was pointing it towards the right side towards where my manager and a business customer and our merchant --

Q So is that Michael Irish?
A -- section was that.
Q I'm sorry. I didn't mean to interrupt you.
A No, that's okay.
Q Was that Michael Irish?
A Correct.
Q And then you said there was another customer there?
A Yes.
Q A business customer?
A Yes.
Q For purposes of our jury, did you have regular

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
customers that you would service at that branch so you kind of got familiar with them?

A Yes.
Q Okay. As the persons that came in that robbed, had you ever seen them before?

A No.
Q Okay. With regard to he was pointing a gun towards your manager, did he stay positioned in one position, or what did he do, the guy with the gun?

A Well, I kind of just took a glance. So I don't know what he did afterwards.

Q Okay. And while he's pointing the gun, is that the same time frame that the other man was demanding the money?

A Yes.
Q Okay. When you gave all that was in your drawer, you indicated I believe that somebody told you to turn around?

A Correct.
Q What did you do?
A I turned around.
Q Did you see what Jada was doing?
A She turned around as well.
Q Okay. And what were you thinking at that time?
A I mean, I was terrified. Like I did not know what was going to happen next.

Q After you turned around, how long did you think you JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
stayed in that position?
A I would say about a minute or less than a minute. I don't know. It just happened so fast.

Q Sure. And were you able to turn back around at some point?

A Yes. After --
Q What happened?
A The two people that were standing in front of my window, they say it's okay that they left. So then I turned around.

Q So customers were still there, the ones that you had just helped?

A Correct.
Q Is that correct?
A Yes.
Q Are there protocols that kind of occur when it comes to bank robberies for U.S. Bank that you guys have to follow if a robbery happens?

A Yes.
Q Okay. And did you follow those?
A I was panicking. So I forgot everything that was -that we were trained to do.

Q You were trained to give over the money; is that right?

A Correct.

Q So you did follow that?
A Yes, I did do that.
Q Okay. As far as trackers or bait money or anything like that, did your drawer, was it equipped with any of that? A No.

Q Okay. What about alarms? Did you have an alarm at your station?

A Yes.
Q Did you either pull or push an alarm?
A Yes, after they left.
Q Okay. Did you see your manager Michael Irish? Did he, like, lock the doors, another kind of protocol, after they left?

A Yes, after they left.
Q Okay. At some point there's an accounting of your cash drawer; is that right?

A Correct.
Q Showing defense 265 -(Pause in the proceedings) MS. SCHIFALACQUA: If I may approach, Your Honor. THE COURT: You may.

BY MS. SCHIFALACQUA:
Q Claudia, I'm showing you what's been marked -- excuse me, marked as State's Proposed Exhibits 265, and there's two pages to this. I'm showing you what is the second page, and
```

C-18-335500-1,-2| State v. Phillips/Barr | 2018-12-07 | Day 5

```
what is this if you could look at the top and bottom of that?
A That's my balance sheet.
Q Is that from August 9th, 2018?
A Correct.
Q Does it indicate your name?
A Yes.
Q And does it indicate your starting and ending balance?

A Yes.
Q And is that a fair and accurate copy of the one that was filled out?

A Yes.
Q This one doesn't have your signature. Were you -you weren't actually -- you were at the bank when this gets processed, however?

A Yes.
Q Okay. How much money was the drawer out?
A \(\$ 5,452\).
Q Okay. And is this -- this cite you indicate is a fair and accurate copy of that accounting?

A Yes.
MS. SCHIFAIACQUA: And, Judge, I'll save admission for the second portion.

THE COURT: Okay.
MS. SCHIFALACQUA: For the next teller, Your Honor.

JD Reporting, Inc.
\(001073^{215}\)
```

C-18-335500-1,-2| State v. Phillips/Barr | 2018-12-07 | Day 5

```

Thank you.
BY MS. SCHIFALACQUA:
Q We're going to watch some video, Claudia, and I want you to tell me what you recognize on State's 154. Claudia, do you recognize yourself in this video?

A I do.
Q Okay. If -- there's a mouse in front of you right there. Do you see that mouse?

A Yes.
Q Can you point with that arrow of that mouse of where you are.

A Right here.
Q And there's a woman in front of you. Is that the business customer you were referring to?

A Yes.
MS. SCHIFALACQUA: Okay. You can play, Mr. Scow. BY MS. SCHIFALACQUA:

Q And that business customer, actually, there's more than one customer; is that fair?

A Correct.
Q A man and a woman?
A Yes.
Q Claudia, what are we seeing here?
A There's the gentleman holding a gun.
Q Okay. And you said that was the male that was

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
further back; is that right?
A Yes.
Q Okay. And who is he pointing it at? Who's over in that direction?

A My manager.
Q Was that Michael Irish?
A Correct.
Q And you indicated another business customer was there as well?

A Yes. And also our merchant specialist.
Q Is that Kerri Pedroza?
A Correct.
Q And what are we looking at now?
A There is the black male in front of me, and that's when he's demanding for me to give him my money.

Q Okay. He's now walked out of our view. Where did you observe him go?

A To Jada's window.
Q And Jada was to the left of you?
A Correct.
Q And then you -- do you see the male with the gun again?

A Yes.
Q Did he come close to your window?
A He did.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-07 | Day 5

Q There was a bag. Did you provide a bag to the male that was demanding the money while the other male had the gun? A No.

Q Is that -- what are you doing there?
A I'm turning around. He told me to turn around.
Q Claudia, in that branch is there any signal, or are you ever aware of when the door opens and closes at that branch?

A Not all the time because I'm usually busy helping customers.

Q When you were turned around, after being told to do so, did you pay attention to whether the door opened and shut? A No.

MS. SCHIFALACQUA: Okay. I pass the witness, Your Honor.

THE COURT: All right. Mr. Brower.
MR. BROWER: Nothing, Judge.
THE COURT: Mr. Hughes.
MR. HUGHES: No questions, Your Honor.
THE COURT: Any juror questions for this witness?
All right, ma'am, I see no additional questions.
Thank you for your testimony, and please do not discuss your testimony with any other witnesses in this case.

THE WITNESS: Thank you.
THE COURT: Thank you. And you are excused.

JD Reporting, Inc.

THE WITNESS: Thank you.
THE COURT: And the State may call its next witness. MR. SCOW: Jeff Smith.

\section*{JEFF SMITH}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last names for the record. THE WITNESS: Jeff, J-e-f-f. Smith, S-m-i-t-h. THE CLERK: Thank you. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you currently employed?
A I am a senior crime scene analyst with the Las Vegas Metropolitan Police Department.

Q How long have you been a crime scene analyst?
A Just over 15 years now.
Q Did you do anything else occupationwise before being a crime scene analyst?

A I originally got my business degree. So I was a certified public accountant before I became a crime scene analyst.

Q So what kind of training, education, experience goes into becoming first a crime scene analyst and then a senior crime scene analyst?

A When we get hired as a crime scene analyst, we go through Metro's crime scene analyst academy. It lasts for about 12 weeks, and it teaches us how to take photographs, process a crime scene, recover evidence, recover latent fingerprints, all that type, so the activities that we do. And then we go through field training, which lasts for about another three months, where we're paired up with a senior crime scene analyst, and we kind of do on-the-job training.

And then to become a senior crime scene analyst, you take a test after about four years, and then you pretty much can work all the calls that come in as well as you're training the new people.

Q So 15 years as a crime scene analyst, how many scenes have you worked?

A Last time I did my statistics, I was somewhere over 3,000 scenes.

Q So were you called to assist with a bank robbery investigation under Event Number 180809-1546?

A Yes, I was.
Q And that event number references the date of the incident. So that's August 9th, 2018?

A Yes. That's correct.
Q Did you respond to one scene or to multiple scenes?
A I have -- there were multiple scenes that I responded to.

Q And who was the detective that was involved and maybe directed for one of you to come out?

A The main detective was Detective Hubbard, but I didn't meet him until one of the later scenes. The first detective I met up with was Detective Miller.

Q And were there Henderson detectives out on the scenes as well?

A Yes. Yes. There were Henderson detectives at the first scenes that I went to, multiple detectives.

Q So what was the first scene that you went to when you were called out August 9th, 2018?

A The first scene I went to was a residence. It was 606 Bonita Avenue.

Q And what were you photographing there?
A There was some money kind of strewn around the backyard of the residence?

Q Showing you what's been marked as State's Proposed 205 through 230. If you could flip through those and see if you recognize those.

A Yes, I do.
Q What are they?
A These are photographs that I took of the address at 606 Bonita and then at 701 East St. Louis.

Q Okay. Can you -- those were images that you took that day, August 9th, at those two different addresses?

JD Reporting, Inc.

A Yes. That's correct.
MR. SCOW: Move for admission of 205 through 230. MR. HUGHES: Submitted.

THE COURT: Submitted. All right.
205 through 230 are admitted.
(State's Exhibit Number 205-230 admitted)
BY MR. SCOW:
Q We won't go through each of these, but we'll go through enough so that you can let the jury know what you did at each of these locations.

What is this first?
A That's the first scene that I went to. That's the front of 606 Bonita Avenue.

Q For just general purposes, they've heard from a couple crime scene analysts already. When you come to a scene and you're going to process or take pictures, what's your procedure as far as documenting the scene.

A Usually when I arrive at the scene I'll kind of have an idea sort of what happened, but once I get there I'll go and talk to the detective or patrol officer, whoever's there and just get their -- what they know as far as what happened. And then I'll kind of start taking my notes as far as what I've got at the scene, and then I'll take my pictures.

Q When you're doing pictures, do you just go right to what you want to document and take a picture of it, and do you
kind of do the scene generally and then narrow in?
A Usually what we do is we take kind of our overall pictures, which is our, you know, from far away so we can sort of show where we're at. We can show everything. Then we'll take some more close-up shots so we can sort of see this is the evidence that I'm photographing, and this is where it's located. And then I'll take some identification pictures which is some close-ups of what I'm taking pictures of.

Q Where -- in relation to this address, where was the item that you were going to photograph or document?

A This is going to be on the backside of this in the backyard.

Q Okay. Showing you 207, what are we seeing here?
A That's going to be the backyard of 606, and that's kind of in the southwest corner of that backyard.

Q So what do we see in that picture?
A You can see some of the money there on the right side of the picture, and then you can see a yellow bag there.

Q Okay. And if you use the mouse, you can move it to -- the cursor will --

A Oh.
Q There you go.
A Yeah, you can see kind of some of the money here, and then you can see this yellow bag right here.

Q So that image, is that taken as you're coming to the JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-07 | Day 5
backyard and what you see as you're going to the backyard?
A Yes, it is. It's kind of coming from the driveway area looking back into the backyard.

Q 208?
A That's another one looking sort of towards the west side of the backyard, and you can see more money here, and then there's that same bag again.

Q And 209 you're getting closer?
A Right. Correct. Just a little bit closer, showing all the money and the bag on the ground.

Q 211?
A This is kind of going around to the west side of the house and just showing more money.

Q And then 212?
A That's going to be the west side of the house as you work your way back towards the front yard and just showing kind of where we're going because we've got some more money back here around the corner of that tree there.

Q And 214, is that a closer up of where that other money was?

A Yes, it is. Yeah. It's right there on the ground.
Q And you did a close-up of that in 215?
A Right. Correct. Right there.
Q And then as you're gathering things and kind of documenting everything you find, is that -- this is

JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-07 | Day 5

Number 218 -- a close-up of the yellow bag?

A Yes, it is.
Q 219, is that showing the inside of the bag?
A Yes.
Q And then 220?
A And this is where Detective Miller had kind of laid out the money that we found in that backyard, and so I was just documenting it sort of all together.

Q So did you count it and do an accounting for the money that was recovered?

A No, I did not. Detective Miller did that.
Q So this was in the backyard of 606 Bonita?
A Yes.
Q And you said there was another address you went to after Bonita?

A Yes. And that was going to be 701 East St. Louis Avenue.

Q Is that shown in Exhibit 224?
A Yes, it is. Yeah. That's the address -- or that's the residence at 701.

Q Where in relation to this address and the residence was there something that you were here to document?

A Yes. I was there to document some more money that was on the west side of the residence.

Q Okay. And this is a distinct location from the 606?

A Yes, it is. Yes. Separate house. It's just south of the address at 606. They kind of back up to each other basically.

Q So the rear yard of one, if I understood that right, the rear yard of one touched the rear yard of the other?

A That's correct, yes.
Q And Exhibit 225?
A That's that southwest corner of 701 , and you can see there's sort of a side gate there.

Q And is that where you're headed?
A Yes.
Q 226?
A And there you can see -- just looking through the gate, you can see a little bit of money on the ground just right there, just inside the gate.

Q 227?
A And that's kind of looking -- going around the corner from that -- where you walk in the backyard, and it's just showing some more money on the ground.

Q So is that -- do you see that in the previous photo in 226?

A I believe some of it's right there just as you walk in, and then there's more as you go around. Yeah. Yeah, you can see that there, and then as you go around is where you see a little bit more money like in that next picture.

JD Reporting, Inc.

Q 227?
A Right. Because this is the -- here's that wall where you walk through the -- to that gate, and then you look and you see more, a little bit more money.

Q So this is right around the corner of the gate and the cinderblock wall that's on the right of that gate?

A Right. Yes.
Q And then 228, what are you documenting here?
A I'm just showing the back wall of 701. And then this is kind of showing the backyard of 606 , which is just over that block wall.

Q And the money that you photographed at 701 East St. Louis, did you count that or impound or do anything with that money?

A No. Detective Miller took that money also.
Q So at both scenes Detective Miller took custody and charge of that money?

A Yes. That's correct.
Q After 701, what did you do then?
A I took pictures of some of the subjects that the detectives had out in their vehicles.

Q I'm going to approach you. Some of these have already been admitted. So I'll show you the ones that have not. And 185 to 203, if you'll look at those and let me know if you recognize them.

JD Reporting, Inc.

A Yes, I do.
Q And those are images of the suspects in custody that you had just described?

A Yes. That's correct.
MR. SCOW: Move for admission of State's Proposed 185 through 203.

MR. BROWER: Submitted.
MR. HUGHES: Submitted.
THE COURT: All right. Those will all be admitted.
(State's Exhibit Number 185-203 admitted)
BY MR. SCOW:
Q So first showing you State's Exhibit 180. Do you recognize that?

A Yes. That was the first subject that I took a picture of, but --

Q And did you get the identity -- sorry, the identity of each individual you photographed?

A Yes, I did.
Q And who was this one?
A Can I refer to my report just so I get the name correct?

Q Yeah.
A That was described to me as Damien Phillips.
Q And then when you take a picture of each individual, do you just kind of get every angle as shown in \(182 ?\)

A That's correct. Usually when I'm photographing a suspect or a victim, I'll take a picture kind of showing from shoulders up, show who they are, and I do all four sides, head to toe.

Q 183, the back?
A Yes. That's correct.
Q 184?
A And that's going to be the left side.
Q And then 181 is a full front shot?
A Yes.
Q The second individual that you photographed, who was that identified as?

A That was going to be Melissa Christine Summlears.
Q Showing you 194?
A Yes. That's Melissa.
Q 196?
A Right. From the head-to-toe from the right side.
Q And you did the other side and the back of her as well?

A Yes. That's correct.
Q The third individual that you photographed?
A Yes. That was going to be Sabrina Henderson.
Q Exhibit 200?
A Right. That's going to be Sabrina Henderson.
Q Okay. And then you did front and side and back

A Yes. Correct.
Q And then here's one on the sides, 203?
A Yes. Yeah. Left side.
Q And the final subject that you photographed?
A Right. That was Anthony Terrell Barr.
Q And Exhibit 204, is this the photograph that you took?

A Yes, it is.
Q And what was the note that you made about taking photographs of this individual?

A He was not compliant, and he refused to let me take photos of him.

Q And as you sit here today, you may not remember exact houses on the map. But 258, is that showing an overhead of that general location?

A Yes, it is.
Q And what are the streets that you recognize there?
A That's going to be Bonita Avenue and then East
St. Louis Avenue.
Q So this shows the areas where you were documenting the money and the arrest scene or where you took pictures of the suspects?

A Yes. That's correct.
MR. SCOW: Move for admission of State's 258.

JD Reporting, Inc.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 258 is admitted.
(State's Exhibit Number 258 admitted)
Q Like I said before, you may not know exactly just based on this image. If you pull it upon Google Maps, you might be able to see; right?

A Uh-huh. That's correct.
Q But when you look at it, do you know the specific house or houses that you looked at?

A I want to say it was somewhere in this area just from what I can recall.

Q Okay.
A And this is 6th Street here. So this is probably going to be the -- I'm kind of -- I'm going off the street name though, 6th Street. I believe the 606 is going to be somewhere in that area.

Q Okay. So between 6th and 8th Streets?
A I believe so.
Q And were you -- well, you've got the cursor right
there. Okay. Was that the final scene that you documented?
A No. I went to 801 East Charleston after that.
Q What was at that location?
A That was going to be the U.S. Bank.
Q Is that where you met up with Detective Hubbard?

JD Reporting, Inc.

A Yes.
Q What did you do at East Charleston?
A Again, I met with Detective Hubbard and talked to them about what he knew about the scene, where suspects were at, where they went throughout the scene, where they went in and out of the bank, that type of information.

Q And then what did you do once you got there?
A Once I got there, I took pictures just documenting the entrance going in and out of the bank and then took pictures of the bank itself, and then I was told that there were two teller windows that the suspects had gone to, and so I took pictures of those also, and then finally I processed for fingerprints on those two teller windows, the counters and then kind of a pass-through opening.

Q I'm going to show you what's been marked as State's Proposed 163 to 174. Flip through those and tell me if you recognize them.

A Yes, I do.
Q All right. What are those?
A Those are the pictures that I took of the U.S. Bank on the inside and outside.

Q When you went there August 9th, 2018?
A Yes.
MR. SCOW: Move for admission of State's Proposed 163 through 174.

MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. Those will be admitted.
(State's Exhibit Number 163-174 admitted)
BY MR. SCOW:
Q And again you start with kind of a general overall photograph of the bank?

A Yes.
Q And then that's 163.
164, where are we going?
A That's the southwest corner of the bank, and that's where I was told that suspects had gone in and out through those doors right there on the southwest corner.

Q Okay. And is that the only entrance, entry -- public entrance to the bank?

A I believe so.
Q 165?
A That's going to be just a close-up of those doors.
Q 166?
A That's going to be the interior of the bank, and then you can see it's looking back towards that entrance.

Q Okay. And 167, where are we now?
A We're kind of just inside the bank. The entrance is going to be off to our right over here, and then this is looking east towards the teller windows against that east wall.

Q Okay. And was there an area that you were going to focus on from discussions with other officers or witnesses?

A Yes. That's correct. You can see part of these two teller windows here. There's crime scene tape around them, and that's where I was told the suspects had been at those two locations.

Q And then in 169, were you just getting closer to those teller windows?

A Yes. That's correct.
Q 170?
A That's going to be that second -- the second one from the north end of those teller windows just a little bit close up.

Q From the left-hand side it's the second one moving right?

A Yes. Correct.
Q 171?
A That's going to be the one at the far left teller window.

Q And then 174, what is this?
A That is from that far left teller window. You can see where I -- the fingerprint pattern on this counter, and then you can see this is that pass-through window that I was talking about, and then this is a latent fingerprint that I recovered.

Q Okay. And describe for the jury the process of looking for potential latent prints at a scene.

A What you do is, you know, you're using a powder. So you put them on the surface where the suspects supposedly touched, and then you're looking to see if there is any ridge detail that was developed. And once you find some, you can use a little bit more powder and try and make it look a little bit better. And then once I'm happy with the print, then I'll put tape down on top of it, and that's what that is on that pass-through window right there.

Q How is it that you apply the powder?
A In this one it's -- it looks like on the counter I used some magnetic powder. It's a little -- just a little metal brush-type thing, and that's what you'd use. And then I've also got regular powder that you just use a regular fingerprint powder brush.

Q And then do you brush over the surface or --
A Yes. Yes. Yes. Yeah. You use -- you brush over the surface, and the dust adheres to sweat or moisture that's still left behind on the -- which makes up the fingerprint.

Q And the only area that you found any potential ridge details where this tape is --

A Yes.
Q -- in the pass-through tray thing?
A Yes. That's correct.

Q And what did you do with that tape after you put it over that label?

A We take that tape, and then we put it on a white card, and then we've got all the information from that event that goes on that card, you know, our event number, who I am, the when did I recover it and where did it come from. That way when a latent print examiner looks at it, they know -- they have all the information.

Q So on that card you'll write a description of where in the bank, like Teller Window 1 or 2, pass-through -- maybe pass-through tray area?

A Yes. That's correct. That's what we do.
Q A little diagram sometimes?
A Sometimes, yeah, but now we kind of have the picture so the latent print examiners can then go look back at it.

Q And is the event number something that's printed on the card, or is it something that you handwrite on there?

A It's something we'll write on there. Usually I use little labels that I type out and then just put it on there, but I have to add in the event number.

Q Okay. So you'll type in the information: Your name, event number, location of recovery?

A Yes.
Q Just so for later on when somebody else is looking at it they'll have all the information that you had when you
documented it and lifted it?
A Right. That's correct.
MR. SCOW: Court's indulgence.
BY MR. SCOW:
Q I might have missed it, but just to be sure, the tape that we were just looking at in that last exhibit, after you lifted it, put it on the card -- again Exhibit 174 -- what did you do with it?

A What I do with it then is I put it in an envelope. It has -- then I put all the information on the outside of it: What event number it's from, the date I recovered it, who the victim was. And then it gets -- I seal it up so no one can do anything with it, and then it goes to a latent print -- or it goes -- it gets impounded as evidence.

Q So from Metro, what are the -- what do you seal it up in?

A We've got latent print envelopes that just has a little fold over it, and then you put a seal on it, and then you put your initials and the date on it so that you can tell if anyone's, you know, opened it or been in to that package.

Q Or tampered with your seal?
A Exactly.
Q So you write initials and date partially on, partially off the seal tape?

A Yes. That's correct.

Q And what color of tape do you use?
A It's red.
Q And then anybody else that opens it would put their blue tape on it to indicate it's been accessed and reviewed?

A Right. Exactly. Yeah. They'll cut into it and remove the evidence, do whatever they need to with it, and then they'll return the evidence or the latent print cards back into the envelope, and then they'll seal it up and then sign it also.

Q Okay. Last, when you came in today, you were carrying a box of evidence; is that right?

A Yes.
Q What was it that you brought in?
A It was a box containing a BB gun.
Q Okay. And this was in Metro's evidence vault?
A Yes, it was. It was at our forensics lab.
Q At the forensics lab?
A Yes.
Q So does that indicate to you that someone from the firearms lab had access to it?

A I believe so, yes; that's correct.
Q Okay. And is that what the blue tape indicates on there?

A Yes. Yes. Whatever the lab goes in, and they take something out and they do their examination, they put it back

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-07 | Day 5
in here and seal it back up and put their blue tape on it.
Q The red tape on here, is this your red tape?
A No, it's not.
Q And the label on here, what does it indicate it's from?

A It indicates that it's from the Henderson Police Department.

Q So a Henderson crime scene analyst Michael Cromwell, his name's on there?

A Yes.
Q He would've impounded it?
A Yes.
Q But this is what you brought to court today?
A Yes.
Q From Metro's custody?
A Correct.
Q And you had the clerk sign for chain of custody purposes?

A Yes.
MR. SCOW: All right. I don't have any more
questions.
THE COURT: All right. Mr. Brower. CROSS-EXAMINATION

BY MR. BROWER:
Q Well, let's just go through the chain of custody that JD Reporting, Inc.
we were just talking about. That came from Henderson?
A Okay.
Q The box; right?
A From what \(I\) can tell, yes.
Q So how do you end up picking it up? Aren't you just an extra link in the chain of custody?

A I go to our evidence -- or I'm sorry. I go to our forensics lab. They have a smaller version of the evidence vault in our lab over there. So they're able to maintain, you know, chain of custody of all the evidence. So --

Q So, but before today, you weren't on this?
A Correct. No, I was not.
Q So your involvement today was like a runner?
A Pretty much, yes.
Q Like a Uber Eats or something?
A Nah, pretty close though.
MS. SCHIFALACQUA: Except with a subpoena.
BY MR. BROWER:
Q Okay. So do you -- we talked a lot about labels the other day and stuff, but you see these labels on here?

A Yes.
Q Is your name on here now?
A No.
Q But for chain of custody, didn't you pick this up?
A Yes.

Q So why don't you get put on here?
A Because I'm not opening that.
Q Okay. So you signed it out someplace else?
A Correct.
Q Not on here?
A Correct.
Q And then you just bring it in on -- so there's another whole set of paperwork on these types of logs?

A Right. Yeah. There was one sheet that I brought in and gave it to the clerk --

Q Okay. Do you know why --
A -- that has my name on it.
Q -- why there's a whole bunch of holes here?
A More than likely -- those aren't boxes that we've ever used, but probably the holes are kind of set up for different types of firearms that you put in there or really any types of evidence that you could put in there.

Q It's not because there's an animal in here like a mouse or something?

A Right. Exactly.
Q We hope.
MR. BROWER: I have no further questions.
THE COURT: Mr. Hughes.
MR. HUGHES: No questions, Your Honor.
THE COURT: Mr. Scow, any redirect?

MR. SCOW: Two, probably two questions.
/ / /
/ / /

\section*{REDIRECT EXAMINATION}

BY MR. SCOW:
Q You were subpoenaed to bring that item of evidence to court today; is that right?

A Yes, I was.
Q And then the holes on the back, you saw there was some zip ties that were going around the back to hold the gun inside in place?

A Yes, that's what the holes are for. So we're holding a gun or a piece of evidence in that box; we'll put a zip type through it and secure it inside the box, and that's why you see those little pieces of plastic zip ties.

MR. SCOW: I don't have any more questions.
RECROSS-EXAMINATION
BY MR. BROWER:
Q You haven't actually opened that box; correct?
A No, I have not.
Q So you're just assuming what's in there is a \(B B\) gun or a gun because we haven't opened it; correct?

A Right. That's what it says on the label on the outside. So that's as far as I know.

MR. BROWER: Okay.

JD Reporting, Inc.

MR. HUGHES: Nothing.
THE COURT: Anything else, Mr. Scow?
MR. SCOW: No.
THE COURT: Any juror questions for the witness?
All right. I see no other questions.
Thank you for your testimony. Please don't discuss your testimony with anybody else who may be a witness, and you are excused.

And the State may call its next witness.
MR. SCOW: Kerri Pedroza.

\section*{KERRI PEDROZA}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last names for the record.

THE WITNESS: Kerri Pedroza. K-e-rーr-i,
P-e-d-r-o-z-a.
THE COURT: All right. Thank you.
MR. SCOW: It's going to be me.
THE COURT: Okay. DIRECT EXAMINATION

BY MR. SCOW:
Q Kerri, how are you employed?
A I work for U.S. Bank Elavon.
Q Do you have a particular branch that you work at?

A No. I cover 13 different U.S. Bank branches.
Q Is your son employed by U.S. Bank as well?
A Yes, he is.
Q And what does he do, and where does he work?
A He's a banker for U.S. Bank on Eastern, the Anthem branch.

Q I'm going to direct your attention to August 9th of 2018. Were you at the U.S. Bank branch on 801 East Charleston Avenue?

A Yes, I was.
Q And that's in Las Vegas, Clark County, Nevada?
A Yes.
Q What were you doing? What's your purpose in being in that branch that morning?

A I was meeting with a business customer at that location.

Q What was the name of that business customer?
A The guy's name was Vince. It was a pizza place.
Q Okay. So was that Vince Rotolo?
A I believe so. I'm not certain of his last name.
Q So at about -- was that in the afternoon then?
A It was around 11:00, 11:30.
Q Okay.
A Maybe earlier.
Q At about -- if I say about 10:45 a.m., does that JD Reporting, Inc.
sound about right?
A Yeah.
Q So you're meeting with Vince. Who else is part of that meeting?

A The branch manager Michael Irish.
Q And the customer had a need that both of you were trying to help with?

A Yeah. I do merchant services. So I was trying to set his business up with a point-of-sale system, and Michael was sitting in on the meeting with me.

Q Okay. Now, as you're meeting with Vince, Michael is there at the table with you, what happens?

A The bank was robbed.
Q Okay. Describe what you saw.
A Okay. So I noticed two gentlemen standing in the middle of the bank kind of looking at each other, not really looking like they knew what they were going to do next, and then all of a sudden I saw one of the gentlemen pull out a gun, point the gun in our direction, and he asked everybody to get on the floor. Michael and I just sat there, and then he pointed the gun again at Michael and told Michael to get on the floor. Michael got on the floor. Then he turned to a customer sitting in the lobby and asked her to get on the floor, and she -- I'm not sure if she got on the floor or not, and then he turned back to me and said, I fucking told you to get on the

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
floor, and so then I went under the desk.
Q Okay. So the first time the individual with the gun pointed it in the direction of where all three of you were sitting?

A Correct.
Q And you told you all to get on the ground?
A Yeah. Vince was on the ground, like, right away, like the business customer, but Michael and I didn't get on the ground right away.

Q And when you and Michael didn't get on the ground -and how did the persons say it? Did he say everybody get on the ground or just what did he say?

A I think he said everybody get on the ground. I can't tell you word for word, but --

Q Words to that effect?
A Yeah.
Q So Vince dived down immediately?
A Yeah.
Q And you and Michael kind of hesitate for a second. What happens after that?

A We both hesitated, and then like I said, he pointed the gun more towards -- Michael was next to me. So he pointed more towards Michael and said, Get on the ground. So in my head I'm thinking he's still not -- doesn't mean me. He means Michael. So Michael got on the ground, and then he turned away JD Reporting, Inc.
from me, like from this direction over to this direction to the lobby and told the ladies in the lobby to get on the ground.

And then he turned back to me, and he said, I fucking told you to get on the ground, and I could just see kind of in his eyes that he looked like he was agitated, and he was probably going to -- I thought he was going to shoot. So that's why I went under the desk because I didn't want to endanger anybody's life.

Q So I'm going to direct your attention to the screen. I'm going to show you some of State's Exhibit 154. Now, if you can tell me as you see it what it is that you recognize. Okay?

A Okay. That's right when you're coming in. The front door is right to the right of that closet. It's over this way, and it's a hallway that goes upstairs. I'm over --

Q Now, if you use -- there's a mouse.
A Oh, okay.
Q The mouse will, yeah. You can --
A Okay. So I'm over in this direction right over here. There's a desk over on this side.

Q Okay. And then can you put the cursor where the entry is.

A It's along this area right here.
Q Just outside of the camera angle?
A Yeah. Yes.
Q Okay. And as things unfold on this video, why don't
you just describe for us what it is that you recognize. Okay?
A Sure. This is when I came in, and they were over by the check writing stand over here. And that's the first time when he pulled out the gun. That's the second time when he told Michael. And then I couldn't really see what was going on --

And that's when he came and told the lady in the lobby, and then this is when he came back to me and told me.

I couldn't really see from where I was sitting what was going on here at the window.

Q So this angle is perfect because that sign blocks it too; right?

A Yeah. But it also from the desk over here, it's kind of hard to actually see without getting up and coming around the desk what's going on here, and I was so focused on him and the gun that that's where all my attention was.

Q Okay. And by the time that he'd gone back the third time and told you to F-ing get on the ground, that's when you got on the ground; right?

A Yes.
Q At that point could you see anything -- what was happening in the lobby area and by the tellers or anything else?

A There was commotion going on up there by the tellers, and then the man that was --

JD Reporting, Inc.

Q The commotion -- sorry. The commotion, is that something that you could hear or see?

A I wasn't really looking at it and focusing on it. I could hear it. There was two customers up there at the window. There was another man up there. I couldn't really hear what was going on, but the man that was in the gray that was pointing the gun at me had said -- told the other guy that was at the window hurry up: Hurry up, G. Let's go. So that was --

Q Okay. And you -- as you're on the ground, did you observe or see anything while you were down on the ground?

A You know, I thought I saw like some red tennis shoes, but that's really all I kind of remember, but I don't know if I saw that when I was just getting on the ground or after they left. I didn't -- I didn't really see too much after I went under the desk.

Q Okay. You said you remember seeing shoes?
A Red tennis shoes.
Q And the color red?
A Yeah.
MR. SCOW: Okay. All right. I will pass the witness, Judge.

THE COURT: All right. Mr. Brower.
MR. BROWER: Nothing, Judge.
THE COURT: Mr. Hughes.

JD Reporting, Inc.

MR. HUGHES: No questions, Your Honor.
THE COURT: Any juror questions for this witness?
All right. I see no additional questions.
Thank you for your testimony.
THE WITNESS: Thank you.
THE COURT: Please don't discuss your testimony with any other witnesses in this case.

THE WITNESS: Yes, ma'am.
THE COURT: Thank you. And you are excused.
And the State may call its next witness.
MS. SCHIFALACQUA: The State calls Michael Irish. MICHAEL IRISH
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Please have a seat. State and spell your first and last names for the record.

THE WITNESS: Okay. It is Michael Irish.
M-i-c-h-a-e-l, I-r-i-s-h.
THE COURT: Okay. Thank you.
MS. SCHIFALACQUA: May I, Your Honor?
THE COURT: Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Mr. Irish, please let our jurors know how you're JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
employed.
A I'm a branch manager for U.S. Bank.
Q Okay. And how long have you been -- first of all, how long have you been with U.S. Bank?

A A little over nine years --
Q Okay. And --
A -- about nine years and four months.
Q And what's the branch that you are currently a manager of?

A The Charleston office.
Q Is that 801 East Charleston?
A Yes, it is.
Q Okay. And how long have you been at that branch?
A Since February of 2017.
Q Okay. And have you always been in the managerial position in that branch?

A In that branch, yes.
Q Okay. Yes. Prior to that you've worked in other capacities throughout U.S. Bank, but when it comes to that branch, you're the manager?

A Correct. Yes.
Q Were you working in that capacity on August 9th of 2018?

A Yes, I was.
Q And describe for the members of our jury who else was JD Reporting, Inc.
at the branch on that date?
A On that date it was myself, my assistant manager Jovan [phonetic], my tellers Claudia and Jada.

Q Okay. And was Kerri Pedroza also there?
A Oh, yes. Kerri Pedroza was there. She's our payment solutions merchant services rep. She was there in the morning time --

Q And was that by appointment? She doesn't normally stay there?

A Correct. Yeah. She visits our branch typically by appointment to meet with our merchant service customers or potential customers.

Q So tell us why you had a meeting with Kerri and I believe a customer. Who was that?

A That was Vincent Rotolo. So we had an appointment scheduled at our branch for about 10:30 on that date to meet with Vince to discuss options for payment solutions.

Q Okay. And you know Vince as one of your regular customers. Is that fair? A business customer?

A Yes.
Q Okay. And on that date, were you sitting in on that business meeting between Kerri and Vince?

A Yes, I was.
Q What happens while you're at that meeting? Describe for the jurors.

A Okay. So while we were at that meeting -- the meeting was scheduled for about 10:30. At that time my assistant manager Jovan went to lunch, and I was sitting in during the meeting time with Kerri, and at that specific time, it was my responsibility to cover and assist any other customers that might walk in during the time. So I was kind of bouncing back and forth between watching for other customers and sitting in on the meeting with Kerri and Vince. So --

Do you just want me to go through the whole --
Q Sure -- well, let me stop you there.
A Okay.
Q Help pull it along. I want to show you what's been -- oh, actually I want to approach and show you some photographs. Okay. I'm not sure if this is --

THE COURT: Are they marked?
MS. SCHIFALACQUA: They are marked as 176 and 177.
Have they been -- I thought they were admitted, Madam Clerk, but I'm not --

MR. SCOW: Not yet.
MS. SCHIFALACQUA: No.
BY MS. SCHIFALACQUA:
Q On second thought, I am showing you what's been marked as 176 and 177. Do you recognize what's depicted in those photographs?

A Uh-huh.

JD Reporting, Inc.

Q Is that a yes?
A Yes. Sorry.
Q Okay. Yeah. They're taking down everything you say. So you can't --

A Got it.
Yes, I do. Yeah.
Q Okay. And does that show the branch?
A Yes. This is the branch.
Q Okay. And are these fair and accurate pictures of your branch?

A Yes, they are.
MS. SCHIFALACQUA: I'd move for admission at this time of 176 and 177, Your Honor.

THE COURT: Submitted?

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.

THE COURT: All right. Those will be admitted.
(State's Exhibit Number 176-177 admitted)
BY MS. SCHIFALACQUA:
Q Showing you 176, describe the area that we're looking at here, Mr. Irish.

A So this area to the very left, the --
Q And I'm sorry to interrupt you. There's a mouse in front of you.

A Oh. All right.

Q So you can kind of just point. There you go.
A Yeah. So this particular area right here, so this area there's a customer sitting. This would be my banker's desk where a customer would be sitting. This open desk here is reserved for our partners such as Kerri and our business banking officers. When they come visit the branch by appointment, we'll sit here and meet with business clients. Over here is the vault safe deposit box area.

And then off to this area begins the teller line. This is the merchant window for business customers and then additional teller windows off to the right.

Right here would be the check writing stand where customers can fill deposit-withdrawal slips, payment slips, stuff like that. That's it.

Q And can you tell me where you -- the area that you were in with Kerri Pedroza and Vince Rotolo on the date that this incident occurred.

A Sure. We were sitting here at this desk. So Kerri was sitting directly right here in front of the computer. She had brought her laptop. I was sitting right here at the corner of the desk. I had just rolled over a chair just to sit side by side with her, and Vince was sitting here in front of the desk.

Q And where were your tellers located; I believe it was Claudia Ruacho-Benitez and Jada Copeland?

JD Reporting, Inc.

A Yeah. So Claudia who was our merchant business teller was stationed here at this window, and Jada was at the window next to her.

Q Did you have any other tellers on the line at [unintelligible]?

A Not at that hour.
Q Okay.
A We had another teller that was scheduled to come in later in the afternoon, but nobody else currently --

Q And was the branch busy that day that you remember or?

A No.
Q No.
A Not at all. We only had a few customers --
Q Show --
A -- in at that time.
Q Okay. Showing you 177, what angle are we looking at here?

A So this would be the angle from -- basically it would be from my perspective where I was sitting during that time.

Q Okay. So let's talk about that. What happens when you're in that meeting? Describe for the members of our jury while you have that view, what do you observe?

A So basically during that time, the branch, we'd had Vince sitting in front of myself. We had two of our regular
merchant customers, husband and wife, at Claudia's window, the merchant window, and we had a customer sitting in the lobby waiting to speak to me when I finished up with Vince and Teri --

Q And where was she --
A -- I'm sorry. Vince and Kerri.
Q Where was she seated?
A She was seated right here actually where this customer is sitting here.

Q And to be fair, these were taken at a later date, not the date of the incident --

A Uh-huh.
Q -- and so that's why you see different people in these photographs?

A Yes.
Q And was these taken at your branch a couple weeks ago just to specifically show your view when things occurred?

A Correct. Yes.
Q And the customer that was sitting where you pointed out where that customer was, was that Ms. Teri Williams?

A Yes, it was.
Q Describe what happens, or what do you see when Ms. Williams comes in, sits down and you're having a meeting?

A Yes. So when Ms. William sits down, so I know that I'm going to need to attend to her. So we're wrapping up our JD Reporting, Inc.
meeting with Vince because it wasn't going to be a very long meeting at that point in time. So as I'm kind of just getting everything wrapped up and getting ready to excuse myself, so I see the door open. I see two guys walk in and walk up and go through the teller line.

Q Okay. With regard to the two males that walked in.
A Uh-huh.
Q Did you recognize them as customers?
A No, not regular customers.
Q Regular --
A Yes.
Q -- and I should say that. I mean, do you get a fair amount of regular customers at your branch?

A We get a decent amount of regular customers. We also get a lot of just customers in general.

Q Is that by location?
A Yes.
Q Do you get just tourists --
A Absolutely.
Q -- or people in town --
A By location, because we are located downtown, we get a lot of people who are just visiting the city, a lot of new customers. So, you know, while we do have our regular customers, we get a lot of people who we're not familiar with as well. So it's not uncommon for us to not recognize

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-07 | Day 5
individuals.

Q So you didn't think anything of the two males that walked in; is that fair to say?

A Correct. Yeah.
Q Describe the males. Were they white, black, Hispanic or Asian?

A Black.
Q And what about heightwise?
Let me go back. How tall are you?
A About 5-7.
Q And were you seated when they walked in?
A Yes.

Q Can you give us a range of how tall you thought they were? Were they taller than you, shorter than you?

A I would say at least my height or taller.
Q Okay. And what about the build of the two males?
A Thin. Yeah.
Q Describe what happens next after these two males walk in? Where do you see them go?

A So I see them, you know, walk in, and they go on the other side of this check writing stand as, you know, if walking to go in line which is not uncommon, you know. If you're going to do a transaction at the branch, that would be the first place to go.

Q Okay.

A So I turned my attention back to Vince and Kerri to see where the rest of the conversation is going, and then when I turned my attention back, I noticed that a gun was drawn.

Q A gun was drawn by one of the two males?
A Yes.
Q And where -- do you remember where the male was positioned when he drew the gun?

A At first when he was -- when the gun was drawn, I don't remember which side of the stanchion it was, but then the next thing I knew he was then on the front side of the stanchion closest to us.

Q Okay. Did he stay there, or did he go somewhere else?

A He moved closer to us and then was moving around the branch.

Q Okay. When the gun was drawn, and you say "drawn," and moved closer to you, describe for the members of our jury what position do you mean by "drawn"?

A "Drawn" meaning it was pointed directly to us.
Q Okay.
A And he was telling us that we needed to get on the ground.

Q And did you get on the ground?
A I hesitated at first because I was just kind of shocked because I wasn't sure what exactly was happening

JD Reporting, Inc.
because I had never had anything like that happen to me before, and then \(I\) was instantly kind of starting to kind of take note of what was going on in the branch, who else was in the branch, where my staff was at.

Q Were you concerned for your staff?
A Absolutely, yeah.
Q Were you concerned for yourself?
A Yeah.
Q After the first demand is made to get on the ground, what does Vince do?

A Vince immediately gets on the ground instantly.
Q Do you or Kerri?
A We hesitated. I slowly -- after I think the second request to get on the ground --

Q So let's back up.
A -- I got to my knees.
Q Let me back up. I'm sorry, Mr. Irish.
A No, you're fine.
Q But you say the second request. Describe for the jury. There was a second request?

A Yes.
Q Describe how. What?
A It was not even a request. I should say a demand to get on the ground, you know. It was told to us again with the gun pointed at us: Get on the ground.

JD Reporting, Inc.

So then I basically -- I got on my knees because then I was still kind of looking around because my concern was where else in the branch, you know, was he going to go with the gun if he was going to go, you know, towards my staff or, you know, what else was going to happen. So then I started to comply and, you know.

Q Do you ever observe Kerri get on the ground?
A At the end, yeah.
Q Okay. Was that after another demand?
A Uh-huh.
Q Is that a yes?
A Yes. I'm sorry.
Q Okay. Do you see if that man with the gun goes towards Ms. Teri Williams?

A Yes.
Q What do you see her do?
A It was hard for me to see when I was down low from my position to Teri, but I know he was over in her area. So I couldn't really see her from my point of view at that point.

Q What about -- while this is occurring you said there were two males that were together at the station. What is the other male doing while the male with the gun is demanding you get on the ground?

A He is at the teller windows demanding and taking the money from each of my tellers.

Q Okay. After the man gets the money, do you see where the men go?

A After they collect the money, I don't see them in their path to exit because then the next time I look up to kind of just see if they're still in the branch, they're not in the branch anymore, and that's when I jump up and try to secure the branch.

Q Okay. And are there kind of protocols of what happens in a -- after a robbery that you need to do?

A Yes.
Q Is one of those to lock the doors?
A Absolutely.
Q Did you pull an alarm?
A Yes.
Q One or more than one?
A More than one.
Q What about -- what are the next steps that you take?
Did anybody call 9-1-1?
A Yes. Kerri did.
Q Okay. And eventually do you make your way over to your tellers?

A I do.
Q Okay. And --
A Yeah.
Q Police are called?

A Yes. Police are called. Basically I checked on my customers first, and then I checked on my tellers. Then I checked on Kerri.

Q Let me ask you this. With regard to your branch, is there training in robberies and what to do if someone demands money at your branch?

A Yes.
Q And what is the directive?
A We need to --
Q To your employees?
A -- comply.
Q Okay. Do you have bright yellow bags at your branch?
A We do.
Q What are they made of?
A They're made of cloth.
Q Okay. They're not plastic?
A No.
Q Okay. With regard to kind of regular customers that you are familiar with, are you familiar with a customer by the name of Bryce Crafton [phonetic]?

A Yes.
Q And does he regularly come into your branch?
A Yes.
MS. SCHIFALACQUA: Showing counsel what's 394. If I may approach?

THE COURT: Sure.
MS. SCHIFALACQUA: Thank you.
/ / /
BY MS. SCHIFALACQUA:
Q Mr. Irish, who's depicted in that photograph?
A This is Bryce.
Q That's a fair and accurate picture of him?
A Uh-huh. Yes.
MS. SCHIFALACQUA: I move for admission of State's
394.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 394 admitted)
Q And this will kind of connect up later, but your -for your purposes, you know Mr. Bryce Crafton as a regular customer at the bank?

A Yes, I do.
Q Okay. And I'm going to show you now some video, Mr. Irish of State's 154, and before we -- it's paused right now. Do you see yourself in this video?

A Yes.
Q Can you use that mouse and show our jurors where you are seated.

A Right here.

JD Reporting, Inc.

Q Okay. And are these the two gentlemen that you indicate were first together at that check writing station?

A Yes.
Q Okay. And then do you see Mr. Teri Williams?
A Yes. Mrs. Williams is right here.
Q Okay. I'm going to play a little bit of this, and if you can walk through what it is you observe yourself doing and lived on that day.

A So I, you know, was sitting in my meeting and, as you can see, they walked in the teller line first, and then --

Q What are you doing now?
A I got down on my knees onto the ground as he came over, pointed the gun at us.

Q What are you doing now?
A He's still yelling at us to get down on the ground. So then I got further down on the ground as well.

Q Okay.
A Because he had come back over, and he circled back around.

Q And then eventually -- and we'll stop it there -- as you describe, they leave, but that's the portion that captures you're getting on the ground after the demands with the gun?

A Right.
MS. SCHIFALACQUA: Okay. I pass the witness. THE COURT: Mr. Brower.

JD Reporting, Inc.

MR. BROWER: I'm going to pass on the witness, Judge. THE COURT: Mr. Hughes.

MR. HUGHES: I have no questions, Your Honor.
THE COURT: Any juror questions for this witness? All right, sir, I see no additional questions. Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Thank you.
THE COURT: Thank you. And you are excused.
MR. HUGHES: Judge, may we approach?
THE COURT: Sure.
Oh, just follow the bailiff, please.
(Conference at the bench not recorded)
THE COURT: All right. Ladies and gentlemen, this is a good time to take our weekend recess. We will reconvene Monday at 10:00 a.m., 10:00 a.m. Monday.

During the weekend recess, you're all reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue, and please do not form or express an opinion on the case.

Please leave your notepads in your chairs. Follow

JD Reporting, Inc.
the bailiff through the double doors, and we'll see everybody back at 10:00 a.m. on Monday.
(Jury recessed for the evening at 4:41 p.m.)
THE COURT: Was there anything we needed to put on the record? No?

MR. SCOW: Ed, do you want to put anything on the record about the fact that we were --

THE COURT: Oh, yeah. Mr. Hughes wanted to ask the location of the tracker device. That was objected to by the State because I guess --

MS. SCHIFALACQUA: To the extent it, you know --
THE COURT: -- the feeling is that that could be utilized by others in the criminal community to locate trackers or tip other offenders off or something like that.

I didn't really see the relevance as to the location of the tracker on the car, but I told counsel at the bench they could ask about accuracy and other things like that, but where it was precisely on the car and the size and shape of it I didn't really see as relevant to anything at issue in this case. So I'm not saying it could never be relevant in a case. I'm saying in this particular case I didn't see the relevance of it.

Is that a fair summation of what we talked about?
MR. HUGHES: That's a fair summation of what we discussed.
```

C-18-335500-1,-2| State v. Phillips/Barr | 2018-12-07 | Day 5

```

MR. BROWER: That's accurate from my recollection, Judge.

THE COURT: State?
MR. SCOW: Yes, Judge.
MS. SCHIFALACQUA: Yes, Your Honor.
THE COURT: All right. I think that was it. All right. We'll see everybody back Monday.
(Proceedings recessed for the evening at 4:43 p.m.) -lOo-

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case.


JD Reporting, Inc.

\section*{BY MR. BROWER:}
[14] 19/14 41/14 52/8 53/9 125/13 126/16
163/14 163/20 168/22 184/11 201/11 239/24 240/18 242/18
BY MR. HUGHES: [8] 24/8 31/1 44/13 127/2 128/3 171/22 172/25 185/14
BY MR. SCOW: [45] 7/7 32/21 48/13 49/3 67/1 77/1 83/20 83/23 84/15 84/18 96/24 97/13 102/9 102/12 104/24 106/15 107/1 107/10 109/15 113/1 114/8 118/15 130/11 136/11 136/14 138/10 139/23 142/14 145/18 149/4 158/15 159/23 162/4 162/19 177/5 187/18 189/19 193/23 219/12 222/7 228/11 233/5 237/4 242/5 243/22

\section*{BY MS.}

SCHIFALACQUA: [12]
56/6 57/19 58/14 123/12 206/20 214/22
216/2 216/17 250/24
253/21 254/19 265/4
MR. BROWER: [51] 5/20 24/5 44/8 48/16 48/20 48/25 52/6 53/8 53/19 54/9 58/10 66/1 76/20 96/16 102/2 104/20 106/11 109/11 114/2 118/11 126/24 129/8 129/11 139/18 142/5 142/12 145/15 148/15 158/11 159/16 162/15 163/18 171/17 171/19 184/9 185/11 188/6 201/6 204/6 205/5 218/17 228/7 231/1 233/2 241/22 242/25 249/24 254/15 265/11 267/1 269/1

\section*{MR. HUGHES: [40]}

29/22 29/24 30/1 32/17 44/11 54/12 58/9 66/3 76/21 102/3 109/12 118/12 128/9 128/13 128/15 128/17 128/19 136/5 136/13 139/20 158/12 159/15 162/16 176/24 187/13 188/7 204/9 218/19 222/3 228/8 231/2 233/1 241/24 243/1 250/1 254/16 265/12 267/3 267/10 268/24
MR. SCOW: [77] 5/5 5/8 5/18 5/24 6/4 6/9 7/2 19/10 29/19 29/21 30/3 30/9 30/11 32/19

41/11 47/6 48/11 48/24 52/4 54/14 66/15 66/24 76/19 83/17 84/3 84/7 84/10 84/13 96/22 101/25 102/6 102/8 109/8 112/22 118/7 121/20 130/6 138/7 139/15 148/24 158/9 159/14 159/18 159/20 162/14 163/11 168/18 172/20 177/1 184/6 187/16 188/5 188/15 188/20 189/17 193/14 193/16 200/24 201/2 201/7 204/11 219/3 222/2 228/5 230/25 232/24 237/3 239/20 242/1 242/16 243/3 243/10 243/19 249/21 253/19 268/6 269/4
MS. SCHIFALACQUA: [48] 5/7 6/3 6/8 6/21 55/16 56/4 57/16 58/7 65/23 84/4 84/6 84/9 106/13 122/15 122/22 123/8 123/10 125/9 127/23 128/1 128/22 138/6 201/8 204/23 205/3 205/7 205/11 205/13 206/6 206/18 214/20 215/22 215/25 216/16 218/14 240/17 250/11 250/20 250/22 253/16 253/20 254/12 264/24 265/2 265/9 266/24 268/11 269/5 THE CLERK: [12] 5/15 55/24 66/19 123/4 189/6 189/8 206/11 206/15 219/7 219/10 243/14 250/15
THE COURT: [181] 5/4 5/16 5/25 6/5 6/11 6/14 6/22 6/25 19/12 24/6 29/23 29/25 30/2 30/8 30/10 30/13 32/18 41/12 44/10 47/5 47/7 47/10 48/10 49/1 52/5 52/25 53/20 54/1 54/11 54/13 54/15 54/20 55/14 55/19 56/3 57/18 58/11 65/25 66/2 66/4 66/6 66/10 66/12 66/23 76/22 83/19 84/2 84/5 84/14 96/19 97/7 97/9 102/1 102/4 104/22 109/10 109/13 112/24 114/4 114/7 118/10 118/13 121/19 121/22 122/11 122/13 122/16 122/19 122/24 123/9 125/11 126/10 126/13 126/25 127/25 128/2 128/11 128/14 128/16 128/18 128/21 128/23 128/25 129/5 129/10 129/12 130/2 136/7 139/17 139/19 139/21 142/8 142/10 145/17

148/20 148/23 149/1 158/13 159/17 159/19 159/21 162/17 163/12 168/20 171/18 171/20 172/22 172/24 176/25 184/8 185/12 187/15 188/8 188/14 188/19 188/21 188/24 189/2 189/10 189/15 193/13 193/15 193/17 193/20 193/22 201/1 201/4 204/8 204/10 204/12 204/16 204/20 204/22 205/2 205/6 205/9 205/12 205/14 206/4 206/16 214/21 215/24 218/16 218/18 218/20 218/25 219/2 222/4 228/9 231/3 233/3 239/22 241/23 241/25 243/2 243/4 243/18 243/20 249/23 249/25 250/2 250/6 250/9 250/19 250/21 253/15 254/14 254/17 265/1 265/13 266/25 267/2 267/4 267/9 267/11 267/14 268/4 268/8 268/12 269/3 269/6 THE MARSHAL: [1] 204/25

\section*{THE WITNESS: [50]}

6/24 29/20 47/14 48/17 53/3 53/21 54/6 54/19 56/1 66/9 66/11 66/21 96/21 96/23 97/8 97/10 114/6 122/10 122/12 122/18 123/6 126/12 126/14 128/20 129/4 136/9 142/9 142/11 148/22 172/21 188/13 188/23 189/1 189/7 189/13 193/19 193/21 201/5 204/15 204/19 204/21 206/13 218/24 219/1 219/9 243/16 250/5 250/8 250/17 267/8
\$
\$5,452 [1] 215/18
'
\begin{tabular}{l} 
\\
\hline\(' 92\) [2] \(74 / 1974 / 25\) \\
'92 to [1] \(74 / 19\) \\
'94 [2] 74/20 74/25 \\
'94 Mercury [1] 74/20 \\
\hline
\end{tabular}
-
-15420 [1] 7/23
-15877 [1] 7/23
-16535 [2] 7/24 8/15
-16972 [1] 13/18
-46 [2] 5/14 5/15
-oOo [1] 269/9
. 01 [3] 47/19 48/15

\section*{50/12}

001128
.01 percent [3] 47/19 48/15 50/12
. 45 [1] 195/12

\section*{0 \\ 0.1 [1] 50/9 \\ 0.1 percent [1] 48/19 0951 [1] 144/12 \\ 1 \\ 1 is [2] \(22 / 18\) 22/18 \\ 1 mile [1] 169/17 \\ 1 or [1] 236/10 \\ 1-1A [1] 17/20 \\ 1-1B [1] 17/20 \\ 1-1C [1] 17/21 \\ 1-1L [1] 17/21 \\ 10 [11] 31/23 43/13 \\ 54/23 67/5 121/25 \\ 127/21 202/22 202/22 \\ 202/24 203/18 205/16 \\ 10 millimeters [2] 17/4 17/5 \\ 100 [2] 29/17 105/15 \\ 101 [1] 106/6 \\ 1014 [1] 148/1 \\ 1014 hours [1] 144/13 \\ 102 [1] 106/7 \\ 1036 [1] 154/13 \\ 105 [2] 73/16 77/9 \\ 106 [1] 71/9}

10:00 a.m [3] 267/16 267/16 268/2
10:14 a.m [1] 148/3
10:23 a.m [1] 55/12
10:30 [2] 252/16 253/2
10:35 [2] 54/25 55/11
10:36 a.m [1] 155/5
10:39 a.m [1] 55/12
10:44 [2] 155/12 156/5
10:44 a.m [1] 155/5
10:44 it [1] 155/15
10:45 a.m [1] 244/25
10:50 it [1] 155/16
11 [3] 39/3 61/5 78/19
11:00 [1] 244/22
11:25 a.m [1] 78/9
11:29 [1] 78/19
11:30 [1] 244/22
12 [1] 220/3
12:18 p.m [1] 129/25
12th [1] 118/1
13 [4] 39/5 46/17 53/4 244/1
130 [1] 2/17
13:49 [1] 105/11
13:58:07 [1] 106/2
13:58:08 [1] 105/25
14 [2] 143/2 143/23
149 [2] 76/7 76/19
149-151 [1] 76/24
15 [6] 29/2 42/4 43/13
202/22 219/17 220/13
1509 [1] 133/8
151 [3] 76/7 76/19 76/24
154 [4] 191/14 216/4
247/10 265/20
15420 [1] 7/23

1546 [1] 220/18
15877 [1] 7/23
159 [1] 151/20
16 [4] 98/7 98/7 101/10 101/10
163 [3] 232/16 232/24 233/9
163-174 [1] 233/4
164 [1] 233/10
165 [1] 233/17
16535 [2] 7/24 8/15
1655 [1] 141/9
166 [1] 233/19
167 [1] 233/22
169 [1] 234/7
16972 [4] 9/11 13/18 26/9 156/1
170 [1] 234/10
171 [1] 234/17
174 [5] 232/16 232/25
233/4 234/20 237/7
175 [3] 57/16 57/21 58/7
175-177 [1] 58/13
176 [6] 59/5 62/19
253/16 253/23 254/13
254/20
176-177 [1] 254/18
177 [10] 57/17 57/21
58/8 58/13 59/11
253/16 253/23 254/13
254/18 256/17
18 [1] 9/11
18-16972 [1] 26/9
180 [4] 157/24 158/9
158/16 228/12
180-181 [1] 158/14
181 [5] 158/3 158/9
158/14 158/18 229/9
182 [1] 228/25
183 [1] 229/5
184 [1] 229/7
185 [2] 227/24 228/5
185-203 [1] 228/10
194 [1] 229/14
195 [3] 118/8 118/14
118/16
196 [1] 229/16
1978 [1] 23/17
199 [4] 101/14 101/25
102/5 102/8
1992 [1] 76/4
1994 [7] 75/3 75/5 76/4
81/11 110/22 125/3
130/15
1:19:33 [1] 90/19
1:20 [2] 129/13 129/24
1:26 p.m [1] 129/25
1A [3] 17/20 18/3 22/11
1B [2] 17/20 19/3
1C [1] 17/21
1D [1] 17/21
1L [1] 17/21
2
20 [4] 42/4 42/17 43/13 90/20
200 [1] 229/23
2008 [1] 123/18
\begin{tabular}{|c|c|c|c|c|}
\hline 2 & 32 [2] 94/9 98/6 & 8 & 146/9 150/1 153/23 & 16/11 \\
\hline 2017 [1] 2 & 33 [1] & 80 & 156/20 177/19 177/20 & acy [5] \\
\hline 2018 [23] 1/14 5 & 335 [1] & 801 & 8/6 17 & 172/14 178 \\
\hline 56/17 56/23 58/3 67/13 & 344 [1] 5/ & 244/8 251/11 & & \\
\hline 101/19 115/23 123/22 & 345 [1] 10/23 & 85 [1] & 213/4 & curate [16] \\
\hline 124/15 139/11 158/7 & 346 [1] 5/16 & 86 [1] 14/19 & 240 & 47/5 147/7 166 \\
\hline 190/9 190/22 207/1 & 347 [2] & 88 [1] 15/4 & shed [1] & 9/10 178/3 \\
\hline 207/9 207/23 215/3 & 350 [2] 5/14 5/16 & 8th [11] 113/13 114/19 & about [136] 8/22 9 & 12178 \\
\hline 220/21 221/11 232/22 & 362 [1] 84/13 & 115/23 115/24 123/21 & 10/14 15/19 17 & 215 \\
\hline 244/8 251/23 & 363 [1] 108/20 & 124/15 133/5 152/20 & 18/19 20/22 22/8 22/24 & 254/9 265/7 269/1 \\
\hline 203 [4] 227/24 228/6 & 365 [4] 108/21 109/ & 152/25 153/5 231/1 & 22/24 23/21 & accurately [2] 58 \\
\hline 228/10 230/3 & & 8th Street [2] 152/18 & 25/20 30/6 3 & 76/15 \\
\hline 204 [5] 157/24 & 370 [5] 137/25 & 152/19 & 33/24 34/16 35/2 36/11 & ACE [2] 34/5 34/ \\
\hline 158/14 159/2 230/7 & \[
373
\] & 9 & \(37 / 148 / 2\) 38/2 38/11
\(38 / 19\) 40/1 40/19 42/24 & E-V [1] 34/5 \\
\hline \[
\begin{gathered}
20 \\
2
\end{gathered}
\] & 38 [1] & & 44/14 47/19 48/4 50/22 & across [7] 39/9 75/23 \\
\hline 2 & 394 [3] 264/24 265/10 & 93 & 52/9 54/23 57/3 60/23 & 124/17 154/13 183/21 \\
\hline \[
207 \text { [1] 223/ }
\] & 265/14 & 94 [1] 17/2 & 61/1 63/19 67/10 69/19 & 193/11 193/1 \\
\hline 208 [1] 224/4 & 3:09 p.m [1] & 95 [1] 18/25 & 70/20 71/15 76/ & tion [1] 54 \\
\hline 209 [1] 224/8 & 3:11 p.m [1] & 96 [2] 108/5 & 77/18 78/9 78/11 78/12 & s [1] \\
\hline 20s [1] 93 & 3:22 [1] 205/1 & 97 [1] 107/8 & 82/3 82/15 83/1 83/3 & e [2] 130/24 \\
\hline 211 [1] 224/1 & 3:27 p.m [1] 206/ & 98 [2] 104/19 104/2 & 86/12 86/24 89/ & tivities [2] 98/13 \\
\hline 212 [1] 224/1 & 4 & 99 [1] & & \\
\hline 214 [1] 2 & 4 percent [1] & &  & 91/20 \\
\hline 215 [2] 178/22 2 & \[
46 \text { [2] } 5 / 145 / 1
\] & 9:14 in [1] 139/1 & 110/17 111/7 117/ & 124/16 126/3 142 \\
\hline 218 [1] 225/1 & 4:41 p.m [1] 268/3 & 9:16 A.M [1] 5/1 & 127/14 136/15 139/13 & 147/18 147/20 164/25 \\
\hline 219 [1] 225/3 & 4:43 p.m [1] 269/8 & \[
\begin{aligned}
& \text { 9:18 a.m [1] 6/13 } \\
& 9: 23 \text { [1] 141/25 }
\end{aligned}
\] & 139/24 143/2 143/5 & 175/14 181/5 182/ \\
\hline 224 [1] 2 & 5 & \(9:\) & 143/23 145 & actually [80] 5/20 5/23 \\
\hline 225 [1] 2 & & 9:51 [1] & 149/10 160/6 161 & 7/19 9/17 18/5 18/6 \\
\hline 226 [2] 2 & 5 feet [1] & 9th [21] 56/16 5 & 16 & /11 \\
\hline 227 [2] 226/16 227/1 & & 58/3 101/19 133/25 & 165/13 166/7 171 & 5/12 37/11 \\
\hline 228 [1] 22 & & 139/11 152/25 153/5 & 172/17 174/25 & 56/20 65/15 68/5 \\
\hline 23 [1] 144 & 1] & 154/14 158/7 190/9 & 177/25 181/1 181/9 & 72/22 74/4 74/6 74/7 \\
\hline 230 [4] 22 & 50 [1] & 190/22 207/9 207/ & 181/12 181/13 & 4/23 75/11 77/7 \\
\hline 222/5 222/6 & 55 [5] 101 & 215/3 220/21 221/11 & 182/21 183/25 & 9/15 86/3 89/25 \\
\hline 232 [3] 162/5 & & 221/25 & 186/9 186/24 191/2 & 94/16 94/18 96/1 96/5 \\
\hline 162/18 & 59 & 251/22 & 193/8 198/13 202/22 & 7/23 98/9 98/ \\
\hline 233 [3] 159/6 159/18 & 6 & & 202/24 203/16 207/18 & 100/3 101/1 102/16 \\
\hline 19 & 606 [9] 221/13 221/23 & &  &  \\
\hline 233-252 & 222/13 223/14 225/12 & a.k.a [5] 1/10 & & \\
\hline 234 [1] 159/24 & 225/25 226/2 22 & 35/24 112/6 112 & & \\
\hline 235 [1] 160/2 & 231 & a.m [12] 5/1 6/13 55/12 & 240/19 244/21 244/2 & 33/16 134/21 135/22 \\
\hline 236 [2] 160/4 160 & 62 & 55/12 78/9 148/3 155/5 & \[
244 / 25245 / 1251 / 7
\] & \[
\text { 141/1 } 36 / 8 \text { 140/24 }
\] \\
\hline 237 [1] 160/7 & 626 [1] 154/14 & 267/16 244/25 155/5 & 252/16 253/2 256/2 & 153/7 151/15 \\
\hline 24[4] 10/19 10/22 12/6 & 6th [5] 88/13 9 & \begin{tabular}{l}
267/16 \\
able [95
\end{tabular} & 259/8 259/10 259/16 & 54/5 160/25 161/5 \\
\hline & 10 & 35/12 39/16 41/2 41/ & 262/20 263/17 268/7 & 61/22 168/4 168/11 \\
\hline & 6th Street [2] & & 268/17 268/23 & 69/4 171/11 172/1 \\
\hline \begin{tabular}{l}
24-packs [1] 1 \\
240 [1] 160/10
\end{tabular} & 23 &  & above [1] 269/1 & 73/13 180/18 185 \\
\hline 241 [1] & 7 & 72/14 72/16 72/23 & above-entitled [1] & 02/18 215/14 216/18 \\
\hline 252 [4] 159/6 159/18 & 7 & 73/11 73/14 74/9 74/18 & & 42/19 248/14 \\
\hline 159/20 159/22 & & 75/2 75/8 75/16 76/2 & \[
\text { mosuratery } 10 .
\] & \\
\hline 258 [4] 230/15 230/25 & 7/31 [1] 183/16 & 76/3 77/4 81/4 81/8 & 261/6 263/12 academy [1] & \[
\text { AIR [1] } 1 / 13
\] \\
\hline 231/3 231/4 & 7/31 Bank [1] 183 & 81/9 82/10 82/12 82/14 82/16 82/17 82/18 & academy [1] 220/2 access [6] 45/14 45/17 & additional [11] 54/15 \\
\hline 26 [1] 78/19 & 70 billion [1] 32/2 & 82/16 82/17 82/18 & access [6] 45/14 45/17
46/2 46/13 131/10 & \[
71 / 688 / 25137 / 3146 / 6
\] \\
\hline 263 [3] 108/20 109/8 & 70 million [1] 31/12 & 82/19 82/20 84/25 85/5 & 238/20 & \[
\text { 88/9 204/13 } 218 / 21
\] \\
\hline 109/14 & \[
700 \text { [1] } 38 / 13
\] & 85/10 86/18 89/8 90/2 & accessed [2] 14/6 & 250/3 255/11 267/5 \\
\hline 265 [2] 214/18 214/24 & 700 million [3] 31/12 & 91/23 92/1 92/2 92/5 95/24 96/1 98/10 98/24 & \[
\begin{array}{|cc|c|}
\hline \text { access } \\
\text { 238/ }
\end{array}
\] & address [8] 141/3 \\
\hline \[
\begin{aligned}
& \text { 27 seconds [1] 78/20 } \\
& 2759 \text { [1] } 91 / 1
\end{aligned}
\] & 31/20 38/11 & 95/24 96/1 98/10 98/24 99/20 102/17 103/15 & accessibility [2] 39/1 & 190/6 221/22 223/9 \\
\hline & 225/16 & 103/16 103/18 103/25 & & 14 225/19 225/21 \\
\hline 3 & & & [ & \\
\hline 3,000 & & 10 & ding [1] & esses [ \\
\hline 30 [2] 42/18 183/18 & & 113/16 & account [1] 19 & dheres [1] 235/19 \\
\hline 30s [1] 93/24 & 705 [3] 155/16 156/12 & 116/25 131/4 131 & untant [1] 219/21 & dminister [1] 55/20 \\
\hline 31 [1] 183/16 & & 134/23 135/14 137/4 & nting [3] 214/15 & inistrative [2] 26/1 \\
\hline 31st [2] 69/6 183/15 & 7th [2] 109/5 110/9 & 141/1 142/20 145/24 186422b46/4 146/6 & \[
\begin{array}{|l|}
\hline 215 / 20225 / 9 \\
\text { accredited [2] 15/25 }
\end{array}
\] & \[
\begin{aligned}
& 34 / 25 \\
& \text { admission [15] 58/7 }
\end{aligned}
\] \\
\hline
\end{tabular}
admission... [14] 76/19 101/25 109/8 118/8 139/15 159/14 162/14 215/22 222/2 228/5 230/25 232/24 254/12 265/9
admit [1] 158/9
admitted [34] 3/22 4/2 5/11 58/11 58/13 76/22 76/24 102/4 102/5 109/14 118/13 118/14 139/21 139/22 158/13 158/14 159/21 159/22 162/18 167/19 222/5 222/6 227/23 228/9 228/10 231/3 231/4 233/3 233/4 253/17 254/17 254/18 265/13 265/14
admonish [1] 122/7
Adobe [3] 17/1 22/20 22/25
adulthood [1] 161/1 adults [1] 70/11
AFIS [8] 8/13 8/14 8/16 8/22 13/6 16/2 28/17 29/3
afraid [1] 199/25 after [76] 11/4 14/14 37/4 60/18 63/10 65/3 72/25 78/9 78/17 79/18 95/21 97/21 97/22 98/12 100/15 100/20 101/10 103/20 103/21 107/3 113/3 116/5 117/4 117/5 121/1 122/20 130/21 130/23 138/12 140/25 143/23 146/1 152/11 154/3 154/16 155/13 157/10 159/12 165/10 171/25 173/1 173/7 194/12 195/3 195/6 195/9 195/16 196/8 196/9 199/12 210/15 210/16 210/17 212/25 213/6 214/10 214/12 214/14 218/11 220/10 225/15 227/19 231/22 236/1 237/6 246/20 249/14 249/15 259/18 261/9 261/13 262/9 263/1 263/3 263/9 266/22
afternoon [5] 133/8 188/17 188/21 244/21 256/9
afterwards [3] 91/25 182/3 212/11
again [57] 8/1 13/17 18/21 22/4 29/17 30/22 33/25 40/7 59/15 59/25 62/19 70/9 73/2 74/9 77/4 78/1 78/4 81/18 83/2 83/10 88/16 90/2 93/22 94/12 94/14 94/22 95/7 100/20 100/23 102/6 103/21

104/3 108/6 108/17 117/14 135/17 143/14 143/15 145/11 147/25 148/8 151/14 153/10 155/6 155/11 165/2 179/22 194/23 198/8 198/15 217/22 224/7 232/3 233/6 237/7 245/21 261/24
against [7] 15/12 16/23 38/15 39/13 67/8 126/2 233/25
agencies [1] 74/25 agitated [1] 247/5 ago [7] 21/19 22/9 42/9 166/10 168/24 185/16 257/16
agree [3] 28/10 31/23 185/19
agreeing [1] 46/5 agreement [4] 24/10 46/18 51/18 51/20
ahead [14] 5/4 6/22 54/25 77/10 83/15 92/16 99/11 121/23 122/6 129/6 183/19 189/10 193/18 205/16 aisle [12] 11/25 12/7 45/3 91/18 96/11 96/13 96/15 96/17 99/24 100/2 100/3 101/7 aisles [3] 95/25 96/3 98/19
alarm [3] 214/6 214/9 263/13
alarms [1] 214/6
alert [8] 121/11 134/17 174/4 174/7 174/9 174/10 174/11 174/12 alerts [1] 131/6 ALEXANDER [12] 1/9 1/10 8/17 8/19 8/20 111/1 111/4 112/7 112/8 112/9 112/13 112/15
Ali [10] 11/8 11/11 11/20 12/3 12/9 12/22 12/25 40/10 40/23 52/1 all [206] 5/4 6/1 6/7 6/10 6/14 6/25 7/21 8/11 8/24 12/1 12/13 16/18 19/12 19/25 24/6 25/1 25/2 25/14 28/10 30/3 30/5 30/13 32/3 32/5 32/18 32/24 33/11 33/15 33/22 34/23 34/23 35/16 37/25 38/16 38/18 39/9 41/12 42/9 42/15 42/19 42/24 43/1 44/8 45/15 45/18 46/16 47/8 47/10 48/5 48/6 49/20 51/2 51/7 51/18 53/19 54/11 54/16 54/23 55/1 55/14 56/3 57/7 57/18 58/11 58/11 65/25 66/6 66/23 67/11 76/22 80/22 82/14 82/25 84/16 85/16 87/5 88/4 89/18

90/17 92/25 93/22 96/19 102/4 107/14 113/6 114/9 117/9 117/23 117/24 118/13 119/23 120/6 120/6 121/22 122/3 122/8 122/11 122/18 122/19 128/25 129/14 134/11 135/17 139/24 141/22 142/10 145/17 148/8 151/14 154/1 156/18 158/13 159/21 159/21 163/12 164/1 164/24 165/11 166/12 166/22 167/12 168/6 169/2 171/17 172/24 173/7 173/12 174/19 176/24 177/14 177/22 184/8 186/5 186/16 186/18 187/5 188/2 188/5 189/15 191/20 195/19 195/20 195/21 197/6 199/17 201/2 201/4 201/15 202/9 202/17 202/17 204/9 204/13 204/21 205/10 205/12 205/18 206/4 206/16 208/7 209/2 209/4 209/21 210/8 212/15 218/9 218/16 218/21 220/5 220/11 222/4 224/10 225/8 228/9 228/9 229/3 231/3 232/19 233/3 236/4 236/8 236/25 237/10 239/20 239/22 240/10 243/5 243/18 245/18 246/3 246/6 248/16 249/13 249/21 249/23 250/3 251/3 254/17 254/25 256/14 265/13 267/5 267/14 267/17 269/6 269/6
alleged [1] 164/2 alley [7] 149/25 152/25 153/4 153/6 154/12 154/18 156/6 alleyway [1] 154/2 allow [1] 128/10 allowed [1] 34/22 allowing [1] 35/13 allows [4] 35/11 94/21 134/22 169/13
almost [1] 42/17
along [6] 103/8 120/5 141/12 177/17 247/22 253/12
alongside [1] 119/22 alphabetically [1] 22/19
already [16] 6/6 27/7
67/24 69/12 79/13
88/17 88/19 88/19
88/22 91/12 95/20
114/24 136/21 161/22
222/15 227/23
Alrighty [1] 6/11
also [77] 5/24 5/25
\(\begin{gathered}11 / 712 / 2 \\ 001130\end{gathered} 12 / 1013 / 6\)

17/1 23/23 24/20 27/19 35/2 37/8 38/25 40/9 43/8 73/14 75/12 79/7 80/7 80/11 80/19 81/25 82/2 82/7 82/11 82/19 83/5 84/8 85/8 85/9 85/18 85/20 87/24 88/21 89/10 90/5 93/9 93/13 93/14 94/3 95/23 97/18 98/19 99/20 103/11 107/7 110/3 110/9 114/10 119/6 121/9 131/9 132/10 146/6 151/20 152/20 152/21 157/3 158/3 158/19 163/6 163/7 168/10 168/11 175/5 177/25 184/4 185/7 206/21 217/10 227/15 232/12 235/15 238/9 248/13 252/4 258/14 although [1] 70/12 always [7] 21/2 93/5 98/11 147/4 147/6 167/21 251/15 am [4] 57/15 219/14 236/5 253/22
amount [5] 27/3
199/13 203/7 258/13 258/14
amounts [1] 33/12 analysis [13] \(11 / 5\) 17/15 17/16 27/1 32/14 33/14 33/16 34/6 34/9 46/6 46/22 46/23 47/15 analyst [14] 10/17 180/9 219/14 219/16 219/19 219/22 219/24 219/25 220/1 220/2 220/8 220/9 220/13 239/8 analysts [2] 180/8 222/15
analyze [1] 51/13 angle [12] 59/6 73/4 85/17 92/21 94/8 171/1 183/18 228/25 247/23 248/11 256/17 256/19 angles [1] 86/17 animal [1] 241/18 announced [1] 146/15 anonymous [1] 49/24 another [37] 34/24 35/2 53/1 59/5 62/11 62/12 70/16 70/18 88/13 91/16 93/2 102/20 108/14 108/18 112/2 114/3 114/12 115/8 115/10 124/11 135/13 149/22 152/24 154/16 156/9 158/4 211/7 211/21 214/12 217/8 220/7 224/5 225/14 241/8 249/5 256/8 262/9
answer [3] 29/22 30/16 30/19
answering [2] 30/17
48/21

Anthem [8] 75/9 84/11
85/3 86/6 117/18 117/20 181/14 244/5
ANTHONY [36] \(1 / 10\) 32/22 32/25 40/5 41/3 41/6 83/8 83/12 83/18 85/25 86/17 87/7 88/6 89/24 93/5 93/9 94/23 95/7 95/9 110/5 110/21 116/9 116/12 117/7 118/20 119/25 157/16 158/2 159/3 159/10 160/11 161/7 161/9 162/7 181/18 230/6
Anthony's [5] 86/1 86/3 160/11 163/7 163/10
any [106] \(7 / 158 / 88 / 8\) 8/23 11/3 12/17 13/2 17/16 17/17 25/2 26/23 32/22 32/23 33/3 34/10 34/16 34/18 37/3 39/23 41/11 41/12 42/8 44/10 47/1 47/5 47/5 47/7 48/10 54/11 54/15 55/4 55/5 55/6 61/11 61/21 66/4 68/11 68/14 68/15 69/15 69/24 69/25 71/6 79/20 88/5 88/24 101/1 102/1 109/10 110/8 111/7 111/9 111/21 117/4 125/14 125/17 125/20 126/17 128/10 129/17 129/18 129/19 129/20 139/17 142/6 148/5 165/22 172/17 175/1 175/20 176/13 176/17 176/20 176/21 176/25 181/15 184/8 188/8 201/2 202/8 204/10 204/12 205/21 205/22 205/23 210/12 214/4 218/6 218/20 218/23 235/5 235/21 239/20 241/16 241/25 242/16 243/4 250/2 250/7 253/5 256/4 267/4 267/20 267/21 267/22 267/23
anybody [22] 9/4 11/16 11/18 33/2 38/3 38/3 38/17 39/14 44/23 45/6 45/8 45/9 111/10 120/8 121/2 122/8 142/7 182/16 204/17 238/3 243/7 263/18
anybody's [1] 247/8 anymore [1] 263/6 anyone [10] 8/6 11/14 55/3 66/7 129/1 129/16 188/11 205/20 267/7 267/19
anyone's [1] 237/20 anything [49] 6/5 6/6 15/20 31/5 38/15 40/1 54/13 55/2 61/1 68/8 72/9 78/25 89/3 98/24 100/9 101/2 101/2 111/22 117/21 129/15
anything... [29] 133/12 135/2 138/4 144/15 153/24 161/8 170/7 172/14 187/15 199/5 199/23 202/18 205/19 209/10 209/11 214/3 219/18 227/13 237/13 243/2 248/21 248/22 249/11 259/2 261/1 267/18 268/4 268/6 268/19
anytime [1] 34/16
apart [1] 169/15 apartment [21] 113/17 116/10 117/1 141/1 141/4 141/10 141/14 144/14 144/15 144/17 144/18 144/19 144/25 145/8 146/3 146/5 148/2 148/11 149/9 184/23 185/3
apartments [6] 141/9 142/23 144/11 144/12 144/13 146/2
apologize [2] 135/16 170/13
app [3] 166/20 166/22 167/2
apparently [2] 28/19 175/7
appear [8] 100/25 105/19 108/8 182/23 183/3 203/3 203/6 203/7
appearance [1] 31/19 APPEARANCES [1] 1/16
appeared [4] 80/10 148/13 154/14 165/21
appears [11] 94/3
96/10 101/20 103/19 107/19 153/3 161/4 162/10 162/23 182/7 183/6
application [7] 29/12 112/2 112/3 121/6 131/9 134/22 147/18 applications [1] 115/12
applied [1] 42/2
apply [2] 121/9 235/11
applying [2] 36/13 42/11
appointment [4] 252/8 252/11 252/15 255/7 appreciate [1] 56/14 approach [13] 47/8 57/16 91/8 118/7 121/19 127/24 168/20 172/20 214/20 227/22 253/13 264/25 267/10
approaching [3] 91/18 94/10 94/11
approved [2] 52/12 114/25
approximately [19] 39/3 67/12 67/16 72/13

90/14 93/23 101/12 101/12 104/5 104/6 119/11 134/8 144/14 148/1 154/13 155/4 155/5 155/6 179/16 approximation [1] 73/6
April [2] 75/4 79/25 are [209] 6/23 9/13 9/17 11/13 11/17 12/15 14/6 14/8 15/2 16/11 16/17 17/17 17/18 17/18 19/19 21/2 21/3 21/21 22/22 22/23 23/15 23/20 23/23 23/24 24/19 25/19 27/20 28/9 29/4 29/5 31/18 31/18 31/25 \(32 / 1233 / 1133 / 25\) 34/10 35/10 35/13 35/17 35/20 36/3 36/6 36/8 36/9 36/16 36/16 36/18 36/20 38/12 40/15 42/10 42/13 42/20 42/22 43/1 45/12 45/18 45/18 45/23 46/5 46/6 46/9 47/14 48/5 48/6 48/7 48/7 48/8 48/8 48/9 49/11 49/15 49/16 49/20 49/21 51/7 54/17 57/13 57/24 59/8 59/9 61/4 66/10 67/2 72/5 73/13 73/25 74/12 74/12 75/11 75/18 76/9 77/23 79/20 82/7 87/7 87/13 88/1 91/3 91/5 91/6 91/7 91/12 91/21 92/12 94/11 94/16 94/16 94/19 94/22 95/15 100/8 104/7 105/2 105/20 106/7 106/8 109/17 109/19 113/20 118/16 119/6 119/6 121/15 121/17 122/19 127/7 129/2 132/4 134/1 137/8 138/14 144/7 145/1 147/1 150/14 151/16 158/1 159/9 159/11 159/25 169/24 172/2 177/23 180/13 180/13 187/10 188/12 188/17 188/21 190/20 192/23 192/24 193/5 197/19 204/20 206/21 207/10 209/13 210/8 210/12 213/16 216/11 216/23 217/13 218/4 218/6 218/25 219/13 221/21 221/22 222/5 223/13 227/8 228/2 229/3 230/18 232/19 232/20 233/10 233/22 237/15 241/15 242/12 243/8 243/23 250/9 251/8 253/15 253/16 254/9 254/11 256/17 258/21 258/22 259/9 263/8 263/17 263/25 264/1

264/14 264/19 264/19 265/24 266/1 266/11 266/14 267/9
area [97] 12/16 19/2 27/18 27/24 28/4 32/5 37/19 37/21 43/4 53/24 62/24 63/6 64/3 70/1 71/22 71/24 72/13 73/7 73/11 73/14 76/11 76/12 76/15 76/17 77/18 88/22 95/16 96/3 96/9 99/25 100/7 100/22 103/11 111/12 114/20 114/22 115/25 116/1 121/12 131/21 132/16 134/6 134/7 134/25 135/4 135/7 135/7 135/9 135/10 135/12 135/19 135/21 135/22 140/13 142/4 143/1 144/18 147/23 151/4 153/4 153/9 153/10 153/14 153/21 154/4 155/6 155/7 155/11 155/12 155/15 161/12 167/9 178/22 179/9 181/5 181/7 192/17 193/2 193/6 210/11 210/12 224/3 231/11 231/17 234/1 235/21 236/11 247/22 248/22 254/20 254/22 255/2 255/3 255/8 255/9 255/15 262/18 areas [16] 15/14 36/9 51/3 70/3 70/22 70/24 71/18 72/8 81/16 82/4 82/4 84/22 95/10 103/5 157/8 230/21
aren't [4] 51/8 94/13 240/5 241/14
argumentative [1] 30/4 arm [2] 99/13 107/22 around [63] 42/17 51/9 58/25 65/17 65/18 71/1 71/21 73/9 77/20 77/21 78/5 87/24 93/15 96/11 98/18 100/21 101/9
119/23 122/16 148/21 150/14 153/18 161/10 174/25 183/7 183/7 184/4 187/1 192/12 194/1 194/6 194/15 194/20 195/6 196/14 198/6 199/1 199/2 211/1 211/3 212/16 212/19 212/21 212/25 213/4 213/10 218/5 218/5 218/11 221/15 224/12 224/18 226/17 226/23 226/24 227/5 234/4 242/10 244/22 248/14 260/14 262/2 266/19
arrangements [1] 38/25
arrest [2] 157/6 230/22 arrested [9] 97/22
100/16 113/4 159/11 001131

165/23 165/24 181/15 182/24 183/1 arresting [1] 162/6 arrests [1] 157/10 arrive [7] 72/19 74/7 116/2 119/15 119/17 178/14 222/18 arrived [10] 88/16 116/14 116/16 116/20 117/5 119/17 142/22 144/12 146/2 146/10
arrives [1] 144/8 arrow [2] 192/12 216/10
art [1] 25/17
article [1] 112/18
articles [1] 112/18
artifact [1] 37/11
as [357]
Asian [3] 60/24 209/8 259/6
aside [1] 29/2
ask [19] 29/22 30/15 30/18 48/24 49/1 98/11 121/20 128/15 135/14 157/25 169/25 181/12 190/19 202/10 205/6 208/4 264/4 268/8 268/17
asked [22] 15/19 33/8 35/2 38/2 38/10 38/19 124/8 136/22 166/7
177/6 177/7 178/19
181/1 181/14 182/21
184/12 184/15 187/19
202/10 202/17 245/19 245/23
asking [5] 33/8 50/22
108/24 127/7 202/18
asks [1] 47/11
aspect [2] 29/11 70/19
aspects [1] 134/3
assessing [2] 24/11
25/1
assign [1] 9/18
assigned [2] 10/4 67/22
assignment [3] 67/6 67/7 123/19
assist [8] 115/15
119/18 124/4 137/4
144/7 147/1 220/17
253/5
assistance [4] 9/23
108/24 110/3 188/22
assistant [2] 252/2
253/3
assisting [2] 68/4 68/7
associated [8] 9/24
14/12 14/20 119/6
137/20 145/25 146/12
173/14
associates [1] 57/3
assume [3] 136/7
138/22 149/1
assumed [3] 136/2
136/3 136/6
assuming [3] 42/16
173/25 242/21
assumption [4] 28/15 28/16 29/10 149/3
assurance [2] 48/4 49/19
at [452]
attach [2] 94/25 127/16
attached [5] 109/16
131/5 142/15 174/1 174/8
attempt [3] 71/5 111/9 121/7
attempted [2] 194/24 195/18
attempting [5] 68/10
69/25 88/12 115/20 136/18
attend [1] 257/25
attention [14] 23/9
53/6 56/16 62/3 62/8 67/13 190/8 209/2 218/12 244/7 247/9 248/16 260/1 260/3
ATTEST [1] 269/10 attorneys [2] \(1 / 18\) 6/16 audible [5] 5/17 66/5 73/21 128/24 163/3 audio [1] 269/11 audio/video [1] 269/11 August [36] 56/16 56/22 58/3 67/13 88/13 97/24 99/3 101/19 108/11 109/2 109/5 113/3 113/13 114/19 115/23 115/24 123/21 124/15 133/5 133/24 139/11 158/7 190/9 190/9 190/9 190/22 207/1 207/9 207/22 215/3 220/21 221/11 221/25 232/22 244/7 251/22
August 6 [2] 99/3 108/11
August 6th [1] 88/13 Austin [1] 49/8 authored [1] 113/11 Auto [1] 123/20 automatically [2] 17/5 25/7
available [7] 12/16 42/22 43/1 43/4 68/21 71/4 88/25
Avenue [15] 141/9 152/12 155/17 156/6 156/10 156/12 156/13 157/4 190/5 221/13 222/13 225/17 230/19 230/20 244/9 Aviator [9] 113/19 113/25 115/6 115/17 115/22 116/1 117/4 117/12 134/7
aware [5] 156/16 157/6 167/1 175/10 218/7 away [14] 64/14 79/13 82/9 100/24 104/3 104/6 127/11 183/4 196/12 196/13 223/3 246/7 246/9 246/25 back [138] 6/14 6/19 9/12 12/5 15/9 16/16 34/13 36/21 42/18 45/11 55/11 55/14 60/2 60/20 61/20 62/11 65/3 65/11 71/7 72/1 72/3 73/1 73/8 73/19 74/5 74/9 75/12 76/12 76/13 78/17 79/1 80/10 80/13 84/16 85/11 87/25 92/4 93/16 95/18 96/15 97/14 98/24 99/22 100/1 100/2 100/5 100/21 100/21 100/22 101/7 103/22 103/24 105/18 106/20 107/3 107/5 110/8 110/25 111/8 111/10 113/6 117/1 120/1 120/13 120/18 120/20 120/23 122/13 123/21 129/23 133/25 134/7 137/21 140/24 141/16 142/3 142/24 148/14 149/13 149/18 149/18 149/25 150/5 150/6 150/21 158/22 172/8 173/14 173/16 182/3 182/9 182/16 182/19 183/8 192/15 198/6 198/7 198/10 198/13 198/16 198/18 200/5 201/20 205/4 206/4 207/1 211/3 213/4 217/1 224/3 224/16 224/17 226/2 227/9 229/5 229/18 229/25 233/21 236/15 238/7 238/25 239/1 242/9 242/10 245/25 247/3 248/8 248/17 253/7 259/9 260/1 260/3 261/15 261/17 266/18 266/18 268/2 269/7
backdoor [1] 72/13 backed [1] 63/6 background [2] 42/4 73/15
backing [3] 74/6 75/10 80/12
backs [1] 74/6
backseat [1] 86/4
backside [1] 223/11
backwards [1] \(92 / 7\)
backyard [12] 221/16
223/12 223/14 223/15
224/1 224/1 224/3
224/6 225/7 225/12
226/18 227/10
bad [1] 121/12
bag [13] 196/16 197/20 197/21 198/23 199/10 218/1 218/1 223/18 223/24 224/7 224/10 225/1 225/3
bags [1] 264/12
bailiff [7] 54/20 55/10 66/12 129/23 206/1 267/12 268/1
bait [1] 214/3
balance [2] 215/2 215/8
balls [2] 100/13 100/14 bank [180] 10/10 13/15 13/24 13/24 32/23 35/25 39/10 39/18 40/4 51/21 52/2 56/20 56/21 57/2 57/3 57/4 57/7 57/10 57/25 62/12 67/19 67/20 68/1 68/5 68/6 68/7 68/12 68/19 69/5 69/6 69/11 69/16 69/22 70/5 70/7 70/10 70/25 71/1 71/14 71/19 71/20 71/22 72/22 72/24 76/9 76/16 77/5 77/6 77/15 77/22 77/24 78/3 78/6 78/14 79/8 79/18 86/5 86/13 86/20 86/23 88/14 88/19 88/21 89/6 89/11 89/13 89/13 90/11 91/8 91/16 91/18 92/5 92/23 93/12 93/13 95/25 96/4 96/12 96/12 98/21 98/21 99/3 99/15 100/4 100/6 100/22 103/4 105/2 107/4 108/15 108/15 108/15 109/20 110/10 135/12 135/13 135/23 135/24 140/8 140/9 140/18 140/19 141/20 144/21 144/22 144/25 145/5 145/6 145/9 145/12 150/2 151/9 153/12 153/22 153/23 153/24 153/25 154/4 172/5 177/6 177/8 177/11 177/13 177/16 179/3 179/6 179/9 179/13 179/20 182/1 183/10 184/12 185/16 185/23 186/8 187/3 187/21 187/22 187/23 187/25 189/20 189/20 189/22 190/9 190/11 190/22 191/5 191/11 191/18 197/17 207/4 207/11 207/20 207/23 213/17 213/17 215/14 220/17 231/24 232/6 232/9 232/10 232/20 233/7 233/11 233/15 233/20 233/23 236/10 243/24 244/1 244/2 244/5 244/8 245/13 245/16 251/2 251/4 251/19 265/17 banker [1] 244/5 banker's [1] 255/3 bankers [3] 190/24 191/7 192/2
banking [1] 255/6 banknote [2] 16/25 17/8
banks [12] 9/6 9/8 51/24 67/20 110/8 135/22 136/1 136/19 140/8 186/2 186/3 187/2
bar [2] 41/24 42/1 BARBARA [1] 1/17 barely [1] 169/16 BARR [27] 1/10 1/21 11/7 32/22 32/25 41/3 41/6 83/9 83/12 83/18 86/1 86/17 86/24 88/6 94/23 95/7 95/10 110/5 110/21 118/21 157/16 158/2 159/3 162/7 170/13 181/18 230/6 Barr's [3] 40/6 87/7 89/24
barrel [1] 62/2
barrier [5] 37/18 210/3 210/5 210/8 210/20 barring [1] 37/3 bartender [1] 41/22 based [25] 21/3 25/13 28/16 28/20 35/21 40/13 49/25 54/13 74/16 86/11 86/20 91/24 98/9 105/19 106/9 106/16 112/3 114/17 136/17 144/24 145/8 145/19 178/7 183/5 231/6
basic [1] 131/22
basically [8] 12/14
16/16 169/12 226/3
256/19 256/24 262/1 264/1
battery [1] 128/6
BB [2] 238/14 242/21 be [183] 8/6 9/2 10/4 17/22 18/21 19/25 20/1 20/8 20/9 24/15 25/3
25/4 25/5 26/19 27/8 29/6 29/10 29/14 29/22 31/3 31/7 31/13 31/18 33/9 33/10 33/13 33/19 34/19 35/12 35/18 36/16 36/20 37/6 37/8 37/19 37/23 38/13 42/13 42/15 43/14 43/18 43/24 44/18 46/2 46/23 49/17 51/3 51/7 51/11 51/12 53/10 53/16 53/24 54/4 58/11 60/5 60/6 64/13 66/8 68/22 76/11 76/13 76/22 79/14 79/16 80/10 81/21 82/10 84/20 85/5 87/8 87/11 90/2 91/20 96/10 101/20 102/4 102/14 105/4 105/17 105/19 106/12 108/8 111/18 111/22 113/11 114/2 114/18 115/2 116/9 118/13 124/18 129/2 129/13 133/19 133/21 135/6 135/14 138/15 143/10145/4 146/9 001132

146/9 147/2 147/6 147/9 147/10 147/18 148/13 150/10 150/19 154/14 155/22 158/13 159/17 159/21 161/4 161/13 161/22 166/18 168/4 168/16 169/8 169/16 169/24 171/11 179/9 182/7 182/8 182/8 182/11 182/13 183/6 187/10 188/11 188/17 192/20 192/22 196/18 198/20 199/3 199/6 199/25 201/5 203/3 203/6 204/18 223/11 223/14 224/15 225/16 228/9 229/8 229/13 229/22 229/24 230/19 231/7 231/15 231/16 231/24 233/3 233/18 233/20 233/24 234/11 234/18 237/5 243/7 243/19 254/17 255/3 255/4 255/12 256/19 256/20 257/10 258/1 259/23 265/13 267/7 268/12 268/20 bearing [4] 8/17 18/10 19/9 39/20
became [4] 68/4 69/2 157/3 219/21
because [96] 5/11 6/7 9/12 16/11 17/15 20/5 20/8 21/10 23/14 23/21 25/19 26/12 26/24
27/23 28/17 31/11 33/4 33/11 35/4 35/16 36/13 37/14 37/21 37/22 37/23 38/10 38/22 41/21 42/21 42/23 43/7 43/18 44/6 47/21 47/21 47/24 49/15 49/21 52/23 62/9 64/8 75/10 80/24 80/25 88/23 98/12 103/7 108/16 110/4 120/22 136/24 138/7 141/19 150/16 150/20 156/18 163/19 164/2 166/8 167/5 167/8 169/18 171/1 171/7 174/18 178/12 180/18 183/3 190/24 191/6 194/16 194/22 195/10 198/8 199/22 199/24 200/9 201/19 218/9 224/17 227/2 241/2 241/18 242/22 247/7 248/11 258/1 258/21 260/24 260/25 261/1 262/1 262/2 263/4 266/18 268/10
become [1] 220/9 becoming [1] 219/24 been [73] 7/4 14/6 15/11 15/25 15/25 21/19 21/25 29/13 29/17 30/23 31/13 38/8 39/2 47/16 55/22 57/17 57/20 59/14 61/22

66/17 67/4 67/9 67/10 75/1 79/22 80/4 96/17 98/18 98/20 103/14 103/23 122/2 123/2 130/8 133/24 134/4 138/18 157/6 159/12 159/25 160/3 160/5 161/11 167/19 172/3 174/4 174/8 175/4 175/5 177/15 180/7 181/9 189/4 196/7 206/9 214/23 219/5 219/16 221/17 227/23 232/15 234/5 237/20 238/4 243/12 250/13 251/3 251/4 251/13 251/15 253/13 253/17 253/22
before [39] 1/13 7/12 9/11 11/13 11/19 15/1 17/15 18/24 27/2 27/11 34/25 47/1 52/16 61/21 61/21 70/3 79/12 89/21 98/11 98/18 104/7 106/4 122/1 122/7 135/2 138/8 139/4 142/3 148/13 149/20 149/24 162/22 212/5 219/18 219/21 231/5 240/11 261/1 265/20 beginning [3] 182/19 186/21 186/22
begins [1] 255/9 behind [14] 60/4 62/13
64/3 71/1 71/1 71/22 76/16 90/14 119/5 154/14 175/24 175/25 211/8 235/20
being [22] 7/21 24/25 28/9 35/9 55/22 62/12 66/17 86/11 90/8 104/14 123/2 166/7 189/4 191/11 197/17 206/9 218/11 219/5 219/18 243/12 244/13 250/13
belief [1] 32/9
believe [37] 10/6 10/7 10/21 73/12 79/14 85/22 86/3 87/11 93/9 103/10 104/6 115/10 118/8 120/9 124/19 136/15 143/9 145/10 170/18 171/23 172/13 173/1 176/23 183/12 185/15 201/23 202/1 211/1 212/16 226/22 231/16 231/19 233/16 238/21 244/20 252/14 255/24
believed [5] 113/18 114/17 116/9 136/9 136/17
belonged [2] 44/16 45/6
below [1] 18/11 belt [1] 195/14
Beltway [1] 178/23 bench [7] 47/9 121/21
\begin{tabular}{|c|c|c|c|c|}
\hline B & 160/16 & 239/13 241/9 255/20 & & \\
\hline \multirow[t]{3}{*}{\begin{tabular}{l}
\hline bench...[5] 168/19 \\
168/21 172/23 267/13 \\
268/16
\end{tabular}} & 83/ & BROWER [22] & & cam [14] 81/4 81/8 \\
\hline & & 2/9 2/12 2/18 \(2 / 21\) 3/5 & 117/8 117/24 118 & 81/8 83/25 84/20 85/4 \\
\hline & bomb [3] 70/19 165/12 & 3/9 3/14 3/16 19/12 & 19/17 12 & 86/7 86/10 86/16 88/1 \\
\hline \multirow[t]{3}{*}{Benitez [5] 204/24 206/7 206/21 206/24} & & 41/12 125/11 163/12 & 12 & 9 \\
\hline & & 171/18 177/6 184/8 & 137/1 138/23 139 & came [23] 8/4 91/16 \\
\hline & 221/23 222/13 225 & 201/4 218/16 239/22 & 143/21 145/6 145/ & 99/8 100/20 104/1 \\
\hline \multirow[t]{3}{*}{\begin{tabular}{l}
besides [1] 23/14 \\
best [3] 48/1 94/13
\end{tabular}} & 2 & 24 & 1 & 104/4 110/24 141/11 \\
\hline & Bonneville [1] & b & 147/15 15 & 148/14 193/25 194/1 \\
\hline & booked [1] 15 & 235 & 153 & 198/7 198 \\
\hline \multirow[t]{2}{*}{better [9] 20/1 53/23} & both [27] 12/2 & brush-type [1] 235 & 157/20 162/6 162 & 203/21 \\
\hline & 21/8 22/23 28/10 29/7 & Bryce [3] 264/20 265/6 & 162/11 162/21 162 & 238/10 240/1 248/2 \\
\hline 160/20 168/2 171/1 & 36/22 40/12 40/16 & 265/1 & 162/23 164/22 167 & 248/7 248/8 2 \\
\hline \multirow[t]{2}{*}{\[
235 / 8
\]} & 6 & build [4] & & camera [21] 72/25 73/4 \\
\hline & 70/10 70/16 73/1 79/10 & 209/17 259/16 & 171/10 175/11 176 & 73/5 73/6 73/6 7 \\
\hline better-known's [1] & 95/11 187/12 189/8 & building [18] & 179/22 184/19 185 & 9 \\
\hline \multirow[t]{2}{*}{be} & 194/5 206/12 219/8 & 72/11 73/8 73/13 73/20 & 186/5 186/16 187/5 & \(579 / 3\) \\
\hline & 227/16 243/15 245/6 & 113/23 114/11 114/12 & 188 & 94/8 99/9 105/6 118/2 \\
\hline 46/18 61/15 62/24 65/2 & 246/21 & 114/14 114/22 116/4 & 190/7 192/23 193/3 & 167/22 167/24 183 \\
\hline 152/25 153/5 169/9 & bottom [6] & 119/22 119/25 120/8 & 19 & 247/23 \\
\hline 177/14 180/13 185/16 & 81/25 82/2 85/ & 120/25 120/25 121 & 195/14 195/20 195 & camera's [1] 74/6 \\
\hline \multirow[t]{2}{*}{185/20 187/11 231/18} & Boulevard [4] 113/20 & 12 & 198/14 198/25 201/ & cameras [4] 72/ \\
\hline & 151/21 189/25 190 & Building & 20 & 75/11 82/13 1 \\
\hline \multirow[t]{2}{*}{biasing [1] 27/6 big [9] 61/10 61/12} & bouncing [1] 253/7 & buildings [8] & & ouflage [5] \\
\hline & & & & 93/14 94/ \\
\hline 61/19 61/25 62/1 & 141 & 174/25 17 & 236/14 236/20 237/5 & 94/14 \\
\hline \multirow[t]{2}{*}{151/22 152/6 168/16} & 238/14 240/3 242/13 & & 239/13 240/11 240/20 & cams [1] 126/18 \\
\hline & & & 240124 241/15 24 & \\
\hline bill [2] 92/22 94/14 & boxes [6] & & 24 & 0 6/19 \\
\hline billion [5] 31/22 32/2 & & & 251 & 6/10 17/1 17/3 17/4 \\
\hline 38/10 38/13 38/20 & 241 & 205/7 241 & 253/18 256/9 260/9 & 18/7 18/21 20/22 22 \\
\hline bit [30] 48/11 52/14 & branch [50] & burn [1] & 265 & 2 \\
\hline 55/17 63/6 75/23 75/24 & 57/14 65/20 144/21 & business [40] 5 & 266/21 268/16 268/17 & 24/20 26/5 26/19 27/8 \\
\hline 82/11 84/16 84/25 & 179/13 179/20 189/2 & 57/6 71/2 72/14 72/1 & button [2] 83/16 & 27/11 27/15 \(27 /\) \\
\hline 84/25 95/18 95/24 & 190 & 76/13 76/17 89/1 103/8 & & 301 \\
\hline 96/13 98/19 103/24 & 207/17 207/18 210/1 & 103/11 103/13 103/17 & button-down [2] & 31/18 31/19 31/23 \\
\hline 138/24 142/24 147/10 & 212/1 218/6 218/8 & 10 & 112/21 & 33 \\
\hline 162/20 183/23 191/21 & & & & 36/12 36/13 36/20 \\
\hline 211/7 224/9 226/14 & & & & 37 \\
\hline 226/25 227/4 234/12 & 251/8 251/13 251/1 & 208/16 208/17 208/25 & C-18-335500-1 [1] 1/7 & 43/18 43/24 49/1 \\
\hline \multirow[t]{2}{*}{235/7 235/7 266/6} & 7 251/20 25 & 211/23 216/14 & C-18-335500-2 [1] & 49/12 50/19 52/ \\
\hline & 252/10 252/16 254/7 & 216/18 217/8 219/20 & C-h-r-i-s-t-o-p-h-e-r & 56/14 58/21 62/ \\
\hline black [23] 36 & 254/8 254/10 255 & 2 & 123 & 71/17 71/18 73 \\
\hline 70/11 78/8 92/25 93 & 256/10 256/24 257/ & 246/8 252/19 252/22 & C & 75/11 75/12 75/ \\
\hline \multirow[t]{2}{*}{99/19 182/16 183/20} & 258/13 259/23 260 & 255/5 255/7 255/10 & & \(179 / 1080\) \\
\hline & 26 & & calibrate [1] & 81 \\
\hline 184/3 184/3 184/4 & 263/5 263/6 263/7 & businesses [10] & calibrated [2] 15/1 & 82/22 82/25 83/2 83/1 \\
\hline \multirow[t]{2}{*}{209/9 211/7 217/14} & 4/6 264 & & 17/9 & 1 \\
\hline & 26 & 103/9 103/9 135 & & 85/6 8 \\
\hline \multirow[t]{2}{*}{blem} & & 14 & bration [2] & \(7 / 4\) 87/6 87/8 87/1 \\
\hline & break [12] & & 21/3 & 87 \\
\hline blemishes [7] 74/9 & 122/7 122/9 122 & 208/18 218/9 256/10 & call [15] 9/20 9/23 & /21 \\
\hline 80/15 82/21 85/5 85/8 & 29/ & but & 55/15 66/14 & 91 94/2 94/12 94/14 \\
\hline \multirow[t]{2}{*}{block [1] 227/11} & 205/5 205/9 205 & 18/5 18/9 19/24 & 04 & 95/10 99/8 99/13 99/22 \\
\hline & 20 & 24/12 25/21 26/12 & 2 & 0/9 \\
\hline blocking [1] 37/18 & bri & 28/21 29/9 31/4 3 & 243/9 250/10 263 & 100/14 100/25 104/19 \\
\hline blocks [1] 248/11 & 55/1 205/ & 31/17 31/18 31/19 32 & called [25] & 04/20 105/2 105 \\
\hline blue [10] 14/5 78 & briefly [1] & 35/16 36/14 38/15 40 & 11/15 17/2 48/2 48/ & 5/21 107/11 \\
\hline 92/22 94/14 112/21 & bright [1] & 41/8 43/18 43/20 43/2 & 5 & 107/14 108/25 11 \\
\hline 238/22 239/1 & bring [4] 151/3 151 & 43/24 44/1 44/3 46/9 & 10 & 2 \\
\hline \multirow[t]{2}{*}{} & & & 123/2 124/18 140 & \\
\hline & & 5 & 8 & 19 \\
\hline & broken [1] 106/1 & 6 & 219/5 220 & /6 131/13 \\
\hline & brother [2] 86/ & 63/ & 243/12 250/13 263/25 & 34/19 136/15 136/23 \\
\hline 81/8 81/8 82/13 83/2 & brought [16] 53/5 & 68/15 68/17 70/13 72/7 & 26 & 139/2 139/25 141/6 \\
\hline & 8 120/22 157/1 & 80/19 81/22 82/10 84/7 & & 141/24 \\
\hline 86/16 88 & 157/14 157/15 158/6 & 84/10 84/21 85/1 85/4 & & 18/23 149/1 \\
\hline 99/21 & 158/22 161/18 162/7 & 85/6 87/8 88/4 90/22 & 96/17 111/21 & 151 \\
\hline 99/21 & 182/15 182/15 238/1 & 92/14 92/20 94/14 001133 & 122/22 145/15 204/23 & 153/10 155/20 160/2 \\
\hline
\end{tabular}
can... [67] 160/25 161/5 166/18 167/18 167/19 168/9 168/9 168/10 168/11 169/25 170/8 170/8 171/1 172/20 174/18 179/6 180/18 182/4 192/4 199/8 200/17 200/24 201/12 203/24 203/25 205/3 206/23 206/25 216/10 216/16 220/11 221/24 222/9 223/3 223/4 223/5 223/17 223/18 223/19 223/23 223/24 224/6 226/8 226/13 226/14 226/24 228/20 231/12 233/21 234/3 234/21 234/23 235/6 236/15 237/12 237/19 240/4 247/11
247/17 247/20 255/1
255/13 255/15 259/13 265/23 266/7 266/10 can't [25] 20/25 23/6 26/4 26/24 33/9 35/3 35/6 49/14 50/19 51/16 54/2 81/22 84/8 107/12 147/5 152/2 166/22 170/4 172/3 183/3 192/8 201/14 201/19 246/13 254/4 cannot [4] 21/25 162/24 166/24 196/5 canvassing [1] 88/22 capabilities [2] 168/6 168/15
capacities [1] 251/19 capacity [1] 251/22 capture [3] 26/15 33/12 42/24
captured [1] 12/15 captures [1] 266/21 car [46] 43/14 43/15 43/17 43/18 43/19 43/25 72/23 73/1 73/10 74/15 74/21 77/5 78/4 78/5 79/13 79/16 80/13 80/16 82/5 82/8 82/9 83/3 85/1 85/11 85/25 86/2 116/19 116/21 117/1 118/22 120/1 120/16 120/18 142/8 146/2 154/4 165/13 165/14 165/18 168/3 169/15 170/2 170/6 182/4 268/16 268/18 card [16] 12/4 12/5 12/6 13/4 18/10 39/20 45/1 57/3 160/20 161/3 163/8 236/4 236/5 236/9 236/17 237/7 cards [9] 10/16 10/23 11/3 11/4 11/23 13/10 41/23 160/22 238/7 careful [1] 90/8 carried [1] 195/11 carry [1] 195/14
carrying [1] 238/11 cart [3] 12/7 12/24 45/3 cartilage [1] 196/2 case [63] 1/7 7/18 9/17 11/20 16/24 17/19 17/23 25/22 26/8 39/10 39/24 40/5 45/15 49/17 51/14 51/20 54/8 55/2 55/2 55/4 55/5 66/8 68/3 88/10 95/20 122/3 126/18 129/2 129/15 129/15 129/17 129/18 133/13 133/21 133/23 134/1 146/7 153/10 153/24 165/3 165/15 165/23 166/5 180/20 188/12 197/20 204/18 205/19 205/19 205/21 205/22 218/23 250/7 267/7 267/18 267/18 267/20 267/21 267/24 268/20 268/20 268/21 269/12
cases [14] 7/10 7/20 7/21 8/12 8/25 26/6 26/8 40/1 40/17 67/18 164/24 175/4 175/5 177/8
cash [1] 214/16
Casino [2] 181/3 181/4
caught [2] 209/2 209/23
caused [1] 165/5
causes [2] 59/19 208/20
CCDC [1] 120/15
cell [3] 96/10 99/14 99/14
center [3] 88/24 135/10 144/20
centimeters [2] 21/5
21/8
certain [2] 40/15 244/20
certainty [3] 40/13
47/13 51/17
certified [8] 16/7 22/23 22/25 26/3 34/18 34/24 48/6 219/21
certify [1] 269/10
chain [6] 14/24 239/17 239/25 240/6 240/10 240/24
chair [3] 59/1 192/5 255/21
chairs [4] 55/9 129/22 205/25 267/25
chance [2] 21/22 51/13
change [5] 36/12 36/25 37/6 75/21 75/22 characteristics [8] 24/13 27/4 27/20 27/22 27/23 33/15 36/18 36/20
charge [1] 227/17 Charleston [21] 56/20 149/20 149/23 150/3 151/10 151/19 151/21 152/22 156/10 189/24

190/4 190/7 190/17 190/18 207/3 207/6 231/22 232/2 244/8 251/10 251/11
check [11] 35/25 39/17 43/11 52/19 52/25 70/3 171/14 248/3 255/12 259/21 266/2
checked [3] 264/1 264/2 264/3
checkered [1] 201/18 checking [3] 52/15 72/8 103/5
checks [1] 52/16 checkstands [1] 101/8 cheek [3] 95/11 161/24 163/2
cheekbones [1] 94/25 cheeks [1] 86/21 chemical [1] 15/16 Chief [1] 1/18 Christine [1] 229/13 CHRISTOPHER [2] 123/1 123/6
chronologically [1] 7/13
church [3] 72/3 72/4 72/6
cinderblock [1] 227/6
circled [1] 266/18 circles [3] 87/18 138/16 138/17
circus [67] 119/4 119/4 119/4 119/5 119/5 119/5 119/7 119/7 119/14 119/14 119/19 119/20 119/21 119/21 119/22 119/22 120/1 120/1 120/8 120/8 120/24 120/24 124/17 124/17 124/18 124/18 124/20 124/20 132/7 132/7 132/8 132/8 134/24 134/24 139/3 139/3 140/4 140/4 140/14 140/14 161/2 161/3 161/3 163/8 163/8 173/2 173/2 175/15 175/15 175/20 175/20 176/11 176/11 176/18 176/18 176/23 176/23 181/1 181/2 181/2 181/3 181/3 181/3 181/4 181/4 181/5 181/5
cite [1] 215/19
city [5] 67/3 108/22
123/15 123/17 258/22
clarify [2] 12/19 61/20 CLARK [5] 1/2 5/1 79/21 207/7 244/11 Claudia [14] 204/24 206/7 206/8 206/13 206/25 209/13 214/23 216/3 216/4 216/23 218/6 252/3 255/25 256/1
Claudia's [1] 257/1 clean [1] 22/2
cleaned [1] 21/25 clear [9] 41/5 51/11
55/18 73/10 75/11 82/4 113/21 114/2 155/22
clearest [2] 92/14 92/20
clearly [1] 106/3
clerk [10] 5/10 5/12
5/13 6/1 55/20 122/25
189/2 239/17 241/10
253/17
click [2] 90/17 90/24
client [1] 128/15
clients [1] 255/7
clip [1] 61/14
clipped [1] 94/8
close [18] 88/4 94/21
150/2 150/10 153/12
157/8 175/22 176/4
197/24 201/15 217/24
223/5 223/8 224/22
225/1 233/18 234/12
240/16
close-up [5] 94/21
223/5 224/22 225/1
233/18
close-ups [1] 223/8
closed [1] 79/13
closer [9] 87/8 151/3
171/11 224/8 224/9
224/19 234/7 260/14 260/17
closes [1] 218/7
closest [3] 189/24
190/14 260/11
closet [1] 247/13 cloth [1] 264/15
clothes [2] 162/11 187/8
clothing [15] 77/14 78/1 78/9 107/23 112/19 158/5 158/20 159/4 159/10 159/12 177/20 181/13 182/20 187/9 200/18
clouds [1] 175/7
coincide [1] 147/22
collar [1] 161/11
collect [1] 263/3
collection [1] 25/21
collective [1] 47/17 collectively [5] 25/15 35/16 35/18 38/1 47/22 color [6] 74/21 81/12 81/18 125/4 238/1 249/19
colored [2] 201/14 201/16
colors [2] 94/13 183/5 come [32] 6/19 7/18 10/3 26/4 34/21 36/22 37/15 39/9 46/8 71/7 73/1 78/17 96/9 107/7 110/7 111/10 122/13 133/25 145/7 153/25 154/3 197/24 210/11 217/24 220/11 221/2 222/15 236/6 255/6 256/8 264/22 266/18
comes [16] 9/20 23/2 73/9 82/6 96/2 100/1 100/1 116/6 122/4 132/2 138/1 149/23 149/24 213/16 251/19 257/23
coming [26] 34/13 36/7 37/9 46/11 46/15 56/15 62/2 79/1 103/22 105/18 138/4 138/9 149/13 149/18 153/13 153/14 161/11 161/23 172/8 182/3 194/4 209/1 223/25 224/2 247/12 248/14 command [2] 59/21 63/12
commanded [1] 62/4
commands [1] 63/10 commentaries [4] 55/4 129/17 205/21 267/20 comments [1] 30/14 commercial [4] 71/2 72/5 135/10 135/12 commit [1] 145/7 committed [2] 70/10 77/15
commotion [3] 248/24 249/1 249/1 communicated [1] 69/23
community [2] 34/3 268/13
compare [25] 11/6
16/18 16/23 17/11
19/16 25/25 26/21
26/24 27/2 27/6 28/20
29/7 29/9 32/11 33/6
34/11 34/16 39/13 40/6 42/18 42/19 42/19 43/2 43/6 43/8
compared [14] 12/8
17/18 17/23 27/8 28/10 32/25 36/21 38/18 40/18 45/5 86/25 92/10 112/12 117/21
comparing [2] 36/16 95/5
comparison [19] 17/12
17/23 21/1 27/11 29/13 34/4 34/6 34/10 34/11 34/12 34/18 35/6 36/24 37/8 46/7 46/18 46/23 51/15 53/21
comparisons [5] 16/1 17/16 33/10 36/11 39/16
compiles [1] 112/3
complete [1] 133/16 completed [3] 113/12 148/12 156/1
completely [2] 63/11 79/13
complex [23] 71/2 89/2
103/8 113/17 141/1 141/4 141/10 141/14 144/14 144/15 144/18 144/19 144/19 144/25 145/8 146/4 146/5
complex... [6] 148/2
148/11 149/9 184/23 184/23 185/3
compliant [1] 230/12 complied [1] 199/22 comply [2] 262/5 264/11
computer [11] 17/11
20/22 20/24 28/19
28/21 28/24 43/1
178/10 192/7 192/9 255/19
computers [1] 91/6 concern [1] 262/2 concerned [3] 87/3 261/5 261/7
conclude [1] 19/7 conclusion [13] 26/4 33/3 34/13 34/21 46/8 46/11 46/16 50/16 50/19 53/2 54/2 54/4 134/2
conclusions [4] 13/3
17/13 19/4 86/7
conclusively [2] 28/4 32/16
condition [2] 6/2 158/5 conducted [2] 47/17 89/7
conducting [2] 120/11 130/13
Conference [5] 47/9
121/21 168/21 172/23 267/13
confident [1] 95/6 confirm [8] 85/22
109/23 131/1 131/3
155/20 178/3 178/6 178/16
confirmed [1] 130/24
connect [2] 93/19
265/15
connected [2] 35/17
177/8
connection [1] 39/23
connections [1] 40/1
connectors [1] 35/17
consistencies [2]
164/13 166/5
consistency [1] 84/22
consistent [8] 70/20
83/8 85/2 85/20 94/5
94/17 98/22 107/21
consultation [1] 54/7
contact [5] 36/8 72/15
88/18 137/11 137/13
contacted [12] 69/14 69/16 70/13 75/1 81/7 83/6 83/10 87/5 89/6 93/5 111/18 136/22 contacting [2] 88/23 88/24
contained [2] 11/5 11/9
containing [1] 238/14 contains [1] 180/19 contents [3] 5/10 5/11

6/9
continue [4] 85/22
133/21 173/14 173/16 continued [13] \(2 / 5\) 2/17 3/1 3/2 4/1 4/2 7/6 120/7 120/12 120/19 130/10 140/5 152/22 continues [3] 120/15 156/7 156/10
continuing [2] 133/20 134/1
conversation [1] 260/2 coordinates [2] 132/22 132/23
Copeland [2] 207/25 255/25
copy [2] 215/10 215/20 corner [13] 63/20 64/1 73/10 91/7 192/4 223/15 224/18 226/8 226/17 227/5 233/11 233/13 255/20
correct [261] 6/8 7/11 7/17 7/25 8/7 9/7 9/9 9/22 10/8 10/16 10/21 11/1 11/12 11/17 11/21 13/12 13/19 13/21 13/23 13/25 14/14 14/22 15/7 15/18 16/6 16/9 17/10 18/5 18/14 18/20 19/6 19/17 19/23 20/12 20/14 21/8 21/13 21/15 21/16 21/20 21/21 22/6 22/21 23/11 24/1 24/4 28/8 29/1 29/8 31/9 32/5 33/6 36/2 36/18 36/25 37/17 38/5 38/9 39/8 39/12 39/15 39/19 40/8 40/12 40/24 41/1 41/4 41/18 41/19 44/24 45/7 45/10 45/17 45/19 45/22 46/15 49/6 50/3 50/5 50/17 51/1 51/7 51/19 51/25 52/3 52/11 52/17 52/18 52/20 52/21 53/17 53/18 54/6 58/4 68/24 69/1 69/8 69/20 72/2 78/10 78/21 79/24 82/16 86/3 88/7 89/15 90/12 91/10 91/22 92/8 94/11 95/12 95/14 95/17 97/16 97/25 98/2 98/2 101/23 103/3 105/7 106/5 106/19 107/5 107/23 109/4 110/16 111/5 112/10 112/14 113/24 114/1 114/15 115/21 118/3 118/23 132/17 135/20 137/10 137/18 137/22 138/19 140/17 140/21 142/18 143/4 143/25 144/2 144/23 146/23 147/8 147/11 147/17 151/1 154/19 156/14 157/2 157/22 159/13 160/14 163/16 164/3 164/6 164/13 165/6

165/15 166/5 167/23 169/5 169/6 170/14 170/21 172/10 173/9 173/22 173/23 176/1 177/24 178/5 178/18 179/2 179/25 180/4 180/12 180/22 181/11 181/23 181/23 182/10 182/12 182/14 183/2 183/5 183/9 183/16 184/13 184/24 186/6 187/6 187/24 188/1 202/4 202/7 202/13 202/15 202/16 202/23 203/18 203/23 206/22 207/5 207/12 207/16 208/9 208/15 210/7 210/18 211/20 212/17 213/13 213/14 213/25 214/17 215/4 216/20 217/7 217/12 217/20 220/22 222/1 224/9 224/23 226/6 227/18 228/4 228/21 229/1 229/6 229/20 230/2 230/24 231/8 234/3 234/9 234/16 235/25 236/12 237/2 237/25 238/21 239/16 240/12 241/4 241/6 242/19 242/22 246/5 251/21 252/10 257/18 259/4
corrected [1] 48/8 correcting [1] 98/3 corrective [1] 54/7 correctly [2] 186/25 269/10
corresponding [2] 20/23 35/20
could [78] 8/6 9/2 11/8 13/5 25/5 27/4 29/6 31/3 33/1 38/13 43/18 44/22 45/6 46/2 46/13 49/17 51/11 51/11 59/15 60/20 62/10 62/13 65/13 69/13 69/13 69/13 72/7 80/11 80/12 80/15 88/4 89/3 89/10 103/12 104/17 114/18 114/22 115/15 116/12 116/14 129/9 132/11 132/15 132/22 135/8 136/19 136/20 145/7 145/12 147/22 150/20 151/15 166/14 167/8 168/13 168/14 171/11 174/23 178/20 182/7 182/8 182/8 182/11 182/13 187/12 189/8 192/15 200/11 215/1 221/18 241/17 247/4 248/21 249/2 249/4 268/12 268/17 268/20
couldn't [10] 12/17 33/3 39/6 44/15 93/10 129/11 248/5 248/9 249/5 262/19
counsel [6] 6/17 47/8 001135

121/19 168/20 264/24 268/16
count [3] 171/7 225/9 227/13
counter [5] 35/25 39/18 92/13 234/22 235/12
counters [1] 232/13 counting [1] 28/24 countries [3] 23/12 23/13 23/19
country [1] 23/25 COUNTY [5] 1/2 5/1 79/21 207/7 244/11 couple [13] 35/22 67/24 76/6 82/16 93/25 106/10 164/19 170/1 176/9 197/2 197/3 222/15 257/16
course [4] 6/23 28/12 50/7 53/3
court [18] 1/2 1/13 1/24 6/14 6/17 55/14 55/20 87/9 95/10 122/25 128/9 130/2 133/19 180/7 189/2 206/4 239/13 242/7 Court's [4] 19/10 65/23 205/3 237/3 courtroom [6] 54/21 66/13 83/12 112/15 124/1 200/15
cover [5] 51/4 94/1 94/2 244/1 253/5 covered [1] 93/16 covering [4] 161/19 161/21 161/21 162/10 coworker [1] 53/10 cracked [1] 165/15 Crafton [2] 264/20 265/16
Crayola [4] 10/18 11/24 12/6 45/2
crayon [4] 10/25 40/3 40/11 103/1 crayons [11] 10/14 10/15 10/18 10/22 11/25 12/6 12/20 45/2 45/9 52/1 102/25
crazy [3] 21/11 22/16 199/21
cream [1] 30/24
crease [1] 37/12
credit [1] 57/3
crime [18] 10/17 98/14
98/15 219/14 219/16
219/19 219/21 219/24
219/25 220/1 220/2
220/4 220/7 220/9
220/13 222/15 234/4 239/8
Crimes [1] 67/8
criminal [2] 124/6 268/13
Cromwell [1] 239/8 cross [20] \(2 / 62 / 7\) 2/18 2/19 3/5 3/6 3/9 3/14 19/12 19/13 24/7 125/12 127/1 151/4

151/7 163/12 163/13 171/21 201/10 239/23

\section*{Cross-Examination}
[16] 2/6 2/7 2/18 2/19 3/5 3/6 3/9 3/14 19/13 24/7 125/12 127/1
163/13 171/21 201/10 239/23
crossed [2] 64/16 197/18
CSA [7] 13/20 69/13 69/23 102/20 102/24 103/1 112/11
CSI [3] 17/2 17/9 22/20 curious [2] 171/8 171/12
current [4] 67/6 67/7 123/19 138/21 currently [7] 38/17 67/2 133/1 138/18 219/13 251/8 256/9 cursor [9] 17/3 71/17 99/11 99/22 141/6 141/22 223/20 231/20 247/20
curvatures [1] 138/20 curves [1] 12/14 custody [9] 14/24 227/16 228/2 239/15 239/17 239/25 240/6 240/10 240/24
customer [25] 91/16 191/7 192/17 211/13 211/21 211/23 216/14 216/18 216/19 217/8 244/15 244/17 245/6 245/22 246/8 252/14 252/19 255/3 255/4 257/2 257/9 257/19 257/20 264/19 265/17 customers [25] 9/6 208/25 210/11 212/1 213/11 218/10 249/4 252/11 252/12 252/19 253/6 253/7 255/10 255/13 256/14 257/1 258/8 258/9 258/13 258/14 258/15 258/23 258/24 264/2 264/18 cut [5] 5/10 5/13 30/5 30/11 238/5
cutting [2] 5/21 5/23
damage [4] 37/3 82/11 82/12 126/20 DAMIEN [40] 1/9 8/19 8/20 17/24 18/4 18/10 19/9 35/24 39/17 40/2 40/8 40/25 41/6 51/21 51/24 110/21 112/6 112/9 112/11 112/15 112/23 113/2 113/16 113/22 117/7 118/21 119/25 157/16 158/1 158/4 158/17 158/19 159/10 159/25 160/3 160/5 181/18 182/25 200/25 228/23

difficult... [4] 170/25 194/22 196/3 196/4 difficulty [1] 174/21 digging [1] 75/20 digital [1] 14/17 dimensional [1] 35/9 direct [31] \(2 / 52 / 14\) 2/16 2/17 3/4 3/8 3/11 3/13 3/18 3/20 6/20 7/6 44/14 56/5 56/16 66/25 102/20 123/11 130/4 130/10 146/2 146/6 178/12 189/18 190/8 206/19 219/11 243/21 244/7 247/9 250/23 directed [2] 102/24 221/2
directing [3] 67/13 178/8 178/10
direction [35] 36/12
59/11 72/24 73/8 77/17 77/20 77/21 77/22 78/6 99/15 100/23 101/6 103/17 103/19 104/1 104/1 104/4 105/4 105/5 105/18 105/19 107/7 107/18 108/3 132/1 137/5 149/7 149/12 150/5 217/4 245/19 246/3 247/1 247/1 247/18
directions [1] 148/9
directive [1] 264/8
directly [12] 62/9 74/5
87/19 100/4 116/15 145/5 181/7 193/2 195/2 195/5 255/19 260/19
disagreed [1] 53/1 disagreement [2] 26/24 32/12
disagreements [1] 31/4
disc [2] 84/7 151/2 discontinued [1] 131/2 discounted [1] 23/24 discovery [1] 57/17 discrepancy [1] 25/5 discuss [14] 55/2 66/7 122/8 129/1 129/15 188/11 204/17 205/19 218/22 243/6 250/6 252/17 267/6 267/18 discussed [3] 40/20 168/19 268/25
discussions [1] 234/2
dispatch [1] 9/18
dispatchers [1] 9/18 display [3] 81/23 104/18 131/4 displayed [5] 10/24 81/20 85/2 131/13 138/14
displaying [2] 82/19 118/16
dissimilarities [2] 185/20 187/11
distance [1] 176/10 distinct [9] 74/8 74/10 89/25 90/1 99/16 99/20 100/16 209/10 225/25 distinguish [1] 208/7 distortion [7] 20/5 25/3 33/13 33/20 35/16 35/18 35/21
district [5] 1/2 1/13 1/18 6/16 41/25 dived [1] 246/17 diverse [1] 47/24 divert [1] 136/22 diverted [2] 91/17 137/2
DMV [4] 74/24 111/14 111/25 112/4
DNA [2] 31/17 47/15 do [258] 6/10 8/11 10/2 15/8 15/21 15/21 16/1 16/23 16/24 17/1 17/7 17/15 17/16 21/1 22/8 23/4 23/13 24/24 25/24 26/22 27/1 27/6 27/10 31/20 33/14 34/1 34/9 35/3 35/6 35/19 38/6 38/7 42/7 42/8 42/18 42/19 43/12 45/21 46/22 47/15 48/1 49/22 52/23 54/7 55/5 55/5 56/17 56/18 56/19 57/21 57/23 58/19 58/23 64/21 67/14 71/9 71/11 74/2 75/19 79/19 80/3 80/5 83/12 83/13 85/17 90/16 92/9 93/18 94/1 94/9 95/21 104/20 107/16 108/14 108/17 110/18 110/18 110/19 111/6 112/15 112/17 113/7 113/8 114/16 114/21 115/11 116/5 119/8 120/3 121/1 121/2 121/5 122/7 126/17 126/18 129/18 129/20 129/21 132/17 132/24 134/2 134/7 134/20 134/22 135/1 135/1 135/25 136/18 137/2 137/13 138/4 138/11 139/25 140/22 142/8 145/23 148/5 152/8 152/8 155/10 158/1 159/9 163/24 164/8 164/22 166/2 166/13 166/16 168/9 170/22 170/24 171/3 172/1 172/5 172/11 172/14 176/23 177/21 178/23 178/24 179/10 179/12 179/14 181/16 182/8 182/21 184/14 184/19 184/20 185/17 188/10 189/11 189/20 189/21 190/1 191/17 191/24 191/25 192/2 194/9 195/17 196/22 200/14 200/16 203/5 203/15 203/19 205/5

205/20 205/22 208/5 208/7 208/11 209/10 209/24 210/1 212/9 212/18 213/22 214/2 216/4 216/6 216/8 217/21 218/11 218/22 219/18 220/5 220/8 221/20 222/24 222/25 223/1 223/2 223/16 225/9 226/20 227/13 227/19 228/1 228/12 228/25 229/3 231/9 232/2 232/7 232/18 235/3 235/17 236/1 236/12 237/8 237/9 237/12 237/15 238/1 238/6 238/25 240/5 240/19 241/11 243/25 244/4 245/8 245/17 253/9 253/23 254/6 256/23 257/22 258/12 258/18 258/23 259/19 259/23 260/6 260/18 261/10 261/12 262/7 262/13 262/16 262/16 263/1 263/9 263/20 263/22 264/5 264/12 264/13 265/18 265/21 266/4 267/21 267/23 267/24 268/6 269/10 do-rag [2] 94/1 182/8 document [5] 156/2 222/25 223/10 225/22 225/23
documented [3] 133/17 231/21 237/1 documenting [6] 222/17 224/25 225/8 227/8 230/21 232/8 does [48] 22/11 23/13 49/18 54/6 54/23 56/10 56/12 56/19 63/15 90/18 94/25 100/23 108/8 108/9 121/2 128/6 131/11 131/16 131/18 132/3 132/4 132/6 147/24 155/13 160/20 160/24 162/9 163/7 167/2 167/3 167/24 168/1 168/4 174/21 175/9 203/3 203/6 203/7 215/5 215/7 238/19 239/4 244/4 244/4 244/25 254/7 261/10 264/22 doesn't [20] 20/11 36/25 37/21 43/19 45/22 51/4 87/23 94/25 122/4 132/6 132/8 141/25 144/13 167/22 174/19 203/17 203/19 215/13 246/24 252/8 doing [36] 20/14 29/17 30/23 35/22 39/2 46/6 46/15 56/25 81/7 92/6 96/17 98/23 116/1 119/2 120/6 125/1 126/19 131/24 131/24 136/3 136/24 137/1 001137

145/11 156/18 195/1 197/19 209/1 210/2 212/20 218/4 222/24 244/13 262/22 266/7 266/11 266/14 don't [95] 8/23 20/4 20/4 21/17 21/18 24/12 24/24 25/5 25/12 25/12 26/23 26/23 26/24 28/25 30/14 30/20 30/21 32/11 39/21 39/25 40/1 41/11 43/11 44/5 45/20 46/13 47/14 47/21 49/22 55/7 60/12 61/11 61/11 63/21 64/25 66/7 82/1 82/9 119/10 119/16 120/9 121/12 122/13 124/16 128/2 128/11 128/14 129/1 129/18 133/9 135/17 136/7 137/1 140/24 142/6 146/1 148/16 150/12 153/6 155/8 164/22 165/2 166/14 170/6 170/23 171/16 172/17 175/7 176/6 176/6 176/9 177/21 185/10 190/6 195/24 201/2 201/5 202/1 203/19 204/17 205/22 205/24 212/10 213/3 239/20 241/1 242/16 243/6 247/25 249/13 250/6 260/9 263/3 267/6 267/21 done [17] 10/9 11/9 11/20 21/6 31/16 32/14 52/25 53/22 100/12 108/19 131/1 134/4 138/12 155/23 166/11 166/12 173/7
door [17] 72/12 79/12 103/11 103/12 161/3 196/15 198/12 198/22 198/24 199/11 199/12 200/7 200/11 218/7 218/12 247/13 258/4 doors [13] 55/10 59/12 72/21 73/2 79/13 129/23 153/24 206/1 214/12 233/13 233/18 263/11 268/1
doorway [1] 146/10 dot [3] 174/14 174/14 180/15
dots [9] 20/16 36/15 36/22 87/18 169/2 169/9 169/21 169/23 180/13
double [5] 52/9 55/10 129/23 206/1 268/1 down [70] 18/5 18/13 33/21 56/15 59/21 59/25 60/1 62/15 62/23 63/3 63/7 63/11 63/13 63/15 63/18 77/23 81/19 81/25 83/16 85/9 85/19 91/18 93/16 112/21 117/1 129/9

150/6 176/7 179/14 189/10 192/1 192/1 192/19 194/19 194/21 194/24 194/24 194/25 195/4 195/6 195/7 195/18 195/19 196/3 196/4 196/7 196/9 198/3 198/4 198/5 198/8 198/8 198/9 198/11 198/17 198/18 198/21 199/8 200/1 203/8 235/9 246/17 249/11 254/3 257/23 257/24 262/17 266/12 266/15 266/16
download [1] 166/22 downtown [2] 120/13 258/21
draw [2] 17/3 17/4 drawer [6] 210/21 210/22 212/15 214/4 214/16 215/17 drawn [7] 260/3 260/4 260/8 260/16 260/16 260/18 260/19 dressed [6] 70/12 70/14 92/25 93/1 171/25 186/14
drew [2] 62/2 260/7 drive [11] 10/11 10/12 73/10 75/16 76/10 76/10 76/11 77/22 89/16 90/6 120/15 drive-through [1] 76/10
driver [2] 79/16 90/4 driver's [1] 111/25 drives [2] 120/13 156/5 driveway [2] 73/9 224/2
driving [4] 79/13 117/4
149/2 180/23
drove [1] 175/24
duck [1] 96/13
duly [8] 55/22 66/17 123/2 189/4 206/9 219/5 243/12 250/13 dumpster [1] 73/14 during [19] 15/15 17/23 24/19 33/16 55/1 67/14 67/17 83/3 122/8 124/6 129/14 154/2 156/15 205/18 253/4 253/6 256/20 256/24 267/17
dust [2] 37/14 235/19 DVDs [1] 89/9

\section*{E}
each [25] 7/15 9/20 9/23 20/3 28/9 28/10 31/23 39/11 40/20 42/22 46/25 55/3 82/13 100/1 129/16 180/13 205/20 222/8 222/10 226/2 228/17 228/24 245/16 262/25 267/19 ear [2] 94/24 107/22 earlier [10] 98/7 98/18
\begin{tabular}{|c|c|c|c|c|}
\hline E & \[
12
\] & \[
79
\] & 3/14 3/15 3/16 3/18 & Exhibit 105 [2] 73/16 \\
\hline 03/4 & 219/13 243/23 244/2 & & 3/20 6/20 7/6 17/8 & \\
\hline 103/22 106/11 168/19 & & evening [3] 133/5 & 19/13 24/7 32/20 37/22 & 促 \\
\hline 170/14 184/1 195/22 & employee [4] & 268/3 269/8 & 41/13 44/12 48/12 52 & Exhibit 154 \\
\hline 244/24 & 102/16 102/20 102/20 & event [22] 7/9 & 56/5 66/25 123 & 247/10 \\
\hline early [3] 93/24 171/23 & employees [9] 9/8 & /11 9/15 10/4 10/5 & 25/12 127/1 130/4 & xhibit 174 [1] 237/7 \\
\hline 190/9 & 69/17 88/19 102/14 & 10/9 13/8 13/10 13/11 & 130/10 163/13 171/21 & Exhibit 180 [1] 228/12 \\
\hline ear & 192/5 192/16 192/17 & 3/ & 77/4 184/10 & Exhibit 199 [1] 101/14 \\
\hline 133/2 & 207/15 264/10 & 203/16 220/18 220/2 & 187/17 189/18 201/10 & Exhibit 200 [1] 229/23 \\
\hline  & empty [1] 210 & 236/4 236/5 236/1 & 206/19 219/11 238/2 & Exhibit 204 [1] 230/7 \\
\hline 84/21 191/16 & encompasses [1] & 236/20 236/22 237 & 239/23 242/4 242/ & Exhibit 224 [1] 225/18 \\
\hline & 26/13 & events [6] 7/9 7/16 & 243/21 250/23 & Exhibit 225 [1] 226/7 \\
\hline & end [11] 36/23 90 & 7/22 10/1 187/1 & examine [5] 7/19 13/10 & Exhibit 335 [1] 13/17 \\
\hline 155/16 156/6 156/10 & 96/11 96/15 100/2 & 198 & 14/18 24/22 46/25 & Exhibit 345 [1] 10/23 \\
\hline 156/12 157/3 190/2 & 101/7 113/9 137/19 & eventually [3] & examined [4] 14/6 & Exhibit 362 [1] 84/13 \\
\hline 190/4 207/3 207/6 & 23 & 263/20 266/20 & 24/22 25/22 38 & Exhibit 370 [2] 137/25 \\
\hline 221/23 225/16 227/12 & & -ver [19] \(14 / 9\) & miner [12] 9/1 & \\
\hline 230/19 231/22 232/2 & ended [1] 119/3 & 38/3 38/8 38/17 46/17 & 26/7 26/8 34/18 34/20 & Exhibit 373 [1] 35/2 \\
\hline 233/25 233/25 244/8 & ending [6] 7/23 7 & 46 & 50/1 & Exhibit 59 \\
\hline 251/11 & 7/24 8/15 9/11 215/7 & 52/22 52/25 53/6 61/2 & 53/16 54/4 236/7 & 183/17 \\
\hline eas & en & & ex & xhibit 86 [1] 14/19 \\
\hline 142/19 148/11 148/12 & enforcement [1] 7 & 218/7 241/15 262/7 & examiners [8] & Exhibit 88 [1] \\
\hline 149/10 152/23 156/7 & enough [11] 13/2 & every [19] 9/25 25/2 & 47/17 48/2 48/5 48 & Exhibit 93 [1] 15/8 \\
\hline 156/7 & 27/5 33/4 33 & 26/15 29/1 & 49/23 50/12 236/1 & Exhibit 94 [1] 17/25 \\
\hline & 54/23 54/24 168/16 & 42/10 48/7 51/4 51/10 & examining [2] 11/22 & Exhibit 95 [1] 18/25 \\
\hline & 201/15 205/1 & 51/12 51/13 60/12 & 45/23 & Exhibit 96 [1] 108/5 \\
\hline Eats [1] 240/15 & ensure [2] 48/7 49 & 165/9 168/13 169/1 & ex & Exhibit 97 [1] 107/8 \\
\hline rt [12] 124/23 & ensures [1] & 169/20 169/23 177/ & 1/17 & Exhibit 98 [2] 104/19 \\
\hline 134/6 136/21 137/2 & enter [4] 16/1 119/25 & & Excel [1] 180 & \\
\hline 137/8 145/24 146/3 & 9/8 & ev & [2] & Exhibit 99 [1] 106/1 \\
\hline 148/7 150/4 150/25 & entered [3] 70/9 98/17 & 121 & 240 & exhibits [9] 3/22 4/2 \\
\hline 156/16 156/20 & & 205/16 245/19 246/11 & exception & 21/18 57/21 \\
\hline Ed [2] 5/18 268/6 & entering [1] 8 & 246/13 268/1 269/7 & exclude [8] 12/17 13/5 & 108/20 163/7 214/24 \\
\hline & entire [12] 25/20 26 & everyone [2] 55/11 & 25/7 33/2 3 & Exhibits 175 [1] 57/2 \\
\hline Ial & 9/5 35/19 37/ & & 44/22 46/3 & Exhibits 265 [1] \\
\hline education [1] 219/2 & 50/24 51/1 51/5 51/9 & everyth & excluded [3] 32/25 & 214/24 \\
\hline EDWARD [1] 1/21 & 64/6 79/16 & 43/19 85/6 86/11 118/5 & & bits 347 [1] \\
\hline ffect [3] 46/25 134 & entirety [2] & 3/21 22 & usion [ & ibits 363 \\
\hline 246/15 & entitled [1] & /3 & & 108/20 \\
\hline 2] & entrance [5] & everything's [1] & [ & 2] 31/20 45/22 \\
\hline either [14] 17/1 41/6 & 3/15 233/21 & & & ] 72/20 101/5 \\
\hline 8/9 73/11 74/19 110 & 23 & evidence [28] 13 & excuse [14] 56/19 & 01/8 121/11 141/25 \\
\hline 131/6 133/23 136/3 & entry [4] & 10 14/13 14/ & 14 & 148/2 263/4 \\
\hline \[
13
\] & 233/14 247/21 & 14/17 14/21 15/5 3 & 88/20 109/19 115/12 & exited [5] 117/10 127 \\
\hline & envelop & 45/19 48/21 69/24 & 117/1 122/6 133/2 & /13 127/15 199/1 \\
\hline & 15/6 84/8 90/8 237/ & 102/15 102/21 122/3 & 2/21 177/16 214/23 & 1] \\
\hline & & & & [ \\
\hline & envelopes [2] 5/9 & 237/14 238/6 238/7 & excused [10] & pand [1] \\
\hline elimination [5] 9/3 & 237/17 & 238/11 238/15 240 & 0 122/19 & ence \\
\hline 11/7 11/10 11/15 11/17 & equipped & 240/8 240/10 241/17 & 188/12 204/20 218/ & 9/9 40/14 164/20 \\
\hline Elisha [5] 5/5 13/15 14/4 14/22 19/3 & erroneous [3] 50/1 & 242/6 242/13 & 243/8 250/9 267/9 & 7/10 167/12 167/21 \\
\hline & 53/5 53/13 & exact [14] & exhibit [55] & 219/23 \\
\hline & error [12] 4 & 27/1 35/5 92/24 119/16 & 13/17 14/19 15/4 15 & experienced [1] 17 \\
\hline & 47/19 48/3 48/14 49/12 & 138/22 146/1 147/9 & 17/25 18/25 22/7 35/23 & expert [1] 175/14 \\
\hline  & 49/15 49/25 50/1 50/8 & 154/7 176/6 176/10 & 58/13 71/9 73/16 76/24 & explain [5] 16/10 33/ \\
\hline & 50/11 54/8 & 190/6 230/14 & 77/9 84/2 84/11 84/13 & 52/14 128/17 208/22 \\
\hline & errors [5] 48/7 48/7 & exactly [13] 5/21 61/18 & 90/7 91/1 101/14 102/5 & explainable [1] 25/5 \\
\hline 129/16 133/12 135/2 & 48/9 49/20 49/20 & 74/18 75/13 78/3 98/1 & 104/19 104/25 105/15 & explained [1] 11/13 \\
\hline & especially [2] 35/7 & 111/21 198/14 231/5 & 10 & explaining [2] 57/5 \\
\hline  & 153/11 & 237/22 238/5 241/20 & 108/5 109/14 118/14 & 14 \\
\hline 209/10 219/18 & ESQ [4] 1/17 1/17 1/19 & 260/25 & 137/25 139/5 139/22 & explanation [1] 169/8 \\
\hline 236/24 238/3 241/3 & 1/21 & exam [4] 14/15 15/2 & 140/1 158/14 159/22 & express [4] 55/7 \\
\hline & estimation [1] 61 & 2 52/9 & 162/18 167/19 178/21 & 21 205/24 267/24 \\
\hline 251/25 256/9 & euphemistic [1] & examination & 18 & extensive [2] 47/16 \\
\hline & 127/18 & 2/6 2/7 2/8 2/9 2/10 & 225/18 226/7 228/10 & 87/24 \\
\hline 262/5 267/7 267/19 & evaluation [3] 34/6 & 2/11 2/12 2/14 2/16 & 228/12 229/23 230/7 & ] \\
\hline  & 34/12 46/7 & 2/17 2/18 2/19 2/20 & 231/4 & rior [5] 11/24 1 \\
\hline & even [11] 7/16 9 & 2/23 3/4 3/5 & 237/7 247/10 254/18 & 45/2 71/4 72/14 \\
\hline employed [9] 56/8 67/2 & 32/10 39/6 43/12 75/23 & 3/6 3/8 3/9 3/11 3/13 001138 & 265/14 & extra [1] 240/6 \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|c|}
\hline E & fe & finishing [1] 7/12 & 213/17 213/20 214/1 & 35/ \\
\hline eye [4] 20/14 87/11 & & firearms [3] 61/ & & \\
\hline \[
95 / 11121 / 15
\] & 84/19 86/20 86/22 & 238/20 241/16 & follow-up [7] 2/11 2/12 & FRIDAY [2] 1/14 56 \\
\hline eyebrows [1] 8 & 86/22 88/6 90/1 94/22 & first [98] 7/8 7/22 7/22 & 48/10 48/12 52/5 52/7 & front [46] 58/17 62 \\
\hline eyes [6] 87/20 150/4 & & 8/14 8/15 9/11 & 54/11 & 72/12 75/ \\
\hline 150/5 153/23 201/20 & February [1] 251/14 & 26/7 30/3 30/13 32/2 & lowed [3] 117/1 & 5/18 78/5 79/11 8 \\
\hline 247/5 & feel [5] 25/18 27/10 & 41/5 41/5 42/16 55/22 & 118/24 119/2 & 93/16 100/2 \\
\hline & & & following [3] & 103/12 103/12 103 \\
\hline F & feeling [1] & 66/17 66/20 66/21 68/2 & 133/24 150/23 & 104/3 104/5 116/3 \\
\hline & feet [3] 21/12 127 & 68/19 68/23 70/6 73/1 & follows [11] 7/5 55/2 & 142/2 145/5 153/2 \\
\hline  & 168/5 & 73/12 81/19 89/21 & 66/18 123/3 130/9 & 65/18 183/21 191/1 \\
\hline face [21] 30/24 87/4 & felt [5] 64/16 6 & 90/10 90/10 91/19 & 152/14 189/5 206/10 & 92/6 192/9 193/2 \\
\hline 87/7 87/16 87/17 88/4 & 199/16 204/1 204/5 & 101/9 105/12 107/8 & 219/6 243/13 250/ & 202/13 209/3 209/6 \\
\hline 100/3 161/12 161/15 & female [13] 60/21 & 108/20 111/2 115/20 & food [2] 120/21 120/2 & 210/6 210/9 213/8 \\
\hline 161/19 161/21 170/16 & 70/13 70/14 83/9 92/25 & 116/14 116/20 119/21 & footage [14] 72/16 & 216/7 216/13 217/14 \\
\hline 170/20 170/21 170/25 & 96/1 99/19 110/14 & 123/2 123/5 140/10 & 72/18 81/4 81/8 81/9 & 222/13 224/16 229/9 \\
\hline 171/1 171/4 171/6 & 117/8 118/18 153/16 & 154/15 155/9 158/16 & 83/25 85/3 85/4 86/7 & 229/25 247/12 254/2 \\
\hline 200/8 200/12 200/13 & 153/17 154/3 & 161/20 177/6 181/14 & 86/10 86/16 93/4 95/6 & 255/19 255/22 256/25 \\
\hline Facebook [4] 113/ & & & 99 & 260/10 \\
\hline 113/22 114/3 114/9 & few [19] 22/9 63 & 18 & Footsies [1] & oze [2] 59/24 63/20 \\
\hline facial [7] 86/21 86/22 & 64/25 65/1 78/9 79/23 & 189/10 189/11 189/13 & forehead [1] & [1] \\
\hline 88/6 94/21 94/22 94/23 & 98/1 100/15 1 & 190/19 197/18 197/2 & forensic [1] 40/ & g [2] \\
\hline 95/8 & 113/3 143/17 154/16 & 197/25 198/2 198/9 & forensics [3] 238/1 & 247/3 \\
\hline facing [3] 55 & 159/24 166/10 168/24 & 198/19 198/19 206/9 & 238/17 240/8 & full [8] 200/8 200/12 \\
\hline 126/2 & 170/2 185/15 198/10 & 206/12 206/13 210/22 & foresightful [1] 202/20 & 200/12 207/2 207/10 \\
\hline fact [13] 22/24 76/3 & 256 & 211/8 219/5 219/8 & forgive [1] 41/15 & 207/14 207/15 229 \\
\hline 79/10 87/3 98/9 99/19 & Fi & 2 & forgot [2] 138/8 2 & full-time [4] \\
\hline 112/11 138/12 145/9 & field [2] 137/9 220/6 & 221/10 221/12 222 & form [7] 54/2 54/4 54/7 & 207/10 207/14 207 \\
\hline 162/9 165/7 16 & figure [1] & 22 & 29/21 205/2 & ler [1] 26 \\
\hline 268/7 & figured [1] 64/18 & 243/12 243/15 246/2 & 267/24 & furrows [2] 35/18 36/9 \\
\hline fair [16] 60/9 64/5 & FILA [9] 163/22 163 & 248/3 250 & forth [3] 34/13 192/15 & er [18] 2/23 \\
\hline 124/20 149/3 187/10 & 163/25 164/1 164/8 & 25 & 253/7 & 13/2 65/24 125/9 \\
\hline 215/10 215/20 216/19 & 164/9 164/10 182/21 & 260/24 261/9 264/2 & forward [5] & 26/24 128/10 128/2 \\
\hline 252/19 254/9 257/10 & 18 & 266/2 266 & 181/25 191/21 197/ & 3/23 184/6 \\
\hline 58/12 259/3 265/7 & & fiv & 19 & 187/17 188/6 \\
\hline 268/23 268/24 & file [1] 42 & 65/2 197/4 & found [18] 29/13 31/13 & 211/8 217/1 241/22 \\
\hline [2] 5 & filed [1] & fix & 38/8 40/3 45/24 48/7 & 266/16 \\
\hline  & fill [2] 54/7 255/ & flag [1] 165/5 & 48/8 51/20 & future [2] 136/20 \\
\hline 50/11 & filled [1] 21 & fled [3] 71/20 71/2 & 53/16 53/23 69/15 & 145/13 \\
\hline familiar [7] 57/14 & & & 80/22 99/2 108/23 & G \\
\hline 69/2 212/2 258/24 & finally [4] 34/25 59/10 & flew [1] & 225 & \\
\hline 264/19 264/19 & 181/12 232 & flexibility [6] 20/5 20/9 & four [29] & G-u-t-i-e-r-r-e-z [1] \\
\hline antastic [3] 184 & find [19] 8/24 & 3 35/5 35/14 36/11 & 6 & 123/7 \\
\hline 185/8 185/10 & 43/18 43/22 44/4 68/10 & flexible [2] 20/10 35/13 & 11/25 12/8 12/13 12/1 & gain [1] 68/10 \\
\hline far [27] 9/10 17 & 69/25 71/5 72/9 75/2 & flip [4] 18/15 159/7 & 13/6 15/14 37/2 44/17 & gap [2] 169/2 169/8 \\
\hline \[
73 / 1474 / 179 / 2
\] & 84/8 89/3 103/15 & 221/18 232/16 & 45/5 75/3 80/21 80/22 & garage [11] 126/4 \\
\hline 90/23 94/7 118/4 & 114/23 115/13 115/1 & floor [24] 59/21 59/25 & 81/3 117/6 118/20 & 126/10 176/11 176/12 \\
\hline 127/11 145/1 147/15 & 132/12 224/25 235/6 & 60/1 60/13 62/8 62/15 & 119/23 157/15 169/3 & 176/14 176/16 181/ \\
\hline \[
17
\] & finding [2] 44/14 8 & 62/25 63/8 63/13 63/13 & 177/14 207/21 220/10 & 81/2 181/2 181/4 \\
\hline 208/10 208/11 210/11 & fine [5] 87/8 104/2 & 63/18 64/17 65/4 65 & 22 & \\
\hline 214/3 222/17 222/21 & 188/19 188/24 261/18 & 195/20 196/9 1 & fourth [16] & Garces [2] 152/24 \\
\hline \[
222 / 22 \text { 223/3 234/18 }
\] & finger [6] 12/14 12/14 & 198/19 245/20 245/22 & 9/10 10/9 13/11 13/17 & 154/13 \\
\hline  & 25/4 33/19 37/24 51/4 & 245/22 245/23 245/24 & 40/2 40/5 44/15 44/20 & gas [6] 120/19 141/12 \\
\hline farther [3] 103/24 & fingerprint [10] 29/5 & 24 & 44/22 45/4 51/21 52/2 & 41/13 142/20 142/22 \\
\hline 142/3 169/15 & 29/13 33/17 34/3 38/3 & & 89/13 178/24 & 43/10 \\
\hline fast [13] 56/14 148/9 & 38/14 234/22 234/24 & focus [3] 6 & fraction [1] 32/8 & te [6] \\
\hline 170/2 180/22 197/1 & 235/16 235/20 & 23 & fragment [1] 27/23 & 6/15 227/3 227/5 \\
\hline \(5199 / 17203 / 1\) & fingerprinted [2] 42 & focused [4] 60 & fragmented [1] 51/1 & 7/6 \\
\hline 203/14 203/17 & 42/12 & 180/22 248/15 & fragments [1] 51/7 & ather [1] 69/18 \\
\hline 203/18 213/3 & fingerprints [15] 12/1 & focusing [2] 162/ & frame [10] 35/4 72/17 & thered [1] 156/3 \\
\hline forward [2] 1971 & 12/7 12/15 19/16 28/7 & 249/3 & 79/2 97/22 98/5 98/8 & athering [1] 224/24 \\
\hline 197/5 & 29/7 29/13 31/2 31/13 & fold [1] 237/18 & 103/14 144/4 154/2 & ave [5] 68/16 180/1 \\
\hline & 31/16 31/17 31/25 32/7 & follow [28] & 212/13 & 80/3 212/15 241/10 \\
\hline fault [2] 97/11 111/3 & 220/5 232/13 & 23/5 23/7 34/7 48/1 & France [1] 24/1 & ender [1] \\
\hline FBI [8] 8/16 31/11 32 & fingers [6] 18/11 18/18 & 48/12 49/1 52/5 52/7 & Franklin [3] 152/12 & general [6] 74/24 \\
\hline 8/11 39/19 41/17 42 & 26/14 27/18 31/23 & 54/11 54/20 55/9 60/15 & 152/16 152/17 & 9/25 222/14 230/16 \\
\hline & 37/14 & 66/12 117/11 120/7 & free [1] 192/20 & 233/6 258/15 \\
\hline eature [1] 47/24 & finish [2] 30/16 122/17 & 120/10 120/12 129/22 & friction [13] 19/1 26/12 & generally [4] 147/13 \\
\hline feature [1] 47/24 & finished [2] 7/8 257/3 & 133/20134/7 205/25 & 35/7 35/8 35/10 35/11 & 150/7 208/17 223/1 \\
\hline
\end{tabular}

\section*{G}
generated [1] 54/8 gentleman [4] 83/8 201/24 209/3 216/24 gentlemen [9] 6/18
121/22 129/5 130/3 203/21 245/15 245/18 266/1 267/14
gestation [1] 37/2 get [144] 6/11 14/9 16/19 26/11 26/17 34/17 41/25 42/7 45/20 50/2 56/14 59/21 59/25 60/13 60/15 62/4 62/22 63/2 63/13 63/13 63/15 64/10 64/15 67/19 68/12 70/3 72/23 74/12 76/3 79/11 79/12 81/8 85/24 87/7 112/12 116/8 116/19 116/20 119/19 119/21 120/1 120/21 120/25 121/7 121/12 131/8 132/10 132/18 134/8 134/17 137/4 137/9 140/20
141/2 143/22 146/5 150/11 150/21 152/1 153/9 153/9 154/7 156/20 165/17 166/15 166/15 166/16 168/3 168/11 168/13 169/17 170/6 170/8 170/8 171/11 174/4 174/6 174/11 175/18 175/22 176/4 178/20 180/18 188/22 190/19 191/2 194/19 194/21 194/22 194/23 194/24 194/25 195/4 195/7 195/17 195/18 195/19 195/20 196/3 196/4 196/7 197/25 198/5 198/8 198/8 198/13 199/1 199/8 200/2 220/1 222/19 222/21 228/16 228/20 228/25 241/1 245/19 245/21 245/23 245/25 246/6 246/8 246/10 246/11 246/13 246/23 247/2 247/4 248/18 258/12 258/14 258/15 258/18 258/21 258/24 260/21 260/23 261/9 261/14 261/24 261/25 262/7 262/23 266/15
gets [13] 9/25 14/22 64/9 64/11 120/16 120/18 149/13 149/20 215/14 237/12 237/14 261/11 263/1
getting [27] 30/3 31/6 63/17 63/21 81/3 102/17 107/2 119/24 121/10 136/23 137/15 148/13 148/16 148/19 169/7 169/9 172/5 174/21 182/1 198/17

224/8 234/7 248/14 249/14 258/2 258/3 266/22
girl [1] 93/1
girlfriend [1] 89/24 give [31] 51/16 54/23 57/4 62/13 64/18 65/20 90/24 131/11 131/12 132/18 132/21 147/12 151/4 151/7 154/6 155/13 155/13 156/19 161/1 164/24 174/20 177/21 180/24 181/24 194/3 209/4 209/4 209/21 213/23 217/15 259/13
given [12] 11/6 39/10 39/14 41/21 41/21 41/23 41/24 41/24 42/1 43/6 103/14 167/15 gives [3] 134/18 134/18 136/25 giving [8] 146/20 146/21 146/24 147/19 157/20 178/11 179/23 210/14
glance [1] 212/10 glanced [1] 60/20 glass [6] 210/3 210/5 210/8 210/12 210/15 210/20
glasses [9] 94/15 94/16 94/18 94/19 112/20 170/22 171/14 200/21 200/22
gloves [1] 37/17 go [114] 5/4 6/22 14/17 18/24 20/13 20/18 25/5 25/12 25/25 36/13 43/11 45/11 54/25 65/3 72/1 76/12 77/2 77/9 77/17 77/21 82/25 84/16 89/12 89/18 91/20 92/4 92/16 94/7 95/18 98/24 99/11 103/24 106/20 112/11 115/25 119/1 120/20 120/21 120/22 121/1 121/3 121/15 121/23 122/1 122/6 124/8 127/10 127/19 128/10 129/6 133/22 134/7 139/4 140/20 141/16 142/24 146/6 146/19 149/12 149/22 152/12 152/18 152/23 159/24 166/22 168/23 173/17 174/17 174/17 179/8 181/14 182/19 183/23 189/10 189/23 190/7 190/13 190/16 191/19 196/17 196/19 197/14 198/10 199/7 199/8 205/16 211/3 217/17 220/1 220/6 222/8 222/8 222/19 222/24 223/22 226/23 226/24 236/15 239/25 240/7 240/7 249/8 253/9

255/1 258/4 259/9 259/19 259/20 259/22 259/24 260/12 262/3 262/4 263/2
goes [19] 22/19 34/25 38/15 85/7 94/7 120/19 142/25 148/9 154/12 169/13 183/7 194/13 219/23 236/5 237/13 237/14 238/24 247/14 262/13
going [177] 7/8 7/9 7/12 10/8 10/13 18/19 19/15 20/6 20/9 23/25 24/5 25/7 27/22 29/21 33/12 33/21 35/18
35/21 36/4 36/10 36/16 37/6 37/19 41/20 42/13 42/18 43/25 47/23 49/1 51/7 51/9 54/9 56/13 57/20 58/15 59/5 59/11 60/14 62/19 63/5 64/10 73/16 74/5 74/11 74/12 76/6 76/13 76/16 78/5 79/14 89/3 89/5 95/18 99/22 100/7 101/7 102/19 104/1 104/3 104/5 117/5 118/7 118/7 121/5 121/20 121/23 122/6 127/5 128/10 129/5 129/13 137/8 137/16 137/25 138/15 138/24 139/25 142/5 142/24 143/14 147/6 148/8 148/9 148/15 150/20 151/3 151/11 152/13 157/1 163/18 168/23 169/16 169/17 169/21 169/22 169/24 170/2 170/7 174/17 180/24 181/12 181/25 182/4 182/19 183/18 184/17 190/8 190/23 191/13 194/2 196/14 196/17 197/1 197/21 198/11 198/12 198/21 200/7 200/11 204/6 205/6 211/2 212/24 216/3 222/16 223/10 223/11 223/14 224/1 224/12 224/15 224/17 225/16 226/17 227/22 229/8 229/13 229/22 229/24 230/19 231/15 231/15 231/16 231/24 232/9 232/15 233/10 233/18 233/20 233/24 234/1 234/11 234/18 242/10 243/19 244/7 245/17 247/6 247/6 247/9 247/10 248/5 248/10 248/15 248/24 249/6 257/25 258/1 259/22 260/2 261/3 262/3 262/4 262/5 265/19 266/6 267/1
gone [5] 65/14 154/4 232/11 233/12 248/17
\begin{tabular}{ll|lll} 
good [10] \(43 / 17\) & \(108 / 16\) & \(260 / 22\) & \(260 / 23\) & \(261 / 9\)
\end{tabular} 145/10 188/21 188/21 197/4 200/2 200/3 205/16 267/15
Google [36] 75/19 131/16 131/22 132/11 132/16 132/23 132/23 133/2 133/3 135/3 135/3 135/7 135/20 142/21 144/16 146/24 147/1 147/4 147/16 147/21 150/1 166/7 166/9 166/11 166/13 167/5 167/6 167/7 167/10 174/18 178/19 179/12 179/22 184/22 185/5 231/6
got [76] 6/1 8/11 8/18 22/15 23/1 54/3 60/1 63/3 63/7 65/8 65/10 65/14 69/14 73/24 74/14 78/4 78/8 79/6 82/4 87/10 87/11 87/17 87/19 87/24 93/5 100/14 107/19 108/16 111/8 112/20 116/24 118/22 119/13 120/3 120/5 120/22 134/20 134/21 138/24 140/10 140/18 148/14 155/12 162/22 167/20 168/2 184/9 195/6 196/9 198/3 198/4 198/8 198/18 198/21 199/12 200/1 200/3 212/2 219/20 222/22 224/17 231/20 232/7 232/8 235/15 236/4 237/17 245/22 245/24 246/25 248/19 254/5 261/16 262/1 266/12 266/16 gotten [6] 63/10
130/12 179/18 184/16 184/18 184/21
grab [1] 35/12
grade [1] 49/12
Grand [19] 74/20 74/25 75/3 75/5 75/12 75/14 76/5 80/4 80/5 81/11 82/14 97/15 110/22 115/3 117/15 125/3 130/15 142/17 155/1
gray [1] 249/6
great [2] 32/6 167/21
greater [1] 32/10 green [3] 138/17 160/20 174/14
grip [2] 35/11 35/13
grocery [2] 12/7 45/3 ground [43] 40/3 50/6 50/7 50/14 60/16 62/4 62/22 63/2 63/21 195/17 198/1 224/10 224/21 226/14 226/19 246/6 246/7 246/9 246/10 246/12 246/13 246/23 246/25 247/2 247/4 248/18 248/19 249/10 249/11 249/14

261/11 261/14 261/24 261/25 262/7 262/23 266/12 266/15 266/16 266/22
group [1] 23/6
guard [1] 209/24
guess [6] 65/2 87/10 165/15 169/25 205/14 268/10
guesstimate [1] 127/5 gun [87] 59/23 60/3 60/8 60/9 60/13 60/18 61/8 61/9 61/10 61/11 61/12 61/13 61/19 61/20 62/1 62/2 62/14 64/6 64/8 64/18 65/13 65/16 165/11 186/9 191/11 194/7 194/13 194/16 194/16 194/17 194/20 195/1 195/2 195/5 195/7 195/8 195/9 195/9 195/12 195/13 195/17 196/13 197/13 198/3 199/18 199/19 199/20 199/25 200/4 200/13 200/14 201/12 201/21 201/24 202/12 211/9 211/11 212/7 212/9 212/12 216/24 217/21 218/2 238/14 242/10 242/13 242/21 242/22 245/18 245/19 245/21 246/2 246/22 248/4 248/16 249/7 260/3 260/4 260/7 260/8 260/16 261/25 262/3 262/13 262/22 266/13 266/22 guns [4] 60/12 61/11 61/21 62/10
Gutierrez [6] 121/18 122/23 123/1 123/6 123/13 130/18
guy [9] 61/3 61/11 61/20 65/13 65/15 65/16 208/25 212/9 249/7
guy's [1] 244/18 guys [7] 64/19 108/14 118/24 121/2 197/7 213/17 258/4

\section*{H}
had [188] 5/10 5/11 5/13 7/8 7/9 12/7 17/11 22/23 23/20 32/14 33/2 33/6 38/3 39/23 42/3 42/4 45/1 45/14 45/17 45/18 48/17 48/22 49/4 53/5 57/4 61/13 62/10 62/14 63/10 65/2 65/9 67/24 68/18 69/12 69/15 70/9 70/17 70/18 70/19 71/25 72/7 72/22 74/18 75/1 75/2 79/22 79/25 80/4 80/10 80/12 80/14 80/20 81/6 81/10 81/18 85/3 85/6 88/17
had... [130] 88/19 89/2 89/9 89/25 93/14 95/23 96/8 97/14 98/17 98/18 98/20 98/25 100/25 101/2 101/4 102/25 103/4 103/10 103/14 103/23 103/23 106/18 107/6 110/4 110/11 110/13 110/22 111/9 112/11 113/2 113/7 115/11 117/17 117/23 117/25 119/10 119/17 130/12 133/16 134/6 136/1 138/7 138/8 142/6 142/21 145/3 145/8 146/8 146/17 147/17 148/7 150/4 150/4 150/9 150/15 153/14 153/19 153/22 153/23 154/3 154/10 154/17 156/16 156/22 157/6 159/12 159/25 160/3 160/5 160/8 160/11 160/16 160/18 161/11 161/18 161/22 163/21 165/12 165/13 165/21 166/9 167/21 169/2 169/25 171/10 172/11 174/4 175/4 176/15 177/15 178/8 181/15 190/24 190/25 194/5 194/16 195/5 196/1 196/15 197/9 198/16 200/14 205/7 207/17 212/4 213/11 218/2 225/6 227/21 228/3 232/11 233/12 234/5 236/25 238/20 239/17 245/6 249/7 252/13 252/15 255/20 255/21 256/8 256/14 256/24 256/25 257/2 261/1 261/1 266/18 hadn't [4] 97/2 106/11 117/8 134/3
hair [6] 97/17 100/12 100/14 181/13 182/11 182/16
hairstyle [6] 89/25 99/20 100/8 100/17 101/17 107/25
half [4] 101/13 164/23 203/17 203/22
hallway [1] 247/14 Hampshire [1] 42/2 hand [12] 87/13 87/14 87/21 87/23 101/3 191/10 191/11 193/1 193/9 196/16 197/14 234/14
handgun [1] 195/14 handled [2] 9/5 61/21 hands [2] 26/13 51/9 handwrite [1] 236/17 hanging [3] \(12 / 20\) 94/16 94/19
happen [7] 54/6 98/13

153/24 199/23 212/24 261/1 262/5
happened [25] 37/23 59/17 62/7 65/5 69/19 78/8 91/14 98/25 110/11 115/22 130/21 143/17 157/18 169/3 177/9 190/25 191/5 208/20 210/15 210/16 210/25 213/3 213/7 222/19 222/21
happening [3] 197/12 248/22 260/25 happens [23] 73/25 88/8 88/9 98/23 116/5 119/19 120/10 121/1 121/3 133/22 133/22 137/23 153/11 194/12 196/8 213/18 245/12 246/20 252/24 256/21 257/22 259/18 263/9 happy [2] 171/11 235/8 hard [5] 64/24 85/13 162/20 248/14 262/17 harder [1] 49/17 has [51] 9/23 11/18 13/17 15/10 15/11 15/23 15/24 17/3 21/24 23/3 23/6 25/25 27/21 28/13 31/11 32/6 35/9 38/3 38/11 46/23 46/25 53/10 53/15 64/18 72/11 72/14 75/23 82/11 85/1 86/22 87/3 94/15 99/20 111/25 131/9 131/13 131/17 131/23 132/11 133/18 134/17 138/18 148/5 161/10 181/4 181/8 200/21 200/22 237/10 237/17 241/12
hat [9] 78/2 78/2 92/19 92/22 92/23 92/25 93/14 94/13 94/14 have [240] 6/22 8/4 8/8 8/23 9/5 12/17 13/1 13/8 14/25 16/1 16/12 16/22 17/2 20/2 20/6 21/14 21/19 22/4 23/3 23/13 23/14 23/24 24/1 24/2 25/13 25/23 26/23 26/23 26/24 27/15 27/19 27/20 27/21 28/1 28/3 28/7 28/11 28/13 28/17 29/13 30/18 31/4 31/11 31/13 31/15 31/17 31/23 32/11 32/12 34/17 34/19 35/10 35/14 35/19 37/17 37/21 37/22 38/16 38/18 38/24 38/25 38/25 39/11 39/13 41/11 42/8 42/17 42/19 45/6 46/2 46/2 46/13 46/13 47/10 47/14 47/15 47/21 47/23 48/1 48/1 48/3 49/22 50/5 52/4 52/12 52/14 52/22 52/25 53/4

53/6 53/14 54/1 54/7 55/24 59/14 61/11 61/12 61/17 61/20 65/24 66/1 66/3 66/19 67/4 67/9 67/16 68/13 68/14 68/15 68/15 68/17 71/3 74/21 76/7 79/7 79/18 80/9 81/1 81/23 84/10 85/22 95/2 96/17 97/12 97/20 101/1 104/17 108/2 109/25 113/7 113/14 114/24 115/5 115/18 121/12 121/24 122/2 122/7 123/4 123/17 123/21 126/24 128/6 131/13 131/16 131/20 131/23 132/4 132/14 133/24 135/17 137/8 137/13 148/17 150/10 150/19 150/22 152/8 153/6 154/15 155/8 155/21 162/21 164/20 164/24 165/5 165/20 165/23 167/22 167/24 168/4 168/10 172/17 174/21 175/1 175/3 176/6 179/18 181/19 182/16 184/6 184/9 184/16 184/18 184/21 185/6 185/11 187/13 189/6 189/11 194/23 195/22 195/24 195/25 195/25 196/1 196/5 196/5 197/20 199/25 200/22 201/2 205/4 206/11 210/8 211/25 213/17 214/6 215/13 219/7 219/16 220/14 220/24 222/18 227/22 227/23 236/8 236/14 236/20 236/25 237/5 239/20 240/8 241/22 242/16 242/20 243/14 243/25 250/15 251/3 251/4 251/13 251/15 253/17 256/4 256/23 258/23 264/12 267/3 269/10
haven't [4] 28/10 29/17 242/19 242/22
having [17] 7/4 55/22 57/17 59/18 66/17 80/18 86/5 91/11 98/16 123/2 130/8 189/4 206/9 219/5 243/12 250/13 257/23
he [151] 24/9 32/25 33/8 61/7 62/9 63/3 63/3 63/4 63/4 63/5 63/6 63/7 63/7 63/8 63/17 63/18 63/18 64/11 70/12 72/15 86/18 86/21 86/22 87/3 87/21 87/23 102/19 112/20 113/4 113/18 114/2 142/6 146/4 146/15 148/24 150/5 150/6 156/22 156/24 001141

158/20 158/22 158/22 159/4 160/18 161/9 161/10 161/18 161/18 162/7 165/21 177/7 187/20 194/7 194/16 194/17 194/18 194/18 194/20 194/20 194/21 194/23 194/25 194/25 195/2 195/5 195/6 195/6 195/16 196/12 197/12 197/13 197/14 197/14 197/25 198/2 198/2 198/4 198/5 198/5 198/5 198/6 198/7 198/7 199/20 199/20 199/22 200/7 200/21 200/22 200/22 201/13 209/3 209/4 209/7 209/15 209/21 209/23 211/9 211/12 212/7 212/8 212/9 212/11 214/12 217/3 217/24 217/25 218/5 230/12 230/12 232/4 239/11 244/3 244/4 244/4 245/19 245/20 245/22 245/24 246/11 246/12 246/13 246/21 246/22 246/24 246/25 247/3 247/3 247/5 247/5 247/5 247/6 248/4 248/4 248/7 248/8 260/7 260/8 260/10 260/12 260/12 260/14 260/21 262/3 262/4 262/18 262/24 264/22 266/12 266/18 266/18
he'd [1] 248/17 he's [33] 30/3 30/5 30/11 49/1 83/14 83/15 83/15 87/5 87/10 87/11 87/17 87/19 87/24 92/19 93/5 93/5 104/21 112/19 112/20 146/19 148/16 148/16 148/19 162/11 200/9 200/11 200/21 212/12 217/15 217/16 244/5 246/24 266/15
head [12] 62/16 65/11 94/1 94/25 100/13 107/20 117/1 137/5 194/6 229/3 229/17 246/24
headed [3] 148/20 148/21 226/10
heading [1] 198/23 headlights [3] 74/17 75/18 75/22
heads [2] 120/15 149/17
hear [8] 62/13 121/25 129/11 153/13 192/8 249/2 249/4 249/5
heard [7] 59/21 59/25 63/11 65/3 65/16 122/3 222/14
hearing [1] 154/3
hearsay [2] 29/2 30/9 height [2] 99/18 259/15 heightwise [1] 259/8 held [1] 102/25
help [15] 12/19 56/10 70/1 71/5 95/4 98/14 98/14 108/25 109/23 151/4 151/7 188/24 204/16 245/7 253/12 helped [5] 68/22 72/9 77/3 79/7 213/12 helping [4] 57/10 68/7 110/3 218/9
helpless [1] 64/17 helps [2] 99/17 152/3 Henderson [38] 7/10 42/12 67/3 67/6 83/9 86/1 89/22 89/24 96/7 97/3 99/10 101/16 103/23 103/25 106/18 107/18 108/6 108/22 110/21 111/11 118/21 119/8 123/15 123/17 157/11 157/17 158/6 173/19 175/2 177/15 180/6 221/6 221/8 229/22 229/24 239/6 239/8 240/1
Henderson's [1] 96/2 her [57] 5/21 5/23 14/4 14/24 15/16 29/22 30/5 30/11 30/12 30/16 48/24 49/2 63/21 63/22 89/22 90/2 90/2 96/10 97/4 97/17 97/17 97/18 97/18 97/21 98/5 99/13 99/16 100/2 100/3 100/11 100/13 100/15 100/24 101/2 101/3 101/9 101/17 101/21 101/21 101/24 107/19 107/19 107/20 107/21 120/17 193/14 209/25 229/18 230/1 245/23 255/20 255/22 256/3 257/25 262/16 262/18 262/19
here [156] 6/6 14/1 15/8 21/18 36/15 36/15 36/23 41/15 41/24 42/1 42/11 56/14 58/22 59/9 59/19 62/24 63/6 71/19 72/11 72/13 73/7 73/25 75/6 76/13 81/19 81/19 81/20 81/25 82/7 82/7 83/25 84/22 85/2 85/4 85/9 85/9 85/19 85/20 87/9 87/10 90/18 92/12 92/14 92/18 93/2 94/12 97/2 97/7 97/18 99/5 99/12 99/24 100/3 100/11 100/11 100/20 104/18 105/16 138/15 139/3 141/8 141/24 143/23 144/7 144/24 147/21 149/9 149/11 149/11 149/16 149/19 149/23 149/25 151/4 151/12 151/16 151/21
here... [79] 151/25 152/17 152/19 152/24 153/3 155/16 155/21 156/6 156/8 156/11 160/20 163/18 166/9 170/19 179/14 182/6 182/22 184/19 184/25 191/16 192/4 192/20 192/22 192/25 193/5 193/6 194/2 194/2 194/7 194/18 199/5 201/23 202/2 203/3 208/21 216/12 216/23 223/13 223/23 223/24 224/6 224/18 225/22 227/8 230/14 231/14 233/24 234/4 239/1 239/2 239/4 240/20 240/22 241/1 241/5 241/13 241/18 247/18 247/22 248/3 248/10 248/13 248/15 254/21 255/2 255/4 255/7 255/8 255/12 255/18 255/19 255/20 255/22 256/2 256/18 257/8 257/9 265/25 266/5
here's [2] 227/2 230/3
hereby [1] 269/10 hesitate [1] 246/19 hesitated [3] 246/21 260/24 261/13
hey [3] 8/9 64/11 64/18 Hicklin [1] 49/8 high [5] 12/13 33/1 43/3 169/21 184/4
hill [2] 72/1 76/16 him [32] 40/7 64/18 65/10 83/14 86/25 93/5 112/18 114/3 122/15 136/22 136/22 160/12 162/7 162/11 162/22 162/23 194/17 194/21 197/24 200/8 200/12 200/14 209/7 209/11 211/9 211/10 217/15 217/17 221/4 230/13 248/15 265/7
himself [1] 93/7 Hiner [3] 5/8 7/3 110/25
hint [1] 31/6
hired [1] 220/1 his [59] 40/5 63/7 86/20 86/21 87/11 87/14 87/15 87/16 87/16 87/17 87/19 87/19 87/20 87/21 87/22 87/23 87/25 88/4 93/3 93/7 93/10 93/15 93/16 94/16 94/19 112/12 112/20 146/4 160/13 160/15 160/22 161/12 161/15 161/19 161/20 162/10 163/8 170/16 170/20 170/21 170/25 171/1 171/3

171/3 171/5 191/10 191/11 192/21 196/16 200/4 200/8 200/12 201/20 209/11 209/17 239/9 244/20 245/9 247/5
Hispanic [3] 60/24 209/8 259/5
history [2] 23/3 136/18 hit [4] 82/1 99/22
143/14 152/13
hitch [6] 80/12 82/1 82/18 85/10 117/24 118/4
hold [2] 104/19 242/10 holding [11] 93/6 93/7 163/10 194/15 199/25 200/4 201/21 201/24 211/9 216/24 242/12 holes [4] 241/13 241/15 242/9 242/12 home [5] 133/22 173/7 173/10 174/17 185/7
Homicide [1] 67/8 honest [1] 28/9 Honor [29] 6/21 6/24 47/6 55/16 58/8 65/24 66/3 83/17 84/6 112/22 122/12 125/10 127/23 128/22 129/4 136/5 204/9 204/23 206/6 214/20 215/25 218/15 218/19 241/24 250/1 250/20 254/13 267/3 269/5
HONORABLE [1] 1/13 hood [3] 74/17 75/18 75/23
hope [3] 52/6 64/18 241/21
hopefully [4] 88/12 108/25 114/18 142/25 hoping [1] 64/20 hotel [3] 119/6 181/3 181/4
hour [9] 90/20 122/16 129/6 129/7 169/17 169/20 169/22 169/23 256/6
hours [5] 133/8 144/12 144/13 148/1 154/13 house [4] 224/13 224/15 226/1 231/10 houses [3] 185/9 230/15 231/10
housing [3] 111/14 184/23 185/3
how [95] 7/14 7/18 16/23 18/15 25/9 25/16 25/21 26/22 27/13 28/1 31/20 31/25 36/24 39/2 40/15 41/21 42/7 42/9 49/11 56/7 57/14 61/4 64/21 67/2 67/4 67/9 75/8 75/22 76/3 77/4 77/18 82/3 82/5 83/1 90/14 94/24 98/15 98/22 101/11 101/21 119/8 123/14 123/17

126/20 127/3 127/11 127/16 127/20 131/4 131/8 137/13 144/10 153/4 155/3 155/8 162/7 163/24 165/1 169/10 171/3 174/25 175/3 175/22 176/4 177/11 178/6 180/22 186/9 186/24 190/19 207/1 207/17 207/20 208/17 208/18 208/22 209/13 210/4 212/25 215/17 219/13 219/16 220/3 220/13 235/11 240/5 243/23 246/11 250/25 251/3 251/4 251/13 259/9 259/13 261/22
however [13] 47/15 91/16 104/14 110/5 116/15 147/5 156/19 166/15 168/8 170/4 170/9 175/13 215/15
Hoya [1] 22/8
Hubbard [3] 221/3 231/25 232/3
HUGHES [26] 1/21 2/7 2/10 2/19 2/22 3/6 24/6 30/14 33/8 38/19 44/10 50/21 54/11 66/2 126/25 171/20 172/24 181/14 185/12 187/19 204/8 218/18 241/23 249/25 267/2 268/8 huh [14] 139/1 185/2 192/11 193/21 194/1 197/11 197/23 209/18 231/8 253/25 257/12 258/7 262/10 265/8
human [1] 20/6
hundred [9] 9/25 25/6 25/24 29/12 30/6 30/23 169/22 169/23 179/15 hung [1] 93/16
hurry [2] 249/8 249/8 husband [1] 257/1 Hyphenated [2] 206/22 206/24
I
I looked [1] 13/14 I'd [5] 58/7 85/22
171/11 179/16 254/12 I'II [35] 9/12 17/25
35/22 44/8 48/24 82/24 90/17 91/4 102/2 102/6 108/19 111/16 118/11 136/5 157/24 159/24 160/21 160/24 161/5 162/20 181/24 183/10 183/19 196/18 197/5 198/10 215/22 222/18 222/19 222/22 222/23 223/7 227/23 229/2 235/8
I'm [163] 9/1 9/2 9/25 10/8 15/22 15/23 16/2 19/15 19/24 23/25 24/2 24/5 24/11 24/11 25/1 001142

25/1 25/7 25/16 27/6 27/22 29/3 29/21 31/6 33/19 33/20 34/22
35/20 37/25 38/22 41/16 41/20 42/17 42/17 44/3 44/21 46/8 46/15 46/16 46/20 51/1 54/9 57/20 58/15 59/5 59/11 60/6 60/8 61/11 62/19 64/8 67/3 67/7 73/16 74/18 75/13 76/6 87/16 90/7 90/8 95/18 97/8 97/10 97/10 99/12 99/22 104/12 111/3 118/7 118/7 122/6 125/16 127/5 128/13 128/17 129/8 132/21 137/25 138/24 142/5 142/24 143/14 148/8 148/15 149/25 151/2 151/11 151/24 152/13 154/8 154/10 157/23 163/18 167/1 168/6 168/15 168/23 174/17 175/10 175/14 181/12 181/24 182/4 182/19 183/13 183/14 190/8 191/9 191/9 191/13 192/19 193/5 196/17 197/1 197/7 197/8 197/20 198/11 198/11 198/12 198/19 204/6 205/14 208/10 208/12 211/2 211/17 214/23 214/25 218/5 218/9 223/6 223/8 227/9 227/22 229/1 231/15 231/15 232/15 235/8 240/7 241/2 244/7 244/20 245/24 246/24 247/9 247/10 247/14 247/18 251/2 253/14 253/18 254/23 257/6 257/25 258/2 261/17 262/12 265/19 266/6 267/1 268/20 268/21 I've [25] 20/20 27/7 41/21 41/21 41/23 41/24 41/24 42/1 42/3 43/10 44/5 46/17 46/23 53/4 53/5 53/6 61/22 67/10 167/21 174/23 175/2 175/4 175/4 222/22 235/15
I-r-i-s-h [1] 250/18 ID [6] 53/14 53/25 160/11 160/15 160/15 160/18
idea [5] 28/1 42/8 109/25 148/17 222/19 identical [7] 20/7 29/10 31/17 82/22 86/21 88/5 94/23
identifiable [1] 36/16 identification [20] 8/16 20/21 34/2 34/14 37/22 42/14 46/16 53/4 53/5 53/11 53/15 53/16 53/24 81/2 83/18

110/12 110/25 112/23 138/1 223/7
identifications [6] 11/2 34/19 40/15 44/6 53/13 68/17
identified [42] 12/1
12/3 12/9 12/22 12/25 17/24 18/4 19/8 27/8 32/22 35/23 39/20 40/2 40/7 40/8 40/10 40/12 40/16 40/18 41/8 43/10 44/5 44/6 44/19 50/13 51/22 51/23 53/12 68/16 70/11 86/10 89/24 93/25 110/4 111/11 112/7 113/18 116/8 117/8 117/9 118/18 229/12
identify [29] 8/6 11/14 12/17 12/21 12/24 13/5 27/4 28/4 32/16 33/1 38/22 39/17 39/21 39/22 41/2 41/6 43/22 44/16 70/1 71/6 76/7 81/9 82/14 88/12 90/2 95/4 108/25 112/18 167/9
identifying [5] 9/2 9/2 74/15 80/19 81/11 identities [2] 8/5 109/23
identity [5] 47/1 110/13 110/20 228/16 228/16 IDs [1] 85/24 if [197] \(8 / 68 / 98 / 24\) 9/25 10/3 10/8 11/3 15/22 16/1 17/16 18/5 18/15 18/17 20/3 20/3 20/20 21/17 21/18 23/20 24/2 24/22 24/22 25/2 25/6 25/6 26/4 26/20 27/3 27/15 27/19 27/21 28/3 28/9 29/5 29/7 29/9 30/17 30/21 30/23 32/9 32/14 33/17 33/18 33/23 35/19 37/7 37/17 38/23 41/16 43/1 43/4 43/10 43/11 43/14 43/21 44/3 46/8 48/8 51/14 52/15 54/3 57/16 59/10 64/8 64/10 64/11 65/2 65/3 71/6 71/17 73/9 74/25 75/22 75/23 76/8 79/20 81/22 81/23 82/10 87/7 87/21 88/24 89/3 90/1 90/1 90/15 95/2 98/20 98/20 98/24 104/17 104/20 106/11 107/6 111/9 111/18 111/25 113/15 114/22 115/14 121/10 127/23 131/16 131/20 131/22 131/23 131/24 132/17 132/23 132/24 132/25 132/25 134/16 136/12 136/15 141/16 141/22 145/12 146/10 147/6 148/5 148/8 148/17 148/18 150/12 150/18
if... [71] 151/15 152/1 152/3 152/13 155/20 155/20 156/16 157/25 159/6 159/7 166/2 168/2 169/16 169/20 169/22 171/12 174/6 174/8 174/22 177/7 178/2 178/2 178/20 179/6 179/8 179/17 179/20 184/12 184/21 184/22 185/6 186/25 189/8 192/6 192/12 192/15 196/17 199/7 202/10 202/11 205/6 208/10 208/14 213/17 214/20 215/1 216/7 221/18 221/18 223/19 226/4 227/24 227/25 231/6 232/16 235/5 237/20 244/25 245/24 247/10 247/15 249/13 253/14 259/21 259/22 262/4 262/13 263/5 264/5 264/25 266/6 image [18] 15/21 17/9 18/1 18/2 23/5 71/13 77/7 77/9 77/12 94/12 105/22 108/8 108/9 193/3 193/4 193/10 223/25 231/6
images [27] 15/20 19/22 20/2 37/16 68/16 68/20 69/2 69/22 70/4 74/17 76/8 81/6 89/11 92/2 92/20 104/9 104/15 104/16 106/6 106/7 106/21 108/16 109/16 160/9 191/13 221/24 228/2
immediate [1] 152/24 immediately [4] 73/3 103/20 246/17 261/11 important [3] 26/23 38/21 164/2
impossible [1] 42/24 impound [1] 227/13 impounded [2] 237/14 239/11
impractical [1] 31/8 impression [5] 18/2 19/2 34/4 36/21 75/24 impressions [1] 33/19 in [716] inaudible [2] 99/23 179/11
INC [1] \(1 / 25\)
inches [2] 21/12 168/5 incident [10] 9/10 9/19 36/1 40/9 108/10 109/2 113/3 220/21 255/17 257/11
incidents [1] 98/12 incipient [1] 24/18 include [5] 24/17 24/20 44/23 49/18 157/16 included [1] 140/8 includes [1] 26/2
including [3] 74/16 118/20 188/2 inconclusive [7] 12/13 12/18 13/7 34/14 34/19 43/2 53/22
inconsistencies [1] 166/4
incorrect [1] 53/16 indention [1] 75/24 independent [6] 46/6 50/16 55/6 129/19 205/22 267/22
indicate [14] 47/18 62/20 78/22 81/14 84/22 138/17 179/7 215/5 215/7 215/19 238/4 238/19 239/4 266/2
indicated [6] 60/2 62/5 79/25 172/4 212/16 217/8
indicates [8] 9/15 23/4 78/23 131/19 152/14 154/23 238/22 239/6 indicating [4] 15/11 15/12 15/14 193/13 individual [19] 15/1 16/21 23/23 24/25 38/23 39/23 40/18 40/19 42/23 111/7 162/6 165/17 165/20 228/17 228/24 229/11 229/21 230/11 246/2 individuals [20] 11/15 12/8 12/13 12/18 13/6 17/11 28/7 31/3 31/12 31/14 41/10 83/3 85/25 92/6 145/24 157/11 157/15 164/6 165/22 259/1
indulgence [4] 19/10 65/23 205/4 237/3 industrial [2] 71/2 72/5 inference [1] 148/24 information [63] 23/18 23/21 24/2 25/14 27/5 27/13 28/3 33/4 33/5 33/22 34/23 35/1 38/1 46/10 46/17 51/2 57/4 69/15 69/18 71/25 97/3 108/12 108/23 110/10 110/17 110/17 110/20 111/7 111/10 111/14 111/15 112/3 113/6 113/8 114/4 114/16 131/10 132/10 132/18 137/15 146/21 147/16 150/17 156/3 157/21 168/12 168/12 169/7 169/12 169/18 170/6 170/9 170/11 178/7 180/17 180/18 180/19 232/6 236/4 236/8 236/21 236/25 237/10 ing [1] 248/18 initial [4] 17/15 140/3 140/12 142/1 initially [15] 20/15 20/17 27/7 39/14 69/15

75/10 77/19 91/15
103/14 111/16 116/7 130/13 139/2 141/18 141/24
initials [3] 14/7 237/19 237/23
ink [2] 42/25 165/4 Inn [1] 149/16 inside [35] 13/22 57/25 69/16 72/12 78/3 88/14 88/20 88/21 89/5 89/13 102/15 103/11 103/23 107/21 107/23 110/14 121/3 121/10 126/6 126/7 126/8 135/11 144/20 144/22 146/4 146/8 179/3 179/6 191/18 225/3 226/15 232/21 233/23 242/11 242/14
installed [1] 173/4 instance [4] 131/24 132/7 132/9 168/1 instances [1] 81/3 instantly [3] 150/19 261/2 261/11 instead [4] 21/10 91/18 100/3 197/5
Institute [1] 16/14 instructed [1] 194/17 instructions [1] 28/21 insure [1] 21/3
insuring [1] 15/23 intelligence [1] 124/6 interchangeably [1] 22/21
interdigital [2] 18/11 27/17
interest [2] 98/25 99/3 interfere [1] 175/8 interior [1] 233/20 internal [1] 111/17 international [2] 16/13 21/10
Internet [5] 55/6
129/19 166/21 205/23 267/22
interpreting [1] 25/16 interrupt [3] 121/23
211/17 254/23
intersection [9] 149/11
149/13 149/14 149/18
149/23 149/24 152/22
152/23 156/8
interviewed [2] 69/20 90/10
interviewing [1] 70/4 interviews [1] 89/7
into [58] 7/9 7/12 14/9 14/16 14/22 16/1 33/7 37/4 48/21 71/23 73/2 74/5 75/15 75/20 79/6 79/11 94/9 96/2 96/13 99/9 99/24 102/19 111/16 116/3 116/6 116/10 116/16 116/24 117/6 118/22 127/22 128/10 132/23 135/6 135/10 135/11 139/25 001143

140/16 141/24 144/17
144/18 146/19 152/1
152/20 152/24 153/9
154/4 177/11 177/23
179/17 187/22 187/23
190/19 219/24 224/3
238/5 238/7 264/22
intrinsic [1] 24/16
investigate [3] 7/13
7/15 88/16
investigated [1]
177/14
investigating [1] 94/6 investigation [24] 10/2 68/13 69/14 72/10 74/2 79/8 83/1 86/8 86/15 89/20 90/24 91/2 92/11 93/19 103/5 108/24 133/20 145/2 145/3 145/20 173/15 173/15 173/17 220/18
investigations [2]
93/23 113/18
investigative [2] 98/25 134/3
involve [1] 89/4
involved [22] 7/16 8/9 29/3 67/19 67/22 68/1 68/2 68/4 68/12 77/5 79/15 119/9 119/11 125/14 125/17 175/5 185/23 185/25 187/21 188/3 211/4 221/1 involvement [1] 240/13 Irish [17] 57/8 58/3 59/18 207/24 211/15 211/19 214/11 217/6 245/5 250/11 250/12 250/17 250/25 254/21 261/17 265/5 265/20 is [543] isn't [5] 45/4 92/14 92/19 185/22 187/20 ISO [6] 15/12 15/25 16/7 16/12 16/12 22/25 issue [4] 16/20 129/20 267/23 268/19
issues [1] 175/1
it [739]
it'Il [10] 131/12 131/14 131/22 131/25 132/18 132/21 147/12 174/19 188/23 191/15
it's [177] 9/17 9/20
11/14 11/19 14/6 15/1 15/13 16/12 16/15 16/20 16/21 18/5 18/5 18/9 18/10 20/20 22/14 23/25 24/12 25/13
25/17 26/4 26/12 26/12 26/14 27/23 31/15 32/9 33/17 34/13 34/21 35/5 36/13 37/5 37/6 37/14 42/24 42/25 43/2 43/11 43/19 44/6 46/7 46/17 46/21 49/8 49/8 49/9 49/24 50/18 51/14 53/12 53/22 54/2 55/17 55/18 57/25 66/21

71/14 71/25 72/5 73/7 74/7 74/8 74/19 74/19 77/13 79/3 83/2 84/7 84/7 84/20 84/21 85/12 85/14 87/12 88/23
90/20 92/22 93/22 93/22 94/9 95/7 95/16 103/10 109/22 119/4 126/22 128/14 131/3 131/6 132/8 132/15 134/10 137/16 138/4 138/9 138/15 138/23 139/5 140/2 140/6 141/23 144/13 146/21 147/5 147/6 147/7 148/9 148/17 148/18 148/18 148/24 149/3 151/6 151/13 151/15 151/18 152/19 153/9 153/12 155/16 162/20 167/10 167/15 168/2 168/8 169/12 169/16 169/22 170/25 174/8 174/8 175/4 175/11 179/14 179/15 180/16 183/4 183/5 190/6 193/3 193/3 196/4 198/14 203/7 203/11 203/17 208/6 208/12 208/14 213/9 223/6 224/2 224/21 226/1 226/18 226/22 233/21 234/14 235/12 235/13 236/18 237/11 238/2 238/4 239/3 239/4 239/6 241/18 243/19 247/13 247/14 247/22 248/13 258/25 265/20 item [16] 11/18 14/9 14/13 14/15 14/20 15/1 15/5 17/19 21/24 21/25 22/1 22/18 22/19 44/25 223/10 242/6
items [9] 44/20 44/21 51/10 74/10 101/1 102/15 102/20 117/6 119/24
its [16] 15/13 28/20 55/15 66/14 128/6 130/4 140/13 142/2 174/21 178/2 188/14 204/22 206/5 219/2 243/9 250/10 itself [18] 71/20 71/23 72/25 78/7 80/13 103/15 115/13 121/10 126/15 131/14 131/20 134/15 140/4 146/5 147/20 151/9 175/14 232/10

J-e-f-f [1] 219/9
Jack [1] 120/21
Jada [8] 207/25 208/1
209/25 212/20 217/19
252/3 255/25 256/2
Jada's [1] 217/18
Janie [1] 269/15
\begin{tabular}{|c|c|c|c|c|}
\hline J & 59 & & 232/4 245/17 260/10 & L1 [4] 17/21 18/3 19/3 \\
\hline & & Kenny [2] 188/24 & know [137] 5/21 11/18 & \\
\hline Jeff[3] 219/3 219/4 & 64/18 66/12 67/5 68/ & & 11 & [2] \\
\hline  & 68/10 70/14 71/18 & Kent [2] 26/7 26/8 & 21/17 21/18 21/24 22/4 & L1-1B [1] 19/3 \\
\hline job [1] 220 & 72/19 73/4 73/6 73/1 & kept [5] 33/8 63/17 & 26/22 27/24 27/24 & L1-1D [1] \\
\hline 1] & 74/4 75/23 76/16 & 173/21 194/2 210 & 28/25 30/21 30/24 & L2 [1] 45/ \\
\hline joint [2] 26/14 33/ & 78/16 78/17 80/8 82/24 & Kerri [26] 57/11 58/3 & 39/23 39/25 40/1 41/21 & La [1] 22/8 \\
\hline Jovan [2] 252/3 253/3 & 82/25 83/1 84/6 85/10 & 58/23 59/4 59/18 63/19 & 41/22 41/25 42/6 49/12 & lab [16] 13/ \\
\hline JUDGE [60] 1/13 7/2 & 86/12 86/21 87/6 & 217/11 243/10 & 50/3 50/5 50/7 & 21/6 22 \\
\hline 24/5 29/21 32/19 44/9 & 89/19 90/24 93/8 93/17 & 243/16 243/23 252/4 & 59/20 59/22 61/11 62/2 & 52/12 53/1 53/10 53/ \\
\hline 48/11 48/16 48/20 & 96/19 96/22 97/2 98/9 & 252/5 252/13 252/22 & 63/3 64/16 64/23 65/13 & 238/16 238/17 238/20 \\
\hline 54/10 58/10 60/6 66/1 & 99/8 101/4 101/12 & 253/4 253/8 255/5 & 68/8 68/9 72/6 76/8 & 238/24 240/8 240/9 \\
\hline & 104/17 104/19 106/7 & 255/16 255/18 257/6 & 77/20 78/12 78/23 & label [8] 18/8 143/2 \\
\hline 96/16 102/2 104/20 & 106/17 106/17 107/2 & 260/1 261/12 262 & 82/10 83/6 90/15 90/16 & 143/23 154/23 179/12 \\
\hline 113/12 114/2 118/7 & /18 121/20 123/25 & 263/19 264/3 & 91/11 91/12 93/6 98/5 & 236/2 239/4 242/23 \\
\hline 118/11 122/15 126/24 & 126/10 130/12 130/25 & key [2] 43/18 & 99/15 99/18 107/17 & labeled [5] 17/20 19/2 \\
\hline 129/8 130/6 142/5 & 13 & keying [2] 17 & & 22/11 22/15 \\
\hline 142/12 145/15 148/15 & 132/20 133/1 133/16 & 170/12 & 121/12 122/14 122/15 & labels [6] 18/21 132/5 \\
\hline 158/11 159/16 162/15 & 133/19 135/14 136/7 & keys [6] 43/ & 128/2 128/11 131/7 & 144/7 236/19 240/19 \\
\hline 163/11 168/18 171/19 & 13 & 43/17 43/21 43 & 131/21 134/17 136/20 & 240/20 \\
\hline 172/20 184/7 184/9 & 142/10 142/25 143/11 & 43/23 & 137/1 138/2 140/22 & laboratory [7] \\
\hline 185/11 188/6 188 & 143/14 143/19 144/3 & kind [119] & 141/16 145/13 145/23 & 14/22 16/11 25 \\
\hline 189/17 200/24 & /18 148/9 148/13 & 23/9 33/7 33/21 43/20 & 146/1 148/5 150/10 & 34/ \\
\hline 204/25 205/5 2 & 148/18 149/15 149/19 & 49/21 56/13 57/5 57/14 & 150/12 150/17 159/7 & labs [1] 53/6 \\
\hline 218/17 231/1 233/2 & 154/20 155/20 155/22 & 57/25 59/24 60/5 61/15 & 162/5 166/13 166/14 & laces [2] 183/21 184/3 \\
\hline 249/22 249/24 254/ & 159/24 162/6 162/24 & 62/10 62/14 62/15 & 168/8 169/18 170/1 & lack [1] 100/12 \\
\hline 265/11 267/1 267/ & 163/6 163/18 166/10 & 62/16 62/20 63/3 63 & 171/12 171/14 174/ & ladies [6] 6/17 \\
\hline 269/2 269/4 & 167/2 168/12 169/5 & 63/20 64/1 64/17 65/10 & 174/18 176/6 176/10 & 129/5 130/2 247/2 \\
\hline & 171/8 171/12 177/1 & 65/17 71/2 71/18 73/14 & 178/2 178/16 185/5 & 267/14 \\
\hline 69/6 183/15 & 177/8 177/13 180/14 & 77/16 82/25 85/12 & 185/10 187/24 187/2 & ly [2] 208/25 248/7 \\
\hline jump [4] 73/2 & 181/3 181/21 181/24 & 88/22 89/19 89/25 91 & 188/2 190/6 190/6 & laid [3] 63/18 191/20 \\
\hline 79/11 263/6 & 18 & 93 & 192/20 202/1 202/2 & 225/6 \\
\hline June [3] 75 & 18 & & 212/ & laptop [1] 255/20 \\
\hline June [3] 7 & 192/1 194/11 196/20 & 96 & 212/23 213/3 222/9 & large [6] 51/11 170/1 \\
\hline & & & 222/21 223/3 227/24 & 170/1 195/9 195/1 \\
\hline & 197/6 197/8 200/7 & 100/20 103/24 104/17 & 231/5 231/9 235/3 & 208/24 \\
\hline & 200/25 201/24 202/8 & 107/19 111/14 112/5 & 236/7 237/20 & LAS [19] 4/17 32/5 \\
\hline 188/8 204/12 218/20 & 20 & 1 & 240/10 241/11 242/24 & 2/11 45/8 75 \\
\hline 250 & 210/19 212/10 213/3 & 131/21 132/12 132/14 & 249/12 249/13 250/25 & 79/21 80/20 83 \\
\hline & 213/12 219/17 222/14 & 132/15 138 & 252/18 257/24 258/23 & 111/11 113/20 120/ \\
\hline 59/15 61/9 61/20 & 222/21 222/24 224/9 & 147/23 152/13 161/2 & 259/20 259/21 259/22 & 175/1 189/24 190/2 \\
\hline 250/25 252/25 26 & 224/13 224/16 225/7 & 165/14 169/2 174/11 & 261/24 262/3 262/4 & 190/7 207/6 219/14 \\
\hline & & 182 & 262/4 262/6 262/18 & 24 \\
\hline jury [42] 1/15 5/3 6/13 & 226/15 226/18 226/22 & 212/1 212/10 213/16 & 265/16 266/9 268/11 & Lasix [1] 171/10 \\
\hline 6/18 10/24 12/19 16/ & 227/9 227/10 228/3 & 214/12 219/23 220/8 & knowing [7] 106/22 & last [32] 9/16 9/21 13/3 \\
\hline & 228/20 228/25 231/5 & 221/15 222/18 222/22 & 107/5 144/8 147/1 & 1/11 21/24 22/7 26/8 \\
\hline & 231/11 232/8 233/18 & 223/1 223/2 223/15 & 150/15 153/11 153/22 & 30/20 30/21 30/22 \\
\hline 83/2 102/8 104/19 & 233/23 234/7 234/12 & 223/23 224/2 224/12 & knowledge [4] 172/17 & 34/15 42/19 49/5 55/ \\
\hline & 235/13 235/15 236/19 & 224/16 224/24 225/6 & 176/13 176/20 185/24 & 66/20 66/22 106/13 \\
\hline & 236/24 237/5 237/6 & 226/2 226/17 227/10 & known [39] 8/9 8/16 & 123/5 156/13 156/15 \\
\hline & 237/17 239/25 240/1 & 228/25 229/2 231/15 & 8/18 8/23 11/15 12/16 & 189/9 189/11 189/13 \\
\hline & 240/5 241/7 242/21 & 232/14 233/6 233/23 & 13/2 15/25 16/4 16/23 & 206/12 206/14 219/8 \\
\hline  & 245/20 246/12 247/4 & 236/14 241/15 245/16 & 17/10 19/8 20/6 24/23 & 220/15 237/6 238/10 \\
\hline & 247/23 248/1 249/14 & 246/19 247/4 248/13 & 25/25 26/10 26/21 27/3 & 243/15 244/20 250/16 \\
\hline & 253/9 255/1 255/21 & 249/13 253/6 255/1 & 27/4 27/6 27/8 27/8 & lasted [2] 199/1 \\
\hline 260/17 261/20 268/3 & 255/21 257/17 258/2 & 258/2 260/24 261/2 & 33/5 34/5 & 199/14 \\
\hline \(1]\) & 258/15 258/18 258/22 & 261/2 262/2 263/4 & 39/13 40/17 & lasts [2] 220/2 220 \\
\hline just [222] 5/11 5/25 & 260/24 263/5 267/12 & 263/8 264/18 265/1 & 9/23 50/4 54/3 & [1] 132] \\
\hline 6/22 9/1 9/20 12/19 & K & ki & 98/1 & tent [79] \\
\hline 18/21 19/24 20/2 & & knee [9] & 11 & 1/23 \\
\hline 20/21 22/9 23/9 & & 194/2 & known's [1] & 12/4 12/5 13/3 13/9 \\
\hline 26/24 27/16 27/17 29 & K-e-r-r-i [1] 243/16 & 195/24 196/6 & knowns [1] 112/13 & 22 \\
\hline 30/14 33/25 37/17 & Karl [4] 66/15 66/16 & knees [3] 261/16 262/1 & Kranz [8] 11/8 11/10 & 21/21 22/11 22/13 \\
\hline 30 & 1 130/7 & & 5 & 4/23 25/25 \\
\hline 20 & keep [4] 90/8 122/2 & & 40/10 40/21 52/1 & 27 \\
\hline 43/12 48/1 & 165/9 172/3 & & L & 1 \\
\hline 21 & & & & 0 33/11 \\
\hline 54/20 55/17 55/19 59/5 & keeps [1] 96/11
KEITH [3] 1/19 5/18 & \[
\begin{gathered}
113 / 18134 / 2145 / 19 \\
150 / 9156 / 22185 / 22 \\
001144
\end{gathered}
\] & \[
\begin{aligned}
& \text { L-i-p-p-i-s-c-h [1] } \\
& 66 / 22
\end{aligned}
\] & 33/13 33/13 34/2 35/19 \\
\hline
\end{tabular}
latent... [41] 40/11 40/17 41/7 42/23 45/14 45/16 45/20 45/25 46/1 46/3 47/12 49/16 49/23 50/4 50/7 50/21 50/23 50/24 50/25 51/1 51/2 51/5 51/7 51/10 51/12 51/13 51/14 51/17 51/22 110/7 110/10 110/19 110/24 220/4 234/24 235/2 236/7 236/15 237/13 237/17 238/7
latents [4] 39/6 46/20 49/16 51/21
later [15] 43/12 85/12 98/1 100/15 101/19 117/8 118/18 119/4 172/8 184/5 221/4 236/24 256/9 257/10 265/15
latitude [7] 132/21 148/17 148/18 167/2 179/24 180/2 180/5
law [2] 41/23 74/24
lay [1] 55/17
layer [1] 52/9
laying [5] 62/22 62/24
62/25 63/8 64/17
lead [5] 77/23 88/11 102/23 165/16 165/17
leading [2] 94/9 95/25
leads [13] 33/7 68/11 68/14 68/15 72/9 74/1
74/1 77/4 77/22 79/8 79/14 93/19 98/14 learn [5] 86/9 89/22 102/14 105/12 108/12
learned [14] 8/18 41/17 80/3 80/6 80/20 88/18 88/22 89/13 89/23 106/9 106/16 108/10 112/8 145/1
learning [1] 89/20
least [10] 61/24 64/6 86/13 185/25 187/2 197/4 202/25 204/1 204/3 259/15
leave [12] 29/3 43/5 55/9 64/19 79/18 116/25 117/3 120/2 129/22 144/13 266/21 267/25
leaves [7] 101/10 104/2 104/5 142/18 143/5 155/5 155/15
leaving [7] 69/25 78/16 79/1 140/13 142/3 142/6 143/24
led [6] 93/9 98/4 98/8 98/9 112/6 145/10
left [63] 12/1 \(12 / 9\) 12/10 21/14 22/1 22/5 22/12 22/15 43/13 59/22 60/3 60/5 65/9 70/25 78/5 85/7 87/17 94/1 101/3 101/7 105/6

118/22 120/4 120/5 123/25 130/16 134/6 134/24 142/11 142/21 152/7 152/9 152/12 152/16 155/11 155/12 171/1 171/3 171/5 191/9 194/18 196/10 197/9 197/12 198/19 200/12 203/22 208/11 208/14 209/25 213/9 214/10 214/13 214/14 217/19 229/8 230/4 234/14 234/18 234/21 235/20 249/15 254/22 left-hand [1] 234/14 legs [1] 105/20 less [8] 25/17 47/19 47/19 48/14 176/7 179/16 201/20 213/2 let [34] 28/18 30/16 56/25 61/20 64/19 65/3 75/6 76/8 84/16 110/24 122/15 138/2 141/15 141/16 142/24 150/17 159/7 177/22 178/16 190/19 191/13 191/21 196/17 198/13 199/7 206/25 222/9 227/24 230/12 250/25 253/10 259/9 261/17 264/4 let's [24] 6/11 8/24 29/3 42/10 42/12 43/5 54/22 54/25 60/2 61/8 89/12 127/9 138/24 161/2 168/1 168/12 176/7 181/14 205/16 211/3 239/25 249/8 256/21 261/15
level [20] 23/15 23/16 23/16 23/16 23/21 24/14 24/15 24/16 25/14 25/15 25/15 27/15 27/21 27/22 27/23 31/18 31/19 33/21 33/21 45/24
Level 1 [4] 23/16 25/14 27/15 27/21
Level 2 [4] 23/15 23/16 24/14 27/22
Level 2 and [3] 25/15 31/18 33/21
Level 3 [3] 23/16 24/15 31/19
Level 3 characteristics [1] \(27 / 23\)
Level 3 collectively [1] 25/15
Level 3 detail [1] 24/16 Level 3 details [1] 33/21
levels [3] 24/11 29/2 51/18
license [7] 41/23 80/9 81/1 81/20 81/24 85/18 112/1
lid [1] 80/13
life [6] 16/2 37/1 37/4 44/1 61/23 247/8
Life's [1] 161/1
life-size [1] 16/2 lift [9] 10/16 10/23 11/3 11/4 11/23 12/4 12/5 13/4 13/9
lifted [4] 37/12 194/7 237/1 237/7
lifts [9] 10/8 10/14 10/24 12/19 20/8 32/23 39/10 40/11 41/7
light [1] 201/16
light-colored [1] 201/16
lighting [1] 160/21 like [183] 9/3 11/13 15/21 16/8 17/17 18/19 18/19 20/21 21/11 21/21 22/14 22/23 23/21 23/25 27/15 27/25 30/17 34/16 37/9 37/13 37/17 37/21 39/21 42/23 42/23 43/2 43/12 43/17 47/15 48/4 49/15 51/3 51/8 59/24 59/24 60/5 60/14 61/10 61/12 61/12 61/13 61/22 62/1 62/1 62/11 62/15 63/4 63/8 64/10 64/22 65/9 65/9 71/2 71/6 72/1 72/6 73/14 74/16 74/18 74/24 74/24 80/10 81/18 82/7 82/11 82/17 83/10 87/12 87/18 91/18 91/20 92/19 94/24 95/10 96/4 96/14 97/17 98/6 99/13 99/13 99/25 100/12 100/13 101/2 101/23 103/7 109/22 111/11 111/13 111/14 111/16 111/22 113/17 115/24 120/22 121/25 124/17 126/22 131/4 131/16 131/18 131/20 132/1 132/3 132/9 132/17 132/19 133/9 135/2 135/6 135/18 138/5 138/20 138/21 141/17 142/12 164/5 164/8 164/10 167/25 168/3 168/15 168/16 169/3 170/6 170/7 170/18 171/5 177/20 179/15 181/6 181/10 182/5 182/16 183/7 184/3 184/5 195/11 195/11 195/12 195/14 195/14 196/1 197/15 199/13 199/14 199/16 199/17 203/7 203/7 203/14 203/17 203/22 204/1 204/3 204/4 204/4 208/8 209/11 209/23 210/2 210/2 212/23 214/4 214/12 226/25 231/5 235/12 236/10 240/13 240/15 241/18 245/17 246/7 246/8 246/21 247/1 247/5 249/12 255/14 001145

261/1 268/14 268/17 likely [2] 81/21 241/14 limit [1] 76/2 limited [5] 45/5 45/13 45/16 49/21 74/19 line [13] 9/21 37/9 85/8 175/9 175/9 183/7 208/2 208/2 255/9 256/4 258/5 259/22 266/10
lines [7] 36/3 36/5 36/6 36/8 36/12 75/17 75/22 link [2] 134/18 240/6 Lippisch [8] 66/15 66/16 66/22 123/22 123/25 124/22 130/7 130/12
liquor [1] 41/23
listed [2] 7/20 40/6
listen [5] 55/4 60/14
129/17 205/21 267/20
literally [1] 47/22
little [55] 20/16 48/11
52/14 55/17 60/14 63/6
75/23 75/24 82/11
84/16 84/25 84/25
88/23 95/18 95/24
96/13 97/22 98/19
100/12 100/13 100/14
101/10 103/24 129/7
138/16 138/20 138/24
142/24 147/10 151/17
162/20 169/2 169/9
183/4 183/23 188/23
191/21 203/11 203/12
211/7 224/9 226/14
226/25 227/4 234/12 235/7 235/7 235/13 235/13 236/13 236/19 237/18 242/15 251/5 266/6
live [9] 32/3 131/24 134/22 144/5 156/18 156/21 166/19 169/10 180/11
lived [3] 38/17 112/5 266/8
living [1] 38/18
loading [1] 117/6
lobby [6] 245/23 247/2
247/2 248/8 248/22 257/2
locate [3] 113/15
115/20 268/13
located [10] 10/10 56/20 88/21 113/20 116/11 132/4 190/4 223/7 255/24 258/21 locating [2] 110/3 175/11
location [69] 22/5
23/23 24/18 24/23
27/13 36/19 47/24
56/22 56/25 58/5 68/2 69/10 98/21 114/18 114/22 118/22 119/9 119/14 120/2 124/16 126/8 130/25 131/4 131/14 131/21 132/9

132/12 132/19 133/17 136/23 136/25 141/3 143/24 144/8 145/12 146/20 146/21 146/24 147/2 147/9 147/12 149/10 150/3 154/21 154/24 157/7 158/23 167/15 169/18 170/12 173/2 174/20 174/21 178/14 178/24 180/22 184/22 185/9 185/10 207/3 225/25 230/16 231/23 236/22 244/16 258/16 258/21 268/9 268/15
locations [23] 71/15 112/4 129/20 131/11 131/12 136/20 138/17 139/9 140/6 147/15 147/19 152/3 154/9 156/19 166/10 167/20 178/2 178/11 179/23 180/3 222/10 234/6 267/23
lock [2] 214/12 263/11 logical [1] 148/24
logo [2] 72/7 184/3 logs [1] 241/8
long [28] 42/9 64/22
67/4 67/9 90/14 90/20 123/17 127/3 127/16 127/20 132/19 144/10 153/4 155/3 155/8 169/2 181/15 182/16 199/14 199/16 207/17 207/20 212/25 219/16 251/3 251/4 251/13 258/1
longitude [4] 132/21 148/17 148/19 167/3 longitudes [3] 179/24 180/2 180/5
look [50] 8/12 15/3 16/4 16/22 19/16 19/18 24/9 31/19 33/14 33/16 33/17 33/21 34/9 43/4 44/5 51/17 60/13 64/7 69/21 75/19 75/22 96/14 98/4 98/19 98/21 99/13 101/2 106/20 111/16 114/9 132/16 152/3 162/21 164/8 164/24 184/5 191/16 198/18 198/22 200/2 200/3 203/17 208/14 215/1 227/3 227/24 231/9 235/7 236/15 263/4
looked [38] 7/10 10/19 13/14 14/20 26/6 27/16 34/17 39/7 45/19 48/24 49/4 50/9 60/20 86/6 97/14 101/23 112/5 135/6 135/18 135/20 162/7 164/10 181/21 191/10 192/3 194/11 194/21 194/23 195/10 195/11 198/16 198/18 198/19 199/5 209/2
looked... [3] 209/25 231/10 247/5 looking [92] 15/8 15/22 16/3 19/19 19/22 24/10 24/11 25/1 25/19 26/3 27/6 27/17 33/20 33/20 36/3 37/25 43/15 43/16 43/21 43/23 44/4 44/5 46/9 46/12 46/16 50/15 50/21 50/23 50/23 50/24 51/1 51/5 51/18 59/12 62/10 62/15 63/4 65/1 71/16 72/5 74/22 75/14 76/1 86/15 92/15 94/24 95/25 96/14 100/3 100/4 100/6 100/22 103/22 111/13 111/25 113/21 114/3 131/22 166/9 170/18 171/24 178/21 179/20 180/21 182/5 183/24 184/21 184/22 193/18 196/10 198/12 199/9 202/6 202/11 208/10 217/13 224/3 224/5 226/13 226/17 233/21 233/25 235/2 235/5 236/24 237/6 245/16 245/17 249/3 254/20 256/17 262/2
looks [14] 48/2 72/6 74/18 87/12 87/18 99/12 120/22 131/18 138/5 141/17 171/5 184/3 235/12 236/7 lost [6] 43/14 178/20 179/18 184/17 184/18 184/22
lot [55] 22/24 26/17 28/3 32/10 37/15 38/2 41/15 41/17 42/17 64/3 64/4 71/3 76/10 98/12 98/23 116/3 116/6 116/16 116/25 117/3 117/10 120/16 121/2 126/4 126/8 126/14 140/7 140/16 140/18 141/18 141/20 141/25 141/25 142/1 142/3 142/19 142/20 142/22 143/2 143/6 145/6 146/7 161/22 169/17 171/25 172/2 172/4 178/1 181/6 181/8 240/19 258/15 258/22 258/22 258/24
lots [3] 169/1 169/9 172/3
Louis [9] 155/17 156/10 156/12 156/13 157/3 221/23 225/16 227/13 230/20
low [1] 262/17
lower [3] 63/17 63/17 193/9
luck [1] 167/21
lunch [10] 122/1 122/1 122/7 122/9 122/20 129/6 129/12 129/13 129/14 253/3
M
M-i-c-h-a-e-I [1] 250/18 ma'am [16] 6/19 24/9
24/22 28/18 29/15 31/2 44/14 54/17 123/24 124/10 124/13 125/5 188/25 204/13 218/21 250/8
Madam [1] 253/17 made [24] 5/9 19/4 28/19 28/22 41/9 51/23 53/5 76/5 78/5 83/11 88/18 110/11 149/22 150/18 152/24 157/6 157/6 157/10 165/9 178/19 230/10 261/9 264/14 264/15
magic [1] 173/2 magnetic [1] 235/13 magnifier [1] 19/20 magnifiers [4] 19/18 19/19 19/20 20/17 main [7] 120/21 134/5 137/3 151/20 151/24 173/18 221/3 maintain [2] 150/16 240/9
maintained [1] 63/4 maintaining [1] 150/7 major [2] 10/1 10/3 majority [2] 186/20 186/25
make [37] 5/11 11/2 13/2 15/20 16/2 16/5 16/20 17/14 19/15 27/11 29/25 30/14 30/18 33/3 39/16 43/8 50/16 72/15 75/8 83/7 86/7 86/8 90/17 94/4 95/20 96/14 113/21 121/8 133/3 150/11 150/12 150/13 153/22 153/23 168/9 235/7 263/20
makes [7] 60/13 99/13 149/21 156/9 156/11 169/18 235/20
makeup [7] 161/11 161/13 161/15 161/19 161/19 161/20 162/10 making [9] 28/15 28/16 33/10 36/10 36/24 65/8 65/10 75/16 150/23
male [21] 60/21 60/22 60/25 70/11 70/12 70/14 110/14 153/16 186/13 211/4 211/4 211/7 211/8 216/25 217/14 217/21 218/1 218/2 260/6 262/22 262/22
males [10] 93/22 93/23 194/5 258/6 259/2 259/5 259/16 259/18

260/4 262/21
mall [1] 103/7 man [8] 209/6 212/13 216/21 248/25 249/5 249/6 262/13 263/1
manager [14] 57/2
57/7 192/21 207/24 211/13 212/8 214/11 217/5 245/5 251/2 251/9 251/20 252/2 253/3
managerial [1] 251/15 mannerism [1] 93/9 mannerisms [1] 177/21
Manor [17] 119/5 119/14 119/22 120/24 124/18 126/15 132/7 132/8 134/24 139/3 140/4 140/14 175/15 176/18 176/23 181/3 181/5
many [14] 25/9 25/21 31/20 31/25 39/2 41/21 42/7 119/8 142/4 165/1 168/5 171/3 172/3 220/13
map [40] 131/13
131/15 131/20 131/22 132/2 132/3 132/3 132/4 132/9 132/15 132/16 132/23 134/19 135/3 137/16 138/12 141/4 144/3 144/16 146/24 147/1 147/4 147/20 151/3 152/6 155/16 156/25 166/9 167/3 167/4 168/23 169/4 174/14 178/1 178/20 179/7 179/12 179/22 180/7 230/15 maps [21] 131/17 132/11 133/3 135/3 135/8 135/20 142/21 147/16 147/22 150/1 166/7 166/10 166/11 166/13 167/5 167/6 167/7 167/10 184/22 185/5 231/6
mark [7] 5/10 6/5 14/24 20/22 23/1 85/20 131/23
marked [9] 6/7 57/20 214/23 214/24 221/17 232/15 253/15 253/16 253/23
marker [1] 141/8 market [1] 21/11 marking [1] 6/9 marks [4] 80/19 80/20 82/3 82/21
maroon [5] 74/25 80/4 81/12 125/4 125/5
Marquis [19] 74/20
75/1 75/3 75/5 75/12
75/14 76/5 80/5 80/5
81/12 82/14 97/15
110/22 115/3 117/15
125/3 130/15 142/17 001146

155/1
Maryland [10] 148/14 149/14 149/15 150/6 151/22 151/24 152/7 152/11 152/16 156/8 match [13] 20/3 20/3 20/7 20/25 24/24 35/5 47/12 78/15 86/22 94/19 95/3 182/23

\section*{182/23}
matched [6] 43/9 72/21 80/21 86/18 160/8 164/2
matches [7] 28/25
32/10 77/12 78/1 78/2 92/23 93/24
matching [4] 25/6 96/1 116/2 156/24 matter [8] 55/5 122/5 129/18 143/17 190/25 191/2 205/22 267/21 maturity [1] 24/20 may [52] 7/1 9/4 24/1 24/2 25/3 25/4 27/23 27/24 33/13 33/19 51/3 55/15 56/4 57/16 66/8 66/14 66/23 75/4 79/25 83/17 84/20 96/16 96/17 123/8 127/23 129/2 130/4 147/2 147/2 147/9 147/10 188/11 188/14 189/16 192/22 204/18 204/22 206/5 206/17 206/18 214/20 214/21 219/2 230/14 231/5 243/7 243/9 250/10 250/20 264/25 267/7 267/10 maybe [23] 17/4 19/24 44/20 61/22 63/7 64/25 65/1 65/1 85/12 87/21 87/21 88/3 93/24 98/20 104/17 127/21 179/15 197/5 202/24 203/17 221/1 236/10 244/24 McLeod [2] 148/13 149/11
me [119] 10/8 15/24 18/19 24/1 25/16 26/3 26/5 28/18 28/21 34/20 41/16 41/20 46/7 50/18 56/19 57/4 58/16 61/7 61/20 62/9 62/13 62/13 65/3 71/14 75/6 76/8 83/15 84/16 86/19 88/20 90/24 98/3 109/19 110/24 115/12 117/1 121/24 128/10 128/15 133/2 133/9 134/9 138/2 141/16 145/10 147/19 152/21 154/6 159/7 166/12 167/4 167/14 171/19 177/16 181/24 185/19 187/10 189/24 190/14 190/19 191/9 191/13 191/21 191/21 191/23 192/19 193/2 194/20 194/21 194/22 194/23

195/2 195/5 195/7 195/7 196/25 198/5 198/7 198/13 199/20 200/5 200/13 201/6 201/20 204/1 204/4 209/3 209/4 209/4 209/21 214/24 216/4 217/14 217/15 218/5 227/24 228/23 230/12 232/16 243/19 245/10 245/25 246/22 246/24 247/1 247/3 247/11 248/8 248/8 249/7 253/9 253/10 255/15 257/3 259/9 261/1 261/17 262/17 264/4 mean [23] 5/22 19/25 22/23 28/3 37/21 38/15 47/14 49/14 52/23 64/16 64/24 64/25 81/21 84/20 203/5 203/15 203/19 210/19 211/17 212/23 246/24 258/12 260/18
meaning [4] 32/12 41/9 62/1 260/19 means [6] 14/5 16/10 34/7 50/12 131/25 246/24
meant [1] 151/22
measurements [2] 15/13 16/17
measuring [1] 23/1 mechanics [1] 175/14 medical [1] 196/5 medium [4] 55/7 129/20 205/23 267/23 meet [4] 221/4 252/11 252/16 255/7
meeting [20] 57/2 59/18 59/20 244/15 245/3 245/4 245/10 245/11 252/13 252/22 252/24 253/1 253/2 253/4 253/8 256/22 257/23 258/1 258/2 266/9
Melissa [10] 117/9 118/19 120/1 120/3 120/14 120/20 157/17 157/23 229/13 229/15 members [9] 56/7 123/13 124/14 162/21 206/25 209/7 251/25 256/22 260/17
men [4] 191/8 193/25 194/4 263/2 mention [2] 38/20 186/11
mentioned [5] 35/5 100/8 102/10 103/4 195/22
merchant [9] 211/14 217/10 245/8 252/6 252/11 255/10 256/1 257/1 257/2
Mercury [13] 74/20 74/25 75/3 75/13 75/14 76/4 80/5 81/11 82/14

Mercury... [4] 115/3 117/15 125/3 130/15
message [1] 131/7
met [6] 97/18 100/15
130/25 221/5 231/25 232/3
metal [1] 235/14
method [1] 131/7
methodology [3] 25/23

\section*{34/4 34/8}

Metro [12] 42/12 75/2 79/22 80/20 81/4 81/10 82/23 83/5 93/4 99/21 163/10 237/15
Metro's [5] 117/22 160/16 220/2 238/15 239/15
Metropolitan [1] 219/15
Michael [47] 57/7 58/2 58/23 59/4 59/18 59/23 62/9 62/10 62/14 62/18 63/2 63/2 63/5 63/9 63/10 63/15 64/7 64/8 64/9 64/11 65/8 65/10 65/17 207/24 211/15 211/19 214/11 217/6 239/8 245/5 245/9 245/11 245/20 245/21 245/21 245/22 246/8 246/10 246/19 246/22 246/23 246/25 246/25 248/5 250/11 250/12 250/17
microscopes [1] 19/16 microscopic [1] 24/16
middle [6] 5/5 48/22 87/19 95/13 187/1 245/16
might [14] 13/8 20/8
31/7 54/1 54/4 102/14
108/2 159/17 170/24
184/9 188/16 231/7
237/5 253/6
mile [3] 169/17 169/20
176/8
miles [2] 169/22
169/23
military [1] 133/10
Miller [5] 221/5 225/6
225/11 227/15 227/16
millimeters [3] 17/4
17/5 21/8
million [4] 31/12 31/12 31/20 38/11
mind [4] 64/16 104/20
122/3 197/18
mine [3] 34/21 46/8 50/19
minute [9] 78/24
101/13 153/8 168/13
177/1 203/16 203/22
213/2 213/2
minutes [32] 54/23
64/25 65/1 65/2 90/20 98/6 98/7 98/7 101/10 104/6 121/25 143/2

143/22 143/23 144/14 154/16 155/6 168/24 183/19 185/15 197/2 197/3 197/4 202/22 202/22 202/24 203/14 203/17 203/18 203/23 204/3 205/16
minutia [3] 24/13 25/6 25/9
misID [2] 53/20 53/21 missed [5] 53/14 53/25 108/2 135/16 237/5 missing [3] 23/20 44/21 46/1 misspoke [1] 111/3 mobile [13] 113/10 119/2 119/12 119/18 120/6 120/6 120/11 125/14 125/17 134/9 166/16 166/18 178/9
model [1] 75/8
models [2] 75/20 76/2 moisture [1] 235/19 moment [6] 28/18 29/3 74/4 74/12 154/6 188/25
moments [2] 22/9 166/10
Monday [5] 186/23 267/16 267/16 268/2 269/7
money [42] 62/13 64/19 65/4 197/20 202/19 209/4 209/4 209/5 209/22 210/1 210/14 210/19 212/13 213/23 214/3 215/17 217/15 218/2 221/15 223/17 223/23 224/6 224/10 224/13 224/17 224/20 225/7 225/10 225/23 226/14 226/19 226/25 227/4 227/12 227/14 227/15 227/17 230/22 262/25 263/1 263/3 264/6 month [1] 37/2 months [4] 79/25 207/18 220/7 251/7 more [57] 23/18 24/2 25/17 27/20 27/22 31/22 32/2 41/11 43/3 43/3 44/1 45/20 46/17 46/21 46/23 46/25 60/8 60/14 62/15 63/5 74/15 85/5 95/25 106/10 108/12 132/11 135/14 139/25 153/21 169/24 187/10 188/3 197/3 201/2 201/20 203/2 205/4 211/4 216/18 223/5 224/6 224/13 224/17 225/23 226/19 226/23 226/25 227/4 227/4 235/7 239/20 241/14 242/16 246/22 246/23 263/15 263/16 morning [10] 113/13 133/25 134/9 139/13

188/21 191/3 208/22 208/24 244/14 252/6 most [9] 31/23 43/8 47/16 62/8 81/21 82/15 162/10 164/20 164/22 motel [2] 124/17 126/3 motion [8] 78/24 79/3 79/4 134/12 134/24 135/5 168/10 175/25 motion-sensored [1] 79/3
motions [1] 168/11 mountain [1] 174/23 mountains [1] 174/22 mounted [3] 73/19 80/13 82/2
mouse [23] 58/17 62/20 71/17 81/13 92/16 149/5 151/11 151/14 192/6 192/7 192/9 196/18 196/18 199/7 216/7 216/8 216/10 223/19 241/19 247/15 247/17 254/23 265/23
mouth [1] 95/1 move [35] 20/25 34/11 36/13 36/14 51/14 58/7 58/25 64/9 65/18 71/17 76/19 87/23 101/25 104/20 109/8 118/8 139/15 148/9 158/9 159/14 162/14 172/24 181/25 191/21 192/12 192/15 194/22 196/18 222/2 223/19 228/5 230/25 232/24 254/12 265/9
moved [8] 84/6 133/21 134/17 141/17 154/11 174/6 260/14 260/17 movement [6] 132/1 140/10 140/12 156/15 167/25 168/4
movements [2] 115/2 116/18
moves [8] 35/15 36/14 77/16 87/21 132/3 140/5 154/5 154/16 moving [21] 65/17 119/23 131/25 133/1 133/2 134/10 134/16 140/11 147/24 153/10 154/20 155/6 169/15 169/16 169/20 173/24 173/25 203/11 203/17 234/14 260/14
Mr [26] 2/5 2/6 2/7 2/8 2/9 2/10 2/11 2/12 2/16 2/17 2/18 2/19 2/20 2/21 2/22 2/23 3/5 3/6 3/8 3/9 3/13 3/14 3/15 3/16 3/18 65/25
Mr. [53] 7/1 19/12 24/6 30/2 30/14 33/8 38/19 41/12 44/10 50/21 54/11 54/13 56/7 57/20 58/17 66/2 84/2 125/11 126/25 163/12 163/19 001147

170/13 171/18 171/20 172/24 177/6 181/14 184/8 185/12 187/15 187/19 189/16 201/4 204/8 216/16 218/16 218/18 239/22 241/23 241/25 243/2 249/23 249/25 250/25 254/21 261/17 265/5 265/16 265/20 266/4 266/25 267/2 268/8
Mr. Barr [1] 170/13 Mr. Brower [12] 19/12 41/12 125/11 163/12 171/18 177/6 184/8 201/4 218/16 239/22 249/23 266/25
Mr. Bryce [1] 265/16
Mr. Hughes [20] 24/6 30/14 33/8 38/19 44/10 50/21 54/11 66/2
126/25 171/20 172/24
181/14 185/12 187/19
204/8 218/18 241/23
249/25 267/2 268/8
Mr. Irish [5] 250/25 254/21 261/17 265/5 265/20
Mr. Rotolo [3] 56/7
57/20 58/17
Mr. Scow [10] 7/1 30/2 54/13 84/2 163/19 187/15 189/16 216/16 241/25 243/2
Mr. Teri [1] 266/4
Mrs. [1] 266/5
Mrs. Williams [1] 266/5
Ms [5] 2/14 3/4 3/11 3/20 257/24
Ms. [6] 56/3 123/9 250/21 257/20 257/23 262/14
Ms. Schifalacqua [3] 56/3 123/9 250/21
Ms. Teri [2] 257/20 262/14
Ms. Williams [1] 257/23
much [14] 27/13 46/12 47/3 47/25 63/22
101/11 144/4 147/20
169/24 174/19 215/17
220/10 240/14 249/15
multiple [11] 10/3
40/12 42/22 74/23
83/10 86/17 87/3
141/19 220/23 220/24 221/9
my [116] 5/22 10/1 11/4 16/1 17/3 17/15 17/23 20/17 20/17 21/17 23/9 26/5 30/3 34/9 34/12 34/13 34/22 34/23 34/23 40/16 41/22 42/3 42/16 42/19 46/5 46/23 46/23 50/20 51/4 51/22 53/4 53/5 53/8 56/21 57/6 59/22

59/23 60/5 61/22 62/2 62/8 62/16 64/16 65/11 67/7 90/8 97/11 111/3 114/20 115/25 128/15 133/3 147/5 151/15 153/7 154/10 155/20 163/19 167/12 167/21 174/19 175/13 175/24 185/24 190/25 194/18 194/22 196/6 196/10 196/14 197/18 197/20 197/21 198/12 199/6 201/20 202/9 207/24 208/14 209/2 209/25 211/13 213/8 215/2 217/5 217/15 219/20 220/15 222/22 222/23 228/20 241/12 246/23 248/16 252/2 252/3 253/2 253/5 255/3 256/20 259/15 260/1 260/3 261/4 261/16 262/1 262/2 262/4 262/17 262/19 262/25 264/1 264/2 266/9 266/12 269/1 myself [8] 27/6 114/19 115/24 116/16 136/2 252/2 256/25 258/3

\section*{N}

N-o-b-I-i-s [1] 49/9
Nah [1] 240/16
nail [1] 12/15
name [32] 8/17 18/10 19/9 39/20 40/5 66/21 66/22 83/8 83/9 110/25
111/1 111/2 111/6 111/7 111/8 111/19 152/8 189/9 189/12 206/12 206/13 206/14 215/5 228/20 231/15 236/21 240/22 241/12 244/17 244/18 244/20 264/20
name's [1] 239/9 named [1] 85/25 names [10] 11/6 55/25 66/20 123/5 131/18 151/16 152/2 219/8 243/15 250/16 narrow [2] 176/7 223/1 national [3] 16/14 33/25 48/14
nature [1] 112/1
Navaal [6] 11/11 12/3 12/9 40/10 40/23 52/1
near [4] 120/24 144/15 144/25 153/22
nearby [2] 132/16 145/6
necessary [3] 27/10 28/2 68/8
neck [8] 87/4 87/22 87/24 87/25 93/15 93/16 95/16 161/12 need [17] 30/14 64/9 64/9 64/12 64/14 87/7 152/1 170/24 175/9
need... [8] 201/5 205/12 205/15 238/6 245/6 257/25 263/9 264/9
needed [5] 171/14 190/24 205/9 260/21 268/4
neither [2] 28/21 46/1
Network [1] 42/14
NEVADA [13] \(1 / 21 / 6\)
5/1 74/23 74/23 111/25 135/13 135/23 140/8 140/19 151/20 207/7 244/11
never [21] 17/18 20/6 38/8 50/7 53/3 53/3 53/4 53/4 53/10 53/15 63/5 63/18 63/18
167/15 167/16 174/23
200/8 200/12 202/9
261/1 268/20
new [3] 42/2 220/12 258/22
Newbold [5] 10/9 10/17 11/10 13/20 103/2
news [1] 108/22 next [49] 9/21 12/4 39/25 55/15 62/7 65/5 66/14 86/8 88/8 88/9 95/22 105/17 109/6 110/18 110/19 110/23 121/3 122/17 122/21 133/22 133/23 135/8 141/11 143/23 145/10 149/11 155/13 173/25 180/15 180/15 188/14 191/9 204/22 206/5 209/22 210/25 212/24 215/25 219/2 226/25 243/9 245/17 246/22 250/10 256/3 259/18 260/10 263/4 263/17 night [1] 173/12 nine [2] 251/5 251/7 NIST [2] 16/14 16/15 no [140] 1/8 5/7 5/17 8/10 14/2 14/8 14/11 19/18 20/5 21/14 22/4 22/17 23/9 25/1 25/19 27/21 28/1 28/6 28/14 28/23 29/4 29/10 29/13 29/20 29/25 29/25 31/13 37/25 39/11 39/13 40/21 43/14 44/17 44/18 46/22 47/6 47/6 47/14 47/22 48/7 49/20 52/4 53/13 54/12 54/14 54/16 64/4 66/3 66/4 66/5 67/12 73/21 81/20 85/18 87/24 115/19 125/21 126/21 126/23 126/24 128/24 133/15 143/18 146/25 148/17 157/19 163/3 164/7 164/10 164/10 165/7 165/24 166/12

166/24 167/14 167/24 171/12 171/16 172/16 173/7 173/11 174/2 174/9 174/10 177/10 179/19 179/21 181/21 182/18 186/17 188/9 191/4 191/4 193/5 193/11 198/18 199/16 201/7 201/8 202/1 202/8 202/8 202/8 203/2 203/9 203/11 204/9 204/11 204/13 211/18 212/6 214/5 218/3 218/13 218/19 218/21 225/11 227/15 231/22 237/12 239/3 240/12 240/23 241/22 241/24 242/20 243/3 243/5 244/1 250/1 250/3 253/20 256/12 256/13 258/9 261/18 264/17 267/3 267/5 268/5
Noblis [2] 48/18 49/9 nobody [3] 28/13 173/21 256/9 nodding [1] 205/10 none [3] 38/12 41/2 48/8
nonmatched [1] 46/24 nonmatches [3] 47/2 47/3 50/1
nonmatching [1] 25/9 nonresponsive [1] 30/18
nor [2] 46/1 53/6
normal [1] 142/25 normally [1] 252/8 north [5] 69/7 71/13 142/3 150/6 234/12 northbound [8] 149/18 149/22 152/10 152/18 152/20 152/22 154/12 156/5
NOS [1] 1/7
nose [2] 86/21 94/24
not [198] 7/15 7/16 8/10 9/1 9/25 12/15 13/5 13/6 14/2 14/8 14/11 17/18 17/22 19/24 21/5 21/20 22/3 22/14 23/14 23/25 24/1 24/19 25/7 25/7 25/10 25/10 27/6 27/24 27/24 28/12 30/17 32/5 32/12 33/1 35/12 37/19 38/16 38/18 39/14 39/23 41/8 41/8 41/9 44/22 45/12 45/15 46/2 46/5 46/5 46/13 46/18 47/9 49/18 50/13 50/23 53/12 53/13 54/3 54/5 55/2 55/3 55/5 59/24 61/11 61/16 61/19 63/9 63/10 64/4 72/5 80/18 81/22 84/21 88/3 90/16 92/25 95/7 96/17 97/6 104/18 108/9 114/3 114/11 115/7 115/10 115/19

116/14 116/14 116/20 121/21 122/8 126/20 128/9 128/17 129/15 129/16 129/20 129/21 132/6 139/5 142/9 145/5 145/13 147/2 147/6 147/16 150/13 155/10 157/19 165/24 166/2 166/3 166/12 166/14 167/1 167/5 167/7 167/18 167/24 168/21 169/10 170/11 172/16 172/23 174/4 174/10 174/23 175/1 175/10 175/14 176/16 176/19 176/23 178/4 180/9 180/22 180/25 181/6 181/20 183/18 184/18 185/8 186/5 186/16 187/5 188/11 190/2 192/22 193/3 195/20 195/20 198/14 201/8 201/21 202/15 203/14 205/19 205/20 209/24 212/23 218/9 218/22 225/11 227/24 230/12 230/14 231/5 239/3 240/12 241/2 241/5 241/18 242/20 244/20 245/16 245/24 245/24 246/24 253/14 253/18 253/19 256/6 256/14 257/10 258/9 258/24 258/25 258/25 259/22 261/23 263/5 264/16 267/13 267/18 267/19 267/23 267/24 268/20
note [20] 17/14 40/3 44/15 44/18 70/18 70/19 94/4 164/15 164/21 165/1 165/4 165/10 177/7 177/8 177/11 177/13 177/16 177/16 230/10 261/2 notebook [1] 21/17 notepads [4] 55/9 129/22 205/25 267/25 notes [21] 34/23 70/17 70/18 98/5 151/15 152/1 152/4 152/8 153/7 154/7 154/10 155/8 155/20 155/22 165/8 177/21 186/9 186/9 186/11 188/20 222/22
nothing [13] 65/24 66/1 125/9 128/22 184/6 185/11 187/13 188/5 188/6 188/7 218/17 243/1 249/24 notice [9] 26/20 70/5 85/17 92/9 93/18 98/5 100/16 176/16 182/21 noticed [12] 21/5 77/3 84/23 93/8 160/6 161/8 183/25 184/2 196/11 197/14 245/15 260/3 \(\underset{\substack{\text { notification [9] } \\ 001148}}{ } 134 / 8\)

134/10 134/11 134/16
134/18 134/20 134/21 140/10 140/12
notifications [2] 131/8 156/21
notified [2] 89/1 146/11
notify [1] 115/14 notifying [1] 168/4 now [78] 6/14 9/10 10/24 28/9 29/15 31/15 55/14 60/6 67/5 67/10 73/17 76/14 77/8 77/11 77/23 77/25 84/8 85/4 86/4 86/24 87/13 88/3 91/3 93/11 93/21 94/3 94/12 94/13 96/6 96/25 97/2 97/9 99/5 99/8 99/9 99/14 104/18 107/13 107/14 108/5 108/19 113/6 117/25 118/16 122/2 139/25 140/2 141/15 143/12 151/2 152/19 153/9 153/9 157/24 164/17 180/13 182/3 190/19 197/19 200/19 202/11 205/1 206/4 207/22 211/2 217/13 217/16 219/17 233/22 236/14 240/22 245/11 247/10 247/15 265/19 265/21 266/11 266/14 number [48] 9/17 9/19 9/24 10/5 10/9 13/10 13/18 14/4 15/10 15/11 15/24 16/21 22/19 25/13 30/15 30/16 39/6 39/6 68/2 80/24 81/1 93/4 102/5 103/9 115/24 118/14 139/22 155/24 156/1 159/22 162/18 164/25 176/6 185/19 220/18 220/20 222/6 225/1 228/10 231/4 233/4 236/5 236/16 236/20 236/22 237/11 254/18 265/14 Number 18-16972 [1] 156/1
Number 180809-1546
[1] 220/18
Number 218 [1] 225/1 numbers [11] 9/11 9/13 9/16 9/21 41/15 58/13 76/24 90/9 109/14 158/14 165/2 numerical [1] 22/17 numerous [2] 100/4 168/14

\section*{0}
oath [2] 6/23 55/20
object [4] 29/21 136/5 142/5 148/15
objected [1] 268/9 objecting [1] 48/23 objection [12] 29/19
29/23 29/25 30/2 30/3

30/18 96/16 102/1 109/10 127/23 168/18 172/20
objections [1] 139/17 objective [1] 25/19 observations [2] 74/1 79/7
observe [14] 60/7 65/15 91/20 116/5 120/14 137/19 196/20 197/6 209/22 217/17 249/11 256/23 262/7 266/7
observed [15] 61/8 61/9 70/9 70/25 72/19 99/7 116/7 117/25 143/3 143/19 144/16 156/3 161/13 161/20 197/7
observing [4] 60/18 144/5 144/24 145/19 obtain [3] 104/8 140/24 145/24
obtained [2] 140/23 146/12
obvious [1] 150/23
obviously [5] 74/21 81/21 136/25 169/24 170/5
occasion [1] 123/21 occasionally [1] 53/14 occupationwise [1] 219/18
occur [4] 7/16 121/13
186/18 213/16 occurred [9] 68/5 68/13 79/2 79/17 92/3 149/8 202/22 255/17 257/17
occurring [2] 67/20 262/20
occurs [3] 68/13 88/14 91/23
odd [1] 177/7
off [24] 30/5 30/11 73/3 94/16 105/6 130/16 130/25 135/6 147/10 161/11 161/22 161/23 161/25 179/15 190/6 193/1 193/3 209/23 231/15 233/24 237/24 255/9 255/11 268/14 offenders [1] 268/14 offer [1] 57/5
offered [1] 57/4
office [6] 45/11 72/12 134/5 173/18 173/20 251/10
officer [10] 67/3 67/4 127/3 163/10 171/23 173/1 176/24 184/12 185/15 222/20
officers [13] 6/17 9/4 69/12 69/15 81/5 85/24 104/8 117/22 148/5 176/20 195/10 234/2 255/6
often [2] 23/15 175/3 oftentimes [1] 26/14
oh [36] 35/3 40/8 42/3
44/11 45/4 58/16 81/15 84/5 97/8 97/10 106/10 129/10 143/13 151/6 151/24 170/6 173/7 173/12 174/9 183/13 183/14 191/11 191/20 192/14 196/25 197/17 200/21 203/11 205/11 223/21 247/16 252/5 253/13 254/25 267/12 268/8
okay [387]
old [1] 190/20
older [2] 42/17 74/8
Olsen [1] 269/15
on [536]
once [28] 29/17 43/15
44/5 69/14 70/9 72/23
73/2 74/9 74/14 75/3
75/4 78/4 81/7 88/16
94/22 100/23 108/6
108/16 115/13 116/15
141/13 189/11 205/14
222/19 232/7 232/8 235/6 235/8
one [199] 7/23 7/24 8/15 9/12 9/12 10/3 10/9 12/12 12/21 12/23 12/24 13/1 13/4 14/19 15/4 16/11 19/4 19/7 19/20 21/18 23/8 23/18 25/5 25/6 25/7 30/15 33/1 33/3 35/4 39/25 40/2 43/2 43/25 44/1 44/6 44/20 44/21 45/5 46/20 50/3 52/12 53/6 57/2 58/16 63/4 63/7 68/23 69/6 70/11 70/16 70/17 76/9 76/11 77/12 77/20 78/8 79/22 80/7 82/5 82/20 82/24 82/24 84/10 85/4 85/6 85/12 85/13 86/20 86/22 88/5 90/3 91/16 91/19 92/25 93/1 93/3 93/13 93/25 94/2 94/17 95/13 96/22 103/8 103/9 104/8 105/23 106/4 106/4 106/13 107/16 116/4 116/15 116/22 118/20 120/13 120/16 133/15 134/6 135/12 135/13 135/23 135/23 137/6 138/20 142/19 143/8 146/11 147/18 148/20 152/7 154/6 156/17 157/20 160/21 162/1 163/7 164/5 164/6 165/9 171/25 174/18 175/24 177/13 177/15 180/6 180/8 181/25 184/9 185/22 185/23 186/13 187/2 187/16 187/21 187/22 187/23 188/3 189/24 190/4 190/7 190/14 190/24

191/10 191/16 192/4 192/16 192/19 194/2 194/6 194/7 194/13 194/14 194/15 194/23 195/10 195/23 196/11 196/12 196/15 197/9 199/25 200/3 200/3 200/4 200/13 201/12 201/17 201/20 201/21 202/12 205/14 207/15 211/3 211/4 212/8 215/10 215/13 216/19 220/23 221/2 221/4 224/5 226/4 226/5 228/19 230/3 234/11 234/14 234/18 235/12 237/12 241/9 245/18 252/18 260/4 263/11 263/15 263/15 263/16 one's [2] 94/8 105/25 ones [15] 5/12 5/22 17/20 17/22 19/4 40/20 40/20 47/1 82/6 111/18 165/1 169/10 183/25 213/11 227/23
online [3] 75/19 131/9 131/12
only [32] 17/22 26/4 32/9 34/21 37/5 38/11 41/8 43/25 46/8 50/18 76/4 80/18 87/2 95/7 136/25 148/16 167/25 169/3 169/22 185/23 187/21 187/22 187/23 194/23 196/1 200/3 200/12 205/14 208/2 233/14 235/21 256/14 onto [2] 93/6 266/12 oOo [1] 269/9 open [12] \(5 / 95 / 105 / 13\) 5/21 6/5 43/19 122/2 147/17 210/12 210/13 255/4 258/4
opened [9] 5/12 6/6 6/6 14/6 134/21 218/12 237/20 242/19 242/22 opening [2] 232/14 241/2
opens [3] 14/24 218/7 238/3 opinion [6] 40/16 51/22 55/7 129/21 205/24 267/24
opportunity [1] 113/2
opposite [1] 59/11
options [1] 252/17 or [300]
order [6] 34/8 55/17 56/13 122/4 174/18 188/17
Organization [1] 16/13
orient [2] 151/4 151/7 orientation [2] 27/24 33/18
oriented [1] 18/16 originally [2] 169/1 219/20
other [116] 11/15
13/10 16/19 17/21 20/3

23/12 23/13 23/14 23/19 24/20 28/9 28/10 34/3 35/4 37/14 42/2 43/13 44/2 44/6 44/10 44/18 50/1 51/3 52/12 52/19 54/16 55/3 55/6 57/3 57/10 59/1 62/14 65/4 65/16 67/24 74/17 74/24 77/2 77/21 80/15 82/1 82/6 84/10 85/17 88/23 88/24 88/24 98/13 98/13 103/6 106/2 106/4 106/6 106/20 110/2 113/14 114/13 114/19 117/2 121/11 124/23 129/16 129/19 133/19 134/6 136/2 136/6 137/19 140/20 144/19 148/21 149/2 149/12 150/5 153/8 157/23 160/9 162/9 163/7 164/2 164/11 175/5 176/20 177/17 183/8 184/1 186/11 194/2 194/7 194/13 205/20 205/23 207/25 212/13 218/2 218/23 224/19 226/2 226/5 229/18 234/2 240/20 243/5 245/16 249/7 250/7 251/18 253/5 253/7 256/4 259/21 262/22 267/19 267/22 268/14 268/17 others [3] 43/8 185/25 268/13
otherwise [1] 88/6 our [115] 13/14 14/14 14/17 19/2 25/23 34/7 34/17 37/13 38/15 48/3 48/4 48/5 48/6 55/20 56/7 56/25 61/20 67/7 69/14 69/23 71/4 74/14 86/11 86/15 86/20 86/20 89/4 91/6 93/9 104/1 104/4 104/7 104/16 108/16 108/22 108/25 109/1 110/4 110/22 110/22 111/8 111/16 111/17 111/17 111/22 113/15 114/18 114/18 114/20 114/23 115/11 116/1 116/2 119/2 120/6 121/10 122/24 123/13 124/14 129/6 129/12 133/20 134/5 134/5 134/6 137/3 137/5 137/14 146/7 146/14 146/15 150/11 153/8 156/1 173/18 173/18 173/20 180/8 206/25 208/17 208/25 208/25 209/7 210/4 211/6 211/10 211/13 211/25 217/10 217/16 223/2 223/3 233/24 236/5 238/16 240/7 240/7 240/9 245/19 250/25 251/25

252/5 252/10 252/11 252/16 255/5 255/5 256/1 256/22 256/25 257/25 258/23 260/17 265/23 267/15 out [94] 17/4 33/2 35/20 37/15 39/21 39/22 49/23 49/23 50/2 50/3 53/24 54/7 55/17 56/13 56/14 58/21 59/12 62/2 62/10 69/5 69/15 72/23 72/24 74/4 74/12 74/14 78/4 78/8 84/4 100/1 100/2 100/5 100/9 100/21 103/12 105/6 106/7 111/24 114/20 116/8 116/19 116/20 119/24 120/16 120/23 120/25 121/12 121/15 124/4 124/8 124/9 132/12 134/7 136/21 137/8 140/4 140/7 161/5 165/3 172/5 175/18 176/5 182/1 185/6 188/17 191/20 194/13 196/15 197/13 198/12 198/12 199/9 199/10 199/11 200/7 200/10 200/11 215/11 215/17 217/16 221/2 221/6 221/11 225/7 227/21 232/6 232/9 233/12 236/19 238/25 241/3 245/18 248/4 257/20 outdoor [2] 126/11 126/12
outside [9] 5/3 40/3 72/7 126/4 126/8 232/21 237/10 242/24 247/23
over [81] 12/14 20/2 20/11 20/25 29/12 31/12 36/23 60/3 67/5 72/4 82/6 85/7 96/3 96/9 96/11 97/22 104/18 105/4 112/20 120/15 129/7 135/17 138/15 139/3 141/22 143/17 143/23 146/14 149/25 153/13 156/20 163/18 167/20 176/9 178/8 184/19 184/25 185/8 185/8 190/2 192/4 192/4 192/20 194/18 197/9 197/12 198/2 198/3 198/4 198/6 200/23 202/22 203/16 209/25 213/23 217/3 219/17 220/15 227/10 233/24 235/17 235/18 236/2 237/18 240/9 247/1 247/13 247/14 247/18 247/18 247/19 248/2 248/3 248/13 251/5 255/8 255/21 262/18 263/20 266/13 266/18 overall [6] 14/25 15/4

15/9 15/14 223/2 233/6 overhead [1] 230/15 overlap [1] 35/6 overlapped [1] 20/1 overlapping [1] 35/3 overnight [1] 173/21 overruled [1] 149/3 own [5] 46/6 50/16 56/9 128/6 133/3 owner [1] 72/15 oxidation [2] 80/14 82/3
oxidized [1] 80/15 Ozawa [3] 67/25 68/8 134/1
\(\mathbf{P}\)
\(P\) number [1] 14/4 P-e-d-r-o-z-a [1] 243/17
P-i-x [1] 17/2
p.m [7] 129/25 129/25

133/11 206/2 206/2 268/3 269/8
pack [1] 11/24
package [5] 11/8 11/9 14/23 45/9 237/20
packs [3] 10/17 10/19 10/22
page [1] 214/25 pages [1] 214/25 paint [2] 80/14 82/4 pair [1] 94/15 paired [1] 220/7 palm [13] 17/24 18/9 18/15 18/18 19/8 22/7 22/15 26/13 27/16 27/18 33/17 35/23 51/9 palms [1] 39/17 panicking [1] 213/21 pants [10] 159/25 200/23 201/13 201/14 201/16 201/18 202/4 202/7 202/12 202/15 paper [2] 22/2 81/20 paperwork [4] 133/17 133/18 173/13 241/8 park [7] 116/3 116/25 120/24 145/5 145/6 152/21 152/21
parked [8] 125/24 126/22 127/11 145/8 153/6 153/7 153/7 155/3
parking [52] 73/12 74/5 76/10 116/3 116/6 116/16 116/24 117/3 117/10 120/16 121/2 126/4 126/4 126/8 126/11 126/12 126/14 135/7 135/9 135/10 135/22 140/7 140/13 140/16 140/18 141/18 141/19 141/25 141/25 142/1 142/3 142/19 142/20 142/22 143/2 143/5 145/6 146/7 171/24 172/2 172/3 172/4 176/11 176/12
\begin{tabular}{|c|c|c|c|c|}
\hline P & 252/17 255/13 & 39/1 & \[
140 / 5 \text { 141/19 142/2 }
\] & \[
35 /
\] \\
\hline parking... [8] 176/14 & PD [1] 75/2 & 40/25 41/7 51/21 51/24 & 142/4 & 136/2 140/22 140/25 \\
\hline 181/1 181/2 181/4 & Pedroza [10] 57/11 & 110/21 111/1 111/4 & pink [2] 83/15 & 142/7 142/19 14 \\
\hline 181/6 181/6 181/6 & 58/3 59/18 217/11 & 112/7 112/8 112/9 & Pix [3] 17/2 17/9 22/2 & 145/2 145/20 \\
\hline 181/8 & 243/10 243/11 243/16 & 112/11 112/13 112/15 & pizza [3] 56/9 56/10 & 147/24 149/17 15 \\
\hline parks [2] 144/25 155/4 & 252/4 252/5 255/16 & 112/23 113/2 113/16 & 244/18 & 156/17 175/24 178/3 \\
\hline Parkway [10] 148/14 & people [41] 10/4 2 & 113/22 118/21 157/ & place [24] & 192/18 194/17 \\
\hline 149/14 149/15 150/6 & 29/6 31/15 31/20 32/3 & 158/1 158/4 158/17 & 121/16 125/6 126/19 & 198/25 200/17 213/5 \\
\hline 51/23 151/24 152/7 & 38/10 38/13 38/24 45/5 & 158/19 181/18 182/25 & 127/3 127/16 12 & 214/15 216/10 245/9 \\
\hline 152/11 152/16 156/8 & 50/3 51/8 67/16 74 & 200/25 228/23 & 127/17 127/19 & 245/19 248/21 \\
\hline part [13] 18/18 34/11 & 80/23 81/6 83/7 95/3 & phone [12] 65/8 65/10 & 128/4 156/2 167/13 & 258/2 262/19 262/19 \\
\hline 34/12 34/15 34/15 & 105/3 112/4 117/2 & 96/10 99/14 99/14 & 167/14 & pointed [19] 64/8 \\
\hline 49/19 117/11 124/3 & 1 & 1/3 107/1 & 184/13 184/25 & 170/13 194/16 194/20 \\
\hline 130/13 156/15 207/14 & 120/6 133/9 137/20 & 108/8 120/17 166/17 & 205/25 242/11 244/18 & 195/5 195/6 198/3 \\
\hline 234/3 245/3 & 1 & & & 198 \\
\hline part-time [1] 207/14 & & & & \\
\hline partial [1] 51/8 partially [3] 161/2 & 220/12 257/13 258/20 & 117/9 252/3 264/20 & 130/15 130/18 130/21 & 60/19 261/25 266/13 \\
\hline 237/23 237/24 & 258/22 258/24 & photo [4] 105/8 158/ & 130/23 133/6 133/1 & pointers [1] 20/17 \\
\hline particles [1] 3 & \[
\begin{aligned}
& \text { people's [2] } 52 / 1 \text { ¢ } \\
& 175 / 5
\end{aligned}
\] & \begin{tabular}{l}
193/15 226/20 \\
photograph [16] 14/23
\end{tabular} & 173/2 181/ & \[
\begin{aligned}
& \text { pointing [13] } 59 / 23 \\
& 195 / 2195 / 16199 / 20
\end{aligned}
\] \\
\hline particular [21] & per [3] 49/12 169 & (14/25 15/10 16/3 16/22 & placing [0] 123/2 124/4 125/2 & \[
200 / 13 \text { 201/12 202/12 }
\] \\
\hline 13/8 14/9 15/13 & 169/20 & 17/3 19/1 118/17 & 127/12 168/19 & 211/11 211/12 21 \\
\hline \begin{tabular}{l}
22/5 40/9 44/4 51/24 \\
70/5 82/20 89/20 93/12
\end{tabular} & percent [8] 9/25 25/24 & 158/16 162/23 182/22 & plaid [6] 202/4 202/7 & 212/12 217/3 24 \\
\hline 95/19 99/3 & 47/19 48/15 48/19 & 184/1 223/10 230/7 & 202/9 202/9 202/10 & points [12] 20/13 23/15 \\
\hline 133/23 189/23 243/25 & 50/10 50/12 196/1 & 233/7 265/5 & 202/15 & 23/15 24/10 24/1 \\
\hline & percentage [6] 32/7 & photographed [6] & Plaintiff [1] 1/7 & 24/13 26/20 26/23 \\
\hline & 33/9 33/9 47/11 47/23 & 44/17 227/12 228/17 & planet [5] 31/21 32/1 & 32/12 46/25 73/8 80/14 \\
\hline partner [1] & 51/16 & 229/11 229/21 230 & 32/7 38/11 38/1 & police [26] 7/10 7/13 \\
\hline partners [2] 67/15 & percentagewi & photographing [3] 221/14 223/6 229/1 & plant [1] 127/16 & 8/4 9/4 9/23 65/21 67/3 67/4 114/21 123/15 \\
\hline 255/5 & \[
\begin{gathered}
27 \\
\text { pe }
\end{gathered}
\] & 221/14 223/6 229/1 photographs [17] & plastic [3] 196/16
242/15 264/16 & 67/4 114/21 123/15
134/5 137/4 137/14 \\
\hline parts [1] 85/16 & Perf & 13/14 14/16 14/18 & plate [5] 80/10 & 146/14 157/12 157/16 \\
\hline Paseo [1] 152/21 & period [1] 96/12 & 14/20 14/25 15/2 15/4 & 81/20 81/24 85/19 & 158/6 158/23 160/17 \\
\hline 44/8 54/9 & perked [1] 23/9 & 15/23 15/23 57/22 76/6 & play [17] 90/22 96/25 & 162/8 162/23 1 \\
\hline 218/14 232/14 234/23 & permanent [1] 37/1 & 220/3 221/22 230/11 & 99/23 138/24 141/15 & 219/15 239/6 263/25 \\
\hline 235/10 235/24 236/10 & Perseo [1] 152/21 & 253/14 253/24 257/14 & 142/25 143/14 148/8 & 264/1 \\
\hline 236/11 249/21 26 & person [49] 8/9 8/19 & photos [8] 108/25 & 152/13 161/2 & ponytail [8] 165/20 \\
\hline 67/1 & 38/25 50/13 53/23 54/3 & 157/23 158/1 165/14 & 182/4 196/17 196/21 & 165/21 165/23 181/16 \\
\hline pass-thr & 54/5 55/4 60/3 60/7 & 176/17 176/21 181/21 & 199/8 216/16 266/6 & 181/19 181/22 182/5 \\
\hline 232/14 234/23 235 & 60/8 60/21 61/2 62/12 & 230 & playing [3] 138/8 151 & 182 \\
\hline 235/24 236/10 236/11 & 62 & Ph & & pop \\
\hline passenger [6] 72/20 & 77/16 77/20 78/3 78/4 & 22/21 22/25 23/7 & please [29] & popped [1] 100/21 \\
\hline 73/2 79/11 79/11 79/12 & 79/15 79/15 81/23 & physical [5] 16/3 86/19 & 55/24 57/24 59/15 66/7 & population [3] 38/19 \\
\hline 165/18 & 88/13 90/5 97/4 97/18 & 90/1 92/9 168/4 & 66/19 123/4 129/1 & 38/20 47/23 \\
\hline passing [2] 143/22 & 99/12 107/17 111/1 & physically [4] & /20 129 & pores [4] 23/23 24/18 \\
\hline 152/11 & 111/22 11 & 175/16 & 189/6 204/17 205/23 & 24/18 35/10 \\
\hline past [4] 104/2 185/5 & 113/3 117/20 129/1 & pick [2] 23/25 240/24 & 205/25 206/11 211/6 & ortion [23] \\
\hline 191/8 199/1 & 153/13 153/14 160/13 & picked [1] 8/13 & 2 & 6/21 27/10 28/2 32/9 \\
\hline path [3] 152/14 155/14 & 187/21 187/22 199/24 & picking [1] 240/5 & 243/14 250/6 250/15 & 32/11 33/16 45/13 \\
\hline & 200/14 201/23 202/4 & picks [1] 120/20 & 250/25 267/6 267/12 & 45/16 45/25 46/1 46/12 \\
\hline & 202/11 205/21 267/20 & picture [18] 101/16 & 267/23 267/25 & 46/13 50/23 50/24 5 \\
\hline 88/16 222/20 & person's [1] 37/1 & 101/18 114/10 162/6 & pliable [1] 35/7 & 1/5 51/10 51/11 \\
\hline pattern [4] 27/19 27/20 & personal [2] 43/21 & 162/9 163/6 163/9 & plots [2] 169/14 169/1 & 26/3 215/23 266/21 \\
\hline 33/20 234/22 & 9 & 184/1 193/15 222/25 & plotting [1] & portions [4] 26/22 \\
\hline tterns [1] 3 & personally [3] & 223/16 223/18 226/25 & plug [2] 132/22 179/17 & 51/12 73/16 90/23 \\
\hline pause [18] 6/12 75/6 & /7 172/16 & 228/15 228/24 229/2 & podium [2] 168/ & 181 \\
\hline 76/25 83/22 84/12 & persons [5] 67/8 & 236/14 265/7 & & \\
\hline 84/17 91/4 100/4 102/7 & 159/12 212/4 246/1 & pictures [19] 97/3 & point [69] 8/8 23/9 & 146/4 150/21 153/13 \\
\hline 102/11 104/23 106/24 & perspective [2] 35/20 & 97/14 104/9 159/9 & 12 23/14 23/17 & 54/1 193/14 212 \\
\hline 107/9 110/24 162/3 & 256/20 & 159/11 222/16 222/23 & 23/20 23/24 24/1 24 & 213/1 251/16 260/18 \\
\hline 214/19 201/9 & pharmaceutical [2] & 222/24 223/3 223/7 & 25/12 37/8 43/17 58/21 & 2/18 \\
\hline paused [3] 143/11 & 96/3 99/25 & 223/8 227/20 230/1 & 69/16 75/13 76/1 82/9 & sitioned [5] 60/4 \\
\hline  & pharmacy [1] 91/18 & 230/22 232/8 232/10 & 83/14 86/12 95/5 97/5 & 63/25 121/7 212/8 \\
\hline  & PHILLIPS [49] 1/9 1/10 & 232/12 232/20 254/9 & 97/6 100/9 107/2 & 260/7 \\
\hline \[
149 / 17
\] & 1/19 8/17 8/19 8/20 & piece [1] 242/13 & 109/25 110/7 110 & positive [4] 48/17 \\
\hline & 11/6 12/2 12/2 12/10 & pieces [1] 242/15 & 4 116/17 12 & 48/19 49/25 50/11 \\
\hline payment [3] 252/5 & 12/22 12/25 17/24 18/4 & ping [2] 138/21 138/23 & 120/16 121/4 121/ & ositively [1] 81/9 \\
\hline & 18/10 19/9 35/24 35/24 & pings [6] 139/7 140/3 & 130/12 130/24 134/10 & possibility [3] 38/13 \\
\hline
\end{tabular}
\(P\)
possibility... [2] 38/24 145/11
possible [11] 31/2 31/5 31/7 31/25 32/7 38/16 68/11 114/18 121/5 121/8 121/8
possibly [9] 7/21 24/24 46/2 46/13 53/23
136/19 145/13 165/21
182/7
post [1] 113/16
posted [2] 116/12 121/14
posts [1] 114/9 potential [7] 9/3 31/12 40/6 102/21 235/2 235/21 252/12
potentially [5] 41/20 103/6 150/25 178/20 182/8
powder [6] 235/3
235/7 235/11 235/13 235/15 235/16
power [2] 112/4 128/6
precise [1] 147/12
precisely [1] 268/18
premise [1] 28/6
prescription [1] 171/15
presence [6] 5/3 6/15 6/16 55/13 130/1 206/3
present [1] 175/16
presented [1] 98/6
press [5] 108/14
108/18 108/22 109/5
109/17
pressure [2] 25/3
36/13
pretty [11] 61/12
127/18 147/7 147/12
167/11 199/14 202/19
202/20 220/10 240/14
240/16
previous [2] 143/24 226/20
previously [6] 7/4
48/22 57/17 92/6 130/8 202/21
primarily [1] 184/2
print [80] 9/1 12/12
13/3 13/4 18/12 18/16
21/14 21/19 22/1 22/4
24/23 24/23 25/21
25/25 25/25 26/10
26/11 26/17 26/18
26/21 26/22 26/25 27/7
27/7 27/11 27/13 27/14 27/16 27/18 27/21
27/21 31/4 32/10 32/11 32/14 33/10 33/17
33/23 34/2 35/19 37/7
37/25 38/22 39/19
42/23 43/2 43/5 44/5
44/15 44/20 44/22 45/4 45/14 45/17 45/20 45/25 46/1 46/3 46/25 47/12 47/12 50/4 50/13 50/24 50/25 51/1 51/2

51/6 51/10 51/13 51/17 54/4 110/7 110/19 235/8 236/7 236/15 237/13 237/17 238/7 printed [1] 236/16 prints [76] 7/20 8/9 8/14 8/16 8/18 9/2 9/3 11/5 11/8 11/10 11/15 11/17 11/25 12/3 12/16 15/17 16/23 17/10 17/16 17/17 17/20 21/21 21/22 22/2 22/7 24/10 24/24 25/10 25/22 26/3 26/16 27/2 29/4 32/13 32/24 33/5 33/11 34/9 34/10 38/12 38/16 38/18 39/22 40/10 40/17 40/17 41/9 41/17 41/21 41/22 41/23 41/24 41/24 42/1 42/4 42/7 42/10 42/16 42/18 42/18 42/20 43/12 43/13 44/17 45/15 46/24 49/16 49/17 49/23 49/24 50/7 51/7 51/8 51/22 112/12 235/2
prior [25] 70/20 72/19 74/6 78/16 85/10 92/11 92/24 93/19 93/19 94/5 95/16 98/13 98/16 98/20 98/25 103/18 108/11 110/11 113/18 136/17 145/3 149/15 156/17 160/9 251/18 private [1] 185/6 probably [17] 42/3 42/4 43/6 54/22 62/24 119/11 122/13 127/6 127/14 166/8 195/11 195/12 197/4 231/14 241/15 242/1 247/6 procedure [2] 45/11 222/17
procedures [2] 23/6 23/7
proceed [4] 7/1 66/23 189/16 206/17
proceeded [3] 141/13 148/12 149/10 proceeding [3] 134/25 152/10 152/19 proceedings [19] \(1 / 11\) 6/12 55/12 76/25 83/22 84/12 84/17 102/7 102/11 104/23 106/24 107/9 129/25 162/3 201/9 206/2 214/19 269/8 269/11
proceeds [12] 85/5 140/25 142/19 148/2 149/12 149/15 149/21 149/24 152/17 156/7 156/9 156/12
process [5] 15/16 50/17 220/4 222/16 235/1
processed [7] 11/19 13/16 15/1 69/23 103/1
\(215 / 15\) 232/12 processes [1] 14/14 processing [8] 13/15 14/14 15/2 15/15 19/2 22/18 37/11 57/3
produced [1] 70/17
producing [1] 94/4
proficiency [1] 48/6
program [8] 17/2 20/2 28/20 28/22 28/24 48/4 49/19 179/23
programmed [1] 28/21 prominent [1] 87/4 proposed [16] 57/21 101/14 108/20 109/8 118/8 137/25 139/15 157/24 158/9 159/6 159/14 214/24 221/17 228/5 232/16 232/24 protocol [1] 214/12 protocols [2] 213/16 263/8
prove [6] 26/3 34/20
46/7 50/18 52/16 52/20
proved [1] 52/22
provide [8] 69/22
72/16 89/8 92/1 98/10
104/15 174/15 218/1
provided [9] 57/17
89/10 92/2 104/11
110/20 112/6 160/18
172/21 180/2
provides [1] 35/10 providing [3] 108/24
156/21 178/7
proximity [1] 153/12
public [3] 112/1 219/21
233/14
public's [2] 108/24 109/22
Publish [1] 102/8 pull [16] 43/3 82/24
116/3 131/16 131/18
134/19 135/3 137/25
144/17 181/24 191/13
214/9 231/6 245/18
253/12 263/13
pulled [9] 135/6 135/7
135/9 135/11 135/20
141/24 194/14 197/13
248/4
pulling [3] 75/15 83/2 90/7
pulls [3] 82/9 119/22 194/13
purple [1] 14/1
purpose [7] 35/8 50/17
70/23 70/24 71/4
190/23 244/13
purposes [12] 6/9 17/8 81/2 98/25 138/1 188/16 188/18 210/4 211/25 222/14 239/18 265/16
push [1] 214/9
pushed [1] 58/16
put [36] 5/13 5/20 5/25 9/12 18/7 21/25 23/1
35/4 35/22 36/15 36/22 001151

61/13 168/16 169/4 197/22 205/17 235/4 235/8 236/1 236/3 236/19 237/7 237/9 237/10 237/18 237/19 238/3 238/25 239/1 241/1 241/16 241/17 242/13 247/20 268/4 268/6
putting [5] 20/16 93/6 93/7 121/6 202/19

\section*{Q}
qualified [3] 26/2
34/18 34/24
quality [10] \(8 / 14\) 14/16 15/2 15/22 25/13 42/21 48/3 49/16 49/19 54/3 quantity [1] 25/13 quarter [1] 176/7 question [14] 30/17 30/20 30/21 30/22 32/22 35/2 47/10 48/21 49/5 50/22 53/8 126/1 181/16 203/20
questioning [1] 5/5
questions [42] 15/19
30/15 33/7 38/2 38/6 41/11 44/10 47/7 52/4 54/15 54/16 66/3 66/4 126/24 128/23 135/15 177/25 178/1 181/13
188/8 188/9 190/25
201/3 204/9 204/12
204/13 218/19 218/20
218/21 239/21 241/22
241/24 242/1 242/16
243/4 243/5 250/1
250/2 250/3 267/3
267/4 267/5
quick [6] 64/19 64/21
75/6 121/24 199/14
200/9
quickly [1] 73/1
quiet [1] 129/9
quite [3] 139/5 164/17 198/14

\section*{R}

R-o-t-o-I-o [1] 56/2
R-u-a-c-h-o [1] 206/14
race [1] 60/23
rack [1] 12/20
radio [5] 146/14 153/13
154/3 156/22 178/8
radioing [1] 150/17
radios [1] 137/14
rag [2] 94/1 182/8
raised [4] 35/9 71/22
75/24 191/10
ran [2] 39/19 43/7
Randi [4] 10/9 11/9 13/20 103/2
random [1] 43/12
range [2] 61/22 259/13
rate [5] 48/14 48/19
49/12 50/8 50/11
rates [7] 47/16 47/17
47/20 48/3 49/15 49/25

\section*{50/1}
re [1] 47/5
re-redirect [1] 47/5
reach [1] 24/20
reaching [1] 197/20 reacted [1] 59/22
reacting [1] 59/24
reaction [1] 59/23
read [9] 18/7 18/21
48/20 55/3 129/16
151/16 152/2 205/20 267/19
ready [2] 133/21 258/3
real [3] 52/6 75/6 165/4
realize [1] 98/15
realized [2] \(5 / 874 / 14\) really [24] 31/8 49/14
59/24 61/11 63/22 64/4
75/20 82/21 85/14 88/4
122/4 165/3 200/8
241/16 245/16 248/5
248/9 249/3 249/5
249/13 249/15 262/19 268/15 268/19
realtime [8] 137/17
141/16 143/21 150/17 155/11 178/8 203/4 203/5
realty [7] 72/12 84/11 85/3 86/6 117/18
117/21 181/14
rear [7] 79/12 80/11 80/16 85/2 226/4 226/5 226/5
reason [1] 27/1 reasons [3] 121/14 168/18 196/5
recall [9] 22/9 119/16 124/16 166/2 167/18 181/20 184/14 186/25 231/12
recalled [1] 130/8
receipt [1] 22/8
receive [5] 9/18 10/2
15/21 169/12 174/10
received [4] 7/19 110/9
114/4 174/9
receives [2] 14/23
180/17
receiving [2] 140/3 140/6
recent [2] 43/8 47/16
recess [5] 55/1 129/13
205/18 267/15 267/17
recessed [5] 55/12
129/25 206/2 268/3 269/8
recognize [33] 43/22 57/21 61/1 71/10 76/8 99/17 114/11 114/14 138/2 138/4 138/11 138/25 139/7 157/25 159/7 159/9 178/23 191/17 191/22 196/21 196/23 216/4 216/5 221/19 227/25 228/13 230/18 232/17 247/11 248/1 253/23 258/8 258/25
recognizes [1] 113/23
recollection [1] 269/1 reconnaissance [2] 136/4 136/19
reconvene [1] 267/15
reconvened [1] 6/13
record [27] 5/10 5/12 5/13 5/20 6/1 6/15 9/18 18/25 42/21 55/25 66/20 83/17 87/6
112/22 123/5 132/20
183/17 189/12 191/14 193/13 200/24 206/12 219/8 243/15 250/16 268/5 268/7
recorded [7] 1/24 39/21 47/9 121/21 168/21 172/23 267/13
RECORDER [1] 1/24
recording [1] 79/4 records [8] 42/15 42/22 43/1 43/3 43/3 112/2 112/4 112/4 recover [5] 69/24 165/25 220/4 220/4 236/6
recovered [10] 10/17 11/17 51/5 51/6 166/2 182/24 184/5 225/10 234/25 237/11
recovery [1] 236/22 recross [12] 2/9 2/10 2/21 2/22 3/16 41/12 41/13 44/12 184/8 184/10 185/13 242/17
Recross-Examination [10] 2/9 2/10 2/21 2/22 3/16 41/13 44/12 184/10 185/13 242/17 red [19] 20/16 74/25 80/4 81/12 115/3 117/15 125/3 130/15 142/17 155/1 165/13 165/14 172/5 238/2 239/2 239/2 249/12 249/18 249/19 redirect [15] 2/8 2/20 2/23 3/15 32/18 32/20 47/5 47/5 128/21
176/25 177/4 187/17 204/10 241/25 242/4 refer [4] 24/12 151/15 155/20 228/20
reference [4] 9/13 163/6 178/19 192/22 referenced [1] 165/11 references [2] 180/14 220/20
referencing [1] 87/13
referred [5] 23/15 49/4
49/9 49/10 151/21
referring [6] 49/2 154/7 154/10 155/23 172/2 216/14
reflect [4] 6/15 83/17 112/22 200/24
refused [1] 230/12
regard [6] 64/5 133/23 212/7 258/6 264/4 264/18
regarding [2] 108/14 190/25
regards [2] 16/24 157/7
registered [4] 75/1 80/9 80/25 82/18 registering [1] 138/23 regular [12] 211/25 235/15 235/15 252/18 256/25 258/9 258/10 258/13 258/14 258/23 264/18 265/16
regularly [1] 264/22 related [4] 7/21 8/6 133/12 177/12 relates [2] 50/22 77/18 relating [8] 55/2 55/5 129/15 129/18 205/19 205/22 267/18 267/21 relation [4] 77/17 183/25 223/9 225/21 relaying [3] 137/16 137/21 156/24 release [12] 26/5 34/22 46/9 50/20 52/16 108/14 108/18 108/19 108/22 108/23 109/5 109/17
released [2] 35/1 48/9 relevance [3] 102/15 268/15 268/21
relevant [8] 90/23 91/2 103/6 128/2 128/12
128/14 268/19 268/20 reliability [1] 167/8 reliable [1] 167/5 rely [2] 30/7 30/7 remain [6] 37/2 37/3 55/19 65/4 122/24 188/25
remained [3] 13/5 65/6 141/19
remaining [1] 32/24 remains [1] 13/7 remember [27] 30/20 38/6 56/17 58/23 59/20 63/16 63/21 64/2 64/21 82/20 119/10 152/3 152/8 165/2 172/1 172/6 172/12 181/16 185/17 208/5 209/10 230/14 249/13 249/17 256/10 260/6 260/9 remembers [1] 30/21 reminded [4] 55/1 129/14 205/18 267/17 remote [2] 38/12 38/23 removal [3] 174/10 174/12 174/16 remove [1] 238/6 removed [4] 101/1 159/12 174/5 174/8 rep [1] 252/6 repeated [1] 63/12 report [9] 9/17 34/23 39/22 54/8 155/23

155/24 156/1 156/2 228/20
reported [1] 48/18 reporting [3] 1/25 146/19 146/20 reports [5] 55/4 67/25 129/17 205/21 267/20 repositioned [1] 116/16
represented [2] 36/6 37/7
request [9] 7/19 7/20 11/6 81/4 98/11 261/14 261/19 261/20 261/23 require [3] 10/1 25/9 27/22
required [1] 24/2 requires [2] 16/12 23/18
research [9] 55/6 75/19 75/19 79/19 111/6 129/19 145/11 205/23 267/22
researching [3] 80/22 88/8 88/12
reserved [1] 255/5
residence [6] 185/7
221/12 221/16 225/20 225/21 225/24
resolved [1] 191/2
resource [1] 8/23 respect [1] 110/4 respond [5] 69/9 69/13 69/13 114/20 220/23
responded [4] 69/11 70/7 88/15 220/24
response [7] 5/17 66/5 73/21 128/24 143/18 163/3 174/2
responsibility [1] 253/5
rest [5] 131/2 133/14 133/15 204/25 260/2 restart [2] 138/7 138/8 result [2] 108/10 110/24
results [11] 11/22 15/2 17/13 26/5 34/17 34/18 34/22 49/24 50/20 110/7 110/10
resume [2] 6/20 130/4 retained [1] 42/15 return [2] 120/23 238/7
returned [1] 107/7 reverse [1] 149/2 review [9] 14/12 26/1 26/1 34/25 48/5 50/16 89/3 95/24 98/24
reviewed [16] 34/24 45/12 68/18 82/13 83/25 86/5 89/19 90/10 91/11 95/19 95/21 97/2 98/16 102/13 106/17 238/4
reviewer [1] 45/16 reviewing [5] 70/4 70/8 91/24 92/4 93/3
reviews [1] 45/13
revolver [3] 61/13

61/16 61/16
reworked [1] 34/20
RICHARD [1] 1/17 ridge [22] 13/2 14/15
15/14 19/1 20/18 20/18
24/17 24/17 26/13
26/15 35/8 35/9 35/11
36/19 36/25 37/6 38/24
42/25 47/21 51/11
235/5 235/21
ridges [13] 20/8 20/18
23/22 24/18 24/19 35/9
35/13 35/17 36/3 36/6
36/19 36/19 37/18
right [364]
right-hand [2] 87/14 193/9
rim [1] 78/2
road [3] 135/6 151/20 151/25
rob [3] 136/20 145/12 145/13
robbed [9] 62/12 72/22 186/2 186/7 190/11 191/12 197/17 212/4 245/13
robberies [27] 39/10
67/19 67/23 68/12
68/19 70/21 79/9 94/5
98/12 98/23 108/15
145/20 160/9 164/3
164/6 164/11 164/17
164/20 177/14 177/15
185/17 185/23 186/13
186/18 187/8 213/17
264/5
robbers [2] 86/20
86/20
robbery [47] 67/8
67/11 67/12 68/1 68/4 68/6 68/7 69/5 69/7
69/17 69/21 70/10
72/17 72/20 77/5 77/13 77/15 78/16 78/18 79/2 79/16 86/13 86/23 88/14 88/15 89/7 89/13 91/20 91/23 93/12 94/17 94/18 95/16 98/18 99/1 99/3 103/15 103/18 103/20 110/11 145/7 171/25 178/25 187/21 213/18 220/17 263/9
Robbery-Homicide [1] 67/8
role [1] 68/6
rolled [3] 12/16 \(42 / 5\) 255/21
rolling [3] 26/15 42/25 51/9
roof [2] 80/16 82/8
room [2] 64/3 205/1
rooms [1] 119/6
Rotolo [9] 55/18 55/21
56/1 56/7 57/20 58/17
244/19 252/15 255/16
roughly [3] 31/21 73/7 78/19
route [2] 155/18

155/19
row [1] 169/2
Ruacho [5] 204/24 206/7 206/8 206/13 255/25
Ruacho-Benitez [1] 255/25
rubbed [2] 161/22 161/25
rule [1] 25/5
ruler [6] 15/13 15/19 15/24 16/15 16/17 16/18
rulers [2] 16/19 22/24 run [7] 20/17 28/20 39/16 64/10 64/14 145/7 185/6
runner [1] 240/13
running [10] 71/1 73/1 103/19 105/18 105/19 105/21 105/22 106/3 199/10 200/10

\section*{S}

S-m-i-t-h [1] 219/9
Sabrina [31] 83/9 86/1
89/21 89/23 96/2 96/6
97/3 97/15 99/10 99/17
101/16 103/22 103/25
106/18 107/3 107/6
107/17 108/6 110/21
116/9 116/13 117/7
118/21 120/1 120/3
120/13 120/15 157/17
157/24 229/22 229/24
safe [3] 65/17 121/8 255/8
safely [1] 121/4
safety [1] 121/14
Sahara [15] 134/25
140/7 140/11 140/16 141/9 141/9 142/19 142/22 144/10 148/12 148/14 149/10 149/19 150/5 152/11
said [91] 16/7 19/16 21/6 21/21 22/20 23/8 23/9 27/7 37/13 39/21 48/14 49/15 50/8 50/9 50/12 51/8 52/15 53/22 54/2 60/20 63/14 70/14 70/18 70/19 83/10 88/5 89/14 89/19 92/19 95/11 99/25 102/19 108/2 109/22 114/2 135/2 135/18 140/11 140/12 150/4 163/21 164/1 164/7 164/10 164/12 164/15 167/6 168/15 169/5 170/16 170/17 170/18 172/18 184/13 184/16 187/20 187/23 191/11 191/25 192/2 193/24 194/23 195/10 195/10 195/22 195/23 198/5 198/16 199/22 201/19 201/25 202/9 202/10 209/4 209/17 209/21 209/23
said... [14] 210/5 211/2 211/21 216/25 225/14 231/5 245/25 246/13 246/21 246/23 247/3 249/7 249/17 262/20 sale [1] 245/9
Sam's [3] 184/19 185/8 185/10
same [69] 8/19 10/4
16/5 16/20 21/2 23/2 24/23 24/25 25/10 25/10 26/4 28/7 29/4 29/16 31/13 31/17 32/12 34/21 35/4 36/23 38/3 38/12 38/14 38/24 40/18 40/19 43/11 45/13 45/19 46/8 46/9 46/11 46/19 50/19 51/23 63/12 75/4 75/5 80/23 80/23 80/24 81/9 81/16 92/24 93/14 94/10 94/11 100/16 100/23 103/25 104/3 107/7 107/23 112/7 112/13 113/14 114/10 117/17 118/5 147/18 150/8 167/6 167/7 183/6 186/18 191/20 210/1 212/13 224/7
sampling [1] \(43 / 12\) sandals [3] 164/5 164/8 165/25
sat [6] 192/1 192/1 194/11 194/21 197/2 245/20
satellite [4] 169/13 174/20 175/9 175/12 save [1] 215/22 saw [51] 5/21 5/22 47/1 60/8 65/10 65/17 72/20 78/15 80/8 86/25 96/8 101/9 101/12 101/21 106/22 107/21 110/14 114/10 114/10 116/8 117/6 117/7 117/20 135/11 135/21 135/25 144/17 146/15 156/25 161/17 162/7 181/18 183/20 183/25 194/4 196/14 197/24 198/17 198/23 199/3 199/9 200/7 200/8 200/9 200/12 200/13 242/9 245/14 245/18 249/12 249/14
say [64] 20/25 25/10 25/20 29/4 35/3 42/10 42/12 43/5 44/3 46/20 47/22 58/2 60/9 61/19 63/1 64/5 64/24 80/9 90/18 119/10 124/20 127/13 127/21 131/3 132/6 132/20 135/17 142/10 147/5 150/24 153/19 160/24 163/21 164/22 168/1 168/12 169/16 173/16 179/16

183/3 183/3 185/22 186/9 187/10 187/12 192/8 201/19 202/24 207/9 207/18 213/2 213/9 231/11 244/25 246/11 246/11 246/12 254/3 258/12 259/3 259/15 260/16 261/19 261/23
saying [14] 8/5 18/12 29/5 31/6 38/22 46/17 62/13 129/11 134/10 162/25 183/13 208/12 268/20 268/21
says [8] 60/13 75/12 134/11 141/9 143/23 161/1 197/17 242/23 scale [10] 15/10 15/10 15/11 15/20 15/23 16/2 16/5 17/3 17/10 21/9 scales [1] 21/4 scan [1] 20/21 scanned [2] 17/10 20/24
scar [3] 37/3 37/7 37/7 scarf [1] 194/6 scars [2] 24/20 37/5 scene [35] 10/17 69/12 88/17 88/17 89/9 157/21 219/14 219/16 219/19 219/21 219/24 219/25 220/1 220/2 220/4 220/8 220/9 220/13 220/23 221/10 221/12 222/12 222/15 222/15 222/17 222/18 222/23 223/1 230/22 231/21 232/4 232/5 234/4 235/2 239/8 scenes [10] 7/15 32/23 220/13 220/16 220/23 220/24 221/4 221/6 221/9 227/16
scheduled [3] 252/16 253/2 256/8
scheduling [1] 188/18 SCHIFALACQUA [8] 1/17 2/14 3/4 3/11 3/20 56/3 123/9 250/21 SCHOFIELD [1] 1/24 school [3] 41/23 41/25 170/7
schools [1] 42/1 science [5] 25/17 28/6 30/7 30/9 38/15 sciences [1] 34/4 scientific [2] 23/5 28/16
scientist [1] 40/14 SCOW [22] 1/17 2/5 2/8 2/11 2/16 2/17 2/20 2/23 3/8 3/13 3/15 3/18 7/1 30/2 54/13 84/2 163/19 187/15 189/16 216/16 241/25 243/2 scrambling [1] 210/1 scratches [1] 82/11 screen [13] 20/22 20/24 41/25 82/10

85/14 89/9 92/15 96/6
104/18 143/20 191/15 192/13 247/9
screwed [1] 127/22 seal [7] 237/12 237/15 237/18 237/21 237/24 238/8 239/1
sealed [2] 6/2 6/7 search [7] 70/22 70/24 76/2 113/10 113/12 134/2 166/2
searched [1] 8/14 seat [12] 6/22 55/24 59/10 66/19 104/17 123/4 189/6 191/6 206/11 219/7 243/14 250/15
seated [8] 58/21 59/6 59/14 112/20 257/7 257/8 259/11 265/24 seats [1] 59/2
second [44] 26/2 30/5 34/17 34/20 38/25 50/18 59/25 60/8 68/4 68/19 68/25 77/25 78/8 90/24 94/17 94/18 96/22 106/4 117/7 118/18 129/9 154/18 154/21 154/24 155/3 169/19 169/20 169/23 181/24 195/3 195/16 199/7 214/25 215/23 229/11 234/11 234/11 234/14 246/19 248/4 253/22 261/13 261/19 261/20
seconds [11] 78/9 78/20 94/9 105/24 106/6 127/21 127/21 128/4 143/17 144/3 198/10
section [1] 211/16 secure [2] 242/14 263/6
secured [2] 69/12 88/17
see [276]
seeing [23] 73/25
78/17 86/17 93/12 95/5
95/8 100/5 103/22
104/25 105/15 105/17
107/3 118/16 138/22
140/2 140/5 141/18 145/8 180/10 198/11 216/23 223/13 249/17
seeking [2] 109/22 110/3
seem [6] 64/21 161/24 199/13 199/14 204/3 204/4
seemed [6] 61/7 61/10 61/12 62/1 62/11 204/4 seen [26] 20/1 35/18 46/17 46/21 46/24 85/3 87/9 96/3 97/4 97/18 98/18 104/7 106/18 107/6 117/17 117/22 126/17 152/6 153/13 153/14 160/8 160/16 001153

176/15 209/25 211/9 212/5
sees [1] 148/24
segments [1] 170/1 semiautomatic [1] 61/16
send [6] 49/22 49/23
50/2 50/3 131/6 168/12 sending [1] 169/23 sends [2] 134/9 134/16 senior [4] 219/14 219/24 220/7 220/9 sensored [1] 79/3 sent [4] 8/5 167/13 167/14 169/18
separate [4] 75/3 90/8 130/25 226/1
sequence [1] 88/9
service [6] 56/10 57/10 111/22 131/13 212/1 252/11
services [3] 57/5 245/8 252/6
session [3] 6/14 55/14 206/4
set [18] 42/16 42/19
57/14 115/25 121/4
131/6 131/8 134/15
153/10 153/18 153/19
153/21 168/14 202/7
210/5 241/8 241/15 245/9
sets [3] 11/7 42/4 42/13
setting [1] 29/2 settings [2] 49/11 168/9
seven [1] 106/6
several [1] 175/4
shake [2] 168/3 168/3
shape [10] 23/22 23/22
24/17 24/18 33/13
74/17 82/5 94/24 95/1 268/18
shaped [1] 87/18 she [86] 5/13 6/5 6/7
13/16 14/15 14/16
14/23 14/23 14/24
14/24 14/25 15/14
15/20 29/24 30/7 30/7
48/20 48/22 48/24 63/20 63/25 64/1 64/1 89/24 90/1 90/3 90/3
90/5 90/5 96/8 96/9
96/9 96/11 96/12 96/13
96/14 96/14 96/16
97/15 97/21 99/20
99/24 100/1 100/1 100/1 100/4 100/5 100/16 100/20 100/21 100/23 100/25 101/1
101/2 101/4 101/6 101/6 101/10 101/11 101/23 104/2 104/2 104/5 104/5 107/23 108/3 108/8 108/9 118/20 120/14 120/16 120/18 120/19 120/19 200/24 209/25 212/21

245/24 245/24 252/6 252/8 252/10 255/19 257/5 257/7 257/8 she'll [1] 55/20
she's [15] 30/6 30/17 49/2 96/10 99/14 99/15 99/19 100/3 100/14 107/19 107/20 108/7 120/17 193/13 252/5 sheet [2] 215/2 241/9
shelf [1] 101/1
shift [1] 154/1
shirt [12] 83/16 83/16 94/16 94/19 112/21 160/3 161/7 161/9 161/10 197/22 200/23 202/19
shock [1] 209/24
shocked [1] 260/25 shoe [3] 168/17 183/6 183/6
shoes [16] 158/25
160/5 160/8 160/8
181/13 182/21 182/23
182/24 183/20 183/24
184/2 184/5 200/23
249/12 249/17 249/18
shoot [1] 247/6
shooting [1] 61/22
shop [2] 56/9 56/10
shopping [4] 12/23
88/23 103/7 144/20
short [2] 64/22 119/3
shortened [1] 144/4
shorter [2] 61/6 259/14 shortly [3] 72/25 146/1 162/22
shot [6] 64/9 64/10 64/12 64/15 182/22 229/9
shots [1] 223/5
should [6] 6/15 54/22 80/9 143/10 258/12 261/23
shoulder [4] 60/3 93/3 93/7 107/20
shoulders [1] 229/3 shoving [2] 210/2 210/19
show [47] 17/25 57/20 58/15 59/5 59/11 59/15 62/19 71/18 73/4 73/16 74/18 76/6 81/6 104/13 108/19 126/19 131/14 131/21 132/1 132/3 141/6 154/20 157/24 160/20 163/7 167/2 167/3 167/19 168/1 169/21 185/7 191/15 192/13 198/15 223/4 223/4 227/23 229/3 232/15 247/10 253/12 253/13 254/7 256/15 257/17 265/19 265/23
showed [4] 92/23
95/24 103/11 172/8
showing [48] 13/17
14/19 71/9 71/15 76/10 77/7 83/24 101/14
\begin{tabular}{|c|c|c|c|c|}
\hline S & 45/24 70/5 163/15 & 88/14 88/19 88/20 & someplace [2] 21/15 & \\
\hline showing... [40] 106/2 &  & 88/21 89/8899/14 90/11 & & special [1] 174/7 \\
\hline 107/8 132/15 138/23 & 177/18 185/16 187/11 & 92/5 95/23 96/2 98/10 & something [34] & specialist [1] 217 \\
\hline 139/7 140/2 142/2 & similarity [4] 26/20 & 98/17 102/13 102/14 & 16/8 25/4 37/23 48/2 & specific [33] 25/13 \\
\hline 147/19 157/23 158/18 & 46/12 70/16 93/8 & 102/15 102/16 103/8 & 86/24 96/14 99/2 & 27/24 47/24 68/15 \\
\hline 159/6 162/5 165/10 & simultaneous [1] & 103/18 103/20 103/21 & 131/18 133/1 134/1 & 68/17 72/6 72/14 76 \\
\hline 178/10 178/22 180/14 & 33/19 & 103/23 104/2 104/2 & 145/21 147/10 153/1 & 76/5 80/14 80/19 95/4 \\
\hline 180/14 180/16 180/16 & since [7] 80/25 88/21 & 104/3 104/6 104/7 & 160/6 165/5 174/13 & 104/16 111/17 111/18 \\
\hline 183/17 214/18 214/23 & 104/18 123/18 132/7 & 105/4 105/4 105/18 & 20 182/9 & 124/11 131/23 132/18 \\
\hline 214/25 221/17 223/13 & /9 251/14 & 106/3 106/10 106/16 & 183/19 191/22 195/11 & 135/12 147/19 147/22 \\
\hline 224/9 224/13 224/16 & single [4] 28/5 32/16 & 107/3 107/18 107/21 & 204/4 209/2 225/22 & 153/6 155/21 165/2 \\
\hline 225/3 226/19 227/9 & 5/9 177/15 & 107/24 108/3 108/7 & 236/16 236/17 236/18 & 165/5 165/7 166/21 \\
\hline 227/10 228/12 229/2 & sir [6] 56/14 61/4 66/6 & 110/15 144/20 144/20 & 238/25 240/15 241/19 & 168/6 179/24 180/3 \\
\hline 229/14 230/15 253/22 & 122/24 128/8 267/5 & 144/22 144/25 145/9 & 249/2 268/14 & 180/17 231/9 253/ \\
\hline 254/20 256/17 264/24 & sit [12] 97/2 97/7 97/18 & 146/7 146/9 146/16 & sometimes [6] 33/18 & specifically [25] 70 \\
\hline wn [6] 13 & 189/10 192/2 201/23 & 179/3 179/6 179/8 & 37/13 37/15 42/24 & 71/7 71/19 74/15 76/4 \\
\hline 155/16 160 & 202/2 203/1 203/3 & snatch [1] 197/21 & 236/13 236/14 & 13 92/22 96/9 \\
\hline 228/25 & 230/14 255/7 255/21 & sneakers [6] 163/2 & somewhat [1] 36/12 & 3 111/11 1 \\
\hline shows [13] 73/9 & site [1] 175/9 & 164/1 164/8 164/9 & somewhere [6] 145/6 & /10 126/14 132 \\
\hline 101/16 105/11 108/6 & sits [3] 192/21 257/23 & 164/11 & 179/9 220/15 231/11 & 134/15 \\
\hline 132/9 134/15 138/13 & 7/24 & & 231/16 260/12 & 151/16 153/21 161/8 \\
\hline 163/6 167/4 167/25 & sitting [39] 58/1 58/2 & software [2] & son [1] 244/2 & 167/9 178/12 182/21 \\
\hline 8/10 230/21 & & & soon [4] 65/16 77/20 & 257/17 \\
\hline 811 & 19 & [2] & & specif \\
\hline sic [1] 50/10 & 192/5 192/17 & solutions [2] 252/6 & sorry [37] 18/24 & 27/20 \\
\hline side [73] 17/11 17/11 & 193/24 194/9 194/18 & 252/17 & 46/20 77/9 87/16 9 & specifics [3] 74/16 \\
\hline 19/22 19/22 21/1 21/1 & 196/25 197/7 198/7 & some [103] 5/9 5/10 & 97/10 97/11 99/12 & 80/18 176/15 \\
\hline 34/12 34/13 59/2 72/4 & 200/21 200/23 245/10 & 10/13 10/14 16/22 & 4/12 108/20 & speculation [2] 96/18 \\
\hline 72/12 72/21 73/2 73/19 & 245/23 246/4 248/9 & 23/13 25/4 27/20 29/6 & 125/16 128/13 129/8 & 145/15 \\
\hline 76/11 79/11 85/7 87/11 & 252/21 253/3 253/8 & 33/7 36/15 37/17 42/2 & 132/21 151/11 151/2 & sped [1] 203/8 \\
\hline 87/13 87/14 87/16 & 255/3 255/4 255/18 & 42/4 42/5 42/5 43/12 & 154/8 158/3 178/22 & speed [6] 142/25 170 \\
\hline  & 255/19 255/20 255/2 & 57/4 67/19 68/13 68/1 & 183/13 183/14 205/ & 0/11 \\
\hline 94/25 103/8 132/14 & 20 256/25 & 69/21 77 & 5/11 205/13 & 180/18 \\
\hline 132/14 133/2 133/2 & /9 257/19 266/9 & 82/9 82/11 83/24 83/2 & 205/13 211/17 228 & speeding [1] 180 \\
\hline 135/2 135/2 142/21 & situation [1] 121/13 & 84/19 84/20 84/21 & 240/7 249/1 254 & speeds [1] 73/3 \\
\hline 142/21 144/19 152/7 & situations [1] 23/24 & 84/22 85/8 89/10 89/12 & 254/23 257/6 2 & spell [9] 55/25 66/20 \\
\hline 161/20 165/18 170/16 & six [1] 67/10 & 89/18 92/9 92/20 98/ & 262/12 & 123/5 189/8 189/11 \\
\hline 170/20 170/21 170/25 & size [11] 16/2 16/3 & 108/25 110/7 111/6 & sort [8] 37/17 165/11 & /12 219/8 243/1 \\
\hline 171/1 171/3 171/5 & 16/20 21/2 23/22 23/22 & (19/24 120/21 & 222/19 223/3 223/5 & 250/15 \\
\hline 171/7 183/7 183/8 & 24/17 24/18 33/12 & 124/23 134/7 135/16 & 225/8 226 & spent [1] \\
\hline 191/9 193/9 193/9 & 168/19 268/18 & 136/1 136/3 136/18 & sorts [1] 112/2 & spoke [5] 44/14 97/21 \\
\hline 200/7 200/9 200/12 & skin [13] 20/6 20/9 & 136/23 145/11 146/11 & Sorum [3] 5/6 13/1 & 101/21 101/24 102/1 \\
\hline 211/13 223/17 224/6 & 26/13 35/7 35/8 35/9 & 147/24 152/2 157 & 19/3 & spot [6] 74/5 154/1 \\
\hline 224/12 224/15 225/24 & 55/11 35/15 36/7 36/12 & 160/15 161/18 164/2 & Sorum's [1] 14/4 & 155/3 155/4 170/1 \\
\hline 226/9 229/8 229/17 & 47/21 51/11 & 16 & sound [3] 138/8 174 & 178/15 \(73 / 12160 / 17\) \\
\hline 18 229/25 230 & skinny & 166/8 166/9 170/14 & & spots [3] \\
\hline 234/14 247/19 255/21 & skip [4] 90/23 167/20 & 181/12 183/20 186/2 & source [13] 19/9 20 I
27/3 27/5 27/9 28/5 & \\
\hline 255/22 259/21 260/9 & \[
\begin{aligned}
& \text { skip } 4] \text { go/23 } \\
& 183 / 19197 / 5
\end{aligned}
\] & 186/9 187/9 188/17 & 32/16 32/25 41/9 44 & \[
\text { squad [2] } 67 / 16176 / 21
\] \\
\hline & sky [1] 138/5 & 190/25 191/13 191/2 & 46/19 53/12 128/7 & St. [9] 155/17 156/10 \\
\hline \[
95 / 11229 / 3230 / 3
\] & slide [2] 20/2 20/11 & 195/25 198/15 213/4 & sources [5] 13/2 16 & 56/12 156/13 157/3 \\
\hline sidestreet [2] 149/19 & slightly [3] 43/19 93/17 & 214/15 216/3 221/15 & 33/2 39/13 51/23 & 221/23 225/16 227/1 \\
\hline 2/9 & 188/17 & 223/5 223/7 223/8 & south [10] 10/10 10/12 & 230/20 \\
\hline estreets & slip [4] 13/15 13/2 & 223/17 223/23 224 & /25 88/14 89/16 & St. Louis [9] 155/17 \\
\hline sign [3] 238/8 239/17 & 15/9 44/15 & 225/23 226/19 226/22 & 10/6 152/18 154/1 & 56/10 156/12 156/13 \\
\hline 8/11 & slipping [1] 210/15 & 227/20 227/22 235/6 & /1 226/1 & 7/3 221/23 225/1 \\
\hline na & slips [2] 255/13 255/13 & 235/13 242/10 247/10 & southbound [3] & 7/13 230/20 \\
\hline gnature [2] &  & 18/17 & 149/15 156/9 156 & [3] 261/4 261 \\
\hline & slowly [1] 261/13 & \[
\left\lvert\, \begin{aligned}
& \text { somebody [13] 18/' } \\
& 22 / 14 \text { 28/19 28/25 }
\end{aligned}\right.
\] & southwest [4] 223/1 & \\
\hline natures [1] 14/7 & small [9] 26/17 26/20 & 50/15 52/15 52/22 54/ & s26/8 233/11 233/13 & stairs [3] 116/22 117/1 \\
\hline ned [3] 113/12 & 283 28/2 28/4 45/13 & 95/21 111/18 & space [1] 36/4 & 88/22 \\
\hline & 51/12 195/ & /16 236/2 & spaced [1] 169/24 & 2] 78/7 92/3 \\
\hline \[
\begin{aligned}
& \text { ifficant [1] } \\
& \text { ilar [11] } \\
& 29 / 6 \\
& \hline 1 / 21 / 21
\end{aligned}
\] & malier [4] 33/22 & somebody's [1] 168/17 & spaces [2] 169/8 & ion [2] 260/9 \\
\hline \[
1 / 1531 / 1831 / 19
\] & /19 152/2 240/8 & 1] \(8 / 24\) & 180/13 & 260/11 \\
\hline 43/14 93/18 106/7 & smearing [1] 33/14 & \(438 / 14\) 59/22 & [ & Stanczyk [1] 26/9 \\
\hline /21 165/8 & Smith [3] 219/3 219/4 & 64/10 64/18 & speak [4] 85/24 1 & and [6] 6/20 22/11 \\
\hline similarities [10] 25/2 & 219/9 & 191/22 238/19 & 190/24 257/3 & 163/18 248/3 255/12 \\
\hline & Smith's [51] 10/10 & \[
\begin{aligned}
& \text { 264/5 } \\
& 001154
\end{aligned}
\] & speaking [2] 91/24 & 259/21 \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|c|}
\hline S & 20 & & 117/12 118/22 134/7 & 104/7 104/16 105/3 \\
\hline st & 18 & st & summation [2] 268/23 & 105/13 105/18 106/22 \\
\hline standard [14] 15/ & States [3] 23/13 & & & 07/6 108/16 108/25 \\
\hline 15/25 16/18 21/10 & 47/18 & 102/15 & Summlear & 09 \\
\hline 22/25 22/25 23/1 & station [22] & straight [8] 63/8 75/1 & 118/19 157/17 229/13 & /14 110/22 \\
\hline 23/14 23/17 23/20 & 134/5 136/22 13 & 75/23 83/15 100 & plemental & 3/15 114/18 114 \\
\hline 23/24 24/1 25/12 & 137/5 141/12 141/13 & 193/11 193/12 193/1 & 155/23 156 & 121/11 146/8 146/10 \\
\hline Standardization & 1 & street [12] & supplementing & \\
\hline 16/13 & 157/12 157/16 158/6 & 131/17 151/16 152/1 & 155/25 & 72/4 172/8 177/18 \\
\hline standards [6] 16/12 & 158/23 161/18 162/8 & 152/19 152/20 152 & supposedly & 82/15 182/24 187 \\
\hline 16/15 23/12 33/24 34 & 16 & 154/14 156/13 231 & sure [31] & 23 \\
\hline & 214/7 262/21 266/2 & 231/15 231/16 & 16/5 16/20 19/15 43/9 & 232/11 233/12 234/5 \\
\hline & stationary [1] & streets [8] & 4/7 64/10 65/12 & 35 \\
\hline 91/3 91/5 100/2 122/2 & stationed [1] 256/2 & 131/21 151/4 151/ & 113/21 133/3 150/11 & picious [2] \\
\hline 188/25 193/17 209/3 & stations [1] 93/22 & 152/7 230/1 & 150/13 150/13 153/22 & 150/13 \\
\hline 209/6 211/7 211/8 & [1] & & 153/23 165/9 172/2 & ained [2] 127/ \\
\hline 213/8 245/15 & & & & \\
\hline stands [2] 16/14 34/6 & stay [7] 65/20 & stricken [2] & 237/5 245/24 248/2 & rs \\
\hline stare [1] 96/12 & & & & 2] \\
\hline & 2 & strip [1] & 260/25 265/1 267/11 & orn [10] 7/4 55/22 \\
\hline & stayed [5] & studies [7] 31/16 47/16 & surface [16] & /17 123/2 130/8 \\
\hline start [14] 2 & 33/3 & /14 49/1 & 11/16 26/13 36/8 36/14 & 189/4 206/9 219/5 \\
\hline 69/14 75/20 79/12 & stays [1] & 49/21 50/5 & 19 & 243/12 250/13 \\
\hline 89/21 90/13 & steady [1] & study [11] & 50/6 51/9 181/6 235/4 & bol [4] 75/13 \\
\hline 136/23 147/24 & steal [1] 151/11 & 48/18 49/4 49/7 49 & 235/17 235/19 & 131/19 132 \\
\hline 208/23 222/22 & step [2] 182/4 18 & 49/10 49/18 49/18 50/8 & surfaces [1] & ols [2] 13 \\
\hline sta & st & & surgery [3] 195/25 & \\
\hline 38/20 65/8 70/7 80/22 & Sterling [3] 141/9 & stuff [6 & 196/1 196/5 & sync [1] \\
\hline 134/25 139/3 140/4 & 142/22 144/10 & 120/23 126/18 240/ & surround [1] & ystem [5] 14/17 \\
\hline 161/22 173/24 173/25 & S & & surrounding [5] 70/3 & 22/17 48/5 245/9 \\
\hline 195/3 196/12 196/13 & & & & T \\
\hline 210/1 210/2 262/5 & 28/1 39/25 68/2 & & \[
8 \text { 70/1 70/8 }
\] & \\
\hline starting [6] 91/1 91 & 28/1 39/25 68/20 & 127/22 129/1 &  & \\
\hline 91/8 139/13 215/7 & & & & \\
\hline 261/2 &  & & & \\
\hline starts [3] & & \[
17(
\] & &  \\
\hline 153/10 155/6 & 162/10 174/1 176 & | 227/20 & 88/20 88/20 88/25 89/2 & - \\
\hline state [39] 1/6 1/17 2/3 & 176/21 182/22 185/3 & submit [4] 49/24 102/2 & 89/8 89/11 91/11 95/3 & 49/14 54/22 54/22 \\
\hline 3/2 6/15 30/22 40/13 & 176/21 182/22 & submit &  & 4/25 56/13 69/18 \\
\hline 42/13 47/11 48/10 & 246/24 262/2 \(263 /\) & Submitted [34] & \[
17
\] & 9/22 104/9 122/16 \\
\hline 55/15 55/24 66/14 &  & 58/10 76/20 76/2 & \[
109 / 17110 / 15114 / 21
\] & 仿 104/9 122/16 \\
\hline 66/19 70/17 75/1 & & 102/1 102/3 109/11 & \[
1 \text { 117/17 } 11
\] & 27/16 127/20 129/6 \\
\hline 121/24 122/22 123/4 & \begin{tabular}{l}
stood [1] 165/3 \\
stop [25] 28/18 30
\end{tabular} & 109/12 109/13 118/10 & 19/12 119/18 120/6 & 129/6 141/22 176/17 \\
\hline 130/4 135/13 135/23 &  &  & & 176/21 177/22 188/2 \\
\hline 140/8 140/19 188/14 & \[
43 / 1043
\] & 39/20 158/11 158/ & 124/9 125/15 & 205/5 220/3 220/10 \\
\hline 204/22 204/23 206/5 & 4 &  &  & 222/16 222/23 222/25 \\
\hline 206/6 206/11 219/2 & & &  & 23/2 223/5 223/7 \\
\hline 219/7 243/9 243/14 & 149/25 154/23 & 222/4 228/7 228/8 & 142/6 171/24 172 & 28/24 229/2 230/12 \\
\hline 250/10 250/11 250/15 & 1 & 231/1 231/2 233/1 & & \[
36 / 3238 / 24261 / 2
\] \\
\hline 268/10 269/3 & \[
1 / 22
\] & 231/1 231/2 233/1 & & \[
\text { 263/17 } 267
\] \\
\hline STATE'S [48] 3/22 4/2 & \[
266 / 20
\] & 254/16 265/11 265 & suspect [24] 8/8 11/15 &  \\
\hline 14/19 57/16 57/21 & stopped [20] & subpoena [1] 240/1 & suspect [24] 8/8 11/15 & \[
467 / 24 \text { 101/ }
\] \\
\hline 58/13 62/19 71/9 76/24 & \[
79 / 2280 / 2181 / 681
\] & subpoenaed [1] 242/6 & & 72/18 223/25 257/ \\
\hline 83/21 90/7 101/14 & & \begin{tabular}{l}
subpoenaed [1] 2 \\
such [7] 28/17 37/3
\end{tabular} &  & 72/18 223/25 257 \\
\hline 101/25 102/5 108/20 & & \[
\mid \mathbf{S c}
\] & 93/14 94/1 94/15 106/2 & takes [1] 14/15 \\
\hline 109/8 109/14 118/8 & 153/9 153/12 153 & 131/7 174/6 1712 & /19 116/2 & \[
2
\] \\
\hline 118/14 137/25 139/15 & & sudden [2] 20 & & 208/24 222/22 223/8 \\
\hline 139/22 157/24 158/9 & & sudden [2] 20 & & 230/10 25 \\
\hline 158/14 159/6 159/14 & stopping [2] 119/3 & & suspects [70] 8/5 8/23 & talk [6] 24/12 36/ \\
\hline 159/22 162/5 162/18 & \[
156 / 12
\] & 32/15 45/25 51/14 & 9/2 9/4 39/11 39/15 & 135/14 136/15 222/20 \\
\hline 191/14 214/24 216/4 & stops [28] 8 & suitable [4] 13/6 17/17 & 17 & 256/21 \\
\hline 221/17 222/6 228/5 & st/2 81/7 83/4 83/5 & 17/18 34/10 & 70/2 70/25 71/8 71/20 & ed [17] 8/22 9/3 \\
\hline 228/10 228/12 230/25 & & suite [1] 116 & & \[
17 / 17 \text { 20/21 22/24 }
\] \\
\hline 231/4 232/15 232/24 & /25 87/5 89/22 89/23 & suites [16] 113/ & 78/16 & 23/21 33/24 34/16 48 \\
\hline 233/4 247/10 254/18 & 86/25 87/5 89/22 89/23
\(90 / 3111 / 21\) 118/2 & 113/19 113/19 113/25 & 91/12 91/21 92/12 & ;2/9 86/12 164/12 \\
\hline & 120/16 120/19 142/20 & 115/6 115/17 115/22 & 93/25 94/10 9 & 65/13 211/3 232 \\
\hline & 150/2 15 & 6/2 116/4 116/ & 5 & 240/19 268/23 \\
\hline statement [2] 65/21 & 155/4 155/16 160/16 & \[
\begin{aligned}
& 116 / 17 \text { 116/23 } 117 / 4 \\
& 001155
\end{aligned}
\] & 103/16 104/1 104/4 & lking [21] 22/8 25/20 \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|c|}
\hline T & 262 & 213/2 216/19 241/14 & 196/5 196/11 196/14 & 181/25 183/25 185/20 \\
\hline & teller's [9] 194/8 & 259/14 259/14 263/15 & 196/25 197/14 197/17 & 186/5 186/16 186/20 \\
\hline 30/12 40/19 42/24 57/3 & 194/15 194/16 196/10 & 263/16 & 197/18 198/4 198/7 & 186/25 187/5 189/22 \\
\hline & 196/12 196/15 198/20 & thank [66] 6/21 6/24 & 198/8 198/22 198/22 & 191/10 192/17 192/20 \\
\hline & 200/4 201/21 & 6/25 7/2 28/1 32/17 & 199/3 199/9 199/11 & 194/3 194/19 196/14 \\
\hline 99/14 117/14 118/9 & tellers [24] 59/8 59/9 & 32/19 45/4 47/3 47/4 & 199/12 199/25 202/2 & 197/8 198/3 198/4 \\
\hline 182/20 234/24 240/ & 69/20 89/6 90/14 91/3 & 53/19 54/17 54/19 & 202/12 202/17 204/5 & 199/9 205/6 212/2 \\
\hline \(182 / 20\) & 91/17 91/24 96/4 100/6 & 55/16 55/24 56/4 66 & 207/6 210/13 211/18 & 212/5 227/25 232/4 \\
\hline 174/25 209/12 209/13 & 165/10 177/22 207/10 & 66/11 66/15 66/19 & 215/2 217/14 220/21 & 232/17 234/4 235/4 \\
\hline & 207/14 207/14 208/1 & 66/24 98/3 123/4 & 220/22 222/1 222/12 & 258/8 259/19 259/20 \\
\hline & 248/22 248/24 252/3 & 128/1 128/19 & 222/12 223/14 223/1 & 263 \\
\hline 209/15 259/14 259/15 & 255/24 256/4 262/25 & 128/20 128/25 129/4 & 224/5 224/15 225/19 & then [338] \\
\hline tampered [1] 237/21 & 26 & 129/9 130/6 171 & 22 & theoretically [3] 31/5 \\
\hline Tanya [4] 5/7 5/8 7/3 & tellers' [1] & 176/24 187/13 188/10 & 226/17 227/6 227/1 & 31/7 38/16 \\
\hline & telling [4] 25/16 & 188/13 189/6 189 & 228/4 229/1 229/6 & theory [1] 52 \\
\hline & 194/25 260/21 & 189/17 204/14 204/20 & 229/8 229/15 229/20 & there [272] \\
\hline 37/12 234/4 235/9 & tells [2] 15/24 & 206/6 206/11 206/15 & 229/24 230/19 230/2 & There'll [1] 111/18 \\
\hline & temporary [5] & 206/16 206/25 209/2 & 231/8 233/9 233/ & there's [64] 20/9 2 \\
\hline 237/5 237/24 238/1 & 81/21 81/23 82/19 85 & 216/1 218/22 21 & 233/11 233/18 233/ & 23/5 23/9 25/7 35/16 \\
\hline 238/4 238/22 & tennis [2] 249 & 218/25 219/1 219/7 & 234/3 234/5 234/9 & 37/13 38/10 41/17 \\
\hline 239/2 239/2 & 249 & 219/10 243/6 243/14 & 234/11 234/18 235/9 & 47/22 52/23 58/17 \\
\hline  & Teri [10] & 243/18 250/4 250/5 & 235/14 235/19 235/25 & 68/13 71/6 72/4 74/9 \\
\hline & 189/3 189/13 189/20 & 250/9 250/19 250/22 & 236/12 236/12 236/16 & 77/11 79/4 79/14 79/1 \\
\hline & 257/4 257/20 262/14 & 265/2 267/5 267/8 & 237/2 237/25 238/21 & 81/19 81/20 81/25 82/ \\
\hline & 262/18 266/4 & 267 & 242/12 242/14 242/23 & 82/7 82/8 85/18 85/18 \\
\hline \[
187
\] & term [4] 16/7 1 & that [1510] & 242/24 244/11 247/7 & 88/24 98/12 106/10 \\
\hline  & 142/5 148/15 & that'll [4] & 247/12 248/3 248/4 & 113/22 142/4 150/2 \\
\hline 161/21 162/10 163 & terminal [1] & 205/17 265/13 & 248/7 248/16 248/18 & 153/11 166/20 166/2 \\
\hline 0/14 170/17 170 & terminals [1] & that's [227] & 249/13 255/14 257/13 & 168/8 172/3 177/10 \\
\hline teaches [1] 220/3 & terms [13] 68/9 69/ & 8/19 8/22 12/15 13/24 & 263/6 265/7 266/21 & 179/3 181/21 184/25 \\
\hline & 75/22 78/15 78/25 & 15/25 17/2 17/2 17/5 & 268/24 269 & 192/12 193/8 207/12 \\
\hline  & 86/21 88/3 89/25 92/3 & 20/25 22/6 25/4 25/7 & th & 210/5 214/15 214/24 \\
\hline & 92/13 134/2 151/9 & 28/8 31/12 32/3 33/1 & their [44] 6/17 18/18 & 216/7 216/13 216/18 \\
\hline & 16 & 34/5 35/4 35/8 & 21/11 31/17 32/6 38/1 & 216/24 224/7 226/9 \\
\hline & TERREL & 37/18 38/8 38/17 38/17 & 46/6 49/24 50/16 50/19 & 226/23 234/4 241/7 \\
\hline & 111/1 230/6 & 40/20 40/21 42/22 43/7 & 51/9 57/4 70/17 75/22 & 241/13 241/18 247/15 \\
\hline & te & 43 & 76/10 76/10 89/9 & 247/19 254/23 255/3 \\
\hline & test [1] 220 & 51/2 51/13 51/19 56/21 & 94/4 95/23 95/24 & therefore [1] 46/3 \\
\hline & tested [1] & 58/4 64/19 71/13 & 103/11 103/15 103 & these [83] 7/13 7/15 \\
\hline & testified [16] 7/5 2 & 77/21 79/1 81/22 82/2 & 103/24 105/20 105/20 & 7/16 8/5 8/25 10/24 \\
\hline & 55/23 66/18 79/21 & 82/16 84/3 85/7 87/8 & 106/22 108/17 110/3 & 11/22 12/8 12/17 14/6 \\
\hline & 123/3 130/9 163/15 & 90/13 91/22 92/6 93/1 & 145/4 159/12 177/ & 21/18 21/19 24/10 \\
\hline & 171/24 173/1 189/5 & 96/6 99/16 100/10 & 178/9 185/6 185/7 & 25/22 26/3 26/6 32/ \\
\hline & 202/21 206/10 219/6 & 100/24 101/7 101/2 & 194/6 195/14 222/2 & 32/23 35/23 36/12 \\
\hline & 243/13 250/14 & 101/23 104/22 106/2 & 227/21 238/3 238/25 & 36/15 37/15 39/17 \\
\hline 27/17 33/17 56/7 60/21 & testify [3] 10/14 59/1 & 106/2 109/2 111/5 & 239/1 263/4 & 40/15 40/17 44/21 \\
\hline 69/9 74/7 77/4 77/16 & 208/ & 111/13 112/14 113/10 & theirs [1] 89/3 & 46/20 47/19 49/15 \\
\hline 78/11 79/7 81/19 81/22 & testifying [2] & 121/25 124/8 127/18 & them [105] 5/13 5/21 & /1 \\
\hline & 185/15 & 127/25 128/2 128/11 & 6/7 6/10 7/14 8/5 8/13 & 71/18 72/4 75/11 76/7 \\
\hline 85/13 85/18 90/9 91/2 & testimony [23] 54/17 & 128/11 135/21 137/18 & 8/14 11/4 14/16 16/23 & 76/8 76/9 76/15 79/8 \\
\hline 99/7 107/12 121/3 & 66/7 66/7 121/23 122/4 & 137/22 140/19 141/11 & 21/19 24/13 25/1 28/10 & 82/6 82/15 86/6 87/5 \\
\hline & 122/8 129/1 129/1 & 142/4 142/12 143/1 & 29/10 31/23 40/12 & 88/1 92/6 93/20 95/1 \\
\hline & 130/16 171/23 181/8 & 143/8 143/11 145/17 & 40/18 41/2 43/15 43/22 & 106/6 138/15 144/7 \\
\hline & 188/10 188/11 204/14 & 146/21 146/24 148/3 & 43/22 47/25 48/3 51/23 & 157/25 158/1 159/8 \\
\hline  & 204/17 218/22 218/23 & 149/2 150/2 151/3 & 52/20 59/21 69/18 & 159/9 159/9 159/11 \\
\hline 206/23 216/4 232/16 & 243/6 243/7 250/4 & 153/3 154/17 158/19 & 70/11 71/7 72/23 72/25 & 159/24 174/18 177/8 \\
\hline & 250/6 267/6 267/6 & 158/22 159/3 161/7 & 85/25 88/18 88/18 89 & 177/12 185/9 185/16 \\
\hline  & testing [1] 30/6 & 162/11 167/5 167/19 & 92/7 92/7 93/25 103/1 & 186/13 186/18 187/2 \\
\hline teller [31] 93/21 94/4 & tests [1] 48/2 & 167/20 169/21 171/8 & 110/4 115/14 116/10 & 187/8 187/11 188/2 \\
\hline  & Texas [1] 160 & 171/19 173/23 178/24 & 116/19 116/20 116/22 & 221/22 222/8 222/10 \\
\hline & text [1] 131/7 & 181/8 184/22 184/24 & 116/25 118/9 119/23 & 227/22 234/3 240/20 \\
\hline & than [32] 24/2 44/2 & 186/16 187/6 188/19 & 120/20 120/23 137/4 & 241/8 254/9 257/10 \\
\hline 210/5 210/8 & 45/20 46/17 46/21 & 188/24 189/24 190/7 & 137/11 137/13 137/16 & 257/14 257/16 259/ \\
\hline 215/25 232/11 232/13 & 46/23 47/1 47/19 48/15 & 190/14 190/14 191/18 & 142/6 142/7 150/14 & 266/1 \\
\hline 233/25 234/4 234/8 & 49/17 60/8 61/6 61/7 & 191/23 192/6 192/9 & 150/17 150/21 165/10 & 位 \\
\hline 234/12 234/18 234 & 133/19 162/9 171/2 & 192/16 192/19 192/2 & 165/11 166/2 169/4 & 4 \\
\hline & 174/14 174/19 176/7 & 192/21 193/9 194/7 & 172/8 177/16 177/22 & 14/8 20/3 20/3 20/3 \\
\hline 256/2 256/8 258/5 & 187 & 194/14 194/24 195/3 & 178/10 178/11 178/12 & 20/4 \\
\hline & 203/2 209/15 211/4 & 195/18 196/3 196/4 & 178/13 180/24 181/19 & 22/23 23/3 24/24 26/4 \\
\hline
\end{tabular}
they... [239] 28/13 31/18 31/19 32/12 34/21 36/14 36/23 37/2 37/3 40/16 41/8 41/8 45/18 45/18 45/18 45/20 45/23 46/1 46/5 46/6 46/8 46/9 47/15 48/8 48/8 49/11 49/14 49/21 49/22 49/22 49/23 49/24 49/25 50/2 50/3 50/19 53/12 53/22 57/5 57/5 57/24 58/25
64/18 65/9 69/15 69/24 70/18 70/19 70/25
71/21 71/23 72/23 73/1 77/17 77/21 77/23 78/4 78/17 78/25 79/1 79/6 79/10 79/10 79/11 79/12 80/24 81/1 81/6 81/7 81/23 83/5 83/7 85/24 88/18 88/22 89/2 89/3 89/9 91/15 91/17 92/1 93/25 98/21 102/23 102/24 103/14 103/15 104/10 104/13 104/14 104/15 105/19 105/21 105/22 106/7 106/8 108/25 109/19 110/6 110/11 115/15 116/13 116/14 116/20 119/17 120/5 120/21 120/22 120/22 120/23 120/25 121/1 121/11 121/24 132/12 135/11 136/3 136/9 136/18 136/19 136/20 136/24 137/19 140/22 140/24 141/1 141/17 143/10 145/6 145/7 145/11 145/12 145/16 146/8 146/20 150/12 150/16 150/18 150/21 150/22 150/23 150/24 152/11 153/9 153/10 153/18 153/19 153/19 153/21 153/23 153/23 157/13 158/5 158/6 165/8 165/9 165/10 165/12 165/24 176/21 177/21 177/21 178/14 178/14 178/16 180/23 182/25 184/5 185/6 191/8 192/2 192/24 194/1 194/1 194/5 194/5 194/14 194/19 195/6 195/10 195/11 195/14 196/13 196/13 197/21 198/3 198/21 198/21 198/23 199/1 199/2 199/11 199/12 201/14 201/15 202/7 203/22 205/12 209/1 211/1 211/2 213/9 213/9 214/10 214/12 214/14 221/21 222/21 226/2 229/3 232/5 232/5 236/7 236/7 238/6

238/24 238/25 238/25 240/8 245/17 245/17 248/2 249/14 253/15 253/16 253/17 253/17 254/11 255/6 259/5 259/11 259/13 259/14 259/20 263/3 264/14 266/10 266/21 268/16
they'Il [7] 75/21 118/9 177/22 236/25 238/5 238/7 238/8
they're [40] 16/5 20/24 22/16 24/13 25/10 32/5 33/19 37/1 46/5 46/11 47/24 77/19 78/5 92/6 94/3 103/19 105/3 112/12 137/1 137/20 146/20 150/13 159/11 182/3 184/2 184/4 191/20 192/25 198/11 198/12 200/18 202/15 205/9 208/25 240/9 254/3 263/5 263/5 264/15 264/16
they've [4] 31/16 112/4
175/5 222/14
thin [2] 194/5 259/17 thing [28] 23/8 44/4 44/4 61/13 82/24 87/2 88/9 90/22 93/2 93/8 95/2 95/7 98/22 100/23 110/2 110/19 110/23 112/5 114/13 147/23 177/7 187/16 191/9 197/18 210/1 235/14 235/24 260/10
things [32] 20/1 20/16 23/14 27/24 28/20 30/13 35/12 35/14 36/16 37/13 37/15 42/2 44/1 46/2 77/2 80/7 85/17 89/12 89/18 91/19 93/3 111/13 112/1 126/22 132/4 177/20 177/23 181/10 224/24 247/25 257/17 268/17
think [35] 5/20 10/13 13/8 24/9 31/7 44/14 48/20 50/9 59/4 63/7 63/22 64/15 65/8 85/9 104/5 106/13 108/2 114/2 128/14 142/6 148/16 148/23 149/1 149/2 170/14 170/17 170/24 199/19 203/9 203/11 212/25 246/13 259/2 261/13 269/6
thinking [7] 13/9 64/8 64/11 145/1 145/16 212/22 246/24
third [8] 35/25 51/21 52/2 69/5 69/6 79/14 229/21 248/17
this [414]
thorough [3] 27/1
32/14 33/14
thoroughly [2] 21/25 22/2
those [130] 8/1 8/12
9/13 9/17 9/20 9/21 10/4 10/14 10/24 11/3 11/13 14/16 14/18
14/22 15/2 17/24 20/16 22/22 23/7 23/23 24/16 25/4 27/2 27/19 33/15 33/21 33/22 34/19 34/22 35/9 35/12 35/17 36/3 36/15 36/18 36/19 37/5 37/18 38/6 39/7 40/11 40/11 41/7 41/9 41/10 42/7 42/9 42/13 42/15 43/1 46/18 48/9 51/23 51/24 52/1 57/22 58/5 58/11 62/25 67/22 71/3 71/7 76/1 76/2 76/4 76/22 80/18 80/22 81/2 81/3 81/7 83/7 83/10 88/1 91/12 94/16 94/18 95/4 96/1 100/14 103/1 109/17 112/2 112/12 113/19 132/5 132/14 136/19 137/6 151/16 157/10 157/21 158/13 159/7 159/25 160/8 160/18 169/8 169/9 169/15 177/22 180/1 180/3 180/5 180/14 197/7 213/20 221/18 221/19 221/24 221/25 227/24 228/2 228/9 232/12 232/13 232/16 232/19 232/20 233/3 233/13 233/18 234/5 234/8 234/12 241/14 242/15 253/24 254/17 263/11
though [4] 21/6 93/10 231/16 240/16
thought [10] 22/14 199/20 202/18 202/19 202/21 247/6 249/12 253/17 253/22 259/13 three [34] 7/9 7/20 7/21 7/22 8/1 8/11 11/4 21/19 24/11 26/7 39/10 39/11 51/18 65/2 73/12 78/24 80/14 87/12 87/12 87/18 94/5 104/6 108/11 113/7 113/7 169/3 170/17 170/18 171/5 192/16 198/3 207/18 220/7 246/3 three-minute [1] 78/24 through [77] 7/8 7/14 8/1 8/13 10/8 10/13 15/16 20/13 25/25 34/25 36/4 36/10 37/9 43/7 55/10 57/17 57/21 58/8 74/23 75/19 76/1 76/7 76/10 77/2 81/11 82/25 85/5 89/9 89/12 89/18 89/20 90/25 92/1 111/21 113/16 113/18 113/21 114/3 129/23 137/14 149/18 149/24 152/11 152/23 156/9 159/7 159/19 159/24 001157

166/18 166/18 206/1 220/2 220/6 221/18 221/18 222/2 222/5 222/8 222/9 226/13 227/3 228/6 232/14 232/16 232/25 233/12 234/23 235/10 235/24 236/10 236/11 239/25 242/14 253/9 258/5 266/7 268/1 throughout [8] 35/19 36/25 37/4 47/18 85/21 86/18 232/5 251/19 thumb [7] 12/1 12/2 12/3 12/9 12/9 12/10 12/10
Thursday [1] 133/25 ticket [1] 180/24 tied [2] 8/25 182/9 ties [2] 242/10 242/15 till [2] 54/25 203/21
time [174] 21/24 25/24 32/3 39/22 40/14 42/10 50/12 54/18 54/24 58/12 62/14 63/5 64/2 64/6 64/21 64/22 64/22 67/11 67/14 68/1 68/12 69/22 70/13 72/17 72/19 76/23 78/7 78/11 78/13 78/13 78/23 78/24 79/2 79/16 92/3 95/18 96/12 97/6 97/22 98/5 98/8 98/11 100/1 100/25 101/9 101/11 103/14 105/10 105/11 105/23 108/6 109/25 110/6 113/9 113/14 114/24 115/9 115/10 115/11 116/9 116/24 117/4 117/8 119/3 119/12 119/13 119/16 119/21 119/23 120/9 124/6 127/5 127/6 127/7 127/13 127/15 129/3 132/13 132/25 133/6 133/6 133/17 135/1 135/4 135/7 136/9 136/17 136/21 137/2 138/22 140/22 142/7 142/9 142/18 144/4 144/8 145/13 145/14 145/23 146/1 147/18 148/6 150/8 153/1 153/7 154/2 154/15 154/15 154/17 154/18 154/23 155/9 155/12 156/19 166/8 167/6 167/8 167/12 169/10 169/21 172/11 172/15 172/18 175/19 175/20 176/2 176/3 176/13 180/15 180/17 186/24 195/3 195/16 197/25 197/25 198/9 199/13 199/14 199/16 200/5 200/22 202/23 203/7 203/21 203/22 203/25 207/2 207/10 207/14 207/14 207/15

208/2 211/12 212/13 212/22 218/9 220/15 246/2 248/3 248/4 248/17 248/18 252/7 253/2 253/4 253/4 253/6 254/13 256/16 256/20 256/24 258/2 263/4 267/15
timeout [1] 161/1
timer [1] 65/1
times [28] 26/17 40/12 41/21 42/7 63/13 71/3 75/3 79/23 80/21 83/10 84/20 84/21 84/24 86/17 93/4 98/12 98/23 100/5 104/16 147/9 150/8 150/16 154/9 155/21 155/21 168/10 180/3 180/5
timingwise [1] 143/9
Timothy [2] 26/7 26/8 tinted [1] 117/25
tip [4] 12/13 33/1 43/3 268/14
tips [1] 31/3
tissue [1] 37/3
today [23] 31/21 32/1 32/3 32/7 56/11 59/19 83/12 97/9 97/18 112/16 180/7 180/10 200/15 201/23 202/2 203/3 208/21 230/14 238/10 239/13 240/11 240/13 242/7
toe [2] 229/4 229/17 together [5] 93/20 169/4 225/8 262/21 266/2
told [32] 71/21 71/23 122/2 173/13 178/13 194/18 194/21 195/7 195/16 196/7 197/25 198/7 211/1 211/3 212/16 218/5 218/11 232/10 233/12 234/5 245/21 245/25 246/6 247/2 247/4 248/5 248/7 248/8 248/18 249/7 261/24 268/16 too [6] 5/19 87/22 151/23 210/1 248/12 249/15
took [24] 64/22 98/15 127/6 128/4 155/18 155/19 156/2 156/20 177/17 191/6 203/16 212/10 221/22 221/24 227/15 227/16 227/20 228/14 230/8 230/22 232/8 232/9 232/12 232/20
tool [1] 22/23
tools [1] 22/22
top [9] 14/5 18/17 20/2 35/4 36/7 91/7 100/13 215/1 235/9
tops [1] 184/4
total [2] 51/18 199/13 touch [2] 21/17 51/3

uploaded... [1] 42/13
uploads [1] 14/16 upon [4] 28/20 69/24
72/18 231/6
upper [1] 95/11
ups [1] 223/8
upside [2] 18/5 18/13 upstairs [5] 116/10
116/10 116/11 116/25 247/14
us [53] 28/25 68/16 69/9 69/15 72/16 77/4 77/16 78/11 79/7 79/14 87/3 88/21 89/4 89/19 91/2 93/9 94/21 98/10 98/14 98/14 98/25 99/7 102/18 104/13 112/6 115/15 121/3 136/7 136/25 141/15 152/14 155/13 155/13 169/13 180/1 196/20 196/23 205/17 211/1 211/3 220/3 248/1 252/13 258/25 259/13 260/11 260/14 260/19 260/21 261/24 261/25 266/13 266/15
use [40] \(8 / 23\) 16/2
16/18 20/17 21/10 21/11 22/17 22/20
22/22 23/6 23/14 23/16 33/10 34/1 62/20 71/17 81/1 81/13 92/16 95/2 95/3 99/11 112/2 132/11 141/6 147/5 149/5 165/1 167/7 167/12 192/6 223/19 235/6 235/14 235/15 235/18 236/18 238/1 247/15 265/23 used [17] 17/9 19/21 37/8 111/8 165/3 167/6 167/8 174/23 175/2 175/3 175/4 175/5 177/16 180/6 180/8 235/13 241/15 using [13] 133/1 147/1 147/16 147/17 147/21 150/1 156/18 166/13 178/11 179/22 179/23 204/25 235/3 usually [11] 111/24
147/12 189/23 190/7 190/13 190/16 218/9 222/18 223/2 229/1 236/18
usuals [1] 209/1
utero [1] 37/2
utilize [1] 56/20 utilized [1] 268/13

\section*{V}

V-i-n-c-e-n-t [1] 56/1
VALERIE [1] 1/13 valet [1] 43/18 Valle [9] 10/10 10/12 69/7 71/13 73/9 88/15

89/16 178/22 179/1 valley [1] 166/25 value [10] 11/5 12/1 12/8 13/4 17/18 17/20 17/22 27/8 33/23 44/18 varies [1] 28/3 various [2] 185/16 187/8
vault [3] 238/15 240/9 255/8
VEGAS [18] \(5 / 132 / 5\) 38/21 42/11 45/8 75/2 79/21 80/20 83/5 111/11 113/20 120/13 175/1 189/25 190/2 207/6 219/14 244/11 vehicle [192] 71/6 72/19 72/20 73/2 74/4 74/8 74/10 74/11 74/15 74/16 74/18 75/5 75/9 75/10 75/15 75/17 75/20 79/6 79/20 80/3 80/4 80/8 80/19 80/20 80/21 80/24 80/25 81/5 81/6 81/10 81/10 81/17 81/18 82/15 82/18 83/6 85/19 86/6 86/11 86/11 86/13 86/14 86/14 88/9 88/12 88/13 90/6 110/5 110/18 110/23 113/7 113/11 114/19 114/23 115/14 115/15 115/20 116/2 116/2 116/6 116/15 117/3 117/6 117/10 117/10 117/12 117/14 117/17 117/23 118/24 119/2 119/3 119/9 119/22 119/24 120/4 120/5 120/7 120/10 120/13 120/14 120/23 120/24 121/6 121/16 125/2 125/7 125/18 125/20 125/22 125/23 125/24 126/20 127/8 127/11 127/12 127/13 127/15 127/22 130/22 130/23 131/25 132/7 133/6 133/13 133/18 134/9 134/11 134/24 135/4 136/1 136/25 137/1 137/9 137/20 137/20 138/13 138/18 139/2 140/3 140/5 140/23 141/2 142/10 142/16 142/18 144/8 144/10 144/17 144/24 145/4 145/25 145/25 146/3 146/4 146/5 146/8 146/13 147/15 147/24 148/6 148/20 149/1 149/12 150/2 150/4 150/7 150/9 150/12 150/15 150/18 150/19 150/22 150/24 151/2 153/14 153/19 153/22 153/25 154/1 154/4 154/12 154/13 156/5 156/15 156/16 156/20 156/21

156/23 156/25 157/7 157/20 168/10 172/5 172/9 173/4 173/21 173/24 174/1 175/18 175/23 175/24 175/25 176/2 176/4 176/5 176/14 178/2 178/4 178/13 178/15 181/9 vehicles [8] 70/2 75/21 114/21 119/8 119/11 150/14 178/9 227/21
Verde [9] 10/10 10/12 69/7 71/13 73/9 88/15 89/16 178/22 179/1 verification [9] 25/24 26/2 26/2 33/24 34/7 34/15 49/18 49/22 50/17
verified [1] 26/6 verify [1] 172/14 version [1] 240/8 versus [1] 16/4 vertical [1] 73/7 very [34] 26/17 26/20 26/23 28/4 29/6 30/4 31/3 31/19 35/7 35/13 47/3 51/11 74/7 75/11 75/18 87/4 90/1 90/8 96/11 99/20 121/24 121/24 144/4 145/10 147/20 150/1 150/10 151/18 165/8 169/21 170/2 186/20 254/22 258/1
via [2] 131/6 169/12 victim [3] 91/24 229/2 237/12
victims [9] 9/4 11/18 68/9 69/17 69/21 70/8 89/6 91/5 91/6
video [120] 68/10 68/16 68/18 68/20 69/2 69/25 70/4 70/8 71/3 71/5 71/16 72/16 72/18 73/17 73/24 73/25 74/2 74/3 74/22 75/9 77/3 77/11 78/7 78/11 78/12 78/13 78/14 79/19 80/7 80/16 81/11 81/22 82/20 82/22 82/23 84/25 85/12 85/17 88/3 88/25 89/2 89/8 89/11 90/7 90/14 91/12 91/25 92/5 92/5 92/10 92/14 92/23 93/12 94/3 95/2 95/6 95/19 95/19 95/21 95/23 95/24 96/1 96/8 96/20 97/14 98/4 98/7 98/8 98/10 98/11 98/16 100/13 102/13 102/17 103/6 103/10 103/16 103/21 103/24 104/9 104/14 104/15 105/13 105/21 106/17 106/23 107/4 108/17 109/17 117/18 117/20 118/2 126/17 126/18 144/4 153/2 165/14 171/24 172/15 172/18 176/17 172/15159

181/14 181/25 182/20 182/22 183/4 192/23 196/21 197/10 197/24 202/6 202/11 203/3 203/23 216/3 216/5 247/25 265/19 265/21 269/11
videos [7] 82/17 86/5 87/1 92/20 117/22 176/21 177/19 videotape [1] 172/12 view [10] 72/24 73/17 74/4 81/8 99/9 105/6 217/16 256/23 257/17 262/19
viewing [4] 72/18 180/7 180/10 185/5 viewpoint [1] 73/5
VIN [2] 80/24 81/1 Vince [20] 55/18 244/18 244/19 245/3 245/11 246/7 246/17 252/17 252/18 252/22 253/8 255/16 255/22 256/25 257/3 257/6 258/1 260/1 261/10 261/11
VINCENT [3] 55/21 56/1 252/15
visible [1] 88/1
visit [3] 129/20 255/6 267/23
visiting [1] 258/22
visits [1] 252/10
visual [19] 136/23 137/9 140/20 140/23 140/24 141/2 145/24 146/5 146/12 146/17 148/5 148/7 150/7 150/16 150/22 156/16 156/20 156/22 173/21
visually [1] 20/14 voice [2] 62/11 65/4 W
W-i-I-I-i-a-m-s [1] 189/14
wait [6] 28/18 28/18 122/16 183/18 191/6 192/1
waiting [6] 71/7 115/13 191/8 192/19 205/7 257/3
walk [13] 72/24 116/22 146/8 182/1 226/18 226/22 227/3 253/6 258/4 258/4 259/18 259/20 266/7
walked [18] 96/9 101/4 191/6 191/8 191/8 191/24 194/1 196/13 197/9 197/12 198/2 198/5 198/6 217/16 258/6 259/3 259/11 266/10
walking [22] 77/19 91/15 96/10 98/18 99/9 99/15 100/24 103/17 103/25 104/7 105/3

107/18 107/20 108/3 108/7 146/15 172/5 191/23 196/12 196/13 197/7 259/21
walks [3] 96/3 104/2 104/5
walkway [1] 103/12 wall [10] 11/25 73/7 73/19 126/2 144/19 227/2 227/6 227/9 227/11 233/25 wallet [5] 160/11 160/22 163/8 163/8 163/10
want [27] 5/11 30/24 45/11 56/16 87/23 128/17 135/14 135/16 135/17 141/15 150/10 150/11 150/12 150/13 159/7 168/12 199/23 205/5 208/4 216/3 222/25 231/11 247/7 253/9 253/12 253/13 268/6
wanted [9] 41/15 98/19
107/6 132/17 132/23
132/24 134/2 153/23 268/8
wants [1] 128/15
warrant [7] 113/10
113/12 114/25 115/12 130/14 133/16 166/3
warrants [1] 134/3
was [749]
wasn't [24] 12/16 33/4 33/5 53/22 64/10 65/1 80/8 80/25 82/18 138/7 144/3 149/2 180/20 184/16 195/12 201/15 201/15 202/4 202/5 202/8 202/17 249/3 258/1 260/25
watch [13] 19/25 55/3 78/11 85/23 89/10 105/20 116/18 129/16 166/22 203/25 205/20 216/3 267/19
watched [5] 89/7
109/18 165/14 166/10 169/5
watching [20] 62/18 64/7 64/11 74/3 74/11 80/7 86/10 86/16 96/8 103/21 135/5 143/9 143/21 148/16 149/25 168/23 169/1 197/8 203/6 253/7
waterpark [1] 119/6
way [38] 18/7 18/15 21/14 22/4 22/15 27/5 33/18 47/22 48/1 55/6 73/10 105/20 121/7 129/19 132/24 141/12 142/3 148/20 148/21 149/2 163/19 184/25 187/20 195/19 195/20 195/21 198/20 199/2 199/8 202/19 204/5 205/23 208/12 224/16
ways [1] 183/4 we [305]
we'd [3] 107/6 133/20 256/24
we'll [30] 6/20 28/9 55/11 67/17 77/2 89/18 90/13 90/22 94/7 95/3 96/25 121/25 122/1 122/13 122/15 122/16 127/10 127/19 129/6 129/23 167/20 189/11 222/8 223/4 236/18 242/13 255/7 266/20 268/1 269/7
we're [46] 28/15 28/16 28/24 37/14 40/19 41/5 46/12 55/16 56/13 74/1 74/10 76/13 77/18 78/16 83/24 84/4 88/11 95/2 95/3 99/5 104/25 105/15 113/21 116/1 117/14 121/5 121/22 127/12 129/5 129/12 129/12 133/20 134/5 180/9 182/20 183/18 183/24 216/3 220/7 223/4 224/17 233/23 242/12 254/20 257/25 258/24
we've [10] 19/25 86/12
111/18 126/17 152/6 180/7 224/17 236/4 237/17 241/14
weapon [6] 61/16 70/18 70/20 165/11 165/11 186/12
wear [2] 81/5 170/22
wearing [31] 70/12
77/14 78/3 83/14 83/15 92/19 92/24 93/14 94/1 94/2 94/18 107/23 112/19 158/6 158/20 158/22 159/4 160/1 160/3 160/5 161/7 161/9 161/10 162/11 182/25 200/18 201/13 201/17 202/4 202/5 202/7
web [2] 112/3 134/22
web-based [1] 112/3 website [2] 166/19 166/21
wedged [1] 107/19
week [6] 97/22 97/23 110/11 186/19 186/21 186/22
weekend [2] 267/15 267/17
weeks [3] 21/19 220/3 257/16
weight [1] 99/18
well [109] 5/25 15/1 19/5 20/8 23/5 25/12 25/23 26/1 26/14 29/23 29/24 30/13 31/7 34/3

35/3 39/5 40/5 40/11 42/14 43/17 44/1 45/15 48/3 48/5 49/14 49/18 52/15 52/25 59/20 60/12 61/7 61/10 62/8 64/1 65/3 70/21 72/3 74/22 74/24 76/7 80/7 80/15 81/19 82/21 85/11 86/2 89/7 92/2 94/6 95/1 95/6 95/7 95/23 96/19 97/4 99/19 103/23 106/11 111/2 113/4 117/2 119/15 127/5 127/11 128/16 131/9 131/11 132/1 136/24 137/4 150/25 165/1 165/8 166/5 166/15 167/19 168/2 168/14 168/14 169/25 187/20 189/10 190/2 191/6 191/23 194/5 194/14 195/18 196/9 199/2 199/24 202/6 202/19 203/6 205/2 205/6 212/10 212/21 217/9 220/11 221/7 229/19 230/1 231/20 239/25 244/2 253/10 258/25 266/16
went [59] 7/14 8/1 8/13 22/16 69/16 71/8 74/4 78/19 83/1 89/5 91/17 95/9 100/21 101/6 107/2 107/5 115/6 115/17 115/22 116/10 116/13 118/21 121/15 124/3 124/15 124/22 135/18 140/6 140/15 141/13 148/11 150/5 152/6 173/7 173/8 173/10 173/14 173/16 187/22 187/23 187/25 190/22 194/8 199/11 208/1 208/22 221/9 221/10 221/12 222/12 225/14 231/22 232/5 232/5 232/22 246/1 247/7 249/15 253/3 were [355] weren't [11] 10/19 41/6 157/18 162/5 166/9 169/9 179/22 180/24 202/7 215/14 240/11 west [36] 35/25 39/18 67/20 69/6 69/11 71/14 71/20 71/23 72/22 76/10 77/6 77/15 77/22 77/24 78/4 78/6 78/14 86/13 92/23 93/13 108/15 110/10 135/12 135/23 140/7 140/8 140/19 141/20 144/18 183/11 186/8 190/2 224/5 224/12 224/15 225/24
westbound [8] 134/25 140/11 140/15 148/14 149/13 149/21 152/12 156/12

Western [2] 42/14 43/7 what [376]
what's [38] 13/22
17/25 29/23 30/2 36/7 48/1 49/7 53/20 57/20 57/22 67/6 70/22 88/9 96/6 101/14 102/24 105/10 105/23 107/12 113/9 131/3 152/20 158/18 160/6 182/5 186/22 214/23 221/17 222/16 232/15 242/21 244/13 248/15 251/8 253/12 253/22 253/23 264/24
whatever [8] 42/6 45/24 62/1 131/5 137/19 159/17 238/6 238/24
wheel [1] 61/17
wheels [1] 168/2 when [279] whenever [2] 98/11 122/16
where [181] 10/7 17/3
20/1 20/2 23/24 27/19
36/14 36/15 36/23 43/2 45/12 53/1 53/12 53/21 57/25 58/21 58/23 59/6 59/8 59/14 60/6 60/6 62/20 63/25 71/7 72/6 73/9 74/5 77/23 77/23 80/14 81/22 88/13 94/22 95/9 101/4 101/10 104/4 107/2 110/6 111/18 116/12 116/13 119/1 121/4 121/5 124/15 125/23 125/24 126/22 128/10 130/13 130/16 131/6 131/9 131/19 131/23 132/3 133/1 134/16 134/18 134/19 134/23 135/4 135/10 136/1 137/15 140/15 140/18 141/6 141/11 141/20 143/8 146/3 149/7 149/12 150/2 150/16 150/20 150/20 150/22 151/2 151/8 152/6 153/1 153/14 153/19 153/19 154/10 156/6 156/21 156/25 157/11 158/7 168/9 168/10 168/13 169/3 170/1 171/25 172/4 173/17 173/18 173/20 175/4 175/5 178/10 178/11 178/13 178/13 179/6 179/12 180/15 180/16 181/9 181/9 189/22 192/2 192/20 192/23 198/13 198/14 208/4 210/11 211/8 211/10 211/13 216/10 217/16 220/7 223/4 223/6 223/9 223/9 224/17 224/19 225/6 225/21 226/10 226/18 226/24 001160

227/2 230/21 230/22 231/25 232/4 232/5 232/5 233/10 233/12 233/22 234/5 234/22 235/4 235/22 236/6 236/9 244/4 246/3 247/20 248/9 248/16 255/4 255/12 255/15 255/24 256/20 257/5 257/7 257/8 257/19 257/20 259/19 260/2 260/6 260/6 261/4 262/2 263/1 265/23 268/17
whereas [1] 169/22
wherever [1] 132/15 whether [16] 11/14 15/20 33/16 34/13 37/14 38/3 42/25 45/23 54/2 54/5 126/20 172/17 178/1 181/15 187/19 218/12
which [86] 5/21 10/23 14/5 16/12 16/14 18/11 21/5 23/18 24/13 24/19 27/15 27/18 33/1 33/18 \(33 / 1934 / 735 / 1035 / 10\) 36/9 38/12 42/13 43/6 43/19 46/20 48/2 48/18 49/19 50/3 50/6 50/11 56/11 68/1 68/2 68/2 68/5 79/13 81/5 81/21 84/7 84/8 85/2 86/12 90/9 94/4 95/24 98/14 98/22 103/10 105/4 110/11 113/12 113/20 119/5 119/6 120/22 122/4 131/25 132/11 133/24 142/20 146/17 147/19 149/13 149/16 152/18 155/24 156/6 156/8 156/11 156/11 161/11 161/24 165/14 172/2 174/13 175/19 180/2 198/20 199/3 220/6 223/3 223/7 227/10 235/20 259/22 260/9
whichever [1] 191/16 while [30] 59/17 62/8 81/7 81/13 89/5 96/8 115/25 119/14 120/1 142/1 153/12 164/17 175/15 176/17 176/21 189/2 191/7 193/24 195/16 204/1 204/5 212/12 218/2 249/11 252/24 253/1 256/23 258/23 262/20 262/22 white [8] 36/8 60/23 85/20 182/16 184/2 209/7 236/3 259/5 who [56] 8/24 12/21 12/24 26/6 44/16 50/3 50/6 66/8 67/14 67/22 83/6 89/6 91/21 93/14 96/2 110/1 111/9 116/7 117/8 121/15 129/2 130/18 136/21 137/4

142/8 156/20 157/14 185/6 188/11 194/18 200/3 200/4 200/13 200/14 200/17 201/20 201/21 204/18 205/14 207/22 217/3 221/1 228/19 229/3 229/11 236/5 237/11 243/7 245/3 251/25 252/14 256/1 258/22 258/24 261/3 267/7
who's [7] 11/14 11/16 137/1 158/16 199/24 217/3 265/5
whoever [2] 45/13 62/10
whoever's [1] 222/20 whole [12] 35/8 35/8 41/15 62/14 63/4 64/2 90/22 200/5 203/16 241/8 241/13 253/9
Whose [1] 14/3
why [28] 27/1 31/10 33/9 33/14 35/3 35/6 38/21 42/22 51/13 60/11 124/8 128/17 142/4 143/11 169/9 171/8 196/3 196/4 196/5 200/1 241/1 241/11 241/13 242/14 247/7 247/25 252/13 257/13
wife [1] 257/1 wig [4] 70/12 77/14 172/1 182/13 will [48] 10/4 14/17 14/23 14/24 14/25 16/2 20/21 28/20 29/10 36/13 37/15 42/15 43/3 43/10 58/11 71/3 71/5 75/21 76/22 83/19 98/13 98/14 105/17 111/22 112/24 118/13 121/9 131/13 131/20 158/13 162/21 163/11 168/3 169/15 185/7 188/24 192/13 198/15 201/1 204/16 223/20 228/9 233/3 247/17 249/21 254/17 265/15 267/15
William [1] 257/24 Williams [8] 188/15 189/3 189/14 257/20 257/23 262/14 266/4 266/5
WIN [1] 42/14 window [34] 80/11 85/2 193/18 194/8 194/15 194/17 196/11 196/12 196/15 197/15 198/20 200/4 201/17 201/22 208/4 208/8 208/17 210/5 213/9 217/18 217/24 234/19 234/21 234/23 235/10 236/10 248/10 249/4 249/8 255/10 256/2 256/3 257/1 257/2
windows [13] 117/25
147/17 192/23 193/5 210/8 232/11 232/13 233/25 234/4 234/8 234/12 255/11 262/24 withdrawal [3] 13/15 13/24 255/13
within [7] 11/9 15/5
35/17 111/17 114/20 135/22 146/3
without [7] 35/11 48/21 50/15 102/19 138/22 150/22 248/14 witness [56] 6/19 7/4 19/11 24/5 30/4 30/16 44/9 47/7 54/9 55/15 55/17 55/22 65/24 66/1 66/4 66/8 66/14 66/17 121/23 121/24 121/25 122/17 122/21 123/2 129/2 130/8 163/11 184/7 188/8 188/12 188/14 189/4 201/3 204/7 204/12 204/18 204/22 204/25 206/5 206/9 218/14 218/20 219/2 219/5 243/4 243/7 243/9 243/12
249/22 250/2 250/10 250/13 266/24 267/1 267/4 267/7
witnesses [9] 2/3 3/2
68/9 70/4 90/11 188/17
218/23 234/2 250/7
woman [3] 186/14 216/13 216/21
women's [1] 77/14 won't [4] 90/22 146/19 185/20 222/8
word [2] 246/14 246/14
Words [1] 246/15
wore [2] 171/14 187/7 work [25] 20/11 26/6 41/25 43/25 45/13 52/16 52/19 53/1 67/14 67/17 68/10 74/15
113/15 121/9 123/22 133/25 134/1 173/12
173/15 207/20 220/11
224/16 243/24 243/25 244/4
worked [12] 8/13 8/14
53/7 69/25 74/22
123/17 142/2 164/17
165/1 207/17 220/14
251/18
working [12] 23/5 29/9 67/22 88/11 88/19 104/18 124/11 207/22 207/24 208/5 208/16 251/22
works [4] 43/20 44/1 126/20 142/13
world [3] 25/21 38/20 47/18
Worley [6] 137/6 137/8 145/23 146/14 146/18

150/25
worn [2] 164/5 166/1 worse [1] 85/1 would [87] 21/19 24/15 25/9 35/12 38/25 43/8 43/9 43/14 46/2 52/19 59/14 60/5 60/6 61/13 70/1 72/6 73/10 76/11 76/12 77/23 81/1 81/5 81/5 81/21 81/23 83/5 83/7 86/8 87/11 89/4 90/2 91/19 91/20 96/12 96/13 96/15 100/4 100/5 105/4 115/14 119/10 124/18 127/13 127/21 132/10 132/10 132/14 133/24 138/22 145/4 145/5 145/6 146/9 146/9 147/18 150/21 150/22 164/24 168/11 169/8 174/6 174/11 174/15 178/14 178/14 178/16 179/8 179/9 179/17 184/18 184/21 187/10 198/20 199/3 199/6 202/24 207/18 212/1 213/2 238/3 255/3 255/4 255/12 256/19 256/19 259/15 259/23
would've [1] 239/11 wouldn't [6] 19/24 20/1 32/11 106/12 164/22 184/16 wrap [1] 194/6 wrapped [2] 93/15 258/3
wrapping [1] 257/25 write [4] 34/22 236/9 236/18 237/23
writing [7] 35/25 39/17 113/9 248/3 255/12 259/21 266/2
written [1] 49/8 wrong [18] 10/8 24/2 26/4 34/20 46/7 50/18 52/13 52/17 52/20 52/22 52/23 53/10 58/16 166/9 167/13 167/14 167/15 167/20 wrote [1] 133/16

\section*{X}

XXI [1] 1/8
\(\mathbf{Y}\)
yard [4] 224/16 226/4 226/5 226/5
yards [2] 168/5 179/15 yeah [81] 6/4 47/6 59/1 60/5 63/12 63/17 64/7 64/16 65/6 67/16 90/5 92/17 96/23 101/6 111/16 121/20 127/25 131/20 136/7 138/6 138/23 141/23 151/13 151/17 173/5 188/23 190/14 190/18 191/18 191/23 192/1 192/16
year [5] 9/15 48/7 75/8 75/21 75/21
years [24] 29/12 29/18 30/6 30/23 39/2 39/3 39/5 39/7 42/18 46/18 53/4 67/5 67/10 67/12 76/2 76/3 76/4 164/19 207/21 219/17 220/10 220/13 251/5 251/7 yelling [1] 266/15 yellow [7] 196/16 198/23 199/10 223/18 223/24 225/1 264/12
yes [370]
yesterday [14] 7/8 7/14 8/2 8/22 9/3 10/7 13/9 15/19 17/17 21/21 23/8 23/21 51/8 166/8
yet [4] 68/17 138/4 139/5 253/19
you [1459]
you'd [4] 64/15 117/22 185/22 235/14
you'll [9] 52/14 74/3
82/10 85/5 185/19
199/7 227/24 236/9 236/21
you're [142] 7/15 7/16 11/13 18/12 19/19 19/22 20/6 20/14 20/16 24/10 25/16 25/20 26/15 29/9 31/6 33/11 35/14 35/22 36/3 36/10 36/24 42/11 42/12 42/25 43/15 43/21 44/3 50/21 50/23 50/23 50/24 51/5 51/17 52/15 55/1 55/2 55/3 56/8 60/14 61/15 61/19 64/17 70/4 72/23 73/11 73/13 74/9 74/11 75/16 76/2 77/7 81/13 82/17 82/18 82/19 82/20 84/25 88/8 89/20 91/7 92/5 92/15 93/11 93/12 94/23 95/7 95/9 96/1 97/10 100/5 103/18 105/17 108/11 111/13 119/14 123/14 126/19 129/14 129/15 129/16 131/4 131/9 131/24 \(131 / 24131 / 25\)
001161

137/15 137/16 140/2 140/5 141/18 144/24 145/19 146/20 147/15 149/7 154/7 155/22 169/16 169/17 169/20 169/22 174/22 177/19 177/20 193/17 193/17 194/9 196/7 199/9 202/6 202/11 203/6 205/18 205/19 207/9 220/11 222/16 222/24 223/25 224/1 224/8 224/24 226/10 235/3 235/5 242/21 245/3
245/11 247/12 249/10 250/25 251/20 252/24 256/22 257/23 259/22 261/18 266/22 267/17 267/18 267/19
you've [25] 30/23
36/15 39/2 39/7 40/20
46/21 76/15 79/19 82/3
84/19 85/25 89/21 97/4
97/18 106/17 108/10 122/2 122/3 145/1 155/23 164/17 165/1 196/7 231/20 251/18
your [207] 5/18 6/21 6/24 14/6 20/13 26/6 26/12 26/13 28/6 29/23 30/2 30/22 30/24 32/9 34/1 36/10 36/24 37/22 40/14 40/14 43/7 43/14 43/15 43/17 43/21 43/22 43/23 43/25 45/12 45/13 45/23 47/6 51/16 52/9 52/12 52/16 53/1 53/10 53/15 54/17 55/9 55/9 55/16 55/25 56/16 56/19 58/8 59/18 60/3 61/24 64/5 64/6 65/24 66/3 66/6 66/7 66/20 67/6 67/13 67/14 68/6 72/9 73/25 74/1 76/2 79/8 83/1 83/17 84/6 86/8 87/13 90/24 91/2 92/10 92/16 93/19 112/22 122/8 122/12 122/21 123/5 123/19 125/9 126/1 127/11 127/15 127/23 128/22 128/25 129/1 129/4 129/22 129/22 130/16 136/5 145/2 145/20 151/14 152/1 152/4 152/8 154/7 155/8 155/24 158/23 161/1 162/8 164/20 166/16 167/10 171/15 171/23 173/24 175/11 175/18 176/2 176/5 176/13 176/20 176/21 177/23 179/17 181/8 188/10 188/11 189/8 189/11 190/8 190/23 197/22 198/16 202/19 203/20 204/9 204/14 204/17 204/23 205/25 205/25 206/6 206/12 208/14

209/4 209/4 209/21 210/21 212/8 212/15 214/4 214/7 214/11 214/15 214/20 215/5 215/7 215/13 215/25 217/24 218/14 218/19 218/22 218/22 219/8 222/16 224/16 236/21 237/19 237/21 239/2 240/13 240/22 241/24 243/6 243/7 243/15 244/2 244/7 244/13 247/9 250/1 250/4 250/6 250/15 250/20 252/18 254/10 254/13 255/24 257/16 257/17 258/13 261/5 263/20 263/21 264/4 264/6 264/10 264/12 264/22 265/15 265/16 267/3 267/6 267/6 267/25 267/25 269/5 yours [4] 14/1 141/23 151/14 151/17 yourself [8] 26/10 56/19 58/3 192/18 216/5 261/7 265/21 266/7
Z
zip [3] 242/10 242/13 242/15
zone [1] 170/7
zoom [4] 160/21 161/5 162/20 162/21
zoomed [3] 106/7
135/10 144/18
```

DISTRICT COURT CLARK COUNTY, NEVADA

THE STATE OF NEVADA, )
vs.
DAMIEN ALEXANDER PHILLIPS, a.k.a. TRAVIS ALEXANDER PHILLIPS, and ANTHONY TERRELL BARR, ) PROCEEDINGS

Defendants.

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE
MONDAY, DECEMBER 10, 2018
JURY TRIAL - DAY 6
APPEARANCES:
FOR THE STATE:
BARBARA F. SCHIFALACQUA, ESQ. RICHARD. H. SCOW, ESQ.
Chief Deputy District Attorneys

FOR DEFENDANT PHILLIPS: KEITH C. BROWER, ESQ.

FOR DEFENDANT BARR:
EDWARD B. HUGHES, ESQ.

RECORDED BY: SUSIE SCHOFIELD, COURT RECORDER TRANSCRIBED BY: JD REPORTING, INC.

## INDEX

## WITNESSES

## WITNESSES FOR THE STATE:

GAYLE JOHNSON

$$
\text { Direct Examination by Mr. Scow } 5
$$

Cross-Examination by Mr. Brower 14
Redirect Examination by Mr. Scow 16
JADA COPELAND
Direct Examination by Ms. Schifalacqua 18
CHRISTOPHER WORLEY
Direct Examination by Ms. Schifalacqua 35
Cross-Examination by Mr. Brower 66
Cross-Examination by Mr. Hughes 69
Redirect Examination by Ms. Schifalacqua 72
WILL HUBBARD
Direct Examination by Ms. Schifalacqua 74
JOSEPH EBERT
Direct Examination by Mr. Scow 92
Cross-Examination by Mr. Brower 128
Cross-Examination by Mr. Hughes 136
Redirect Examination by Mr. Scow 140
DAVID BROOKS
Direct Examination by Mr. Scow 146
Cross-Examination by Mr. Brower 158

JD Reporting, Inc.

## WITNESSES (CONTINUED)

WITNESSES FOR THE STATE (CONTINUED) :
LEE DAMSCHEN
Direct Examination by Ms. Schifalacqua 160
BRIAN FARRINGTON
Direct Examination by Mr. Scow 170
Cross-Examination by Mr. Brower 184
Cross-Examination by Mr. Hughes 185
MANUEL PAPAZIAN
Direct Examination by Mr. Scow 187
STEPHAN PARRISH
Direct Examination by Ms. Schifalacqua 201
Cross-Examination by Mr. Brower 208 DAVID MILLER

Direct Examination by Ms. Schifalacqua 210
Cross-Examination by Mr. Brower 215
Cross-Examination by Mr. Hughes 216
Redirect Examination by Ms. Schifalacqua 218
Recross-Examination by Mr. Hughes 219

## EXHIBITS

## STATE'S EXHIBITS ADMITTED:

155 47
156 84
$157 \quad 152$
161 46

JD Reporting, Inc.
$001164{ }^{3}$

## E X H I B I T S (CONTINUED)

STATE'S EXHIBITS ADMITTED (CONTINUED):
162 ..... 51
179 ..... 81
231 ..... 63
253 ..... 199
254 ..... 206
255 ..... 176
255 ..... 178
256 ..... 167
257 ..... 191
258 ..... 56
265 ..... 30
277 ..... 133
318 ..... 97
357 ..... 214
358 ..... 127
384 ..... 119

LAS VEGAS, CLARK COUNTY, NEVADA, DECEMBER 10, 2018, 10:13 A.M.
(In the presence of the jury)
THE COURT: All right. Court is now in session. The record should reflect the presence of the State through the deputy district attorneys, the presence of the defendants and their counsel, the officers of the court, and the ladies and gentlemen of the jury.

And is the State ready to call its next witness? MR. SCOW: Yes, Judge. Gayle Johnson.

## GAYIE JOHNSON

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record, please. THE WITNESS: Gayle Johnson. G-a-y-l-e, J-o-h-n-s-o-n.

THE COURT: Okay. Thank you.
Mr. Scow.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you currently employed?
A I am a forensic scientist assigned to the latent print detail for Las Vegas Metropolitan Police Department. JD Reporting, Inc.

Q How long have you worked as a latent print examiner?
A I have worked as a latent print examiner for over -a little over seven and a half years.

Q And before you became a latent print examiner, did you do anything else that was related to forensic science or crime scene investigation?

A Well, I do have a degree in chemistry, and I did work in both research and academic areas as well as industrial areas as a chemist for over 20 years.

Q So can you tell us a little bit about the degree that you received and then over those 20 years and beyond, the training that you went through to become a forensic scientist in latent prints.

A Yes. So as I said before, I have a Bachelor of Science, in natural science with an emphasis in chemistry, and with that degree I have held about four or five positions in the area of industrial. I was a production chemist for an ammunition factory as well as some research positions that I worked in in those past 20 years.

Then I switched gears, and I received a degree in accounting which is how I got my -- which is how I received a position for Metro. I worked at the jail as an accounting technician, but there I saw the notices for forensic scientist training. I had all of the qualifications. So I applied. Once I did that, once I was promoted to a trainee, I JD Reporting, Inc.
went through an intensive two-year program which is during that time I learned from the basic skills to the more advanced skills on how to do latent print examinations, how to look at evidence, how to determine something that would maybe have something that I could recover -- the surface of that evidence item to see if I would be able to recover a latent print as well as generate reports.

And I've also gone to different conferences where I learned new methods and to keep up-to-date with my profession, and each year annually I am tested with a proficiency test to make sure that I am at the skill level that I need to be to perform my duties.

Q Proficiency tests. Can you describe a little bit of detail of what that is and how it --

A Sure.
Q -- recertifies you.
A Sure. So what the test comprises of is it will have -- there usually are 12 to 14 latent prints, and it will provide all the different -- usually there's five people. So I will look at those prints, and I will try to either exclude or make identification to the records that is also accompanied or submitted with the test.

So once that test -- once I complete the test, it is verified by a tech reviewer, much similar to casework. They try to present these testing processes to us that will mimic

JD Reporting, Inc.
casework. So I will have a tech reviewer review my work, and then once that is complete, it'll be reviewed again by an administrator, and then once it has passed, those results are sent back to the company that manufactures these tests and my scores are given back to me, and then it's recorded in my records.

Q So is the way that the test's administered whoever administers it knows who the known is and which of the ones you're testing is the known --

A Correct.
Q -- and you receive it not knowing any information --
A Correct.
Q -- trying to make an identification or exclusion?
A Right. And I follow the same process just as if I were completing a case.

Q Okay. You look to see if the latent is even
usable --
A Correct.
Q -- in the first place, and you go from there?
A Uh-huh. And I will keep my notes just as I would if I was completing a case.

Q They've heard from a latent print examiner already as far as what latent prints are and how you get involved in a case. But in this particular case were you asked to examine some evidence impounded under Las Vegas Metropolitan Police

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

Department Event Number 180809-1546?
A Yes, I was.
Q Was the crime scene analyst for that particular case for the evidence you reviewed Jeff Smith?

A That is correct.
Q Is his P Number 8177?
A To remember that I would have to look at my report.
Q Okay. If that helps you remember, then go ahead and look at your report.

A Yes.
So, yes, his $P$ number is 8177.
Q And so tell us what it is that you examine, how you gain access to it and what you do with it after you receive it?

A Well, with this particular case I was assigned, it fell under the assignment of an administrative AFIS, and what that means is that there was not a suspect developed, and so what my job was to once I retrieved the evidence -- which the evidence is stored in a secure location at my laboratory. So the way that it's assigned to me by my manager so that this particular event number would be in my queue. So via the computer I would see that.

So once that I am ready to work that case, I go to the secure storage. I look at that event number. I open it. I retrieve that packet. Then I transfer that packet of evidence to me via the computer so that now it is in my JD Reporting, Inc.
possession. Once I have done that, I will look at the evidence that's in the packet, and with this particular case, there was only one lift card submitted. So I looked at that card to see if there was anything on that card that would qualify and meet the criteria for an admin AFIS case.

And in this case there was. There was one print that did meet the criteria, which the criteria to be able to submit this print into the database we need to know what direction is it. So we need to know orientation. We need to know is it a finger or is it a palm. We need to know the core or the basic pattern.

So you may know that the patterns that we look at, or you may not know, but there's only basically three choices. It's a loop pattern, which will either have a right slant or a left slant. Or it will be an arch pattern, which an arch pattern is where the ridges come in from one side and exit out the other. Or it's a whorl, which maybe you are familiar with those as a circular patterns.

So we have to know what the pattern type is. We have to know the orientation. We have to be able to make sure that the detail that is visible is clear enough and that there's at least eight separate features that I can see clearly. Once it meets that criteria, I'm able to enter that latent print into the database to see if it is able to generate any candidates with that same matching detail.

JD Reporting, Inc.

So that is what I did in this particular case.
Q Okay. So by looking at a latent card -- and in this particular case it was submitted by Jeff Smith -- did it come in an envelope that's sealed with red tape?

A It does, yes.
Q Okay. And when you gain access to it and after you seal it up again you use a blue tape?

A I'm not -- you know, whatever is available to us. Sometimes it's blue. Sometimes it can be -- most of the time it is blue. So that is kind of standard. I'm not sure if that's what it is -- like if it's required that it has to be that color.

Q Okay.
A But I will make my markings on the packet so that people will know that yes, I did have this packet in my possession, and I will make my special markings on the items of evidence, like the lift card so that other people after me will know that I did have possession of this evidence.

Q So the three things that you mentioned in order to submit into the AFIS database are the direction, the type if it's a finger or a palm and then the swirl, the --

A Yeah, the pattern.
Q The pattern. Okay.
A The pattern type. Uh-huh.
Q So when you look at a latent print on a lift card,
you can tell the direction that the print is facing?
A Well, basically with my experience and how many times that I've actually reviewed and examined into the ridge flow that's present in someone's fingerprint, it's kind of like when you see a face. You automatically know which way is up. So once I have looked at these prints for so long, when I look at the card, even though maybe I have to turn it 90 degrees, my experience with how ridge flow and what I know is consistent with how it should appear allows me to make that orientation and how it should be presented and which way is up.

Q So then when you submitted it into the database, that has to match in order for the database to say --

A Correct.
Q -- here's your possible options?
A Correct. It will -- sometimes the database that we currently use will -- you can submit a tolerance of, like, 30 degrees. So if you were off just a little bit with the exact up direction, that will take in account for that and still be able to produce candidates that could be a match.

But you are right. I do need to put it in -- when I scan it into the database, I need to make sure that orientation is correct for that computer to give me back the best results that it's able to.

Q When you submitted your information to that database, did it give you some possible options to look at?

JD Reporting, Inc.

A Yes, it did.
Q Okay.
A We have ours set to generate 15 candidates with the scoring, and that is what I -- once I submit it and it is done searching, it will produce a printout that has 15 candidates with the different images that will match up to the image that I submitted.

Q Okay. And in this case, there was only one print that was of AFIS quality to submit?

A Correct.
Q And what did you do after you received the candidates from AFIS in relation to this latent print?

A So the next step in our process is once I view it on screen and I start to see that the detail that I have already encoded, so that I had told the computer to look for, and I saw that same matching detail in the candidate in the Number 1 spot, I went ahead then and I printed up the record for that Candidate Number 1, and then I did a manual comparison, and I was able to make an identification to that latent print.

Q So the known prints for that candidate that you retrieved was from your database from February of 2015?

A As far as the date of that person's record?
Q Yes.
A I need to review my notes.
Q Okay.

A So, yes, it was February 9th of 2015, and, yes, it is from the Las Vegas Metropolitan Police Department archive.

Q Okay. And so what conclusions did you make when you made your comparison of that known archive prints with the latent lift card submitted by Jeff Smith?

A I was able to identify the latent print I marked Q1A to a Bryce Crafton, and it was his right index finger.

MR. SCOW: Pass the witness, Judge.

## CROSS-EXAMINATION

BY MR. BROWER:
Q I just have a question about the proficiency test.
A Okay.
Q So you said, and maybe I misheard it, but did you say when you pass they forward your results; correct?

A Well, when -- I mean, I could've misspoke. What I meant to say is that once I -- once the test is complete, it is submitted back to that manufacturer where they will review my results, and they will produce how I did, and they submit those back to Metro.

Q Okay. So what's the pass-fail rate of the proficiency test?

A As far as pass-fail, I mean, all the tests that I have taken, each year I passed.

Q Okay. But what's the rate for the test? Do you know?

JD Reporting, Inc.

A I don't know that --
Q So you don't know if anybody has ever failed?
A I do not know that.
Q Okay. Has anybody --
A Because I -- I don't -- I mean, I'm only going to be interested in my own results.

Q Okay. How about your lab?
A I believe that they have all passed.
Q Okay. So you're not aware of anybody ever failing the proficiency test?

A I -- I mean, I don't know. I'm not -- no, I'm not -I mean, I would be -- it's something that I just don't go and research.

Q Okay. And what do you have to have to pass? Is it like a C is passing or, you know, D is degree, and it's a 60?

A I believe with every -- I mean, I'm not sure, but I know that if you -- it's different like if you exclude someone or if you falsely identify someone. So it's different in terms of how you progress forward.

Q So there's no, like, overall score. You know out of 100 points you have to have an 85 or a 93 or --

A No, I don't believe it's that way.
Q -- a 60?
A No.
MR. BROWER: Okay. No further questions, Judge. JD Reporting, Inc. THE COURT: Mr. Hughes. MR. HUGHES: Nothing, Your Honor.

THE COURT: Any redirect?

## REDIRECT EXAMINATION

BY MR. SCOW:
Q You don't administer the proficiency test; right?
A I do not.
Q So you don't have any reason to know the results of those tests or who passes or who fails?

A That's correct. As a matter of fact, we are not supposed to discuss it with our other coworkers, anything about the test or the results or what we are doing. It's very -it's supposed to be done completely independently.

Q And your lab is accredited?
A Correct.
Q And describe what that means for the jury.
A So for us to be accredited --
MR. BROWER: Judge, I think that's outside the nature of cross.

MR. SCOW: Judge, if he's asked about proficiency,
it's --
THE COURT: Well, I think he can get into it. You kind of opened the door with the test questions.

Go ahead.

JD Reporting, Inc.

BY MR. SCOW:
Q Go ahead and tell what the -- what accredited means to the jury.

A I mean, simply it's just that we have policies that are written that are documented for us in terms of a manual so that we know that our work is being checked so that we are producing results that is to the best of our abilities.

Q And you've never failed a proficiency test?
A No.
MR. SCOW: I don't have anything else, Judge.
THE COURT: Anything else?
MR. BROWER: No, Judge.
MR. HUGHES: No.
THE COURT: Any juror questions for the witness? No.

All right. Ma'am, thank you for your testimony. You are excused at this time, and the bailiff will direct you from the courtroom.

MS. SCHIFALACQUA: Court's indulgence.
THE COURT: Okay.
MS. SCHIFALACQUA: The State would call Jada
Copeland, Your Honor.
THE COURT: Face that lady right there.

## JADA COPELAND

[having been called as a witness and being first duly sworn,

JD Reporting, Inc.
testified as follows:]
THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Jada Copeland. J-a-d-a,
$\mathrm{C}-\mathrm{o}-\mathrm{p}-\mathrm{e}-1-\mathrm{a}-\mathrm{n}-\mathrm{d}$.
THE COURT: All right. Thank you.
Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.

## DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Jada, can you tell the members of our jury how you're employed, please.

A How?
Q Yes, how.
A With U.S. Bank. I'm a teller.
Q Okay. How long have you been with U.S. Bank?
A Since May of this year.
Q Okay. So were you working as a teller in August of 2018?

A Yes.
Q Okay. And just only a couple months at that time; is that right?

A Yes.
Q Okay. On August 9th of 2018 -- excuse me, 2018, what was your -- you said you're a teller. Are you full time, JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
part time? Describe for our jury, please.
A Part time.
Q Okay. Were you working at 801 Charleston, Las Vegas, Clark County, Nevada on that day, August 9th?

A Yes.
Q Describe at approximately 10:40 in the morning, describe kind of just how your day started out.

A It was a regular day. It was one other teller. We were just going with the flow. Our merchants were coming in. So we were taking in deposits.

Q Okay. With regard to the other teller, who was that?
A Claudia.
Q Okay. Claudia Ruacho Benitez?
A Yes.
Q Yes. And who else was working on that day?
A Michael Irish, the branch manager.
Q Okay.
A And Kelly. She's our tech ops person.
Q Okay. Approximately 10:40 in the morning, you indicated that Claudia was working by you. Describe for our jury where were you in relation to Claudia?

A I was to the left of her at the next teller window.
Q And was she at that business window?
A Yes.
Q Is that situated at the end of the teller line?

A Yes.
Q Okay. Did she have customers at her window?
A She had one of our merchant customers at the time.
Q Do you know who that merchant customer was?
A Ms. Kamal [phonetic].
Q Okay. Is it fair that U.S. Bank or as a teller you get kind of regular customers that you're used to seeing?

A Every day.
Q Okay. And so you get to recognizing them; is that right?

A Yes.
Q Did anyone come in to open on account, a female that you remember on that day?

A No.
Q Not that you remember. Did you ever service a female that came into the branch to open an account?

A No. Tellers don't open accounts.
Q Okay. Did anybody ever ask you about opening an account?

A Yes.
Q Okay. Do you remember what that woman looked like?
A I do not. I just remember she was tall.
Q Okay. Was she white, black, Hispanic or Asian?
A Black.
MS. SCHIFALACQUA: Okay. Court's indulgence.

JD Reporting, Inc.

BY MS. SCHIFALACQUA:
Q Describe then after -- so you remember a woman coming in asking to open accounts, but that's not one of the duties that you're tasked with; is that right?

A Correct.
Q Okay. After that what happened, if anything, that causes you to testify here today, Jada?

A There was a customer in line. I told them to -- I could help them at my window, and then they came up and asked me to give them my money.

Q Okay. When you say there was a customer in line, was he -- was it a he or a she?

A He.
Q Okay. Was he or she white, black, Hispanic or Asian?
A Black.
Q Was he or she standing in line alone or with someone else?

A It looked like they were with someone else. They were close.

Q Okay. Describe how the people were set up.
A Like, one behind another.
Q Okay. And were they -- what was the gender of each?
A Both male.
Q Okay. What was the race of each?
A Black.

Q And can you describe, if you remember, anything else about the two males, their height or their build.

A Regular build, maybe like 5-10, 6-foot.
Q Okay. For both of them?
A I know the one that came to my window. I don't know about the other one.

Q Okay. As the one came -- you said one was standing behind the other; is that right?

A Correct.
Q As the one came to your window, did you see what the other one was doing?

A Not really. My focus was kind of in front of me.
Q Okay. When your focus was in front of you, what did the male say to you? If anything.

A To give him all my money.
Q Okay. What did you do?
A I gave him the money that I had --
Q Sure.
A -- in my second drawer.
THE COURT: And you have a super quiet voice.
THE WITNESS: Okay. Speak up.
THE COURT: I don't know if the jurors can all hear you, but just keep your -- make sure you speak up. Okay. BY MS. SCHIFALACQUA:

Q And I'm sorry, Jada. I know courtrooms aren't JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
something you normally are in; is that right?
A Right.
Q Is this the second time, in fact, that you've testified?

A Yes.
Q Did you testify at a preliminary hearing for this matter as well?

A Yes.
Q Okay. So with regard to the money, you said you gave your money. Was that the top drawer and bottom drawer? Or describe that for our jury, please.

A It was just my bottom drawer.
Q Okay.
A I didn't get to my top.
Q Now, we've seen -- we've heard from Claudia. We know that there are windows kind of in front of where the teller stations are; is that right?

A Correct.
Q Describe for our jurors what you did with the money when the male had demanded it.

A There was a little slot we can slide it under to hand out anything we have to give our customers. So that was the slot I put it in.

Q Now, you said that you were next to Claudia. She was to your right; is that correct?

A Yes.
Q While you're sliding that money -- or let me go back. When the money was first demanded of you, did you give it over right away, or what did you do?

A I kind of hesitated, and then I kind of looked to see what was going on with Claudia, and then he went to her window and told her the same thing. So that's when I started to give the money.

Q Okay. So did you hear him demanding money from Claudia as well?

A I don't know what he said to her, but it was something said.

Q Did you see her putting money --
A Yes.
Q Okay. And so then did the male actually come back to your teller window to collect the money?

A Yes.
Q Okay. So he had gone from your window to Claudia's back to yours?

A Yes.
Q Did he go back to Claudia's, or do you know?
A I'm not sure.
Q Okay. Fair enough. After you slid the money under, what, if anything, did the male say to you?

A After that I didn't -- I didn't have any encounters JD Reporting, Inc.
with him. I was trying to get into our regulations of what we have to do in that instance.

Q Okay. Did you pull any alarms?
A I did. I don't know if it went off, but I tried. I did.

Q Okay. When you gave over the money, did you see what the male did with the money?

A No. I just seen him grab it.
Q Okay. Did you see if he had a bag or not?
A I don't know if he had a bag.
Q Do you remember giving a statement to the detective that came to interview you actually on the date of the crime?

A I remember there were detectives there.
Q Okay. Would looking at a transcript of your statement help you remember whether or not that person had a bag?

A It probably would. MS. SCHIFALACQUA: If I may approach, Your Honor. THE COURT: You may. MS. SCHIFALACQUA: Counsel, page 5. BY MS. SCHIFALACQUA:

Q Jada, I'm going to show you -- see the front of this is the transcription of the statement that you gave to Detective Hubbard on August 9th of 2018. I'm going to direct your attention to page 5. If you could go ahead and read that

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
to yourself, not out loud, and when you're done, please look up at me.

A Okay.
Q Does looking at that help refresh your memory of whether or not the male had a bag?

A I said he had a bag that day. So that must have been correct because it was fresh.

Q Okay.
A On my mind.
MS. SCHIFALACQUA: And if I may approach?
BY MS. SCHIFALACQUA:
Q Do you remember what color the bag was?
A No, I do not.
Q Not off the top of your head. Would looking at your statement help you remember that?

A Yes.
Q Showing you the top of page 6. You read that to yourself. I'm going to take that away so the record is clear. Do you remember what you told Detective Hubbard about the bag on the date that this happened?

A Yes.
Q What did you tell him? What color was it?
A It was a yellow bag.
Q Okay. Is that -- you're kind of nodding. Does that refresh your memory as to the color?

JD Reporting, Inc.

A Yeah. Yes.
Q Okay. When the male that was demanding the money from you and getting money from yourself, and Claudia was obtaining that, do you remember what the other male was doing?

A He was in, like, in the lobby. He was by my manager, but I don't know exactly what was going on out there.

Q Okay. And did you see him with a weapon of any type? A Yes.

Q Describe for the jury what you saw.
A A gun.
Q Okay. When you say you saw a gun, did you see where the gun came from?

A Somewhere on his body. I don't know where he had it exactly.

Q Okay. Let me ask it a different way. When the males were lined up, one behind another and you first observed them, did you see that either one of them had a gun?

A No.
Q Was it some time after that the gun was displayed?
A I seen it when he was leaving.
Q Okay. Let me ask you this. Did you see or remember seeing where the other male pulled the gun from?

A No.
Q Would looking at your statement help refresh your memory of what you told Detective Hubbard on the date that this JD Reporting, Inc.

A Yes.
MS. SCHIFALACQUA: If I may approach?
Page 7, Counsel.
BY MS. SCHIFALACQUA:
Q Actually, I'm going to back up and have you start on the bottom of page 6 up towards to page 7. If you would look at that, Jada, and then when you're done, go ahead and look up at me.

I'm taking that back so the record is clear.
Jada, do you now remember where it is you saw the other man pull the gun from?

A Under his jacket or shirt.
Q Okay. And did he --
MS. SCHIFALACQUA: Court's indulgence.
BY MS. SCHIFALACQUA:
Q Do you remember telling the detective that he pulled it from his waist?

A Yes.
Q Okay. And let me be clear so our jurors understand. Have you ever even had a chance to review your statement before today?

A No.
Q Okay. You met with Mr. Scow and myself before you had to testify, but we never gave you a copy of this; right?

JD Reporting, Inc.

A No.
Q Okay. So today is the first time. You're kind of refreshing yourself live?

A Correct.
Q While you testify, okay. And did you have occasion to watch some video surveillance with myself and Mr. Scow at your branch before you had to testify here today?

A Yes.
Q With regard to that video surveillance, does that video angle actually show Claudia's interaction with the two men that you observed?

A Yes.
Q Did the camera from your angle of the video, was that actually not pointed --

A Yeah, I was not visible.
Q Okay. And so you reviewed that, and you later -were you able to see yourself kind of on screen later on after the robbery had occurred?

A Yes.
Q Okay. Let me ask you, did you do or have your drawer counted as to how much money had been taken from you? Was there an accounting done?

A Yes.
Q Okay. And I'm going to approach with State's 265. Jada, I'm going to show you State's 265. Do you recognize this JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-10 | Day 6
document?
A Yes.
Q Okay. Is this a cash settlement for August 9th of 2018?

A Yes.
Q Do you see your name at the top? Is that your teller drawer?

A Yes.
Q And how much money was taken from your drawer?
A 3,108 .
Q And this is a fair and accurate copy of the accounting that was done at the branch?

A Yes.
MS. SCHIFALACQUA: I move for admission of 265 at this time.

MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. 265 is admitted.
(State's Exhibit Number 265 admitted)
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Now, did you see if the other male that had the gun was going towards Michael Irish, your manager, at any point while you were gathering up the money?

A No.

Q Okay. You don't remember seeing --
A I just know he was in the same area. I don't know what was going on.

Q Okay. After you had given that over \$3,000 to that man, what happens next? Did he stay? Did he leave? What happened?

A At that point I think he got Claudia's money, and then they left.

Q Now you say they left, did they leave together, the two men?

A Yes.
Q Okay. Did you stay in the position facing forward?
A Not the whole time.
Q Why?
A Because one of them told us to turn around.
Q Okay. And what did you do when you were told to do that?

A Turned around.
Q Why?
A I was just following instructions.
Q Why?
A So nothing bad would happen.
Q Okay. Were you scared?
A It was -- yes.
Q Had you ever gone through anything like this before?

A No.

Q After the two men ran out, how do you know it's safe to turn around?

A Our doors are loud.
Q Okay.
A Like when they close the front doors to our branch. So we heard that.

Q Okay. And you say we heard that. You can only testify to what you heard.

A Oh, I heard the doors close.
Q And then is that -- at that time, is that when you turned around?

A Yes.
Q What happens next? Kind of what other protocols of what happens in the bank after you were robbed?

A My branch manager, Michael, he locked the front doors. We found the robbery kit, and we had to fill out paperwork, and then the police and the detectives came, and they got our statements.

Q Okay. I'm going to show you what's been previously admitted --

MS. SCHIFALACQUA: Madam Clerk, I want to make sure. Court's indulgence.

BY MS. SCHIFALACQUA:
Q Let me show you what's been previously admitted as JD Reporting, Inc.

State's 195, and see if you recognize this person. You indicated that there was a woman that was tall that had come in to request about opening a branch -- I mean, a bank account on August 9th of 2018. Do you recognize this female as that person, or do you not recognize the female?

A I don't recognize her.
Q Okay. Fair enough. Did you -- let me go back. I want to ask you some specifics about the timing of when the man demanded the money from you. Did you call that person up to your window?

A Yes.
Q The male, did he hesitate?
A Yes.
Q When did he actually come up? If he hesitated, what did you observe when he came up?

A He hesitated, but he still -- he came up like a second after. It wasn't -- it was just a feeling I got.

Q Was it, the timing, the same or different from when the other male had pulled the gun?

A It was about the same time frame, both events, him coming up and the other guy being --

Q Okay. So the time frame that he approached and demanded the money would have been the same time frame that the other male pulled out the gun?

A Yes.

Q Jada, I'm going to show you a portion of what's been admitted as State's 154. Who are we looking at here?

A Myself.
Q Okay. And is that after the robbery occurred?
A Yes.
Q Okay. And so as we indicated, the actual event from your teller window were not on video surveillance; is that right?

A No.
Q But you can see Claudia, and you're next to Claudia; is that right?

A To the left, yes.
Q Okay. And this is you after the robbery occurs?
A Yeah.
MS. SCHIFALACQUA: I pass the witness, Your Honor.
MR. BROWER: No questions, Judge.
THE COURT: Anything, Mr. Hughes?
MR. HUGHES: Nothing, Your Honor.
THE COURT: Any juror questions for the witness?
All right. I see no questions.
Thank you for your testimony. Please don't discuss your testimony with any other witnesses in this case. Thank you and you are excused.

And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
calls Detective Worley, Christopher Worley.
CHRISTOPHER WORIEY
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: First name's Christopher,
C-h-r-i-s-t-o-p-h-e-r. Last name Worley, W-o-r-l-e-y.
MS. SCHIFALACQUA: May I?
THE COURT: You may proceed.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Detective, can you let our members of our jury know how you're employed.

A I'm employed with the City of Henderson Police Department as a detective in the financial crimes unit.

Q How long have you been in the financial crimes unit, sir?

A Approximately a year and a half.
Q Okay. Prior to that were you a patrol officer or a detective in another unit?

A I was a detective in the Special Victims Unit.
Q How long have you been with Henderson Police Department?

A A little over 13 years.

JD Reporting, Inc.

Q Okay. And prior to being on SVU or the special victims unit, were you patrol, or were you something else?

A I was patrol.
Q Okay. On August 9th, 2018, even though you're currently assigned to the financial crimes unit, did you have occasion to assist Detective Lippisch and Detective Ozawa on some surveillance?

A Yes.
Q And was that in regard to an ongoing robbery series that you knew they were investigating?

A Yes, it was.
Q So even though you weren't in robbery-homicide, you were enlisted, or your help was enlisted with regard to surveillance; is that right?

A That's correct.
Q Was there a target vehicle that you were made aware of that you were going to be part of the surveillance team?

A Yes.
Q What was the vehicle?
A It was a Grand Marquis, maroon burgundy color.
Q Okay. And were you made aware of suspects that were a target of the investigation?

A Yes, I was.
Q And who were those suspects?
A It was determined to be Anthony Barr and Damien

Phillips.
Q And did you have occasion eventually to see Anthony Barr and Damien Phillips?

A Yes.
Q Throughout your portion of this investigative process?

A That's correct.
Q Okay. And do you see them in the courtroom here today?

A Yes, I do.
Q Can you please point to Damien Phillips and tell me what he's wearing today in court.

A Damien Phillips is the gentleman in the white shirt with the brown and khaki pants and black glasses.

MS. SCHIFALACQUA: And, Your Honor, let the record reflect the witness has identified Damien Phillips.

THE COURT: It will.
BY MS. SCHIFALACQUA:
Q And Anthony Barr, do you see him in the courtroom here today, Detective Worley?

A Yes, I do. He's sitting there with the pen in his hand and a pink shirt.

MS. SCHIFALACQUA: And, Your Honor, let the record reflect the witness has identified Anthony Barr. THE COURT: It will.

MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q So you have a target vehicle, described a maroon colored Mercury Grand Marquis. You have target subjects, both of the defendants. What is it you're first tasked with doing as far as your assistance in surveillance?

A The information $I$ had is that they were in the area of Sahara and Maryland Parkway, and so my first task was to take a position in the Smith's parking lot at that intersection and just kind of watch that area.

Q Okay. Let me back up. At that time were you already made aware that there was a tracker on that target vehicle?

A Yes, I knew that.
Q Put on pursuant to a search warrant? That was approved by a Judge; is that right?

A That is right.
Q Okay. And so were you -- while you had eyes in the field, if you will, were you also getting updates from Detective Lippisch?

A Yes, I was.
Q With regard to that tracker?
A Correct.
Q Okay. So you indicated that you first were in the parking lot of the Smith's. Is that Smith's located at 2540 South Maryland Parkway?

A That is right.
Q I'm going to show you -- sorry -- for identification purposes State's 160. Now, what are we looking at here, Detective?

A It appears to be an image of the Smith's parking lot on the southeast corner of Sahara and Maryland Parkway.

Q Okay. And that's here in Las Vegas, Clark County, Nevada? Is it?

A It is.
Q Okay. Where did you go in relation -- you said that you headed over to the Smith's because that was information relayed to you. Where did you go? Tell our jurors.

A As part of this the large white building here, the white rooftop --

Q And I'm sorry. There's a mouse in front of you.
A Oh.
Q It'll give you kind of a --
A All right.
Q There you go.
A Okay. So this is the Smith's grocery store with this area here being the front entrance, and I parked my car I believe right here where the mouse cursor is.

Q Okay. When you are in this capacity of doing eyes-on surveillance in conjunction with the tracking device, are you in a covert type of position?

JD Reporting, Inc.

A Yes, I am. I'm in an unmarked vehicle.
Q And presumably you don't have a patrol uniform on?
A I do not.
Q So you don't have a body camera?
A I do not.
Q And is it fair -- so our jurors -- they got asked some questions about body camera earlier from some detectives. If you're in a covert-type position and you don't want to be recognized, is that partly why you don't have a body camera on your shoulder?

A That is one of the reasons; correct.
Q So when you park and wait at the Smith's, do you observe a Mercury Grand Marquis red in color? The target vehicle?

A I do not.
Q Okay. Were you also working with a Detective Ebert on that day?

A Yes.
Q In conjunction were you part of the actual eyes-on video -- I mean, not video, excuse me -- eyes-on surveillance of the suspects and the vehicle?

A No, I was not part of the actual observation of the vehicle at that time.

Q Okay. So you don't see the vehicle when you first go to the Smith's?

A That's right.
Q What do you see? Tell our jurors.
A So I'm at that parking spot there in front of the Smith's and essentially my role at that time is to see if anybody was to make entry or just kind of be around that front entrance area.

Q And do you observe anyone make entry?
A Correct. Yes. I see Anthony Barr and Damien Phillips walk from north to south beginning around this northwest corner, and they walk along the front towards the front of the main entrance.

Q Do they walk right in?
A They do not.
Q Describe for the juries -- jurors what you observed them do.

A So they walk along the front towards the entrance, and essentially there's two doors with a pillar in between. They stop right around the pillar and kind of scan the area looking back and forth. It appears like they were collaborating with one another --

MR. BROWER: Judge, I'm going to object --
THE WITNESS: -- try to walk in --
MR. BROWER: -- to what he's saying it appears they were doing. It calls for speculation on somebody else's action.

THE COURT: Well, just --
MS. SCHIFALACQUA: I can clarify.
THE COURT: -- describe what --
MS. SCHIFALACQUA: Sure.
THE COURT: -- you know, what you actually observed. THE WITNESS: Okay.

BY MS. SCHIFALACQUA:
Q You said "collaborating." Did you actually physically observe these two gentlemen talking or facing each other and communicating?

A That's correct. Yes, I did.
Q Okay. So your basically analysis of collaboration was what you physically observed this man and this man doing in front of you?

A Yes, that's what I physically observed.
Q Okay. Go ahead. Continue on. While they're doing that, do they make entry right away, or are they talking and communicating with one another?

A Yeah. So they approached the front. They stopped. My observation is them kind of scanning around looking in the parking lot communicating with one another and, you know, that lasted for, you know, maybe 10 seconds or so, and then they walk in.

Q Okay. Can you describe the parking lot and the business at this time, the Smith's.

JD Reporting, Inc.

A The observation at the time was that it was very busy. There was a lot of cars in the parking lot. A lot of foot traffic going in and out, actually both sides. A lot of pedestrians walking in. A lot of pedestrians walking out.

Q And what, if anything, did that make you conclude or that -- what you concluded from the busyness of it?

A My thought would be that I would have been surprised that this would be one of the target locations for the -- of the bank robbery --

Q Is that --
A -- due to how busy it was and just the volume of people and the activity going on.

Q When you observed both of the defendants make entry into that Smith's, were you aware whether or not there was a U.S. Bank branch in that Smith's?

A Yes, I knew there was one.
Q Okay. And did you observe anything on the person that caused you concern at that time?

A I did. Anthony Barr. It appeared he had a bulge in the -- behind his, like, his lower back in, like, the waistband area. The shirt would have been covering the bulge, but it was something that I took notice of.

Q And how long do you think or did you observe [unintelligible] the defendants being in that Smith's, slash, where the U.S. Bank was located?

JD Reporting, Inc.

A I think they were in maybe two to four minutes or so.
Q Okay. Was it a relatively short period of time?
A It was a short time.
Q Did you time it? I want to make clear.
A I did not time it.
Q Okay. And so if I stood here and looked at you for two minutes, it could have been longer; it could have been shorter. Is that fair?

A Yeah, that's fair.
Q Okay. But did it seem relatively quick?
A It did seem quick.
Q Okay. After that, when they made exit, did you watch what they did?

A I did.
Q What? Tell our jurors what did you observe?
A So they exited out the front, and then they turned northbound, and they walked along the front of the store there.

Q And were you giving this information to the other detectives that were doing surveillance this day?

A I was providing some updates, yes.
Q Okay. And so were you working in over radios with Detective Ebert?

A Yes, I was.
Q And Detective Lippisch?
A That's right.

JD Reporting, Inc.

Q And some other detectives ultimately?
A Correct.
Q Okay. When the defendants made exit from that Smith's, did you have occasion to take a photograph of them walking away?

A I did.
MS. SCHIFALACQUA: If I may approach with State's 161? That's been previously provided in discovery, Your Honor. THE COURT: You may.

MS. SCHIFALACQUA: Thank you. Sorry. I'll never break my habit. BY MS. SCHIFALACQUA:

Q Detective Worley, what are we looking at here?
A This is the photographs that I took from that parking spot just after they had exited out the front doors of the Smith's.

Q And this is a fair and accurate copy of the photograph you took of the defendants on that August 9th, 2018?

A Yes, it is.
MS. SCHIFALACQUA: Permission to -- well, move for admission. I'm sorry.

THE COURT: Submitted?
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.

MS. SCHIFALACQUA: Permission to publish, Your Honor? THE COURT: Submitted?

MR. BROWER: Submitted, Judge.
THE COURT: All right. That's admitted. You may publish.
(State's Exhibit Number 161 admitted)
BY MS. SCHIFALACQUA:
Q Okay. Now, you indicated that you saw Defendant Phillips and Defendant Barr walking away. Can you use that mouse and describe what it is you observed on Defendant Barr if it's depicted in that photograph.

A So right here in the lower waistband area is where I took notice of a -- it appeared to be -- I call it a bulge, but it was just a, you know, the flat surface rounding out as though I thought that there was something stored in his waistband.

Q Okay. And did you also have occasion to take video surveillance of the defendants exiting that said 2540 South Maryland Parkway?

A Yes, I did.
MS. SCHIFALACQUA: Permission to publish a portion for authentication of --

THE COURT: You may.
MS. SCHIFALACQUA: -- State's --
Thank you.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6 -- 155 for the record.

BY MS. SCHIFALACQUA:
Q Detective Worley, is this a copy of the video surveillance you took of the defendants exiting that Smith's?

A Yes, it is.
MS. SCHIFALACQUA: I'd move for admission of State's 155.

MR. BROWER: Submitted. MR. HUGHES: Submitted. THE COURT: All right. 155 is admitted.
(State's Exhibit Number 155 admitted) MS. SCHIFALACQUA: Permission to publish, Your Honor? THE COURT: You may. MS. SCHIFALACQUA: Yes. We'll go back. BY MS. SCHIFALACQUA:

Q And, Detective, use that mouse when you want to point out what you're observing.

A All right. So from this location, initially when they were walking in, I watched them walk from north to south, but then as they were exiting they walked back in that same direction as they initially came from. This was one of the opportunities where I could take notice of the bulge in his back.

Q And you're pointing that out on the video today?
A Yes.

Then they turned westbound and walked towards a standalone Chase branch bank that's in the same parking lot.

Q After you watch the defendants walk to that standalone Chase Bank, are you able to observe whether or not they make entry into that bank?

A No. As they get, like, very close to the front, my view became obstructed. I could not see if they actually went in, but they definitely walked right to close proximity of that bank.

Q What did you observe next?
A A few seconds later, when they came back into view, they then were walking back towards the front of the Smith's, that northwest corner that they initially appeared from.

Q Okay. And do you in conjunction with Detective Ebert get some information as the defendants are walking away from you?

A Correct. I last announced that they had gone out of my view back towards the rear of the Smith's. Detective Ebert was able to then observe them.

Q Okay. And so he is giving you updates about where he observes them to go, but you don't observe them after they walked out of view of the Smith's; is that right?

A That's correct.
Q At some point do you get updated information from either Detective Lippisch and/or Detective Ebert that that
vehicle, that target vehicle Mercury Grand Marquis begins to move again?

A Yes. Detective Ebert had the visual of that vehicle and made the announcement over the radio that they had entered into the car, and that it's now leaving the parking lot.

Q Okay. And what was the next -- well, let me ask this. Did you leave right away, or what did you do?

A No. I stayed in that spot. It was a good spot to maintain a visual of the front. It was unobstructed. So I just remained there and just kind of monitored what the -- how the scenario was going to play out.

Q Okay. At some point do you get information given this ongoing surveillance and tracking that the defendants and the vehicle have gone to the area of 801 East Charleston?

A Yeah, I was made aware of that.
Q Okay. What did you do when you got that information?
A I initially remained in that spot, and then once there was an announcement that the vehicle was actually parking in, like, a secluded area near that bank, I started to make my way towards -- towards 801 East Charleston bank.

Q Okay. Do you remember the locations of how you got there?

A I traveled north on Maryland Parkway and made a left turn, a westbound turn onto Charleston, and as you proceed westbound on Charleston, the bank will then be there on your

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6 right.

Q Okay. So if the bank is over to your right, which I'm pointing out, and you're on Charleston driving, what if anything do you observe?

A So as I'm on westbound Charleston approaching the bank, I observe Anthony Barr, Damien Phillips crossed the street and then walk around the bank and then actually make entry into the front of the bank, and about the time that they were walking into the bank is when I was driving directly in front of the bank.

MS. SCHIFALACQUA: Showing counsel what's been previously provided as State's 162. BY MS. SCHIFALACQUA:

Q Detective Worley, I'm showing you State's 162. Is that an overhead map of the area you've just described?

A It is.
Q Okay. Does that fairly and accurately show that Charleston road that you were driving on and the bank location?

A Yes, it does.
MS. SCHIFALACQUA: I move for admission of 162.
THE COURT: Submitted?
MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. That will be admitted. (State's Exhibit Number 162 admitted)

MS. SCHIFALACQUA: Permission to publish, Your Honor? THE COURT: You may.

MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q To kind of aid our jurors -- let me back up a little bit -- as to what you were describing, if you could use that mouse again, Detective, please, and show our jurors where you were driving when each of the defendants crossed physically in front of you.

A All right. So this right here would be east to west traveling right here on Charleston. So I was traveling west, and I was probably around this area right here at the time I observed them crossing over Gass Avenue.

Q Okay.
A And I just continued traveling westbound.
Q So did you ever see the vehicle?
A I did not.
Q Okay. Not at this time; is that right?
A That's right.
Q Okay. But you saw both of the defendants?
A I did.
Q What happens next? Where do you go?
A So as I'm passing the front, this is when I observed them round this corner and then enter the bank, and then I parked my car like right around this corner here.

JD Reporting, Inc.

Q At this point was Detective Ebert still working with you?

A He was.
Q And were you still getting updated information from Detective Lippisch?

A That's right.
Q And did you also work with Las Vegas Metropolitan Police Department Detective Will Hubbard?

A Yes.
Q Okay. And was it your understanding that -- well, let me explain this for the jurors.

Is this a Henderson location?
A It is not a Henderson location.
Q Okay. So as far as jurisdiction goes, this is Metro's jurisdiction?

A That's right.
Q Is that partly why you were working in conjunction with Detective Hubbard from Metro?

A Yes.
Q Okay. And what do you do after you park your vehicle? What do you observe?

A So I parked the car, and it wasn't but a few moments I then observe the two running out, one with a yellow bag in their hand. They then go running and cross over Gass Avenue, and then I -- I didn't have a visual any further from there.

Q At that time were you updated that they had -- that a robbery had occurred at that bank?

A No, I had no knowledge of that. It just appeared as such.

Q Okay. Eventually over radio traffic is it confirmed that a robbery had occurred?

A That's right.
Q Okay. So not directly when you see them running with the bag, but thereafter it is confirmed that a robbery had occurred?

A That's correct.
Q What do you do next?
A So because other detectives had some observations of what's of -- like where the car had gone and whatnot, I kind of laid back a little bit and let things get situated. The next -- really the next information came is that the vehicle was then in movement I believe on Bonneville Avenue.

Q Were you aware of detectives from your department and the Metro detectives trying to enlist marked patrol vehicles with regard to pulling over that vehicle?

A Correct. That was going on.
Q Okay. Describe where you went as far as following the Mercury Grand Marquis.

A So Detective Ebert had been given updated locations. He'd had the visual on the car as it's -- as it was kind of
leaving the area. Detective Lippisch also had the tracker information and was providing updates. So essentially when the information came out that the vehicle went on Bonneville, which is just kind of north right up here, I then went up to Bonneville and essentially start following that same path that the updates were coming from.

Q And I'm trying --
MS. SCHIFALACQUA: Court's indulgence. BY MS. SCHIFALACQUA:

Q I'm just trying to get you a map to show the members of our jury, but while Mr. Scow assists me, let's have you talk about what you did next so we don't kind of waste any time.

A Okay.
Q Do you remember what path you took when you were getting those updates from Detective Ebert about where the Mercury Grand Marquis and where the defendants are?

A Yeah. The update was that the vehicle traveled I believe it was on Bonneville eastbound and then turned south, which would be a right turn on to Maryland Parkway, and that it was heading south back towards Sahara. So I essentially follow that same route not too far from the car. I didn't have a visual, but I was essentially just right behind it kind of just following.

Q Okay. And then eventually where do you end up, Detective?

A So the vehicle then turned west on to St. Louis Avenue, and then that's when marked units initiated the traffic stop.

Q Okay. And those were Metro's marked patrol units?
A Metro's marked.
Q Okay. And were they attempting and you have at least information or knowledge that they were kind of trying to set up and before they pulled over the vehicle?

A Correct. It sounded as though they were trying to get some resources into the area.

Q After that, what do you do next?
A At the time, as Detective Ebert is giving the locations and there's an announcement that the vehicle stop has been conducted at 705 St. Louis, I'm essentially traveling west on St. Louis, and at the time of the traffic stop, I observed the two flee out the back rear of the car.

Q Okay. And so I'm going to show you State's 258. That's been previously provided in discovery. Detective Worley, is that overhead map depicting the area that you were just describing?

A It is.
Q Okay. Is that a fair and accurate depiction of that area?

A Yes, it is.
MS. SCHIFALACQUA: I'd move for admission of 258.

JD Reporting, Inc.

MR. HUGHES: Submitted.
THE COURT: All right. That's admitted.
(State's Exhibit Number 258 admitted)
MR. BROWER: Submitted, Judge.
BY MS. SCHIFALACQUA:
Q All right. See if we can get -- you said East St. Louis Avenue, and I don't know that we have marked on here 705 St. Louis Avenue, but that becomes the actual location that that Mercury Grand Marquis is stopped --

A That's correct.
Q -- is that correct -- okay.
And that was by marked patrol vehicles of Metro?
A Yes.
Q We'll hear from those officers. So I don't want you to be worried about that, but what do you do next?

A So because I observed them fleeing out the side of the car, they essentially traveled northbound and are jumping over a -- like into the neighborhood and the walls. So I'm traveling on St. Louis, and I essentially go around and make my way to Bonita Avenue in an attempt to intercept as they're traveling north.

Q When you drive around towards Bonita, do you see the defendants running still?

A I observed Anthony Barr running.
Q Okay. You deserve -- observed defendant Barr

JD Reporting, Inc.
running. What do you do?
A So as he is jumping over the wall onto Bonita Avenue, I had just parked my car and was getting out of the car at the time he's coming over the wall. I then draw my firearm. I challenge him to stop. Tell him to get on the ground. He observes my presence then jumps back over the wall and runs back in the opposite direction.

Q So he did not listen to your commands to stop at that time?

A That's correct.
Q And he continued to flee?
A That's right.
Q You did challenge him; however, with your weapon, and he did not follow any of your commands?

A That's right.
Q Are you familiar then -- I'm going to show you what's been admitted as --

MS. SCHIFALACQUA: Court's indulgence.
(Pause in the proceedings)
BY MS. SCHIFALACQUA:
Q -- 705 St. Louis, State's -- previously admitted
State's 159. Detective Worley, are you familiar with the surveillance of the defendants at that location?

A Yes, I am.
Q And, in fact, is that the front area of what you just JD Reporting, Inc.
described of the defendants jumping over walls?
A It is, yes.
Q Okay. And there's a couple of clips we're going to show you if you want to describe. Is this 705 St. Louis?

A It is.
Q And what did we see there?
A All right. So the car had been traveling east on St. Louis, and it pulls into the driveway of 705 East St. Louis in a like a 45-degree angle, canted, and as I'm traveling west right here, I observed the two run out the -- come out the back rear of the passenger side and then it went pretty quick. You can then see them running towards the backyards of the houses there.

Q And you were made aware that obviously there was video surveillance from this area? You're familiar with it?

A I am.
Q Okay. I'm going to show you another angle, and what did you see there?

A So what we saw coming in in the closer portion of the video, this bottom -- the bottom right here, would be Damien Phillips running from that car towards the side and rear of 705 East St. Louis.

Anthony Barr was then running on the adjacent house and then towards the back.

Q And then we're going to show you another.

JD Reporting, Inc.

When you -- you talked about challenging defendant Barr where he did not adhere to your commands. Did he stay in that location, or which direction did he run after you challenged him?

A So he had jumped over the wall to go northbound and cross over Bonita; however, I was posted right there on Bonita. So when I challenged him, he then jumped back over the wall, and I then announced over the radio traffic that he's running back towards the actual vehicle stop.

Q Okay. And then are you aware that he then runs back across the street?

A I am, yes.
Q And that's captured in this video surveillance?
A It is. Not this clip.
Q Right. We'll go over it in a little bit. What are we seeing now?

A So this is just moments after I had challenged him. Again I was over here to the north. He then -- after seeing me, he then went back in the opposite direction towards the vehicle stop which is right here in this driveway. So after challenging him, he then runs across the street over towards this red building.

Q And then we're going to show you one more angle of the video cameras at 705 St. Louis. Are we looking at the side of that building?

A It is. This is the west side of 705.
Q Who was that?
A That would be Damien Phillips right here jumping over the wall running that way.

And then Anthony Barr, as I had previously stated, was -- initially ran to the adjacent house towards the back, and then that would be him jumping over the wall there. I'm directly on the other side of that house at the time he's coming over that wall.

Q What are we seeing here?
A So this will be Anthony Barr after I had challenged him, and indicated that he had run back the opposite direction towards that car. That was him turning that corner right there.

Q And we see the gentleman who is at 705 St. Louis kind of pointing in the air. Let me ask you this. Was there an air unit assisting at this time during this portion of the stops?

A Yes.
Q And you were made aware of that; is that right?
A That's right.
Q You weren't part of Metro's radios, but you guys had been linked up; is that fair?

A That's right. And I had my just personal observation.

Q Okay. And you could see and hear the air unit?

A That's right.
Q Okay. After Defendant Barr runs back away from you, what do you observe?

A So my very first observation of him as he's going over the wall is he was holding a yellow plastic bag. It appeared to be the same bag I observed one of them holding in front of the bank as they entered. So as he jumped over the wall, he's holding the bag, and then I then challenge him, and he climbs back over the wall continuing to hold the bag.

Q At some point do you observe that bag and/or money?
A Yes. So as he jumps over the wall, I then run to the wall, and I'm starting to jump over the wall, and at that time I observed the bag was sitting on the ground, and the contents of the money was just spread out all over the place.

Q Showing you what's been previously admitted as State's 205. Is that the front of the location that you're talking about where the money is observed?

A Correct. That's the front of 1606 Bonita.
Q Okay. And showing you 208. What are we looking at here?

A So this is where I said he had just -- he had just jumped this wall right over here, and there was money spread out along the side of the wall over here, and then there was all this, and then this was the bag that I observed him holding.

Q And --
A And then, as I had indicated earlier, his direction of travel was back towards the car. So he would have continued on.

Q Do you stay without money until it's collected?
A I --
Q Or what happens?
A I stayed with the money until I was relieved by a Metro detective who then took custody of that scene.

Q Okay. And was that detective Detective David Miller?
A It was, yes.
Q And after Detective Miller takes over this scene, what do you do? Tell our jurors where you go next.

A So because there's just various scenes going on, different locations, arrest locations and whatnot. So I was just trying to find a way to be useful at that time. So I had gone to the in-custody locations to see if there was any help I can provide and ultimately went back to the scene of the car.

Q And by the in-custody locations, did you see Damien Phillips being taken into custody or having been taken into custody?

A Yes, I did.
Q I'm going to show you what's been previously provided in discovery as State's 231. Do you recognize that?

A I do. That is Damien Phillips being placed in JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
custody.
Q And is that a fair and accurate picture of what you observed on August 9th of 2018?

A It is.
MS. SCHIFALACQUA: Move to admit at this time.
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 231 admitted)
MS. SCHIFALACQUA: Permission to publish 231, Your
Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q And that you indicated, Detective, is Damien Phillips at his arrest location?

A It is.
Q Did you also have occasion to go see Anthony Barr at his arrest location?

A I did.
Q Showing you what's been previously admitted as State's 232. What are we looking at here?

A This is Anthony Barr in custody in a Metro vehicle?
Q Now, did you have occasion to observe anything about Anthony Barr's face when you saw him in person?

A Yeah. There was some unusual observations. It appeared that he had makeup on his shirt right here on like the collar area and then on his face in various spots. It was like really sharp contrasted like in the area right here below his eye, and just it was like a sweaty makeup appearance.

Q Okay. And this picture, is it fair to say it doesn't do as much justice as the in-person observations that you had?

A Correct. It's very distinct in person.
Q Okay. And did you see that makeup smeared, for lack of a better term, on his face?

A It was smeared, yeah.
Q Okay. And he was sweaty?
A And sweaty.
Q You had observed him running obviously?
A Correct.
Q It was August 9th?
A It was hot.
Q Did those two locations you went to -- did you also go to the location of the Mercury Grand Marquis that had been pulled over?

A That was my next stop.
Q And did you have occasion to see the females that were taken into custody at that location?

A I did.
Q And did you observe Sabrina Henderson at that

A Yes. She was -- she had already -- both of the females had already been detained by the time I got over there, but, yeah, I seen them on scene.

Q Okay. And showing you what's been admitted as State's 199, are we looking at Sabrina Henderson in this photograph?

A That's right.
Q Is that a fair and accurate depiction of how you observe her on August 9th --

A It is.
Q -- 2018?
A It is.
Q And showing you what's been previously admitted as State's 195, did you have occasion to also observe Melissa Summlears?

A That's right.
Q And is that a picture of her?
A Yes, and I was standing right there when that photo was taken.

Q And so you were present when Jeff Smith, the CSA, photographed Melissa?

A That's right.
Q Okay. And that was at the location of where the Mercury Grand Marquis was found?

JD Reporting, Inc.

A It was.
Q Did, in fact, you have occasion to transport Melissa to Henderson Police Department?

A I did.
MS. SCHIFALACQUA: I'd pass the witness, Your Honor.
THE COURT: All right. Mr. Brower, cross.
MR. BROWER: I think she just took all of the
exhibits, Judge.
MS. SCHIFALACQUA: I'm sorry. Here you go. (Pause in the proceedings)

CROSS-EXAMINATION
BY MR. BROWER:
Q So, Officer -- or, Detective -- sorry -- you said that when you left the one Smith's location you came up, you drove up Charleston Boulevard towards the U.S. Bank; correct?

A That's right.
Q And that's the exhibit that I just -- I have no idea --

MS. SCHIFALACQUA: Court's indulgence.
162.

MR. BROWER: 162. Sorry.
BY MR. BROWER:
Q That's the right orientation; right?
A It is.
Q All right. So can you tell me again where -- you JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-10 | Day 6
said you saw the suspects crossing Gass Street; correct?
A That's right.
Q You can use your mouse there. Where were you when you saw them going across Gass?

A I would have been approximately in this vicinity right here where I moving the mouse back and forth.

Q And how was traffic that day?
A I don't know.
Q Light? Heavy? Standstill?
A I really don't know, but I would say light.
Q Okay. Were you traveling the whole time or driving the whole time?

A From Smith's over to here I was driving, yeah.
Q Okay. And you said you saw them -- they walked across Gass; correct?

A They did.
Q They walked across Gass, and they walked around to the front of the building?

A They did.
Q And you were probably here when you first saw them?
A Around that area, yeah.
Q Okay. And you continued driving, I'm assuming, the speed limit to not cause attention to yourself; correct?

A I don't know the speed I was traveling.
Q Were you going at a walking speed?

JD Reporting, Inc.

A I was not walking, no --
Q No. I mean, were you driving at a walking speed?
A A slow speed.
Q Okay. Were cars slamming on the brakes to go around you, or were they -- were you going -- were you impeding traffic?

A I'm sure I was traveling with the flow of the traffic.

Q Okay. And this is about a block, a block and a half; correct?

A Sure.

Q And you said you saw them. So they walked across
Gass, and then you saw them walk around to the front?
A That's right.
Q So where were you when you saw them walk around?
A I was directly passing in front at the time they were turning this corner and made entry. So I was --

Q So you --
A -- I was traveling right about here, right where that white car is.

Q Okay. So you lost sight of them on this side of the building; correct?

A I did.
Q And then you parked you said over here on the southwest corner; right?

A That's right.
Q Or the north corner of Charleston, but the southwest corner.

A Right where your pen is --
Q Is there parking spaces --
A -- in that area.
Q -- in there?
A I'm not sure what that is.
Q So I guess you say you're in an unmarked patrol car or an unmarked unit; correct?

A That's right.
Q So is this an area where you can park that you not draw attention to yourself or --

A I'm not sure. I believe there is parking right there along for this commercial building here.

MR. BROWER: Okay. I have no further questions for the witness, Judge.

THE COURT: All right. Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Hello, Officer. I believe you testified on direct that you saw what you believed was to be makeup on Mr. Barr when you came into contact with him; is that correct?

A Yes.
Q What color was this makeup?

A It was like a peach, like a skin tone peach.
Q When you say a skin tone, would it be skin tone for me or you or skin tone for Mr. Barr?

A I think it would be -- let me just remove that word skin tone because there is some variation in that. I'll stick with it was like a peach color.

Q When you noticed the individual you say was Mr. Barr walking in the Smith's parking lot, did you observe any peach colored makeup on him?

A I was not able to see that at that time.
Q How far away were you from the individual you said was Mr. Barr when you observed him in the Smith's parking lot?

A I can give you like an approximation: Maybe 60 to 80 feet.

Q Were you using any optical enhancement devices while you observed him at that point?

A No.
Q When you observed the individual you said was Mr. Barr walking into the U.S. Bank on Charleston, did you notice any peach colored makeup on him?

A No.
Q How far away were you at that time? Could you approximate?

A I could approximate again: 120 feet, maybe more, maybe less.

Q And once again you were not using any optical
enhancement devices at that time, were you?
A I was not.
Q When you observed the individual you say was Mr. Barr hopping over a fence in the neighborhood, how close were you to him?

A 20 feet.
Q At that point in time --
A Approximately.
Q -- did you notice any peach colored makeup?
A I did not. It was going so fast.
Q It was hot that day, wasn't it?
A It was.
Q And at least the individual you say was Mr. Barr was doing a lot of running. Is that your understanding?

A Yeah.
Q And climbing?
A Yeah.
Q Hopping and jumping?
A I did observe that, yes.
Q So he was pretty sweaty?
A Seems to be.
Q Is it possible the substance you believe you saw on Mr. Barr was, in fact, dirt mixed with sweat?

A I did not think that.

Q I believe that you also testified on direct while you were observing the individuals in Smith's parking lot, you said they were collaborating; is that right?

A I did.
Q And you said that they were facing each other and communicating; is that correct?

A That's what their body language appeared to show.
Q Are we collaborating right now?
A We are.
Q The two of us?
A Yeah.
Q So one person is speaking is another person's collaborating?

A I think when we're sharing communications to be on a single issue then, yes.

MR. HUGHES: Thank you.
THE COURT: Redirect.
REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Mr. Hughes asked you, Detective Worley, if you had seen the makeup on this defendant when he was making entry into the U.S. Bank. You had seen the makeup at that time; is that fair to say?

A That's fair.
Q Okay. And it wasn't until after Defendant Barr had JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
been running from you, after you challenged him, after he was caught that you observed that makeup; is that right?

A That's when I did observe it.
Q Okay. You observed it on his clothing; is that right?

A I did.
Q Did you also observe it smearing on his face?
A I did.
MS. SCHIFALACQUA: Okay. Nothing further.
THE COURT: Anything else based on that?
MR. BROWER: No, Judge.
MR. HUGHES: No, Judge.
THE COURT: Any juror questions for this witness?
No?
All right, Detective, there are no additional
questions. Thank you for your testimony.
THE WITNESS: Thank you.
THE COURT: Please do not discuss your testimony with any other witness in this case. Thank you, sir.

THE WITNESS: Will do, Your Honor.
THE COURT: And you are excused.
And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Detective Will Hubbard.

WILL HUBBARD

JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Will, w-i-l-l. Hubbard, H-u-b-b-a-r-d. THE CLERK: I'm sorry. A-r-d?

THE WITNESS: Yes.
THE CLERK: Thank you.
THE COURT: You may proceed.
MS. SCHIFALACQUA: Thank you, Your Honor.
DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Detective, can you let our jurors know how you're employed.

A As a detective with the Las Vegas Metropolitan Police Department.

Q What's your current assignment, sir?
A Robbery detective.
Q And how long have you been at that assignment with Metro?

A Eleven years.
Q Okay. Prior to that -- well, let me back up. How long have you been with Metro?

A Twenty-one years.
Q Okay. And 11 years with robbery?

JD Reporting, Inc.

A Yes.
Q Okay. Were you working in that capacity on August 9th of 2018, sir?

A Yes, I was.
Q And did you have occasion to assist in what started as a series of cases with Detective Karl Lippisch, Detective Dennis Ozawa and Detective Joe Ebert out of the Henderson City Police Department?

A Yes.
Q Were you given information with regard to the robbery series suspects that had come into Metro's jurisdiction?

A Yes.
Q And did you work, in fact, closely with Detective Ebert and the other detectives on August 9th of 2018?

A I did.
Q Let's back up and kind of tell our jurors how it is you first get called to assist in this investigation. Can you let them know, please?

A Yes. That morning I get a call from a Detective Joe Ebert with Henderson police advising that they had a group of robbery suspects that were down in the area of Sahara and I-15 just west of the In-N-Out Burger sitting, possibly casing a bank. He asked me to let him know if we got any bank robbery alarms from that location or any other banks in that specific area since there are several.

JD Reporting, Inc.

So being that I'm at Alta and Martin Luther King is where my office is, and that's a very short distance, I decided to drive over that way since they were on their way just to see and well relatively just to be in the area. As I get to that area, I call Detective Ebert back, and he tells me that the car is now driving eastbound on Sahara and is approaching Maryland Parkway.

Q Did you have occasion then go -- to go to the area of 2540 South Maryland Parkway where there is a Smith's with a U.S. Bank inside?

A I did.
Q And I'm showing you what's been admitted as State's 160. It's an overhead map. Is this the area of the Smith's on Maryland Parkway that you ultimately end up going to that location?

A Yes.
Q Where is it that you are when it comes to that location?

There's a mouse in front of you by the way, Detective.

A Okay.
Q And so you can kind of use it to point things out.
A Much better than the finger.
Q Yeah. Better than your finger. Right.
A I pull in and park approximately probably right in

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
this area right here.
Q Okay. And I'm sorry. I know you didn't get oriented to this map. Are the doors in this area?

A Yes. The front entrance doors, there's two doors, but they're both right in the center here.

Q Okay. And did you also work or were familiar that a Detective Worley who just exited was also working the surveillance of this team of robbers?

A Yes.
Q Okay. And how is it that you are able to communicate with Henderson Police Department?

A Originally, when I arrive at this location, I'm on the phone with Detective Ebert.

Q Okay.
A And we're relaying information back and forth.
Q Okay. And your understanding is he also is working with Detective Lippisch and Detective Worley?

A Yes.
Q Okay. And you're getting kind of updates live as they come through; is that fair?

A Yes.
Q Describe what you do when you get to this location.
A As I get here, I park and at that point the suspects had already -- who they're watching have already entered the Smith's.

Q Okay. What do you observe if anything while you were at the Smith's?

A A short time later they come out. They walked back --

Is it okay if I sort of describe on the screen?
Q Sure.
A They walk back along the front of Smith's northbound here, and then walk west through the parking lot over to Chase Bank.

Q Okay. And what do you observe the suspects doing after they walked towards the Chase Bank, if anything?

A From my field of view, it looks like one enters, but I couldn't see where the second suspect was at.

Q And thereafter do you observe them do anything else from that location?

A A very short time later they walked back eastbound right along here and past the front of where I'm parked. I see them walk by, and they continue east back to the apartment complex which is just offscreen here.

Q Okay. And that apartment complex, is that an apartment complex off of Sterling? Are you familiar with that area?

A Yes, I am.
Q Okay. And were you getting updates from Detective Ebert about where the target vehicle was?

A Yes.
Q And was that in that same apartment complex area?
A It was.
Q Okay. After the suspects walk off towards that apartment complex, do you stay in this location, Detective, or do you go somewhere else?

A I stay here until they get in their car and actually leave the apartment complex.

Q Okay. And are you continuing to get updates with regard to a tracking device that was on that Mercury Grand Marquis?

A Yes.
Q Okay. And working that as well with the other Henderson police detectives?

A Yes.
Q Describe what you do next, sir.
A After they leave the apartment complex, I meet with Joe Ebert who's inside the actual apartment complex, and he gives me one of the Henderson radios so I can communicate directly with everybody.

Q Okay. So you no longer have to be on just phone with Detective Ebert relaying what you're relaying and playing the game of telephone what you actually can get live updates and hear live updates; is that --

A That is correct.

Q After you get the Henderson police radio, what do you do next, sir?

A The vehicle heads eastbound on Sahara, eventually makes a U-turn back westbound, and ultimately, from there it goes southbound on Maryland Parkway almost to Sunrise Hospital where it makes a U-turn again and goes northbound.

Q Okay. And where do you go?
A I'm sort of just we call it bubbling. I'm in the area, but not specifically behind them.

Q Okay.
A You know, and I'm just trying to stay relatively close.

Q When you're using this bubbling technique, you're staying close in nature. Where does that direct you to?

A We ultimately end up downtown off of Charleston and 8th Street, in that area. They park just north of a U.S. Bank.

Q And I'm going to show you what's been admitted as State's 162. Is that the U.S. Bank depicted here, 801 East Charleston?

A It is.
Q Okay. And where do you go when you get in this area?
A When they set up and wherever they park -- I'm not sure where exactly it was they park, but with the information being given, they were trying to get somebody to watch the front doors of the bank are approximately right here on this
corner. I worked this area for over 10 years, and I came and parked literally about right here, which is a direct view across Charleston at the front bank doors.

Q And so I want to -- so our jurors are shown -MS. SCHIFALACQUA: If I may approach? Madame Clerk, is 163 and 179 [inaudible]?

BY MS. SCHIFALACQUA:
Q I'm going to show you what's been already admitted as State's 163, Detective. What are we looking at there?

A The front entrance of U.S. Bank.
Q And I'm going to approach with State's 179. Is this the angle looking from the bank out the other way?

A It is.
Q Is that a fair and accurate picture of that location?
A Yes, it is.
MS. SCHIFALACQUA: I'd move for admission of 179.
MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. That's admitted.
(State's Exhibit Number 179 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q So now I'm just showing you kind of the opposite. Is JD Reporting, Inc.
that the front entrance looking out where you were parked across that street?

A It is.
Q So did you have eyes on the door of this bank?
A Yes.
Q You said earlier you didn't know exactly where they parked. Did somebody else have the eye as far as the vehicle was concerned on August 9th of 2018 --

A Yes, one of the Henderson detectives did.
Q Okay. And you were doing kind of a different technique as you talked about, bubbling, and then ended up parking with a view of the bank; is that right?

A Yes.
Q Were you getting prepared to call out marked Metro patrol vehicles if need be given the circumstances of what you knew about this investigation?

A As this went on, there was -- Joe Ebert came over the radio and said that here's an update. My boss says if they -if the robbery goes down at this bank, we're going to take them down and asked me to get downtown units in the area.

Q Okay. You were prepared and going to get ready to do that if a robbery occurred?

A Yes.
Q Okay. With regard to you looking at -- and again I'll show you 163 -- the front door, what happens next? Tell
our jurors what you see.
A The two suspects come from -- the parking lot is here to the street behind it. They walk this way coming in the bank. A short time later they come and run out carrying a yellow bag.

Q Okay. And did you have occasion to take video surveillance at that time?

A Yes. After they entered the bank.
MS. SCHIFALACQUA: And permission to publish a portion of State's 156 for authentication purposes?

THE COURT: All right.
BY MS. SCHIFALACQUA:
Q And I'm going to pause this first of all. Do you recognize this video?

A Yes.
Q Is this the video that you took while you were surveilling the suspects in this investigation?

A Yes.
Q Is this a fair and accurate copy of the video you took on August 9th, 2018?

A Yes.
MS. SCHIFALACQUA: I'd move for admission of State's 156.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.

THE COURT: All right. 156 is admitted.
(State's Exhibit Number 156 admitted)
BY MS. SCHIFALACQUA:
Q And, Detective, you can just tell us what you observe when you observe it, please.

A So during this time is when the radio traffic was given that if the robbery does occur that they'd like downtown units, and they were going to take them down and effect the arrest.

Q We don't have any sound here, but that's what you're indicating is on this video in fact?

A It is. When the doors open, you can see the yellow bag being carried by the person in the front, and they run off back northbound towards the same direction they came from.

Q Then do you have occasion to call out to Las Vegas Metropolitan Police Department's patrol units in Downtown Area Command to get them on scene in order to effectuate an arrest?

A Yes. I am now relaying the information from the GPS and the detectives following the car to the downtown units on the downtown channel.

Q Okay. And with regard to those units, your understanding is that they do make an arrest ultimately of the suspects?

A Yes.
Q Do you go to the arrest scenes, or what do you -- are JD Reporting, Inc.

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295

## APPELLANT'S APPENDIX Vol. VI

NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

## Appellant's Appendix Table of Contents

Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709
you tasked with doing?
A I stay and handle the scene at the bank.
Q Okay. With regard to the scene at the bank, describe for our jurors what you do.

A At that point, once patrol arrives, we put up -- they put up the crime scene tape. I request our CSI and ultimately interview the victims and or witnesses that are present at the bank.

Q Okay. And so did that include Jada Copeland? She was one of the tellers.

A Yes.
Q Did it include Claudia Benitez or Claudia Ruacho Benitez?

A Yes.
Q And did it also include some other handwritten statements of victims of just customers at the bank as well?

A Yes.
Q Okay. When it comes to the CSA, was that CSA Jeff Smith? Did he arrive on scene?

A Yes.
Q And did he take photographs of that scene while you were there?

A Yes, he did.
Q With regard to the set up of --
MS. SCHIFALACQUA: Court's indulgence.

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

BY MS. SCHIFALACQUA:
Q Showing you what's been admitted as State's Exhibit 169. Detective, what are we looking at here?

A These are the two teller stations inside the bank. The two bank employees were at this window and this window --

Q Okay.
A -- were the only two windows open inside the bank.
Q When that scene was processed, it included latent print processing; is that correct?

A Yes.
Q Ultimately were you given information about a latent lift that was recovered from one of those teller stations?

A Yes.
Q And did that include an identification of a Bryce Crafton?

A It did.
Q And I'm going to show you what's been already admitted as State's 394, and, in fact, is that Bryce Crafton?

A It is.
Q With regard to the arrest scenes, were those tasks to other detectives and/or officers?

A Yes. The Henderson detectives remained at the scene where they were taken into custody, and then Detective Dave Miller from my section came and helped out and recovered the money that was found in one of the backyards.

Q Okay. With regard to then the suspects from the arrest on August 9th of 2018, they were taken by Henderson, not yourself; right?

A That is correct.
MS. SCHIFALACQUA: Okay. Court's indulgence.
I'd pass the witness, Your Honor.
THE COURT: All right. Mr. Brower.
MR. BROWER: I'm going to pass the witness, Judge. THE COURT: Mr. Hughes?

MR. HUGHES: Nothing, Your Honor.
THE COURT: Any juror questions for this witness?
All right, Detective, I see no additional questions.
Thank you for your testimony. Please don't discuss your
testimony with any other witnesses in this case.
THE WITNESS: Thank you, Judge.
THE COURT: Thank you. You are excused.
THE WITNESS: Thank you, ladies and gentlemen.
THE COURT: State, call your next witness.
MR. SCOW: The next witness will be --
And we can do part now. He'll be like a little bit lengthy.

THE COURT: Okay. We'll start and then take our lunch break around 12:15 --

MR. SCOW: Joe Ebert.
THE COURT: -- is everybody okay with that?

UNIDENTIFIED SPEAKER: Huh-uh.
THE COURT: No? You need a break now?
Counsel, approach.
(Conference at the bench not recorded)
THE COURT: All right. Ladies and gentlemen, rather than just take a 10-minute break and then come back for another 15 or 20 minutes, we'll just take our lunch break now. We will be -- we'll have a little bit of a longer lunch break today. We'll be in recess for the lunch break until 1:30.

During the lunch break -- it's almost 12:00 now -you're all reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue, and please do not form or express an opinion on the case.

Please leave your notepads in your chairs, and follow the bailiff through the double doors. 1:30.
(Jury recessed at 11:53 a.m.)
(Pause in the proceedings)
THE COURT: How are we on finishing?
MS. SCHIFALACQUA: We have four --
THE COURT: I mean, it seems like we've --

JD Reporting, Inc.

MS. SCHIFALACQUA: After Detective Ebert we will have all of the arresting officers. It will be Brooks, Patterson, Damschen, Farrington, Papazian and Parrish and Miller that we have lined up for today. And then we anticipate tomorrow having four to six witnesses.

THE COURT: And then that's it?
MS. SCHIFALACQUA: And then we should be prepared to
rest our case in chief.
THE COURT: So --
MS. SCHIFALACQUA: So we believe that we should be done by tomorrow.

THE COURT: So we'll do closings Thursday then?
MS. SCHIFALACQUA: Thursday, correct, provided
defense doesn't call the defendants.
THE COURT: Or --
MS. SCHIFALACQUA: Or other witnesses.
THE COURT: -- any other witnesses.
MS. SCHIFALACQUA: Correct. Sabrina or somebody.
THE COURT: I'm assuming you're not calling any
witnesses, but we'll cross that bridge. It's a little early to canvass the defendants. So we won't do that today --

MR. BROWER: And, Judge, I've actually --
THE COURT: -- we'll maybe do that tomorrow.
MR. BROWER: On that topic, I told my client to wait until the end of the testimony --

JD Reporting, Inc.

THE COURT: Right.
MR. BROWER: -- to make the decision --
THE COURT: Right.
MR. BROWER: -- on whether he wants to testify.
THE COURT: That's why I'm not going to canvass them until we get to the very end of everything.

MS. SCHIFALACQUA: Sure.
THE COURT: Or just right before the last witness or something like that.

MS. SCHIFALACQUA: Right. But we are moving. We anticipate calling all those witnesses today. We have them lined up for it.

THE COURT: Okay.
MS. SCHIFALACQUA: And so then I think we'll be able to finish tomorrow our case in chief.

THE COURT: Okay. And then like I said, closings
then on Thursday --
MS. SCHIFALACQUA: Thursday.
THE COURT: Have you sent your proposed jury
instructions to the defense yet?
MS. SCHIFALACQUA: I have not, but I did do them yesterday. So I just want to get them kind of finalized. Mr. Scow was going to look at them, and then we'll send them over tonight.

MR. BROWER: And, Judge, she sent me stuff the last JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-10 | Day 6
several weekends on this case. I don't know why she couldn't send it yesterday, just so we're clear.

MS. SCHIFALACQUA: It's because I was
[unintelligible] a little too tired. I want to relook at that before I --

THE COURT: You guys, if you -- defense has any, just send the ones that are in addition or in lieu. Don't send a whole other packet because --

MR. BROWER: We understand, Judge. We're talking about potentially having one, and we need to see the State's before we reach an agreement on that.

THE COURT: Right. And then if you do have proposed changes, get with the State and see if you can work it out.

MR. BROWER: I understand, Judge.
THE COURT: If you can't work it out, then we'll do it --

MS. SCHIFALACQUA: Thank you, Your Honor.
THE COURT: All right. Lunchtime.
(Proceedings recessed at 11:56 p.m., until 1:45 p.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State through the deputy district attorneys, the presence of the defendants along with their counsel, the officers of the court, and the ladies and gentlemen of the jury.

And is the State ready to call its next witness?
MR. SCOW: Yes, Judge. Joe Ebert.

## JOSEPH EBERT

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: It's Joseph Ebert. J-o-s-e-p-h,
E-b-e-r-t.
THE COURT: You may proceed.
MR. SCOW: Thank you, Judge.
DIRECT EXAMINATION
BY MR. SCOW:
Q How are you currently employed?
A With the City of Henderson, robbery-homicide unit.
Q You're a detective within that unit?
A I am.
Q How long have you been within that unit as a robbery-homicide detective?

A Eight years.
Q How long have you been a police officer?
A Twenty-four years.
Q And before your eight years in robbery-homicide, what were your different roles or assignments?

A I worked in patrol as a field training officer, also JD Reporting, Inc.
in undercover narcotics for five and a half years. I've worked as a resource officer for the school at one point in my career, and in the investigations unit, robbery-homicide and also in intel.

Q So directing your attention to the beginning of August of this year, you were working with the robbery-homicide section at that time?

A I was.
Q You were aware of a bank robbery series that was being worked by Detectives Lippisch and Ozawa?

A Yes, I was.
Q Did you become involved with assisting in that investigation and follow-up investigation?

A I did.
Q When did you first become involved?
A August 8th for surveillance.
Q Okay. The day before on August 7th, did you happen to go to a location related to this case?

A I did.
Q What was that location?
A It was Aviator Suites.
Q Okay. Why did you go to the Aviator Suites on August 7th?

A I don't remember the exact date to be honest with you, but it was the 7th, August 7th. Just confirming that
was the date.
Q Did you do something there before surveillance started on the vehicle?

A Yes.
Q Okay. So surveillance started on the 8th. The day before is the 7th.

A Yes, the day before.
Q Okay. And that -- the address of that is 4244 North Las Vegas Boulevard?

A That's correct.
Q And was your purpose in going there to confirm the nature of a building you'd seen in a photograph?

A That's correct.
Q What was -- tell us about that and why you went there.

A So we had a social media post where a possible suspect vehicle had been parked. So I went to the Aviator Suites to see if we could locate the vehicle, and in that social media post there was a vehicle in that post that was in the parking lot of the Aviator Suites which confirmed the location where that picture was taken from.

Q Was that Facebook post one from the account of Damien Phillips?

A It was.
Q Okay. And when you went to the Aviator Suites, you JD Reporting, Inc.
said you saw the vehicle in the parking lot. What else did you confirm or identify that particular day?

A That day, a little bit after 11:00, 12:00 o'clock in the afternoon, I observed the suspect vehicle arrive at the Aviator Suites.

Q And what was the suspect vehicle again?
A It was a Mercury, maroon colored Mercury.
Q A Grand Marquis?
A Yes.
Q And what happened when you saw that vehicle enter the parking lot?

A It pulled in the parking lot and parked in front of the downstairs apartments on the right-hand side of the parking lot. Everybody exited the vehicle, went upstairs to an apartment upstairs and entered that apartment, took some property out of that apartment, brought it downstairs, and then Damien eventually entered the downstairs apartment, knocked on the door, couldn't see who opened it, but somebody did open the door. He went inside, came out and put some stuff in a white Protege, which was the broken-down vehicle in the parking lot that we had saw in the Facebook post.

Q Okay. We're going to break down a little bit what you just testified to. Who was it that you saw get out of the red Mercury Grand Marquis?

A So Damien, Anthony Barr and Sabrina Anderson.

Q Okay. And Damien, is that Damien Phillips?
A That is.
Q And do you see Damien and Anthony in the courtroom today?

A I do.
Q Can you point to them and describe an article of clothing and who was who.

A Damien is on the left-hand side with the white color shirt and khaki pants.

And Anthony is in the middle with a pink colored collared shirt, and I can't see his pants.

MR. SCOW: Your Honor, can the record reflect identification of defendants --

THE COURT: It will.
MR. SCOW: -- Damien Phillips and Anthony Barr?
THE COURT: It will.
BY MR. SCOW:
Q Showing you what's been marked as State's Proposed Exhibit 318 and ask if you recognize this.

A I do. This is that Protege.
Q That was in the parking lot of the Aviator Suites?
A It is.
MR. SCOW: Move to admit State's Proposed 318.
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.

THE COURT: All right. 318 is admitted.
(State's Exhibit Number 318 admitted)
MR. SCOW: Publishing for the jury to see.
BY MR. SCOW:
Q The red building in the background, is that the Aviator Suites?

A It is.
Q And where was this vehicle parked in relation to the apartments that you saw Damien and Anthony enter?

A Pretty much right in front.
Q Okay. So there's one downstairs and one upstairs?
A That's correct.
Q And you saw Sabrina Henderson with them as well?
A I did.
Q And earlier -- I said we're going to kind of break it down.

So you'd seen them go to an apartment upstairs?
A That's correct.
Q And then afterwards they went and knocked on an apartment directly below it?

A Yes. So when he went to the upstairs apartment, he just walked right in, and when he came to the downstairs apartment and he knocked on the door, unknown person opened the door. I don't know who it was. I couldn't see who was opening the door from the inside. And he walked in.

Q And you're saying "he." This was --
A Damien.
Q Okay. And then after when they exited, was Anthony with Damien when he went into that bottom apartment?

A I don't remember if Anthony went into the bottom apartment or not.

Q Okay.
A He was with him, but $I$ don't know if he actually physically walked into the apartment.

Q And you'd seen some property being carried out of one of those apartments?

A I did.
Q Which one?
A Both.
Q Okay. Where did the property go?
A Some of it went into the Grand Marquis, and some of it went into the Protege.

Q And ultimately did you see them all get into a vehicle and leave the area?

A I did.
Q Which vehicle was it?
A The Grand Marquis.
Q And who was it that got in and left?
A Sabrina Henderson, Damien Phillips got in. Anthony Barr got in, and Melissa Summlears got into that vehicle and
then left.
Q So she was with them when they left that location?
A Yes.
Q And just to also through the photographs and exhibits, if you can just indicate who's who. In Exhibit 232, do you recognize this?

A I do.
Q Who is that?
A That is Anthony Barr in the backseat of a Metro police car.

Q And in 181?
A And that's Damien Phillips.
Q The clothing that they're in, did there come a time that you saw them in person wearing the clothing in these photographs?

A Yes, I did.
Q When was that?
A Before a bank robbery that occurred in Vegas and at the Smith's grocery store.

Q Okay. And that was on August 9th?
A That's correct.
Q Okay. Just to make sure we are seeing who is it that you're talking about, in 199, who is this?

A That's Sabrina Henderson.
Q And --

MR. SCOW: 195 been admitted?
THE CLERK: Yes.
BY MR. SCOW:
Q Okay. And State's 195?
A And that's Melissa Summlears.
Q Okay. So on the 7th, when you were doing your preliminary follow-up, you'd seen all of them get into the Grand Marquis and then leave the parking lot?

A I did.
Q Did you do anything else with regards to this case on the 7th?

A No. Once we followed the car over to where it went which was Circus Circus, we did nothing more.

Q So from that Aviator Suites parking lot, you followed the red Grand Marquis to Circus Circus?

A That's correct.
Q So what happens the next day now, August 8th?
A I go back to Aviator Suites where I'm getting information in reference to who lived in the two apartments upstairs and downstairs, and while I'm there, I received a radio transmission or a notification from my unit that the vehicle was on the move.

Q Okay. And maybe we have our dates crossed up. On August 8th, is that when you had followed the vehicle to the Circus Circus?

A Yes.
Q Okay. Because the next day is when you started doing some visual surveillance?

A Not on August 8th. August 8th we had started visual surveillance that morning.

Q Okay. Saw it go to the Circus Circus?
A Yes. We followed it to the Circus Circus. August 9th is when I'm at the Aviator Suites getting the information from management on reference to who's in the apartments when I get notified that the vehicle is on the move.

Q So I just want to make sure that we're clear. When you had gone to the Aviator Suites and saw the defendants and the two females with the vehicle, that was on August 8th?

A Yeah. That's where I was confused on the date. That's why I was saying I wasn't certain on the 7 th or the 8 th but whichever day it was, it was the day before the bank robbery actually occurred.

Q Okay. And the bank robbery occurred August 9th.
A Okay.
Q And then prior to that is when you went to the location at Aviator Suites to confirm the Facebook location?

A Yes. That's correct.
Q Okay. So then August 8th is when you followed it to the Circus Circus, and then was a tracker placed on the vehicle at that time?

JD Reporting, Inc.

A Yes, it was.
Q Okay. So now moving to August 9th, the following morning, the tracker is already placed. What do you do that morning?

A That morning on August 9th I actually go to the Aviator Suites, meet with management, get notified that the vehicle was on the move. I leave the Aviator Suites and go attempt to locate the vehicle while it's moving, and ultimately find it in a parking lot in an apartment complex near Smith's.

Q Okay. So back at the Aviator Suites, so you said you were confirming who was renting the two apartments --

A That's correct.
Q -- 142 and 242?
A That's correct.
Q And who did you confirm that was renting those?
A I don't remember the guy's first name for the downstairs. It was --

Q Vidal?
A Vidal. That's correct.
Q And upstairs?
A Damien Phillips.
Q But while you're doing that, you receive a call from Detective Lippisch that the Grand Marquis is on the move?

A That's correct.
Q When you get that information from Detective

Lippisch, where did you go?
A Ultimately ended up at the Smith's grocery store, but went to try to get behind the vehicle or get eyes on the actual vehicle.

Q So as you're driving around on the streets, Detective Lippisch is giving you updated information as to the vehicle's location?

A That's correct.
Q But you weren't able to intercept it before you went to the Smith's parking lot?

A I actually intercepted it, if you want to call it that, in the parking lot of the apartment complex. That's where I first came in contact with it, when I went to that apartment complex.

Q The morning of the 9th?
A Yes.
Q Okay. And is that when you were confirming the information about who's renting the room?

A Yes.
Q And then when you left the Aviator Suites to catch up to the vehicle location, where did you meet up with it?

A That's at the apartment complex and near the Smith's grocery store. That's where I first put my eyes on the vehicle itself.

Q Okay.

A I know that there was a time prior to that before. So I have to explain. There's the detective, Detective Lippisch, is giving us that radio transmissions of where the car is at. There was a period of time where it was in the downtown area of Las Vegas by the Regional Justice Center, where we are now. It left there and ultimately ended up at the apartment complex right before or just east of the Smith's grocery store.

Q That's at Maryland Parkway and Sahara?
A Yes.
Q Is that the Sterling Apartments?
A I don't remember the name of the apartment complex, but that's where it was at, just east of the Smith's.

Q Okay. But you weren't following the vehicle when it was prior to the Smith's location?

A No, because we had a tracker on the vehicle. So we didn't have to be right up on it.

Q But Detective Lippisch, who was getting those updates, he could follow where it was at?

A Yes, he could.
Q Showing you Exhibit 160. Do you recognize this?
A I do.
Q Okay. That's showing the Sahara and Maryland Parkway intersection and the Smith's there as well?

A That's correct.

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

Q So you had mentioned that you went to this location following the information provided by Detective Lippisch. What did you do when you got there?

A I ultimately went to the apartment complex which is just east of that, which is where I was told the vehicle was parked.

Q Okay. If you use the mouse, you can kind of indicate if it's on the map or off the map?

A It's off the map, and it's just to the east over here behind the Smith's.

Q Okay. So that's where you went at first?
A That -- yes.
Q Were you able to obtain a visual of the red Grand Marquis?

A I was.
Q Where was it?
A It was parked in the apartment complex just to the east over here, and it pulled head in into a parking spot.

Q Nose end in first?
A Yes. That's correct.
Q Could you tell who was with the vehicle at that time?
A I could not.
Q Did you see anybody get in or out of the vehicle?
A I did see both Damien and Anthony get out of the vehicle. I couldn't tell which doors they exited from on the JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
car itself, but they got out and started walking towards -- on the map I'll show you -- walking through the apartment complex, which would've came -- took them out here onto the East Sahara side.

Q Okay. So the north end?
A Toward Smith's.
Q The north end of that building?
A Yes.
Q Did you see the clothing that they were wearing?
A I did.
Q And was it consistent with what you saw in those previous photographs?

A It was except for they had a couple of additional pieces. They had a skullcap on is what we refer to it as.

Q And describe the skullcap.
A It's just a tight fitting black cap that fits over their head.

Q Okay. And it's -- the clothing otherwise is what you see in State's 181?

A That's correct.
Q And 232?
A That's correct.
Q So you saw them wearing that clothing get out of the Grand Marquis and head north to the north end of the Smith's building?

A That's correct, walking that direction, and then I pulled out of the parking lot of the apartment complex. I parked in Smith's.

Q Okay. Show us on the map where you went.
A So I parked about in this area right here in Smith's behind another detective that was in the parking lot.

Q Okay. And do you see where the entry of the Smith's is?

A I do, right here.
Q Okay. So you were -- the area that you indicated was fairly close to the entrance?

A Yes.
Q You could see who was going in and out at that time?
A Uh-huh.
Q That's a yes?
A That's correct.
Q Okay. When you got over there, did you see Damien and Anthony walking in any direction?

A I did. They came around the side of the building and walked right up to the front here, stood outside for I don't know, 30 seconds or a minute, communicated back and forth and then went in.

Q How long were they inside the Smith's?
A Not very long, probably around a minute, pretty quick.

Q What did they do when they came out?
A When they came out, I left the parking lot. They started to walk through the parking lot over towards this Chase Bank. I left the parking lot because we weren't exactly certain where they were going and drove back around to the apartment complex to get eyes on the car.

Q Showing you Exhibit 161, do you recognize this?
A I do.
Q What is it?
A And that's Damien Phillips and Anthony Barr in front of the Smith's.

Q So after you drive around and back to the apartment where the car is parked, you're obviously not seeing what Damien and Anthony are doing in the parking lot?

A That's correct, not in the Smith's parking lot I'm not seeing.

Q Tell us then what you observed when you get over to where the Grand Marquis is parked.

A I'm told that they're walking back towards the Grand Marquis or the apartment complex. I watch him approach the vehicle. Both of them approach the vehicle, get into the backseat of the Grand Marquis. The Grand Marquis backs out and drives away, and we follow it at a distance.

Q So at that point in time were you parked at either a close or better vantage point that you could see where they got
into the vehicle?
A Yes.
Q After you said they backed out and drove away and you were following, where did you go?

A Initially they went eastbound on Sahara, and we eventually went northbound towards Charleston.

Q Did you follow them for a little bit and made your way then towards Charleston?

A That's correct.
Q What happened when you got to Charleston?
A We noticed that they ultimately ended up in an alleyway between 8th and 9th Street off of Gass, right off Charleston and Gass right there. I parked on the south side of Charleston where I had a visual of a U.S. Bank, the backside of the U.S. Bank in the alleyway where the car had went into the alleyway, and I lost sight of the vehicle at that point.

Q So at this point in time -- well, I'll show you this just to give the jury an idea of where you just said you positioned yourself. In 162, do you see on this map where you had positioned yourself?

A I do. I had parked in this parking lot right here facing this way where I could see the backside of the U.S. Bank and the alleyway between 8th and 9th, which is where the car went. Once it pulled into this alleyway, again I lost sight of the car.

Q And from your position, you can see the bank building. Can you see the front entrance?

A I could not see the front entrance.
Q As this is happening, at some point did you get a hold of Las Vegas Metropolitan police detective?

A I did. I had already previously talked to him and met up with him and gave him a radio.

Q Where did you give him the radio at?
A At the apartment complex by Sahara at the Smith's grocery store.

Q And what was that detective's name?
A Detective Will Hubbard.
Q And is it fair to say you got a hold of him because you're now in Metro's jurisdiction and want Metro's assistance when you're there?

A That's correct.
Q All right. And as you're positioned here on Charleston, tell us what you observed.

A So while I'm parked in this parking lot here and the suspect vehicle initially went down this alleyway, I observed a female -- later identified as Melissa Summlears -- walk from the alleyway towards the bank. I radioed that to Detective Hubbard and all the other units that were out there.

Q How is it that you were able to identify the person you saw from some distance as Melissa?

JD Reporting, Inc.

A Because when the car backed out of the parking lot of the Smith's -- or I'm sorry, the apartment complex next to the Smith's, I could see it was occupied four times and who was in the specific positions in the car at that point.

Q So who was in the car when it backed out of that apartment by the Smith's?

A The driver was Sabrina Henderson, and the passenger was Melissa Summlears, and then in the backseat were Damien and Anthony.

Q And the clothing that Melissa was wearing that day that you saw her in the car and then walking down that alley, what was the clothing she was wearing?

A She was wearing a blue top with dark colored pants.
Q And that's what we're seeing in 195?
A That's correct.
Q So you saw her come down from the alley, walk towards the bank. At some point do you lose sight of her?

A I do. As soon as she rounds the west side of the bank, I don't see her anymore.

Q Okay. I'm going to show you a portion of State's Exhibit 154 and ask if you recognize anything from this? This is an already admitted exhibit.

A So that's Melissa walking into the bank.
Q And at this point in time, had you seen Damien and Anthony come down from that alley?

JD Reporting, Inc.

A No, not at this point.
Q And I'm fast forwarding some. This is at --
MR. SCOW: Just for the record, when she came walking in, it was at roughly 34 minutes 20 seconds.

And this is also for the record: Clip 4 of the different clips for inside the bank.

BY MR. SCOW:
Q And what do you see now?
A She's -- Melissa is walking towards the exit.
Q And what's the time that she's walking out? Right here on the bottom.

A $35: 22$.
Q So about a minute she's in the bank?
A About a minute. And then she exited.
Q From your vantage point, you said you lost sight of her when she got to the north end of the bank. At some point did you see her come into view again?

A Actually I think it's the west side of the bank is where I lose sight of her. Right when she rounds the west side of that bank, I can't see her anymore. If we can go back to that picture, I can --

So right when she comes from the alleyway and crosses the street and rounds this side of the bank, I can't see her anymore from my position over here.

Q Okay. And then shortly after losing sight of her,

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
did you see her again in that area?
A I do. She came back from the same side of the bank that I lost sight of her right back up the alleyway.

Q What was the time frame from when you lost sight to when you saw her again?

A A minute or so.
Q Not very long?
A Not very long.
Q After you saw her walk up into the alley, you lose sight of her heading north. What happens next?

A I see Anthony and Damien come from the alleyway, the same alleyway and walk towards the bank around this corner, I lose sight of them again.

Q About the time frame from when you saw Melissa disappear to when they come down?

A It's probably a minute or two from the time Melissa walks up the alleyway that I see Damien and Anthony come from the same alleyway.

Q Okay. Now, I'm going back to the surveillance video, and this is from that U.S. Bank. State's Exhibit 154. And 35:25, that was the time that Melissa exited the bank; right?

A That's correct.
Q So I'll just play it continuously from there so we can just get a feeling for the time frame of events from when Melissa was there to what happens next, and we'll fast-forward

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
to move it along a little bit, but I just wanted to --
And it's moving about two seconds at a time from what you can see on the bottom time frame; is that right?

A Yes.
Q Does that appear to be some customers that just walked in?

A It does.
Q Someone else just walked in?
A That's correct.
Q That wasn't Damien --
A -- a customer.
Q -- or Anthony; right?
A No. That's correct.
Q And what do we see here?
A Damien Phillips and Anthony Barr entered a bank.
Q And that's the clothing you'd seen them wearing and then the black skull caps --

A Yes. That's correct.
Q -- as you described them.
And how would you describe Damien's pants?
A They're like a plaid, red colored plaid, like a pajama-bottom-type pants.

Q So then the -- just for the record, at 42:54, when they are walking into the front entryway.

And what we just saw there was, time reference, was JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
that about the time frame right after you'd lost sight of them as they came around that back corner of the bank?

A Yes. It was pretty fast.
Q So after you lose sight of them, what do you observe as you're posted there at Charleston and Gass?

A When I lost sight of them and I'm being told over the radio that they entered the bank, and then I'm being told over the radio that they exited the bank, and when they exited the bank they were carrying a yellow colored bag, came back around the corner of the same side of the building right here and went right back up the alleyway running, on foot.

Q And when you're getting updated information, that's from detectives who are -- that can see the front entry of the bank?

A Detective Hubbard, yes. That's correct.
Q And did you see them come running to the back side of the bank?

A The back side of the bank going northbound up the alleyway.

Q You saw that?
A I did.
Q You lose sight of them as they run in between the houses --

A Yeah, right up the alleyway. As soon as they get into the alleyway, you can't see them anymore. I lost sight of JD Reporting, Inc.
them.
Q What did you do after you lost sight of them?
A Knowing that they ran northbound up this alleyway, I immediately shot across Charleston, went up Gass, turned right on 9th Street looking for the car, the suspect vehicle, the Grand Marquis. And I drove northbound on 9th. I don't know if you have a picture to show the next intersection. They passed the first intersection. I believe it's Garces is the street, and the second street or intersection would be Bonneville. They turn -- I turned right, and they happened to pass right in front of my vehicle that I was in.

Q So just to make sure it's clear, you turned up 9th, and you described driving up to Bonneville. Is Bonneville a one-way street that heads eastbound?

A I can't say if it's one way to be honest with you, but it does go eastbound.

Q Okay. So as you're coming up to Bonneville, what do you see?

A I see the car pass directly in front of me, and I pull in behind it.

Q And what do you do at that point?
A I'm giving radio transmission or communication to all of my detectives that are in the area explaining where we are, where we're headed, and Detective Hubbard is coordinating with Metro to get the traffic stop done on the vehicle so we can

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
take them into custody.
Q At that point in time, in the vehicle you were in, were you going to effect a traffic stop?

A I was not.
Q Were you waiting for marked Metro police vehicles?
A I was.
Q And from the time that you saw the vehicle, after Barr and Phillips had run north up the alley and you catch sight of the vehicle on Bonneville, did you lose sight of that vehicle again?

A I did not.
Q And what did you follow it to?
A St. Louis and Maryland Parkway where it turned right on St. Louis.

Q Okay. Showing you Exhibit 258. Is this showing St. Louis 10th, 8th, 6th Streets, the area of St. Louis?

A Yes.
Q And this is after they would've turned right from Maryland Parkway?

A That's correct.
Q And if you can just indicate on there what you observed and what happens along St. Louis.

A So Maryland Parkway is over here to the right, and they turned right on to St. Louis, and I stayed behind them until I saw a Metro black-and-white pull in behind my car.

Then I pulled over and let the black-and-white pull in front of me, and once they affected or activated their emergency lights or just prior actually to activating the emergency lights, the vehicle pulled into a -- halfway into a -- somebody's residence and partially in the street. Metro activated their lights, and we did a felony car stop.

Q I'll show you what's been marked as State's Proposed 384 and ask if you recognize this?

A This is a picture from inside the Metro police vehicle showing my car in front of them.

Q And what's in front of your car?
A It's the suspect vehicle, the red Grand Marquis.
Q And that's fairly and accurately depicting the events that morning, August 9th, 2018?

## A Yes.

MR. SCOW: Move for admission of State's 384.
MR. HUGHES: Your Honor, I've got an issue with this. Unless he lays a foundation that this officer was actually in the Metro vehicle that was following his vehicle, he really doesn't have any firsthand knowledge of what it would appear to be.

MR. SCOW: He indicated he's in this vehicle off to the right, and that's the vehicle he was following, and it accurately depicts the scene that he was there present for.

THE COURT: Okay. So he can't see through the

JD Reporting, Inc.
windshield, but you knew there was a police vehicle behind you? THE WITNESS: That's correct. THE COURT: And then you're in this -- this -- I don't know.

THE WITNESS: It's a Chevy Tahoe. THE COURT: Okay. Thanks. And then the target vehicle is the one ahead of you? THE WITNESS: That's correct. THE COURT: All right. I think he's clarified. It's admitted.
(State's Exhibit Number 384 admitted)
BY MR. SCOW:
Q Showing you now 384. Can you just let the jury know what it is that you were just describing and what you see here.

A So this is from inside the Las Vegas Metropolitan police car. This is my car right here which is a goldish colored Chevy Tahoe, and this is the suspect vehicle right here.

THE COURT: So to be clear, your view wasn't the exact same thing as from the vehicle, but the depiction of the street and everything is accurate?

THE WITNESS: That's correct.
THE COURT: Is that right? Okay.
BY MR. SCOW:
Q And you had just barely driven past this area where

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-10 | Day 6
the police vehicle is at too; right?
A I'm sorry. I don't understand that.
Q Where this police vehicle is that --
A Oh, yes. Yes. Uh-huh.
Q -- you were moving in that direction, and you had just been --

A That's correct. Yes.
Q And you saw the police car coming up behind you?
A That's correct.
Q So everything that you see that's in front of you there, that's what you saw that day?

A That's correct.
Q And after you pull to the side, you previously described how the Metro car when it was pulling out to the red Grand Marquis it pulled over before the Metro turned on their lights and sirens?

A That's correct.
Q Did you see what happened? Tell us what happened after that.

A So as soon as I pulled over, let Metro go around me, the suspect vehicle just automatically pulled over partially into a driveway and partially in the street of a residence. I believe it was 705 St. Louis.

Both Damien and Anthony exited the rear of the vehicle, the passenger area of the vehicle, on foot and took
off running.
Both Sabrina and also Melissa stayed in the vehicle.
So we stayed with the vehicle while other detectives, including the air support unit, which was up for Metro, surveilled Anthony and Damien as they ran.

Q How do you know it was Damien and Anthony jumping out of the car at that stopped location?

A Well, at the time I didn't know the exact name of the persons, but I knew that they were the same people that we were doing surveillance on in reference to the bank robberies. I knew that they were the same two people that we saw go to the Smith's grocery store and the same two people that we saw leave the U.S. Bank after it was robbed.

Q Wearing the same clothing, the red --
A The same clothing.
Q -- red pajama pants, and then the other one with the jeans, the light shirt with the long black sleeves?

A Long black sleeves underneath, that's correct.
Q Were you involved with going after them or taking anybody into custody?

A Just the two females with the car. We didn't pass by the car because it was still occupied. So we dealt with them while other detectives and patrol units from Metro, including air support, took them, Damien and Anthony, into custody.

Q And who was it that was driving the red Grand

JD Reporting, Inc.

A It was Sabrina Henderson.
Q And Melissa, she was the --
A Front passenger.
Q -- front --
So as you're at that -- the vehicle stop location, the red Grand Marquis is at an angle semi into the driveway of that residence. What do you do as far as taking control of or assisting with that scene?

A So I pull my tan, my goldish colored SUV on the left side of Metro. We complete a felony car stop, getting both Sabrina and Melissa out of the vehicle. Ultimately they're placed and handcuffed -- in handcuffs and detained by patrol officers.

I along with one of the Metro patrol officers go up and clear the car and observe a hand gun on the floorboard of the passenger side -- in the passenger compartment behind the driver seat on the floorboard of that car.

Q So in the rear area of the red Grand Marquis?
A Uh-huh. That's correct.
Q Did you do anything to take the gun out of the car or anything with the vehicle at that location?

A Not at that location. We sealed it and towed it to our crime scene lab.

Q So after the arrests are effectuated are the suspects JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-10 | Day 6
taken to Henderson police station for processing and booking?
A To the jail for booking.
Q Okay. And was Detective Lippisch involved with that end of it?

A Yeah. Yes. He would've been involved with the booking, interviews and all that with the suspects.

Q And what did you do after that in terms of the different locations and search warrants to search different items or locations? What did you do next?

A I went back to the Aviator Suites where a search warrant was served on both the apartments upstairs and downstairs, and I interviewed two different individuals.

Q Okay. And was that Vidal Holman and Jasmine Moorehead?

A It was Jasmine Moorehead and Jakari Miller.
Q Okay. Vidal wasn't there at that time?
A Vidal was there, but I did not interview him.
Q Did you get anything from Jakari?
A I did. He emailed me a video which showed Damien wearing a woman's clothing, woman's wig --

MR. BROWER: Judge, I'm going to object to what the video is alleged to have shown. They can play the video if they lay the foundation.

MR. SCOW: Well, at this point I won't try to lay a foundation with this witness.

THE COURT: Okay.
MR. SCOW: I was just trying to elicit that he got something from Jakari.

THE COURT: Okay.
BY MR. SCOW:
Q So you did get video from Jakari; is that right?
A I did.
Q And how did you get it from him?
A He sent it to me in email --
MR. BROWER: Well, Judge --
THE WITNESS: -- from his phone.
MR. BROWER: Yeah, that calls for speculation that somebody is sending something from an email doesn't necessarily mean --

THE COURT: Well, he can lay a foundation. How do you know it was from that person and that -- I'm assuming you received it at your Henderson email address?

A I did while I was in the car interviewing Jakari, he sent it to me voluntarily right there in front of me. BY MR. SCOW:

Q So he pulled out his phone?
A That's correct.
Q And with our phones nowadays, we can email things; is that right?

A That's correct.

JD Reporting, Inc.

Q And you can receive it on your end with a telephone as well?

A That's correct.
Q So you saw him pull it up and hit send and send it to you?

A That's correct.
Q Did you see what was on his phone before he sent it to you?

A I did.
Q And the email you received from Jakari while you're sitting next to him, it was the same video that you received?

A That's correct.
MR. SCOW: Court's brief indulgence.
BY MR. SCOW:
Q I'm going to show you a portion of State's Proposed Exhibit 358. When you see what you see, just let me know if you recognize it.

A Okay.
Q All right. I'll put it up there for you. Just say when you recognize it or not. Just give me a second.

Can you see it now?
A I can.
Q And do you recognize what you see?
A I do.
Q What is it?

A That's a video from Jakari's phone. It shows Damien wearing a female wig and clothing.

Q And is this consistent with anything that was investigated in this bank robbery series?

A That's correct. There was a bank robbery that occurred where it was believed Damien was wearing a wig with a female's clothing and that wig during the bank robbery.

Q And in your interview with Jakari he identified this as Damien. Is that how you know it's Damien?

A Yes.
MR. BROWER: Judge, that calls for --
THE COURT: Yeah. That's sustained.
Did you as part of your investigation review the videos from the prior bank robberies?

THE WITNESS: Not the videos, but still images. THE COURT: Okay.

BY MR. SCOW:
Q And what you saw in the still images, is that consistent with what you saw here?

A It is.
Q And is this, just for location purposes, is this inside of one of those Aviator Suites?

A That's correct.
MR. SCOW: I move to admit the video at this time.
It's 358.

MR. BROWER: I'll submit it, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 315 you said?
MR. SCOW: 3, 5, 8. 358.
THE COURT: Oh. 358 is admitted.
(State's Exhibit Number 358 admitted)
BY MR. SCOW:
Q All right. So that just reached the end, and it started over; is that right?

A That's correct.
Q And that was what was provided to you from Jakari?
A That is correct.
Q Were you involved with -- well, I guess first of all, when you execute a search warrant and you're searching a car or an apartment or anything like that, do you call in a crime scene analyst as well to take pictures and document items of evidence?

A We do.
Q Was Crime Scene Analyst Cromwell present during the Aviator Suites while that was being searched?

A Yes.
Q And while that's happening, you were interviewing Jakari and Jasmine?

A That's correct.
Q The following day were you involved with executing JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
the search warrant of the red Mercury Grand Marquis?
A I was.
Q Was CSA Michael Cromwell involved with processing the vehicle that next day as well?

A In the morning.
Q The next morning?
A Yes.
Q So we'll go through pictures and evidence with him, but you were present when that was happening?

A I was.
MR. SCOW: Court's brief indulgence.
I don't have any more questions. I'll pass the witness.

THE COURT: All right. Mr. Brower, cross. CROSS-EXAMINATION

BY MR. BROWER:
Q Detective, how tall is Jakari?
A He's very short. I don't know his exact height.
Q Okay. Do you know how tall Mr. Barr is?
A I don't recall.
Q Okay. Was Jakari shorter or taller than Mr. Barr?
A Shorter.
Q And do you know how tall Damien is?
A Yes. Well, I don't know the exact height.
Q Okay. And is Jakari taller or shorter?

A Shorter.
Q And can you give me the race of Jakari?
A He's a black male.
Q And in the -- you investigated these robberies;
correct?
A I did not.
Q You did not?
A I did not.
Q Okay. Were you informed of any suspects regarding these robberies?

A Yes.
Q And were you informed that the witnesses giving descriptions of the black male about 5-foot-5 to 5-foot-7 as doing the robberies?

A I don't recall exact heights of what the description would be.

Q Would Jakari be in that height limit?
A Jakari is shorter than 5-7.
Q So I said 5-5 to 5-7 --
A I still think he's shorter.
Q -- do you think he's shorter than 5-5?
A I do.
Q Okay. How much shorter?
A I think he's closer to 5-foot to be honest with you, but I'm not a hundred percent.

Q Okay. And the only way or the way you were given Damien's name from that video is because Jakari told you; correct?

A No. I was given their names through the packet that's sent out to us --

Q Okay.
A -- it's an intelligence packet.
Q What I'm saying is you didn't have any independent way to verify in that video that that was Damien wearing the wig; correct?

A That's correct.
Q Okay. So Jakari told you that individual was Damien; correct?

A That's correct.
Q Right. On the video we just watched, it doesn't say hi, this is Damien --

A No, sir.
Q -- I'm here to identify myself and tell you who this is; right?

A That's correct.
Q Okay. So Jakari said, that's Damien?
A That's correct.
Q And Jakari is short?
A That's correct.
Q And black?

A That's correct.
Q And a male?
A That's correct.
Q Okay. How did you rule him out -- well, never mind. I'm going to withdraw that question.

You said that when you were at the apartments behind the Smith's you testified that you identified the people in the vehicle. Do you recall that?

A That I identified them?
Q You said you were able to place the occupants in the vehicle and figure out what they were wearing and basically who they were based on the events that unfolded later; correct?

A I remember saying that I could tell you where Sabrina was sitting and --

Q Okay. So --
A -- Melissa was sitting.
Q Well, that's -- and that's kind of what I want to get to. When you were at the apartment complex, were you looking at the front or the back of the car?

A Initially I was looking at the back of the car.
Q Okay. And was the windows tinted in that vehicle?
A I don't recall if they're tinted to the point where you can't see in.

Q Okay. But photos of the vehicle at the time of the stops would show that; correct?

JD Reporting, Inc.

A It might.
Q If the windows were tinted, which I believe we'll get to photos in a minute, did you see from the front of the vehicle?

A At one point I did.
Q Okay. Is that when you identified who was sitting where?

A No. I identified who was sitting in the passenger seat as far as clothing is concerned when the vehicle was moving.
(Pause in the proceedings)
MR. BROWER: Judge, may I approach the witness? THE COURT: You may.

BY MR. BROWER:
Q Showing you what I believe has been marked as State's Proposed 277. Does that look familiar to you?

A It does.
MR. SCOW: If he wants to stipulate, we'll stipulate to the admission of the State's Proposed --

MR. BROWER: We'll have to see if Mr. Hughes wants to stipulate.

THE COURT: All right. Okay.
MR. HUGHES: Oh, I won't stand in the way of progress.

THE COURT: All right. Pursuant to stipulation then, JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
can we admit 277?
MR. BROWER: 277, but it's the State's Proposed, Judge, not mine.

THE COURT: Right.
MR. BROWER: And for numbering purposes, it'd be great to just keep it with them.
(State's Exhibit Number 277 admitted)
BY MR. BROWER:
Q So does that look like the vehicle that you encountered?

A It does.
Q Okay. Do you know where that photo was taken?
A In our crime scene garage.
Q And will that truly and accurately reflect the way it looked at the time you found it?

A No.
Q No? You guys changed it?
A No.
Q So what's different?
A Well, it appears that the windows are much darker sitting downstairs in that basement.

Q Okay. But you would admit the windows are tinted in that; right?

A I would say that the rear window is tinted, yes.
Q Okay. And you think that this is different than the JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
way it looked when you were at the scene?
A I could see through the windows.
Q Okay. So you think this window was tinted at the crime scene?

A No.
Q At the crime lab?
A No.
Q Okay. So that -- you don't think that anybody changed the window tint?

A No.
Q Okay. How's the lighting in the crime lab? Do you know?

A Dark.
Q Enough light to take this photo though; right?
A Yes.
(Pause in the proceedings)
BY MR. BROWER:
Q One other quick question. You said you saw a white -- I believe you said a white Mitsubishi; correct? A Protege?

A Protege.
Q Is that the vehicle you described as a white Protege?
A That is the Protege, yes.
MR. BROWER: Okay. I'm going to ask to actually approach the witness, Judge.

THE COURT: You may move freely.
BY $\operatorname{MR}$. BROWER:
Q So does this picture as I'm showing it to you
accurately reflect the Protege that you saw?
A It does.
Q Okay. Does that picture show a white Protege or a silverish Protege with a black or dark blue door?

A Silverish Protege with a dark-colored door.
Q Okay. So is this the Protege you were talking about?
A That is.
Q Are you colorblind?
A No.
Q Okay. So is there a reason you described it as a white Protege?

A It looked white.
Q Okay. I mean, did you have sunglasses on?
A No. I don't wear sunglasses.
Q Okay. And real briefly you mentioned going on Facebook; correct?

A I did not go on Facebook.
Q So when they asked about the Facebook post that took you to the Aviator Suites, that wasn't you that reviewed the Facebook posts?

A That's correct. I did not go on Facebook.
Q Okay. Well, I think it was social media and the JD Reporting, Inc.

State said Facebook. Did you go on social media?
A I did not go on social media.
Q Okay. So that was not you that went on social media to do the investigation here in the Aviator Suites?

A That's correct.
MR. BROWER: Okay. I'll pass the witness, Judge. THE COURT: Mr. Hughes.

CROSS-EXAMINATION
BY MR. HUGHES:
Q Officer, I think you were called in to help with surveillance in this case on the 7th of August?

A Initially, yes, that was the day we confirmed the Aviator Suites.

Q And you personally went to the Aviator Suites to look for what?

A The picture of the -- the Protege that was in the picture of -- that was sent out in social media.

Q And while you were there, did you notice the red Marquis?

A Not on the 7th.
Q I'm sorry. Not what?
A Not on the 7th.
Q On the 8th you saw the grand -- how close did you get to the Grand Marquis on the 8th?

A I was using binoculars. I was sitting across the JD Reporting, Inc.
street, so probably a couple hundred yards.
Q Were you able to verify the VIN number from where you were?

A No.
Q So what you identified was a Grand Marquis, not necessarily the Grand Marquis; is that right?

A I believed it was the Grand Marquis we were looking for.

Q And well, you could tell the color from where you were; is that correct?

A That's correct.
Q Could you make out the make of the car?
A I could tell it was a Ford product.
Q Okay. What else could you tell from your location?
A I could tell the people that exited the vehicle and went into the rooms.

Q You could only identify them once they exited the vehicle?

A No, I could tell who the people were that went into the rooms, and that suspect vehicle that was in the parking lot matched the pictures that was sent out in the intel packet of the suspect vehicle --

Q At least from a hundred yards?
A -- that we -- yeah, a hundred or so, 200 yards.
Q Officer, I think you said that you were somewhere in

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
the vicinity of the U.S. Bank on East Charleston on the 9th; is that correct?

A That's correct.
Q Did you ever enter the U.S. Bank on East Charleston on that date?

A I did not.
Q Did you enter it on a subsequent day?
A Not that I can recall any day.
Q Now, I recall you being asked to view a video, State's 154, and you described I think Melissa entering the bank and being inside the bank. Do you remember doing that?

A I do.
Q So if you were never in that bank, how did you know that was the interior of the bank?

A I knew that that was the video that was given from Metro in reference to the bank robbery that occurred prior to the incident.

Q Okay. But you had no firsthand knowledge because you've never been in the bank?

A That's correct.
Q So we made a little assumption, did we?
A No, I wouldn't say so.
Q Who did you learn rented Unit 142 at the Aviator Suites?

A Vidal.

Q And you don't remember his first name?
A I can't remember, no.
Q Did you ever meet this individual?
A I think Vidal was his first name.
Q Oh. Do you remember his last name?
A I don't.
Q Did you ever meet him?
A I did not. I didn't interview him. I didn't -- I saw him through binoculars when he came into the parking lot, but I don't remember what his first name is.

Q Okay. Do you remember what he looked like?
A I do.
Q What did he look like?
A A light-skinned male. I couldn't tell if he was black or Hispanic, but he was light-skinned with dark-colored hair.

Q But you feel comfortable that he was not Caucasian?
A I feel comfortable saying he was light-skinned.
Q Did you actually conduct the search of both of the units at Aviator Suites --

A I did not.
Q -- pursuant to a search warrant?
A I did not.
Q Do you know who did?
A I don't.

MR. HUGHES: Okay. Thank you, Officer. That's all I have.

THE COURT: Redirect.
MR. SCOW: Thank you, Judge. REDIRECT EXAMINATION

BY MR. SCOW:
Q First, with regards to the social media and the Facebook, you didn't look at it. You were just assigned to go follow up and see if you could confirm the building that was in that picture?

A That's correct.
Q And you did that on the 7th?
A On the 7th.
Q And then mobile surveillance started on the 8th?
A That's correct.
Q The tracker is placed on the 8th?
A That's correct.
Q At the Circus Circus Manor?
A That's correct.
Q And you were asked when you saw the vehicle at the Aviator Suites parking lot from your binoculars, you were asked if that was the red Grand Marquis. Had you done the investigation in this case?

A I had not.
Q Had you looked at any of the body cams of prior JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
vehicle stops of that red Grand Marquis?
A I did not see the actual body cam videos of prior traffic stops.

Q That was Detective Lippisch who did that?
A That's correct.
Q And at the scene he confirms that that is the red Grand Marquis?

A That is correct.
Q When -- you were asked about the differences in the picture that you saw of the Grand Marquis at the lab and with the windows that looked extremely tinted in the photograph; is that right?

A That's correct.
Q When you saw it at that apartment complex parking lot by the Smith's at Sahara and Maryland Parkway, was it a vehicle that you could see the inside of?

A Yes, it was.
Q When you testified first on direct that when you first got there the way the vehicle was positioned you couldn't tell who was in the car from where you parked?

A That's correct.
Q Is that in part because of distance and the windows were tinted?

A It was because there's other cars parked around it too in the parking complex and the position of where I

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
initially was when I first pulled into that apartment complex.
Q And when you first got there, that's when you saw Damien and Anthony get out of the car and head towards the north side of the Smith's?

A That's correct. I saw them -- I couldn't see exactly which doors they exited from the car, but I could see them coming from that car. They couldn't have gotten out of any other car.

Q Okay. And you went up to the Smith's parking lot, saw some things, saw them come around and walk to the front of the Smith's?

A That's correct.
Q And then after they left Smith's and headed toward the Chase, you went back to the vehicle?

A That's correct.
Q And where you parked you had a different vantage point?

A That's correct.
Q So you could better see the vehicle and who was getting in and out of the vehicle?

A That's correct.
Q And ultimately you saw Damien and Anthony come back to and get inside the vehicle?

A That's correct.
Q And you could tell they got in the rear portion of JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
that vehicle?
A That is correct.
Q And when it backed out, is that when you saw the front windshield?

A That's correct.
Q And you could see who was in the driver's seat and the front passenger?

A That's correct.
Q And could you see their clothing?
A I could see the upper portions of their clothing, not the lower portions.

Q And there are regulations and laws as far as how tinted the front window can be; is that right?

A That's correct.
Q So you can see out of them when you're driving?
A That's correct.
Q But that's when you saw who was in the front of the vehicle?

A That's correct.
Q And you could see their clothing?
A That is correct.
Q Now, the final line of questioning from me is with regards to the video you got from Jakari. In that video, you see an individual with a long wig that is black on top and then white that comes down the last part?

JD Reporting, Inc.

A That's correct.
Q And also in a dress? Is that right?
A That is correct.
Q And it's a male?
A That's correct.
Q On the surveillance video of the Bank of the West, July 31st, 2018, you saw still images of that same image, the male in a dress with that same wig?

A That's correct.
Q Inside the Bank of the West?
A I believe it was outside of the bank where I saw that image. I did see additional images, but I can't remember exactly where they were at.

Q And you are the investigator of this case?
A That's correct.
Q But specifically in regards to that dress and the information provided by Jakari, inside that bank, the counter the person in that dress touched, there was some latent prints that came back to a palm of Damien Phillips; is that right?

A That's correct.
MR. SCOW: I don't have any more questions.
THE COURT: Mr. Brower.
MR. BROWER: Nothing further, Judge.
THE COURT: Mr. Hughes, any other questions?
MR. HUGHES: Nothing further, Your Honor.

JD Reporting, Inc.

THE COURT: Any juror questions for this witness?
All right. Counsel, approach.
(Conference at the bench not recorded)
THE COURT: Detective, we have some juror questions. A juror asks, did both Damien and Anthony load things into the Protege?

A Just Damien.
Q Who owns the Protege, if you know?
A I don't know who legally owns it.
Q All right. Do you know the original date from the video Jakari sent you?

A I do not.
THE COURT: State, any follow-up?
MR. SCOW: No, none from the State.
THE COURT: Defense, any follow-up?
MR. BROWER: No, Judge.
MR. HUGHES: No, Judge.
THE COURT: Any additional juror questions before I excuse the witness?

All right, Detective, I don't see any additional questions. Thank you for your testimony. Please don't discuss your testimony with any other witnesses in this case.

THE WITNESS: Thank you.
THE COURT: You are excused.
And, State, call your next witness.

MR. SCOW: David Brooks.
THE COURT: Sir, right up here by me, please. And then just please remain standing facing our court clerk, and she'll administer the oath to you.

## DAVID BROOKS

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat.
THE WITNESS: Thank you.
THE CLERK: State and spell both your first and last name for the record.

THE WITNESS: David Brooks. D-a-v-i-d, B-r-o-o-k-s. THE COURT: All right. Thank you.

Mr. Scow.
MR. SCOW: Thank you, Judge. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you currently employed?
A I am currently employed with the Las Vegas Metropolitan Police Department.

Q How long have you worked for Las Vegas Metropolitan Police Department?

A About 15 and a half years.
Q What's your current assignment?
A Currently I'm assigned to the air unit.

Q How long have you been with the air unit?
A Nine and a half years.
Q Describe for us the role of the air unit when you get involved and training that comes into working in the air unit.

A The primary responsibility of the air unit is to support -- is to support the patrol function of the department. So when you first go into the air unit, you're trained up as an observer which takes roughly nine months. That's the person inside the helicopter that conducts the police work. After that, you go into a pilot training, and that takes approximately a year after which you're a full pilot and tactical flight officer. We fly six hours of patrol a day with time that we take off. There's eight area commands inside the Las Vegas Metropolitan Police Department that we provide services to aerial services on all the dynamic or Priority Zero, Priority 1 type of calls.

Q So when you're in training or if one of the officers in the helicopters is in training, is the recording of the camera that shows below, is that turned on or activated?

A No. So since we purchased the new recording capabilities, typically we record every call that we go on; however, when we're training a new officer, it's not a passive recording system. It's an active recording system. So he has to understand how the camera functions, have control of the camera, and so when they first come into the training program,
it's broken into three phases.
Phase 1 is about orientation, patrol procedures as we conduct them from the helicopter orientation, some of the basics.

And then once he starts into Phase 2, they get introduced into the mapping system, the camera system, conducting flare searches, conducting camera searches with the camera and surveillance type techniques.

Q Directing your attention back to August 9th, 2018, were you working with an officer in training at that time?

A I was. I was conducting patrol operations with Officer Mark Patterson.

Q And was he in -- what was his status in the training?
A He was in -- it was actually I believe his first or second week assigned to the unit. So he was in a very early stages of orientation training.

Q So you're the pilot, and then your partner is the one in training.

A Uh-huh.
Q Whatever is observed down below, he's not going to be turning on the recording because he's not been trained on that yet?

A No. At that point we're just really trying to get him used to the orientation from the air, seeing the streets, knowing the streets, landmarks, seeing the way police
operations appear from the air because the officers that come into the air unit typically have substantial police experience in patrol, but then transitioning that experience to what they're seeing in the air and conducting command and control from the air takes a little bit of time to get used to, and that's what the training program is for. So he was in the first, like I said, first or second week of training, and the camera had not even been introduced to him. It wouldn't get introduced until the second phase of training.

Q So for the events that we're going to be talking about this morning, there isn't video associated with --

A No, there was no video taken at all.
Q So at about 10:45 in the morning, August 9th, 2018, did you get called out to assist with a robbery that had occurred at a U.S. Bank at 801 East Charleston?

A Yes, we did.
Q And tell us what you do. You're in the air at that time?

A Yeah. We were available on patrol. So we were flying patrol, which like I said, we're available to any of the area commands for any priority calls.

A priority call came out that there was a bank robbery in the Downtown Area Command, and so we assigned ourselves and then went to the wants channel. So there's -each area command has a specific radio channel, and all bank
robberies go to the wants channel because there's multiple agencies responding. So we went to the wants channel, got the details of the bank robbery and was en route, or were en route.

Q And then as things transpire, you're giving updates from what you see in the air with the Birdseye view?

A Yes. So there was -- the update was given in the wants channel, and in the aircraft we also monitor other channels as well because we have that capability.

Q And then during this, as you fly into the area and as you get there, did you receive information that an unmarked Henderson vehicle was at or near the vehicle in question?

A Yes, we did.
Q And did you locate that vehicle?
A Yes.
Q What do you do once you locate the vehicles in question?

A Well, the vehicle description was given out, and the location was given out over the radio. So we went to the location that was broadcasted. Upon seeing the video, just confirm that, hey, this is the vehicle that we're -- we make confirmation that that's the vehicle we're actually looking for, which that was given because there was a plain car behind the vehicle that was in -- that was following it, and we had the description, I believe, of that plain car, and then there was a marked patrol unit that was rolling up on that vehicle as

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
well as we saw it visually. I think it was on St. Louis Street.

Q Okay. So is your air unit, you would give a -that's the correct vehicle type call out so that they know?

A Yeah, time permitting. I mean, every scenario is different, but typically we confirmed that's the vehicle.

Q The radio, you mentioned the wants channel. Is that recorded by Las Vegas Metropolitan Police Department?

A Yes, it is.
Q The Communications Bureau?
A Yes.
Q And once that's retrieved, you can listen to things that are called out with regards to a specific --

A Yeah, all radio traffic is recorded.
Q I'm going to let you listen to a portion of State's Proposed 157, and just let us know if you recognize what you hear.

Do you recognize what you've heard so far?
A That sounds like Metro radio traffic. I heard Air 2.
Q Okay. And if you recognize a voice or anything on here, you just let us know. And you were Air 2 at the time?

A Yes.
That would be Officer Mark Patterson, the tactical flight officer for that day that was in training.

Q He was your partner?

A He was my partner.
Q The one in his first or second week?
A Yes.
Q Okay. And this is going to capture the information that you're broadcasting as it happens that morning when you come out to that call?

A Yes, absolutely.
MR. SCOW: Move for admission of State's Proposed 157.

MR. HUGHES: Submitted. MR. BROWER: Submitted, Judge. THE COURT: All right. 157 is admitted.
(State's Exhibit Number 157 admitted)
BY MR. SCOW:
Q Now, the way that officers speak over the radio to each other, is it like we speak to each other in everyday language?

A No.
Q So there's going to be short phrases to help make the information go quickly from one person to the next?

A Yeah. We use 400 codes and then what we call police jargon if you will, but you'd probably be able to follow most of it.

Q Okay. So what's the call number for a robbery?
A 407.

Q Okay.
(Publishing State's Exhibit Number 157.)
BY MR. SCOW:
Q So is that you guys calling out they're behind the right vehicle for the Metro police to make a stop?

A I'm not sure. Could you replay it. I was trying to hear it, but I heard something about the car.

Q Okay.
(Publishing State's Exhibit Number 157.)
BY MR. SCOW:
Q Who was that giving information there?
A That's Officer Patterson.
Q Indicating that they were running from the car?
A Yeah. So there was a plainclothes Henderson detective that was following the vehicle that was on an admin channel, which is our administration channel, and like I said, we went to the wants channel, but we monitor both channels, and you can hear that radio traffic in there about there's an officer on the admin channel.

So we got the description that there's a plainclothes officer following, and then, like I said, there was a marked Metro unit closing in when we caught visual of the suspect vehicle. About the time that we have visual, that marked unit makes a car stop on that suspect vehicle, and so it jumps, as you can see, real quickly to they're bailing from the vehicle.

JD Reporting, Inc.

Q So tell us, does this record and then does it keep the pauses in between --

A No. That's one thing confusing about the new or the way the recording is provided now is there's no -- like it's not in realtime. It's the exact thing that was said to the next exact thing that was said. So it's misleading. The radio traffic is not continuous like that. There may be dead spots. There may be pauses that we don't have on the audio recording.

Q So if just, for example, when you got to the area and you see the vehicle being followed by the unmarked Henderson car, there might have been some time that elapsed between confirm that's the right vehicle to, oh, they're now running --

A Yes.
Q -- running from the vehicle?
A Yes. That -- but the recording wouldn't show that because they just -- whatever was said is recorded minus the delay or the blank radio time.

Q So what we were just hearing was your partner Officer Patterson, and he's giving updates as to what you guys are seeing?

A Yeah. You heard him say -- I believe he said they're bailing from the vehicle which is because the car had just been stopped.

Q And are these things that you're able to observe as well?

JD Reporting, Inc.

A Yeah, for the most part.
Q Okay. So when he's giving description, when you're in the helicopter, the cameras or equipment that you have, does it zoom in pretty well, and you can see details pretty detailed what's happening below?

A Yes. Yes, if it's operational.
Q Okay.
A If you're using it, yes.
Q So he's giving descriptions of clothing. You can see clothing on people --

A He's using his visual -- his eyes. I mean, he's outside the ship. Like I said, he was not trained to use the camera, but he's using his eyes, and he's using binoculars. That's what he's -- his primary tools are at that moment, but from our altitude, which is typically 4- to 500 feet on daytime patrol, you can see very clearly what's going on on the ground.

Q Okay. So there was broadcast that one suspect was in custody at 8th and Canosa?

A That's what it sounded like, yes.
Q And then there's another one that's on the roof?
A Uh-huh.
Q So there was two that you were -- that were out
there. Did you guys focus your attention on one of those two?
A Yeah. Well, so our procedure is on something like this is when they bail from the vehicle we'll always stay with
the driver unless we have a specific suspect description. We didn't have that at that time.

The two bailed out of the car -- or excuse me, jumped out of the car and took off running on foot. So they both initially ran the same direction. So we stayed with the two, and we're giving out the details, as you can hear Mark, or Officer Patterson, gives out the specific descriptions of the two that jumped out of the vehicle.

Then within that time period, and it's hard to tell because, like I said, there's no gaps, but within that radio traffic, now we have units converging in on the area, and you can hear him saying unit, they're running now back southbound. There was one suspect that they were able to -- the units were around pretty quickly, and there was a second suspect that ran southbound and broke away from where the units were converging on and ran south across St. Louis. So we stayed with that suspect that was running southbound while the officers took the one suspect into custody.

Q Whose voice is that?
A That's my voice.
Q And you're giving updates as to where the one you followed southbound --

A The one went southbound, and then he attempted to hide, and so I was giving the description of where he was hiding so units that were converging on that area would know.

Q So from what they're seeing on the ground, you're telling specific things that you can see that they could identify from the ground?

A Yeah. That's -- part of our training is to paint the picture for the officers on the ground, and so we use objects that they can readily identify and then a direction from that object for officer safety purposes.

Q And from what we just heard, you were describing a truck and a box trailer?

A Yes.
Q And was this at the end of a cul-de-sac?
A It was.
Q From what was said, it sounded like it was in a cul-de-sac Alhambra Circle?

A I'll take your word that that was the street, but I don't recall the exact street, but it was in a cul-de-sac.

Q Okay. So there at the end there everybody is just trying to confirm that everybody involved is in custody?

A Yeah. That's.
Q And what's a 413?
A It's a gun.
THE COURT: And, Mr. Scow, this might be a good time to take a break.

MR. SCOW: Yeah, and I think I was just about done with questions for him too.

JD Reporting, Inc.

THE COURT: Okay.
MR. SCOW: I was about to pass the witness. So when we come back we can go to cross.

THE COURT: Does anybody need a break, or -- if
everybody's okay, we'll power on.
All right. Don't be shy.
All right. Mr. Brower.
MR. BROWER: I just had one question. CROSS-EXAMINATION

BY MR. BROWER:
Q Did I hear you say the person was leaning out of the aircraft?

A No.
Q Okay.
A I'll probably say he's out of the aircraft, which means he's looking, his eyes are looking out of the aircraft.

Q Okay. So he wasn't hanging on to some strap or something --

A No, absolutely not.
Q -- as you are flying around?
A Absolutely not.
Q So that would be one heck of a training.
MR. BROWER: All right. Thank you.
THE COURT: Mr. Hughes.
MR. HUGHES: No questions.

THE COURT: Do we have any juror questions?
Do we have any follow-up to Mr. Brower's question? MR. SCOW: No, I don't, Judge.

THE COURT: All right. Detective or Officer, thank you for your testimony. Please don't discuss your testimony with any other witnesses in this case. Thank you, and you are excused.

THE WITNESS: Thank you, Your Honor.
THE COURT: Does anybody need a break?
UNIDENTIFIED SPEAKER: Sure.
THE COURT: Okay. We'll take our break now. Let's go ahead. We'll take -- is 10 minutes enough? Put us right at 3:20.

During the brief recess, you're reminded that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium, and please don't form or express an opinion on the case.

Please leave your notepads in your chairs and follow the bailiff through the double doors.
(Proceedings recessed at 3:10 p.m., until 3:27 p.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session, JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr|2018-12-10 | Day 6
and the State can call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Officer Lee Damschen. (Pause in the proceedings)

LEE DAMSCHEN
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record.

THE WITNESS: My name is Lee Damschen. L-e-e,
D-a-m-s-c-h-e-n.
MS. SCHIFALACQUA: May I?
THE COURT: You may proceed.
MS. SCHIFALACQUA: Thank you.

## DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Officer Damschen, can you let our members of our jury know how you're employed.

A I'm employed with Metro. This is my 11 months on. I started on January 25th.

Q Okay. So you say "11 months on." Were you working in this capacity in August of 2018?

A Yes, I was.
Q And what is your current assignment, sir?
A My current assignment right now is Northeast Area JD Reporting, Inc.

Command.
Q Okay. And that's a patrol officer in Northeast Area Command?

A Yes, ma'am.
Q Back on August 9th of 2018, Officer Damschen, were you in Downtown Area Command?

A Yes, I was.
Q Okay. And were you working alone or with someone?
A I was with my FTO.
Q Okay.
A Officer Rollo.
Q Officer Rollo, and by FTO, describe for our members of our jury, what's an FTO?

A That's a field training officer. So I --
Q How -- go ahead.
A So I'm a trainee, and he oversees everything I do.
Q Okay. And how many days on were you on August 9th with that particular officer?

A I was -- after police academy, I was on three days.
Q Okay. So Day 3 and you get assigned to this call; is that right?

A Yes, ma'am.
Q Okay. So with regard to August 9th of 2018, did you become aware than at approximately 10:45 in the morning or thereafter that there had been a bank robbery at U.S. Bank at

801 Charleston?
A Yes, ma'am.
Q And did you and Officer Rollo then get assigned to that call?

A Yes, we did.
Q Okay. With regard to how you're outfitted -- if you could do me a favor and just stand up and face the jurors for a second -- is this your standard uniform that you were wearing on August 9th?

A Yes.
Q Describe what's on your left shoulder there, sir.
A It's a body-worn camera. So anytime I hit this button that's right here in my pocket -- I'll show you -- it'll activate, and within 30 seconds of what I was filming before, and then sound will kick in, and then that's when the rest will start filling with sound.

Q Okay. And so thank you for showing that to our members of our jury, Officer. You can have a seat when you're done with that.

So on August 9th, after you get called or are made aware of this robbery that's in your particular unit, you assign yourself to the call, or you and Officer Rollo do that, and then do you hit your body camera?

A Yes.
Q Okay. Now, for purposes -- our jurors have seen a JD Reporting, Inc.
bunch of body camera footage. For purposes of court, you're aware that we've narrowed down some of that body camera footage?

A Yes, ma'am.
Q Okay. Before we play that video, sir, describe for the members of our jury kind of what location do you go to, and what's your path to get there?

A The location I go to was the street St. Louis. The path we took, we were a couple blocks down. So we had to go -I believe what the street was was Maryland, and then we had to go down and cross over to St. Louis up to 9th.

Q Were you made aware over radio traffic, which we've heard some of, were you made aware that there was an unmarked Henderson officer also following the suspect vehicle?

A Yes, there was.
Q And that suspect vehicle, was that a Mercury Grand Marquis red or maroon in color?

A Yes, it was.
Q Okay. And so did you have occasion to follow to where the suspect vehicle was as well as observe the unmarked Henderson officer's vehicle?

A Yes.
MS. SCHIFALACQUA: Court's indulgence.
BY MS. SCHIFALACQUA:
Q I'm going to publish for you, which means a fancy way JD Reporting, Inc.
of show you what's been admitted as State's 384. And is that the view from the vehicle, the patrol vehicle that you're in, Officer Damschen, showing that unmarked Henderson vehicle in front of you?

A Yes, it is.
Q Okay. Does this appear to be a still shot of the video surveillance that you had on that date?

A Yes, it is.
Q And so just so it's clear of any questions that were thrown before, this is a fair and accurate depiction of what you personally observed on August 9th?

A Yes, it is.
Q Okay. After that -- this particular vehicle gets out of the way, where do you go? Do you end up at 705 St. Louis?

A Yes, ma'am.
Q How do you end up there? Describe for our jury.
A What we do is the -- on the radio -- the Henderson unit saw us coming behind him, and then he pulled off to the right so we could go around and take the car and flash our lights and sirens at him so the car knows that it's supposed to pull over, and we go right behind it.

Q Okay. Before -- either at that time or before that time, does the vehicle start to pull over?

A If I remember correctly, it goes for a little bit, and then it pulls kind of sideways into a driveway.

JD Reporting, Inc.

Q Okay. And that driveway is the 705 St. Louis location?

A Yes.
Q At that time, tell our jurors what you see.
A At that time, once the car finally stops, I see two black males jump out of the backseat from the driver's side. The driver and the passenger stay inside the vehicle, and then we try to call the passenger out of the -- and the driver out of the vehicle.

Q Prior to the two black males fleeing that vehicle, had you given commands to that vehicle?

A I had not, but my -- Officer -- my field training Officer Rollo did.

Q Okay. And were you kind of in conjunction outside of your vehicles given commands if you will to the --

A Yes. Yes, ma'am.
Q -- the car -- okay.
And did you have your weapon drawn at that time?
A Yes, I did.
Q Okay. Is that what's known as a felony car stop?
A Yes, it is.
Q And you had obviously were stopping for the felony crime of robbery; is that right?

A Yes, ma'am.
Q Okay. After those males run, what, if anything, do JD Reporting, Inc.
you observe? Describe for the members of our jury.
A As the males run, I see they both went -- one had a yellow bag in his hand, and then both took off I believe it was north behind the house to the right of the stop.

Q Okay. Did both of them stay in that location, or did you observe something else?

A After we were able to pull both the females out of the car, one of the males decided to run back in front of us and run across the street to the church.

Q Okay. And you say after you got the females out of the car. Could it have been before the females got out of the car?

A It could have, yes.
Q Okay. But either way you saw one of the males.
A I saw -- yeah, either way I saw one.
Q Okay. Run back over.
I'm going to show you, Officer Damschen, what's been marked as -- or start to show you State's 256.

MS. SCHIFALACQUA: Permission to publish for identification purposes, Your Honor?

THE COURT: Go ahead.
BY MS. SCHIFALACQUA:
Q And, Officer Damschen, first of all, do you recognize -- well, let's play a little bit of this.

Is this a copy of your body camera worn footage from JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6

August 9th of 2018, sir?
A Yes, ma'am.
Q And did you just hear on that radio traffic -What's a 407, sir?

A 407 is a robbery.
Q Okay. And they said that was at the U.S. Bank; is that right?

A Yes, ma'am.
Q Okay. And this is a fair and accurate copy of the footage from that date from your body camera; is that right?

A Yes, ma'am.
Q Having been redacted for court?
A Yes, ma'am.
MS. SCHIFALACQUA: Okay. I'd move for admission at
this time, Your Honor, of State's 256.
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 256 is admitted.
(State's Exhibit Number 256 admitted)
MS. SCHIFALACQUA: Permission to publish?
THE COURT: You may.
BY MS. SCHIFALACQUA:
Q And you heard all of those. It said, North Las Vegas admin wants. What are -- what's happening there, Officer?

A He's switching the radio channels, and what we do is JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
when there's a robbery in progress we switch over to wants. So that way the $F B I$ can listen on the radio.

Q Okay. And so that's what we did there so that all of the radio traffic can be on the same channel?

A Correct.
Q Okay. Are you headed down Maryland Parkway as you described showing in the video?

A Yes, ma'am.
Q Is that the plainclothes officer Henderson Detective Ebert's unit that's pulling over to the right?

A Yes, it is, ma'am.
Q And do you see the Mercury Grand Marquis up in front of you on this video?

A Yes, ma'am.
Q And you indicated --
There's a mouse in front of you, Officer Damschen.
A Yes, it is.
Q Can you point out the suspect that ran back across?
A That would be him right there.
Q There. And is it fair to say that you alerted the other officer to that on --

A Yes, I did, ma'am.
Q -- on the date -- thank you.
And, Officer Damschen, you heard, I mean, maybe some language that was used by officers. Is it sometimes

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
frustrating when the general public doesn't get out of the way --

A Very, yes. Yes.
Q -- when you're on a call like this -- okay. And that was kind of depicted in the --

A Yes, ma'am.
Q -- video --
MS. SCHIFALACQUA: I pass the witness, Judge. THE COURT: Mr. Brower.

MR. BROWER: I'm going to pass the witness, Judge. THE COURT: Mr. Hughes.

MR. HUGHES: I have no questions, Your Honor.
THE COURT: Any juror questions?
All right, Officer, I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with anyone else who may be a witness in this case. Thank you and you are excused.

And the State may call its next witness.
MR. SCOW: Yes. Can we approach the bench really quick on this?

THE COURT: Sure.
(Conference at the bench not recorded) MR. SCOW: The next witness is Brian Farrington. BRIAN FARRINGTON
[having been called as a witness and being first duly sworn, JD Reporting, Inc.
testified as follows:]
THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Brian Farrington. B-r-i-a-n. F as in Frank, -a-r-r-i-n-g-t-o-n.

THE COURT: All right. Thank you. Mr. Scow, you may proceed.

MR. SCOW: Thank you, Judge.
BY MR. SCOW:

## DIRECT EXAMINATION

BY MR. SCOW:
Q How are you employed?
A I work for Las Vegas Metropolitan Police Department as a police officer.

Q How long have you been a police officer?
A Four and a half, almost five years.
Q What is your current assignment within Metro?
A I'm a field training officer currently assigned to Spring Valley Area Command.

Q And as a field training officer, are you working patrol with a trainee?

A That's correct.
Q And patrol, your duties, you assist in calls for service and are just generally observing the streets for traffic infractions and other potential criminal-related JD Reporting, Inc.
activity?
A That's correct.
Q I'm going to direct your attention back to August 9th, 2018. Were you nearby when a call comes out for a robbery that occurred at a U.S. Bank on Charleston?

A That's correct. I was working Downtown Area Command on day shift at that time.

Q And were you working with a partner as well?
A Yes. I was working with Officer Presta, who was new to field training, just recently out of the academy.

Q So when you get the call at about 10:45 a.m. of a -it's a 407 that gets called out, a robbery?

A Correct. Bank robbery.
Q What do you do then?
A We start moving to the area of where the bank robbery was -- details were kind of fuzzy. They gave a description of the vehicle. They gave a description of the U.S. Bank. They gave a location of where the vehicle is coming at or from, and it also matches a series of bank robberies that we've been kind of happening in our area for a month or so before that.

We start heading west on Charleston and then east on 8th Street as they're giving updates as to the vehicle location. We subsequently get to about 8th and Canoso -Canosa where the vehicle has already been stopped. Two subjects have gotten out of the vehicle and fled from the

JD Reporting, Inc.
vehicle in two different directions.
We're trying to establish a perimeter around where these subjects are running in or about. We take up the position there. We see a unmarked patrol vehicle -- subsequent was a Henderson robbery detective. We kind of make contact with him to try to establish what he might know. As we're coming up to him, he's pointing to a backyard to the south of our location indicating that one of the males that was involved in the robbery was in the backyard at one of those residences going west.

Q So what do you do after he's pointing, directing you?
A Because I'm driving, I back the vehicle up to 8th and Canosa where I'm talking to Officer Presta, giving him directions that, okay, our responsibility is this corner. We're going to watch over here and make sure the subject doesn't run west past 8th Street. We're going to make sure he doesn't go any further north over Canosa while we're talking about kind of our tactics because he's still brand-new out of the academy. He's not sure exactly what's going on.

I swing from being on 8th and Canosa to where I turned back to my left, and I see a black male running north across Canosa from the area of where the suspect was last seen trying to go north from our perimeter.

Q Okay. Let me -- I'm going to throw up on here, and you'll have it on your computer screen in front of you [unintelligible] a little bit.

Can you still read the street names on there?
A Yes, I can.
Q And can you -- you can use the mouse to indicate areas that you recognize. Do you see the area that you were at on here?

A Yes, I do.
Q Go ahead and grab the mouse and move the pointer up to where you're at.

A We should be right about here.
Q 8th and Canosa?
A Correct.
Q And a few houses down is St. Louis as well; is that right?

A That's correct.
Q And so you're in this area when the Henderson
detective --
That's not in a patrol uniform; right?
A That's correct.
Q Plainclothes?
A Plainclothes.
Q -- was pointing the direction to you. Where was the direction that he was pointing to you?

A We came down 8th Street from this direction, make the left-hand turn to go east. He's right about here, and probably

JD Reporting, Inc.
down a little bit further, but he's in this location pointing in this direction towards these houses as the last place that he saw the suspect running west.

Q Okay.
A So we take this position so we can look down Canosa, and we can look down 8th Street to ensure the suspect stays in this area.

Q So you had driven this way a little bit, but then back up --

A Correct.
Q -- as you previously testified?
A Correct. Correct. So as we made a left-hand turn to go east, we made contact with the detective who then points in this direction that the suspect is in this area. I back the vehicle up and basically point the vehicle so that we have both containments until another officer gets in the area.

Q So you're trying to set up a perimeter to prevent anybody from getting outside of that area?

A That's correct.
Q What do you do when you're at that location, 8th and Canosa? What do you see, and what do you do?

A Like I said, as I'm talking to Officer Presta and directing him to keep an eye down 8th Street, as I come back to look east on Canosa, which is where the detective is and my lieutenant subsequently in that area also, I believe he stopped

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6
to talk to the detective; I see a black male adult running from the south side of the street north across the -- north across Canosa. He's looking back over his shoulder.

I immediately turned towards him, draw my weapon, give verbal commands for the man to lay down on the ground and to basically stop.

Q Okay. When you're working patrol, you're in a uniform, a police -- recognizable police uniform?

A That's correct.
Q And as part of that uniform a body camera that would be up on one of your shoulders?

A It's on my left shoulder.
Q And I'm going to show you a portion of State's Proposed 255 and ask you if you recognize what you see.

Let me know when you recognize what you see.
A That's my body-worn camera. That's the watch I wear when I work on duty, and that's my left hand as I'm driving the vehicle --

Q In a nearby area?
A In a nearby area.
Q As you start to recognize the streets that you're on as we go along on this video, go ahead and let us know, but this is from events that morning, August 9th, 2018? Officer Farrington?

A That's correct.

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

MR. SCOW: Okay. I'll move for admission of State's Proposed 255.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. That'll be admitted.
(State's Exhibit Number 255 admitted)
THE WITNESS: And then also in the upper right-hand corner is the date-time stamp even though the time says 1746 , that's from that date.

BY MR. SCOW:
Q Okay. And can they time stamp reflect when you actually uploaded it in to digital evidence?

A It could, yes. I'm not sure exactly the time stamp that's on there, and there's some drift in the tasers.

Q And just to help orient what the time frame is, is there a log that's created with each Metro event number?

A Yes, there is.
Q With regards to a 9-1-1 or another call for service?
A Any time there's a call or we generate a call for a car stop, it gets updated into our CAD system to generate the call.

Q And is this a catalyst for this particular event?
A It appears so, yes, based on the details such as the location, the burgundy Grand Marquis. They watched it happen. The car is going northbound through an alleyway towards

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

Bonneville, and it says Henderson is tracking the vehicle. It's occupied four times.

Q Okay.
A And it just goes through a description of which way the vehicle is traveling and who's giving out the information.

Q And it gives times associated with --
A Yes, it does.
Q -- what's getting called out?
A Correct.
Q So again the event number is 180809-1546?
A That's correct.
It's 407, which is a burglary to the U.S. Bank which happened at 801 East Charleston, and the call comes in roughly 10:45 and three-tenths of a second.

Q And at the time that the call comes out or near when the call comes out is when you're going to be getting information about the vehicle and what you're searching for when you respond to this call?

A Yes. Immediately the information is given out with, like I said, the make, model or color of the vehicle and direction of travel.

Q Okay. I just wanted to make sure it was clear that you're responding to a 10:45 a.m. call, and the time on here is 1746?

A That's correct.

Q Which is likely when it was uploaded into digital evidence?

A Most likely, yes.
MR. SCOW: Move for admission of State's 255.
MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. I think it's already in, but if not, now it's really in.
(State's Exhibit Number 255 admitted)
THE COURT: Now, I mean it.
MS. SCHIFALACQUA: It's doubly in evidence.
MR. SCOW: That's right. I forgot that happened. BY MR. SCOW:

Q Okay. As you're responding to calls like robberies when there may be information a weapon was used or threatened, what does that do for you in your mindset as you're responding?

A And in this instance I also have to talk to Officer Presta to ensure he knows exactly what the details are; he knows what our proper response should be when we arrive.
[Unintelligible], one of the biggest things is the severity of crime at issue. What's going on? This is a robbery. It's not some minor nothing. This is a robbery. Typically there is violence or a weapon is involved. So we need to respond appropriately and anticipate that we might come across somebody who has a gun or is armed and is going to fight
it out with us or shoot it out with us as soon as we make contact with them.

Q So when you make contact with someone in that situation, are you going to use strong language to get command of that situation?

A Absolutely. I need to control the situation from the onset that I make contact with that person to try to immediately de-escalate through verbal commands for him to understand where I'm coming from from the get-go. If I come in, you know, please, sir, can you do this and I'm trying to be nice, I'm probably not going to get the desired response. So if I have to come in and swear at somebody or yell at somebody to get their attention and get them to understand where I'm coming from, then I have to do that.

Q And are you prepared to use your weapon if need be to protect yourself or your partner?

A Absolutely.
Q Or anybody else who --
A Or anybody else.
Q Okay. Not -- like I said before, as we go through this, as you recognize streets, whatever, just feel free to talk about what we're observing on this video, okay?

A Okay. So you can hear the lights and sirens going because we're responding Code 3. We're switching to the radio channels to get over to the wants channel because it's a bank
robbery. So our channel is typically downtown. Because it's a federal crime, we have to switch over channels. So we're actually operating on two different channels right now. Our car is on one channel, which is where everybody's going to, and then our actual pack sets, our radios that are on our body, is actually on downtown.

Q Okay.
A So Officer Presta, who is off to my right, should have the computer up, and he's trying to read details in case we miss anything while I'm trying to navigate traffic.

Q And you heard on there there's information about a vehicle --

A A burgundy Grand Marquis.
So right now I'm trying to basically listen to see where the updates are at. Dispatch started giving a direction of travel. I'm trying to wait for them to try to give us more information so I -- before I keep going west when I should have actually gone south. That's why we stopped at this intersection. We're kind of waiting, trying to wait for the update from dispatch to tell us which way the car's going.

So I'm getting ready to come up to Charleston which is the street right in front of us, but the traffic on it directly in front of us is Charleston, and I'm going to end up making a right-hand turn to go west on Charleston. We should subsequently pass Maryland Parkway, which should be the first major street we come to.

Q Okay. And if you want to use the mouse, you can use the mouse to kinda indicate what you're talking about on the screen.

A So this is Charleston, and we'll come up here to where this car is at. We'll make a right-hand turn and head west. And then right over here should be Maryland Parkway.

So now we're going west on Charleston.
Q What was that?
A We're going west on Charleston at this point.
Q Okay. What street did you just pass through?
A Maryland Parkway.
Q I didn't mean to pause it where I did. I wasn't trying to highlight anything. I just wanted you to say the street.

You were getting a little frustrated about the call and getting assigned to the call?

A Correct. Because when dispatch finally puts us on the call it also generates a mapping system. So it shows really the entire area where the call is coming from, and it puts us on the call and tells dispatch we're on the call. So if right here I get in a car accident -- our policy mandates that when we go and start driving Code 3, which is lights and sirens, dispatch is notified either $A M$ or on the radio, or text message or on the radio, that we're going Code 3 to a call.

JD Reporting, Inc.

This call could be at this Burger King right now. We could stop, jump out, immediately get in a shooting. I get on the radio and say shots fired, and dispatch is going to go, Where are you at? I'm, like, put me on the call. Put me on the call so if something happens everybody knows exactly where I'm at, which is why I'm being frustrated at dispatch because, like I said, we're operating on two different channels, and neither one of the dispatchers is going to -- has put us on the call at this point.

So it's frustrating because put me on the call, these guys in the car could pop out right here in front of me, and I might have an accident, and nobody knows where I'm at. So I'm getting frustrated at dispatch for not doing their job so we can do our job.

Q Okay. So you drive straight through Maryland Parkway?

A That's correct. And I'm getting frustrated with my new officer because he's not doing more than he's -- he should be doing more to try to get everybody to put on the call.

Eventually I come up here to 8th Street where I'll go south.

So I'm pointing out the air unit to him because the air units typically circle wherever the vehicle or suspect is at. So it tells us which way we're going to go.

That's 8th street.

JD Reporting, Inc.

And again we're still not assigned to the call. So if something goes down, we're in the wind.

Up there on the left where that car comes out, so I'm now going to follow this car into the area. This is -- I'm not sure which street that was we just crossed over.

Q And the air unit you can see in this shot of your body cam?

A Correct. So I can see this unit ahead of me. So I'm not going to drive up behind him. I'm going to try to stop behind him to set up a perimeter barrier, make a north end cap so they can't go any further, and that should be Canosa right there where he stops at.

Q So you said this was 8th and Canosa?
A This should be 8th and Canosa. Correct.
So at this point I'm just waiting for updates, which direction do I need to go, and again you can still see the air unit circling ahead of us.

And that's where I'm at right now.
And that's the unmarked Henderson detective.
Q Did you speak with that detective, or is he just kind of --

A I think he was just pointing. So at this point I backed the car up to 8th and Canosa and park it.

And R3 is one of our robbery units.
So I tell Officer Presta to grab a shotgun based on

JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
the details of the call. The suspects of robbery might be armed. Our reach out and touch somebody weapon is a shotgun.

Q What did he say he was cut from?
A Bushes.
Q So is the end of your portion of the video for that the arrest of Damien Phillips?

A Correct. We took him into custody. We subsequently talked to the Henderson detective that's there for robbery that actually was one of the two subjects or two officers that were trailing the vehicle after it committed the robbery. We subsequently turned Damien over to that detective to process for the robbery.

Q Okay. And obviously caught on video, when you're asking his name, he says it and spells it for you. You took him into custody without incident?

A That's correct. MR. SCOW: Pass the witness, Judge. THE COURT: Mr. Brower. CROSS-EXAMINATION

BY MR. BROWER:
Q People don't like to pull over for you when you're in those cars, do they?

A Not always, no. MR. BROWER: I have nothing else, Judge. THE COURT: Mr. Hughes?

## CROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, how exactly does dispatch put you in a call? What does that mean?

A How they do it, I have no idea. It's like magic to me. I told --

Q Well, what is the consequence of them putting you on the call?

A They assign, they show me that I'm assigned to this call, the robbery, whatever it might be in the event that they make -- the sergeant may ask how many officers are on this call, and she might say two, but I'm out there floating. Even though I'm going to the call, they haven't assigned me to the call. So I still show open or vacant.

Q If you are put on the call, do you have access to different or other radio channels?

A I have access to all the radio channels. By putting me on the call, everything that's been broadcast, all the details of the call are put on my computer, and now I can read the details that I may have missed before I got assigned to the call or just didn't hear in the first place. Maybe I missed an important detail of the call when it first came out. Once they put me on the call, the information populates to my computer, and I can then read whatever my updates at.

MR. HUGHES: Okay. I just didn't understand what you JD Reporting, Inc.
meant. Thank you.
THE WITNESS: You're welcome.
THE COURT: Any redirect?
MR. SCOW: No.
THE COURT: Any juror questions for the witness? No.

All right, Officer, thank you for your testimony. Please do not discuss your testimony with anyone else who may be a witness in this case.

THE WITNESS: Yes, Your Honor.
THE COURT: Thank you. And you are excused.
THE WITNESS: Thank you.
THE COURT: And the State may call its next witness. MR. SCOW: Yes. It's Manny Papazian.

## MANUEL PAPAZIAN

[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record.

THE WITNESS: The first name is Manuel, M-a-n-u-e-l.
Last name is Papazian, $\mathrm{P}-\mathrm{a}-\mathrm{p}-\mathrm{a}-\mathrm{z-i-a-n}$.
THE COURT: All right. Thank you.
Mr. Scow.
MR. SCOW: Thank you, Judge.

JD Reporting, Inc.
${ }_{001347} 186$

BY MR. SCOW:
Q Manuel, how are you employed?
A With Las Vegas Metropolitan Police Department.
Q How long have you been a police officer?
A About four and half years now.
Q Going back to August 9th, 2018, what was your assignment on that day?

A Downtown patrol, working the downtown area.
Q And at about 10:45 a.m., did a call come out for a bank robbery that had occurred at 801 East Charleston?

A Correct.
Q And they were asking for patrol units to respond and help with a vehicle stop and arrest of the suspects?

A Yes, sir.
Q What was the description of the vehicle that you were looking for?

A A red vehicle. I can't remember the make and model off the top of my head, but it was a red vehicle.

Q Okay. If you were to look at the CAD report of the incident would that help?

A Right. I want to say Oldsmobile, but I'm not sure.
Q And having looked at that, did you ever come in contact with a red vehicle?

A We did see it pulled over as I got to the area, the JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6

Grand Marquis.
Okay. Yeah, burgundy in color.
Q So did that help refresh your memory of --
A Yeah. Right.
Q Okay. So red Grand Marquis. So you drove by the stop location?

A Correct.
Q Do you recall where you were when you first get the call?

A I was, let's see, Main and [unintelligible] area-ish, over there.

Q So when the call first comes out, it'll take you a minute or a couple minutes to get to the area where the vehicle stop ultimately takes place?

A Right. Right.
Q I'm going to show you State's Exhibit 258. Do you recognize this?

A I do.
Q What area of downtown are we looking at?
A This would be the southern portion of our area command, if you will, say 8th and St. Louis area basically.

Q Okay. 8th and St. Louis -Where is Charleston in relation to St. Louis Avenue?

A Charleston is going to be -- [unintelligible] Sahara. So we're going to go Charleston.

Is this true north right here? And we're going --
Q Yeah. North is pointing straight up.
A Right. Then we're going to know that Charleston is going to be just north of us.

Q Okay. And in relation to this map, where is Maryland Parkway?

A Just east of us, so just to the right.
Q So off to the right from this map?
A Correct. Correct.
Q So as you get the call, you're not at the location. So you have to drive a little bit to get there?

A Correct.
Q And as you're driving, what are you looking for? What do you do?

A We're basically looking for the red vehicle, listening to the radio traffic, see which way the vehicle is traveling, and then we hear the vehicle is stopped and people are chopping out of it.

Q So when you hear that information, what do you do then?

A I just start -- we're looking for the air unit to see where he's hovering around, listening to the radio traffic which way someone's running, and we heard traffic. Someone is running southbound over a wall, if I remember right.

Q Okay. So then do you kind of anticipate the movement

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-10 | Day 6
of somebody who's running and get in the area to intercept or --

A Right. Yeah. Because we're not looking for a crime anymore. So we're just looking who's hopping walls and who's trying to get away from us.

Q Okay. And that's where --
A Along with the descriptors that were provided. So.
Q Okay. Now, there's an air unit in the area as well?
A Uh-huh.
Q That's a yes?
A Yes, sir.
Q And they're giving updates as to what they're seeing and suspect descriptions as well?

A Correct.
Q And as you mentioned, there was information given about somebody running southbound; that's coming from the air unit?

A Correct.
Q I'm going to show you a portion of State's
Proposed 257 and ask if you recognize what you see in that.
Do you recognize what we're seeing and listening to?
A Yeah. This is my body camera I'm assuming. Correct?
Yes?
Q I'm asking you --
A Yes.

Q -- do you recognize this?
A Yeah, it looks like it is. Yes. As soon as I see my --

Q Do you need to see a little bit more before you --
A I'll recognize my nose once it's in the camera footage.

Q Is that your nose?
A Yeah. I recognize it. There it is.
Q All right. And this is body camera from your camera on your shoulder from August 9th, that morning?

A Correct. I'm driving. It's on my left shoulder because I have a trainee, I'd rather have driven than the new officer.

Q Okay.
A So I'm driving.
MR. SCOW: Move for admission of State's Proposed 257.

MR. HUGHES: Submitted.
THE COURT: Submitted?
MR. BROWER: Submitted, Judge.
THE COURT: 257 is admitted.
(State's Exhibit Number 257 admitted)
BY MR. SCOW:
Q Now, I'm going to play it, and as you recognize things that occur you tell us where you are and what's
happening. Okay?
A Okay. So eastbound St. Louis. I'm trying to listen to the radio, and I'm also keeping an eye out for the helicopter here. I'm trying to see where he's hovering specifically.

Q And the helicopter is in your view right here?
A Correct. Oh, yeah. I could hear and see him. Definitely.

So here I'm just trying to slow the momentum, wait for more radio traffic so I'm not driving everywhere.

Q Now, is that from the air unit?
A I believe so, yes.
So in the -- oh, sorry. This is going to play.
Q Go ahead.
A So when I heard that radio traffic, I'm familiar with that area. So I kind of know where to go once he said cul-de-sac and the black trailer. There's a little nook where homeless people like to sleep and hang out. So we've been there a few times to move it along. So once I heard that, I pretty much knew where I was going.

Q So when you heard the box trailer described --
A The box trailer in the cul-de-sac. It's pretty much the only cul-de-sac with the box trailer in the driveway there.

Q So you had right there?
A Yeah. It seems the trailer seems to never move. So

I kind of knew where to go.
Q Now, can you indicate on there where you see where the suspect is at?

A Yeah. My body camera doesn't catch it, but just to the right of the trailer, it looks like he was going to run this way, saw a patrol car and kind of ran back, and then he's between the front of the Chevy and the back of this trailer laying down in the landscaping there behind the retaining wall.

Q There's a mouse in front of you. If you grab that and move it --

A Oh.
Q If you can put the cursor where you're talking about.
A Yeah. So he looked like he was going to run this way. He saw us and kind of went back, and then --

MR. BROWER: Judge, I'm going to object as to what the person saw.

THE WITNESS: Okay.
THE COURT: Did you see him looking at you?
THE WITNESS: In our direction. I don't know. We didn't make eye contact or nothing.

THE COURT: Okay. But maybe not directly at you?
THE WITNESS: Correct.
THE COURT: Okay. And then what did you see?
THE WITNESS: Went behind this trailer and then laid down in the landscaping here.

JD Reporting, Inc.

BY MR. SCOW:
Q And you're referring to Ponce on there. Who is Ponce?

A She's my trainee at the time, a new officer.
Q And when you're coming into a situation like this, you don't know what's in that person's mind?

A No.
Q You're taking control of the situation?
A Absolutely.
Q With strong language and commands?
A Uh-huh.
Q That's a yes?
A Yes, sir.
Q Now, as the other officers walked him out of the landscaping bush area, you saw on his clothing there was like something that looked like grass or something on his clothing; correct?

A Right. Right.
Q Did you notice anything else on him or on his clothing during this time that you're taking him into custody?

A Not at this time, just the grass on him that we can see.

Q So as you were interacting with him and getting into your patrol vehicle and placing him under arrest, did you notice anything on his face?

JD Reporting, Inc.

A Yeah. He had -- when he was in the backseat and I was talking to him, I noticed he had what appeared to me at the time was makeup on his face.

Q Okay. And on your patrol vehicle right here, what's that?

A I'm going to go with his makeup once he rested his head on there.

Q And right before he put his face down on the hood -I'll just go right back to it. I'll go back a little bit more.

So the -- the hood is clear and wide at that point; is that right?

A Say it one more time. I'm sorry.
Q The hood.
A Yeah, there's nothing on it except for that stick looking thing.

Q Stick looking thing. And it looks like a piece of grass or something --

A Right.
Q -- was deposited?
A Correct.
Q And his feet are getting spread apart?
A Correct.
Q So you can do a pat-down search for safety reasons?
A Right. Yeah. We don't want to have a firearm or any weapons in the crotch area or pockets or anything. So we break JD Reporting, Inc.
the power base down.
Q And his face now is touching the hood of your car?
A Correct.
Q And what's left behind there?
A It's going to be his makeup on the hood of my car.
Q And you said when he's later in your car and looking at him more closely and talking to him to get his identification and stuff like that?

A Right.
Q You notice something on his face?
A Right. Because he's in the backseat. I was talking to him, and I looked, and I was like -- and I thought to my -is this guy wearing makeup? So I'm like it was weird, and then I went to another -- I think it was a detective, and I was like, hey, I think my guy is wearing makeup. However that was relevant or not I didn't know at the time, but I was finding it weird, strange.

Q You let one of the detectives know?
A Correct.
Q At the time that you're doing this, taking him into custody, do you notice this on the hood?

A I want to say I was kind of wondering what this was, and then when I looked at him and then I was thinking to myself he had makeup on, and then I kind of put two and two together. I was, like, oh, that's his makeup on my hood. Kind of what
was going through my head and my thought process, however you want to explain it.

Q So after this, there's -- it's almost halfway through. It's about six minutes. Is the rest of this just kind of processing things at the scene, updating the dispatch?

A Yeah. I think we're talking small talk, and then he said something. And so I turned my camera back on and --

Q Okay. And in this first part of the video, it's just getting to the point where you get him in the vehicle? It takes a few minutes?

A Yes.
Q So just to -- this is an exhibit now if the jury wants to review it later, but we don't need to go through all of it for time purposes right now.

A Okay.
Q But you said you did have some interaction with that suspect back in the car?

A Correct.
Q And how did you identify him? In the video you were saying it sounded like, We know who you are. What's your

A Right.
Q -- and he didn't give you his name; right?
A No. No.
Q Did he have an ID on him?

A $\quad \mathrm{He}$ did.
Q And what was his name?
A Anthony Barr I believe it was.
Q Okay.
A And I say that to every suspect I come into contact with. Just if they provide me false information, you know, kind of, hey, I know who you are and just who are you. So --

Q And then there's a second video where you turn it back on because you're going to have some interaction with him at the car?

A Uh-huh.
Q And that's a yes?
A Yes. Sorry.
Q Sorry. It's being recorded.
A Yes.
Q So you need to --
A I apologize.
Q And that's Officer Purcell who was involved in the arrest of Barr?

A Correct. He assisted with Officer Briggs in taking him into custody in the landscaping area.

Q And again the first 30 seconds is silent of your body cam?

A Correct. That's the way the body cameras work. Once we double click to activate it, it will give you 30 seconds of JD Reporting, Inc.
audio, but no sound.
Q And this is --
A Or I'm sorry. The other way around.
MR. SCOW: For the record, we're showing State's Proposed 253, and you recognize what you're seeing?

A Correct.
MR. SCOW: Move for admission of State's Proposed 253.

MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.
THE COURT: All right. 253 is admitted.
(State's Exhibit Number 253 admitted)
BY MR. SCOW:
Q So we'll watch this all the way through, and then I'll ask you follow-up questions. This is after he's already in the vehicle?

A Yes.
Q So when you went back to the car, he was trying to tell you something.

A Right.
Q What was it that he told you?
A Just something about two girls being involved. So I don't know if he heard my -- so the problem is with us is sometimes we'll leave the radio on, and they could hear what's going on, and then they'll bang on the window -- I'm not sure
if this happened exactly in that case -- and they'll want to talk to us. So I'll activate my body camera and see what he wanted done -- wanted to ask or say.

But I was careful not to ask him anything
interrogative because I don't want to get into Miranda versus Arizona case law or anything. So I let him say what he said and that was about it.

Q Okay. So he had knocked -- patted on the window. You went over and --

A See what he needed.
Q -- and from what you hear on the video, he says the two females in the car, they knew nothing about this?

A Correct. MR. SCOW: All right. We'll pass the witness, Judge. THE COURT: All right. Mr. Brower. MR. BROWER: I don't have anything for this witness, Judge.

THE COURT: Mr. Hughes.
MR. HUGHES: No questions.
THE COURT: Any juror questions for this witness?
All right, Officer, I see no additional questions.
Thank you for your testimony. Please don't discuss your
testimony with anybody else who may be a witness in this case. THE WITNESS: Thank you. THE COURT: Thank you.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

Do you have another witness?
MS. SCHIFALACQUA: Yes, we do. We have two more,
Your Honor.
THE COURT: All right.
MS. SCHIFALACQUA: Officer Parrish. STEPHAN PARRISH
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: It's Stephan Parrish. S-t-e-p-h-a-n, P-a-r-r-i-s-h.

THE COURT: All right. Thank you. Ms. Schifalacqua. MS. SCHIFALACQUA: Thank you, Your Honor.

DIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Officer, can you tell the members of our jury where and how you are employed.

A I am currently with the Las Vegas Metropolitan Police Department at Downtown Area Command.

Q And how long have you been with Metro?
A Eleven years.
Q And what's your current assignment in Downtown Area Command?

A Currently I am a COP officer, but I was an FTO.

JD Reporting, Inc.

Q Okay. And FTO, you were the field training officer back on August 9th, 2018?

A Correct.
Q Who were you working with?
A I was working with Officer Price.
Q Okay. And Officer Price was your trainee; is that fair?

A That's correct.
Q Okay. I want to turn your attention. Did you have occasion to get called out to a robbery that had been called out over the radio at 801 East Charleston?

A Yes. Yeah. I believe we actually self-dispatched ourselves to that call, but I do -- I'm aware of the call, yeah.

Q And I apologize. I said that wrong.
A Yeah.
Q There was a call about the U.S. Bank being robbed, and then thereafter you assigned yourself to the call; is that fair?

A Correct. Correct. Yes.
Q Okay. With regard to what you were tasked with on that day, describe for the members of the jury kind of where you go with your trainee and the steps that you take.

A So ultimately when we arrived on scene, the suspects had been already -- they were already in custody, and when we
arrived, I spoke with another officer, Officer Rollo, and he described the direction that the suspects went out from the vehicle, and so I followed the path that they went, and ultimately that's when I discovered money.

Q Okay. And so it's clear, was Officer Rollo working with Officer Damschen?

A Correct. Yes.
Q Okay. And those two were together. It was his, Officer Damschen's --

A Yes. Yes.
Q -- third day; is that right?
A Yes. Yes, correct. Yes.
Q Okay. And that was in the area of 705 St. Louis?
A Yes.
Q And then you had occasion to get information from him about where suspects went, and describe for the members of our jury kind of what physically you do when you're in that area.

A So I was just retracing the steps. I'm looking for any sort of evidence via the weapon or money or any sometimes, you know, tossed clothes around, and so that's ultimately what I was looking for when I was --

Q And in this case were you aware that a gun was used at the robbery?

A I don't recall if I heard that over the radio or not.
Q Okay. Is it -- was that one of the things you were JD Reporting, Inc.
looking for?
A It was, yes.
Q Okay. And after you kind of walked around, did you have occasion to go to 701 East St. Louis?

A Yes.
Q And is there a residence there?
A It's a -- yeah, it's a residence.
Q Okay. I'm showing you what's been previously admitted as State's 224. Do you recognize that residence?

A Yes.
Q Is that the 701 St. Louis?
A Yes.
Q In Las Vegas, Clark County, Nevada?
A Yes.
Q Okay. Showing you a little closer up of State's 225. What are we looking at here?

A That's just the open gate that I ultimately discovered the money in the backyard right there.

Q Okay. And showing you then 226, is that the gate area that you're describing?

A Correct.
Q And there's a mouse in front of you, Officer.
A Okay.
Q Can you show kind of the path that you went when you observed that money?

A Okay. So I was just walking right here, and then the money is ultimately around this area.

Q Did a Detective Worley get -- get permission to go back and ultimately seize that money?

A Correct.
Q Okay. And so you had permission of the owners to go to the back of the residence?

A From my understanding, yeah.
Q Okay. And showing you 227, is that the close-up of the money that you observed?

A Yes.
Q Ultimately was that -- was crime scene analyst Jeff Smith called to scene?

A Yes.
Q Did you sit on this money or for lack of a better term watch this money until the crime scene analyst could come?

A Yes. Myself and Officer Price did. Yes.
Q Okay. And then ultimately did Detective Miller come with crime scene analyst Jeff Smith to collect that money?

A Yeah. Correct.
MS. SCHIFALACQUA: Court's indulgence.
BY MS. SCHIFALACQUA:
Q Did you wear body camera, or did you have a body camera activated on August 9th of 2018?

A I did.

MS. SCHIFALACQUA: Permission to publish a portion of State's Proposed 254 for authentication purposes.

THE COURT: Okay.
BY MS. SCHIFALACQUA:
Q And, Officer Parrish, I'm going to have you tell us when you recognize what we're observing on the video.

A I believe right now all you're hearing on the radio is just we're trying to get to the area right now.

Q Okay. And is this a fair and accurate copy of the footage that you wore from your body camera on August 9th of 2018?

A It is.
MS. SCHIFALACQUA: I'd move for admission of 254 at this time, Your Honor.

THE COURT: Submitted?
MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: 254 is admitted.
(State's Exhibit Number 254 admitted)
BY MS. SCHIFALACQUA:
Q And for purposes of this court proceeding, you're aware that we redacted some of this footage so that we're not just having --

A Yes.
THE COURT: So were not here all month.

JD Reporting, Inc.

THE WITNESS: Correct. Yes. Yes. Yes.
BY MS. SCHIFALACQUA:
Q Right. So we're not for a month. Yes?
A Yes. Yes.
Q Okay. And what are you approaching here?
A So right now I'm approaching where the vehicle was -where they ultimately left the vehicle.

Q Okay.
A That's where Damschen and Rollo were located.
Q Is that your trainee?
A That is my trainee, yes.
Q What are you approaching now?
A Officer Damschen and Rollo, and then now we're going to discuss -- that's the vehicle.

So that's when he mentioned that there was a gun in
the car.
Q And what did that do for you --
A I may -- there's a possibility that there's another one.

Q Okay.
A My understanding there was two of them.
Q So it was more than --
A Two suspects.
Q -- one suspect?
A Correct. Two suspects.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

Q And so you're going to as an officer kind of go back, search the perimeter, and that's what you did in this case?

A Well, search where they actually ran, the direction that they ran in.

So Officer Rollo just pointed out a direction that they went and said that they jumped a certain wall into the yard that I ultimately went into.

So that's when I found it, and I told my trainee to stop, and then we eventually got on the radio, announced it. We taped it out.

Q And as you indicated, you weren't tasked with collecting that money, but ultimately it was collected?

A Yes.
Q And then you ensure that no one else kind of went, took the money --

A That went -- no.
Q -- that kind of thing --
A That it just remained there.
Q -- at the scene?
A Yes.
MS. SCHIFALACQUA: I pass the witness, Your Honor. CROSS-EXAMINATION

BY MR. BROWER:
Q So when you started this, you said you were currently -- did you say a COP officer?

A Yes. It's Community Oriented Policing. I've only been there for two weeks right now.

Q Okay. I just thought it was ironic that you were currently a COP.

A I'm a cop. I'm a COP. Yeah. Yeah.
MR. BROWER: Okay. That's my only question, Judge. THE COURT: Mr. Hughes.

MR. HUGHES: No questions, Your Honor.
THE COURT: Do we have any redirect from that question?

MS. SCHIFALACQUA: No, Your Honor.
THE WITNESS: I'd give you my card.
THE COURT: Any juror questions?
All right, Officer. I see no additional questions.
Thank you for your testimony.
THE WITNESS: Thank you.
THE COURT: Please don't discuss your testimony with any other witnesses in this case.

THE WITNESS: Thank you.
THE COURT: Thank you, and you are excused.
And you --
MS. SCHIFALACQUA: And, Your Honor, the State calls Detective Miller.

THE COURT: Okay. We have a quick one?
MS. SCHIFALACQUA: Correct. THE COURT: All right. DAVID MIITFER
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record, please. THE WITNESS: My name is David Miller. D-a-v-i-d, M-i-l-l-e-r.

THE CLERK: Thank you.
MS. SCHIFALACQUA: May I, Your Honor?
THE COURT: You may.

## DIRECT EXAMINATION

BY MS. SCHIFALACQUA:
Q Detective, please let our members of our jury know how you're currently employed.

A I am a detective with the robbery section with the Las Vegas Metropolitan Police Department.

Q How long have you been with Metro, sir?
A For almost 19 years.
Q Okay. And how long have you been assigned to robbery?

A For almost 14 years.
Q Okay. And did you have occasion to work with Detective Will Hubbard on August 9th of 2018?

A Yes.

Q Was that in conjunction with a robbery that occurred at 801 East Charleston at the U.S. Bank?

A Yes, ma'am.
Q And from your perspective or understanding, did you get called out after suspects were already taken into custody?

A That is correct.
Q Okay. With regard to your duties on that date, did you have occasion to work with crime scene analyst Jeff Smith?

A I did.
Q And, in fact, did you go to two locations to collect money that was recovered from that robbery?

A Yes, ma'am.
Q The first location, did you go to a Bonita, 606 Bonita?

A That is correct.
Q And did you also go to a 701 St. Louis?
A Yes, ma'am.
Q Which one -- do you remember which one you went to first, sir?

A 606 Bonita.
Q Okay. So the 606 Bonita, I'm showing you what's been previously admitted as that address. Is that depicted here in the photograph?

A That is correct, ma'am. MS. SCHIFALACQUA: And that State's, I'm sorry, for JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-10 | Day 6
the record, 205.
BY MS. SCHIFALACQUA:
Q In the backyard of that home, showing you State's 208, Detective, does that look familiar?

A Yes, it does.
Q Okay. And ultimately did you also work -- there was a Detective Worley that Henderson police Detective Worley that was at that scene?

A Yes, ma'am.
Q Okay. And did he kind of pass off the duties of collecting the money to your jurisdiction, Metro's jurisdiction?

A That's correct.
Q With regard to State's 220, what are we looking at here, Detective?

A That's once we gathered it all up in the yard and we laid it out on this little storage bin so that the CSA Smith could take photographs of it.

Q Okay. And then you said your secondary location you did go to 701 St. Louis?

A Yes.
Q Is that right, sir?
A That is correct.
Q Showing you State's 225, is that the outside of that area?

JD Reporting, Inc.

A Yes, ma'am.
Q Showing you 226, is that the side area?
A Yes, ma'am.
Q And then showing you 227, what are we looking at here, Detective?

A That's the money that Officer Price and Officer Parrish found on the ground at 701 East St. Louis.

Q And did you have occasion to collect that money as well for evidence in this case?

A Yes, ma'am.
Q With regard to the collection of money, do you fill out what we call or what Metro calls or uses as a money accounting report?

A Yes, ma'am.
Q Did you do so in this case?
A Yes, ma'am.
MS. SCHIFALACQUA: Showing defense what's been
previously provided in discovery, State's Proposed 357. BY MS. SCHIFALACQUA:

Q Detective Miller, I'm going to show you what's been marked as State's Proposed 357. Do you recognize that, sir?

A I do.
Q And what is it?
A That is the money accounting report that we fill out as we were counting the money.

JD Reporting, Inc.

Q Okay. And did you physically count the money? A Yes.

Q And then did you physically fill out the report?
A I did.
Q Is your signature on there, sir?
A My signature is printed actually.
Q Okay.
A This is my supervisor's signature there. And that's my partner Jason [inaudible].

Q Okay. And your --
A Printed.

Q And your personnel number as well?
A Yes.

Q It fairly and accurately depicts the amount of money that you collected in this case?

A Yes, ma'am.
MS. SCHIFALACQUA: I move for admission of 357.
MR. BROWER: Submitted, Judge.
MR. HUGHES: Submitted.

THE COURT: All right. 357 is admitted.
(State's Exhibit Number 357 admitted)
MS. SCHIFALACQUA: Permission to publish, Your Honor?
THE COURT: You may.
MS. SCHIFALACQUA: Thank you.

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr|2018-12-10 | Day 6

BY MS. SCHIFALACQUA:
Q Okay. So let's zoom in and just talk about what this is. If you want to go ahead, there's a mouse in front of you, Detective.

A Uh-huh.
Q And can you just point out where your information is.
A Right here.
Q Okay. And then is this -- I'm going to move this down. We have all these bills numbered. What do you do when you fill out this form in conjunction of the money you collected?

A We add it up.
Q There we go. And what was the total amount?
A $\$ 8,540$.
Q Was it your understanding that that was $\$ 20$ off of the amount of money that was taken in the robbery at U.S. Bank?

A Correct.
MS. SCHIFALACQUA: I pass the witness, Your Honor.
MR. BROWER: So I just have a couple crazy questions. What else is new; right?

CROSS-EXAMINATION
BY MR. BROWER:
Q So you see over here where it says $\$ 100$ bills, 26 of them?

A Yes.

Q How do you get to \$2700?
A That is incorrect.
Q Okay. If I add all of these up, am I going to find other inconsistencies or --

A I don't know.
Q I'm not going to do it. I just --
A I'm no math whiz, but we could get out a calculator and try.

Q Your supervisor ought to probably read things better, huh?

A He obviously made a mistake there too.
MR. BROWER: Okay. I'll pass the witness. CROSS-EXAMINATION

BY MR. HUGHES:
Q Officer, did you check to see if 606 Bonita was occupied?

A Yes.
Q Was it occupied?
A No.
Q When I say occupied, I meant owned by somebody or somebody was living in it.

A Oh. Yes. Somebody lived there. They just weren't home at the time. Correct.

Q So what did you do to ascertain whether the owner of the property had any claim to the money on his property?

A The Detective Worley had contacted -- I want to say her name was Jessica Brown.

MR. BROWER: Objection.
BY MR. HUGHES:
Q Let me stop you.
A Oh, sure.
Q What do you personally know about whether anything was done?

A I only know what Detective Worley told me when he gave me the scene.

Q So you didn't do anything yourself?
A No.
Q And you didn't seek permission to enter the property?
A Again, I only know what Detective Worley told me.
Q Regarding 701 St. Louis, is it your understanding that somebody was residing in that residence also?

A I don't know anything about the -- who was residing in that residence.

Q You did enter on that -- or you did enter the yard of that residence, didn't you?

A We sure did.
Q And did you personally get permission from anyone who may have owned the property?

A No.
Q Did you personally check with the owner of the JD Reporting, Inc.
property and whether they had claim to the money on their property?

A As I just said, no.
MR. HUGHES: Okay. Thank you, Officer. That's all I have.

THE COURT: Ms. Schifalacqua.
MS. SCHIFALACQUA: Thank you.
REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Detective, did you work with Detective Worley as you already indicated?

A Yes.
Q So you worked in conjunction with other officers; is that right?

A Yes, ma'am.
Q Are some of them tasked with doing certain things, and you were tasked with collecting the money?

A Correct.
Q With regard to that, let me make clear. Have you gotten any calls from any homeowners with regard to the money you collected, sir?

A We have not.
Q Okay. And if they would've claimed or had some claim to that money and contacted the unit, would you have done a report for the same, sir?

A Yes, ma'am.
Q Did you do that?
A No, ma'am.
Q Because it didn't happen?
A It did not happen.
MS. SCHIFALACQUA: Thank you. Nothing further.
THE COURT: Any follow-up?
MR. HUGHES: Officer --
THE COURT: Well, Mr. Brower might have follow-up.
MR. BROWER: Mr. Hughes is so anxious to go, I'm
going to let him.
THE COURT: Okay. Now, it's your turn.
RECROSS-EXAMINATION
BY MR. HUGHES:
Q Officer, how would the homeowner know to contact you about money that was taken from his or her property? Did you leave a card at the residence?

A Regarding the St. Louis address, again, that homeowner was spoken to on the phone.

Q You -- by yourself?
A No, by Detective Worley.
Q You believe --
THE COURT: Was that done in your presence or -THE WITNESS: No, it was done out of my presence. THE COURT: Okay.

BY MR. HUGHES:
Q So once again, how would either of the homeowners know to contact you if they had some question?

A I can only tell you that the police were out there with yellow crime scene tape or standing by there for several hours. I can only tell you that the homeowners, as far as I know, were either made aware of the fact that we were out there or would've noticed we were out there.

Other just general ideas would be that if somebody was missing $\$ 8,540$, they might contact the police department to inquire into such activity. I can only tell you to my knowledge that did not happen.

THE COURT: Or $\$ 8,440$ depending on where the arithmetic error occurred?

THE WITNESS: Correct. We'd have to pull it from evidence and recount it, and I apologize for that. BY MR. HUGHES:

Q But if they contacted the department, they would just call the usual desk. They wouldn't necessarily call you, would they?

A Me personally --
Q They wouldn't know you existed.
A Me personally, no.
MR. HUGHES: Okay. Thank you.
THE COURT: Mr. Brower?

JD Reporting, Inc.

MR. BROWER: Nothing, Judge.
THE COURT: Ms. Schifalacqua?
MS. SCHIFALACQUA: Nothing further, Your Honor.
THE COURT: Ladies and gentlemen of the jury, do you have any questions for the detective?

All right, Detective, I see no additional questions. Thank you for your testimony. Please don't discuss your testimony with anybody else who may be a witness in this case. THE WITNESS: Yes, ma'am.

THE COURT: Think you, and you are excused.
THE WITNESS: Have a good day.
THE COURT: All right, ladies and gentlemen, it's almost 5:00 o'clock. In a moment we're going to take our evening recess.

Because of some scheduling issues tomorrow, our schedule is going to be a little bit different. We're going to start at 9:00 o'clock. We're not going to take a lunch break. We're going to go until 1:30, so from 9:00 to 1:30, and then we'll take our lunch, slash, evening recess at 1:30. So for that reason make sure you eat breakfast or bring a snack with you or whatever you need to do because we're not going to break until 1:30.

The following day, Wednesday, we will be dark. So we will not be in session Wednesday.

Thursday we will reconvene at 12:30 without a lunch

JD Reporting, Inc.
break, and we're ahead of schedule.
The good news is we're running ahead of schedule. So we'll definitely be finishing up this week either Thursday or Friday. So, again, we'll reconvene tomorrow at 9:00 a.m.

Before I excuse you for the evening recess, I must remind you that you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue, and please do not form or express an opinion on the trial.

Please place your notepads in your chairs and follow the bailiff through the double doors. We'll see everyone at 9:00 a.m. tomorrow.
(Jury recessed for the evening at 4:57 p.m.)
THE COURT: And while I think of it, we have to put on the record that prior to -- I can't remember which officer it was, whoever the first officer --

MR. SCOW: Farrington.
MS. SCHIFALACQUA: Farrington.
THE COURT: -- with the body-cam footage testified, counsel approached, and defense counsel indicated that they had no objection to the redacted body-cam footage and that the

JD Reporting, Inc.

State could play the redacted body-cam footage, and so I said, well, let's put that on the record at our next break.

Is that correct, Mr. Brower?
$\operatorname{MR}$. BROWER: That is correct, Judge. If you recall, when we were at calendar call, I did indicate that there was a redaction that I had requested regarding my client's apprehension that took place on -- at least on the body-cam footage, where they asked about a prior arrest, and that was redacted by the State, and obviously since we wanted it out, I'm certainly not opposed to it having come out.

THE COURT: All right. So, and, Mr. Hughes, is that correct?

MR. HUGHES: Yes. That's correct.

THE COURT: All right. And I didn't hear anything in any of the body-cam footage that would have been objectionable relating to prior arrests or convictions or jail time or gang membership or anything of that nature.

All right. We'll see everybody back tomorrow. (Proceedings recessed for the evening at 4:58 p.m.)
-oOo-

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case.


220/24 223/13
BY MR. BROWER:
[12] $14 / 1066 / 1266 / 22$ 128/16 132/14 133/8 134/17 135/2 158/10 184/20 208/23 215/22 BY MR. HUGHES: [8] 69/20 136/9 185/2 216/14 217/4 219/14 220/1 220/17
BY MR. SCOW: [28] 5/22 16/5 17/1 92/13 96/17 97/4 100/3 112/7 119/12 119/24 124/5 124/20 125/14 126/17 127/7 140/6 146/17 152/14 153/3 153/10 170/9 170/11 176/10 178/13 187/2 191/23 194/1 199/13

## BY MS.

SCHIFALACQUA: [44]
18/10 21/1 22/24 25/21
26/11 28/5 28/16 30/21 32/24 35/12 37/18 38/2 42/7 45/12 46/7 47/2 47/15 50/13 51/4 54/9 56/5 57/20 63/14 72/19 74/12 81/7 81/24 83/12 84/3 86/1 160/16 163/24 166/22 167/22 201/16 205/22 206/4 206/20 207/2 210/13 212/2 213/19 215/1 218/9
MR. BROWER: [62] 15/25 16/18 17/12 30/17 34/16 41/21 41/23 45/24 46/3 47/8 50/23 56/4 63/6 66/7 66/21 69/16 73/11 81/18 83/24 87/8 89/22 89/24 90/2 90/4 90/25 91/9 91/14 96/24 123/21 124/10 124/12 126/11 127/1 132/12 132/20 133/2 133/5 134/24 136/6 144/23 145/16 152/11 158/8 158/23 167/16 169/10 176/3 178/6 184/24 191/20 193/15 199/9 200/16 206/17 209/6 214/18 215/19 216/12 217/3 219/10 221/1 223/4
MR. HUGHES: [38] 16/2 17/13 30/16 34/18 45/25 47/9 50/22 56/1 63/7 72/16 73/12 81/17 83/25 87/10 96/25 118/17 127/2 132/23 140/1 144/25 145/17 152/10 158/25 167/17 169/12 176/4 178/5 185/25 191/18 199/10 200/19 206/16 209/8 214/19 218/4 219/8

MR. SCOW: [48] 5/10 5/20 14/8 16/20 17/10 87/19 87/24 92/2 92/11 96/12 96/15 96/23 97/3 100/1 112/3 118/16 118/22 123/24 124/2 125/13 126/24 127/4 128/11 132/18 140/4 144/21 145/14 146/1 146/15 152/8 157/24 158/2 159/3 169/19 169/23 170/8 176/1 178/4 178/12 184/17 186/4 186/14 186/24 191/16 199/4 199/7 200/14 222/21
MS. SCHIFALACQUA: [97] 17/19 17/21 18/8 20/25 25/18 25/20 26/10 28/3 28/15 30/14 30/20 32/22 34/15 34/25 35/9 37/15 37/23 38/1 42/2 42/4 45/7 45/10 45/21 46/1 46/21 46/24 47/6 47/12 47/14 50/11 50/20 51/1 51/3 54/8 55/25 57/18 63/5 63/10 63/13 66/5 66/9 66/19 73/9 73/23 74/10 81/5 81/16 81/21 81/23 83/9 83/22 85/25 87/5 88/24 89/1 89/7 89/10 89/13 89/16 89/18 90/7 90/10 90/14 90/18 90/21 91/3 91/17 160/2 160/12 160/14 163/23 166/19 167/14 167/20 169/8 178/11 201/2 201/5 201/14 205/21 206/1 206/13 208/21 209/11 209/22 209/25 210/10 211/25 213/17 214/17 214/22 214/24 215/18 218/7 219/6 221/3 222/22
THE CLERK: [16] 5/14 18/2 35/5 74/3 74/6 74/8 92/6 100/2 146/8 146/10 160/8 170/2 186/18 201/9 210/5 210/9
THE COURT: [183] 5/4 5/18 16/1 16/3 16/22 17/11 17/14 17/20 17/23 18/6 22/20 22/22 25/19 30/18 34/17 34/19 35/10 37/17 37/25 42/1 42/3 42/5 45/9 45/23 46/2 46/4 46/23 47/10 47/13 50/21 50/24 51/2 56/2 63/8 63/12 66/6 69/18 72/17 73/10 73/13 73/18 73/21 74/9 81/19 81/22 83/11 84/1 87/7 87/9 87/11 87/16 87/18 87/22 87/25 88/2 88/5 88/23 88/25 89/6 89/9

89/12 89/15 89/17 89/19 89/23 90/1 90/3 90/5 90/8 90/13 90/16 90/19 91/6 91/12 91/15 91/18 91/21 92/10 96/14 96/16 97/1 118/25 119/3 119/6 119/9 119/19 119/23 124/1 124/4 124/15 126/12 126/16 127/3 127/5 128/14 132/13 132/22 132/25 133/4 135/1 136/7 140/3 144/22 144/24 145/1 145/4 145/13 145/15 145/18 145/24 146/2 146/13 152/12 157/22 158/1 158/4 158/24 159/1 159/4 159/9 159/11 159/25 160/13 166/21 167/18 167/21 169/9 169/11 169/13 169/21 170/6 176/5 178/7 178/10 184/18 184/25 186/3 186/5 186/11 186/13 186/22 191/19 191/21 193/18 193/21 193/23 199/11 200/15 200/18 200/20 200/25 201/4 201/13 206/3 206/15 206/18 206/25 209/7 209/9 209/13 209/17 209/20 209/24 210/1 210/11 214/20 214/23 218/6 219/7 219/9 219/12 219/23 219/25 220/13 220/25 221/2 221/4 221/10 221/12 222/18 222/23 223/11 224/1
THE WITNESS: [45] 5/16 18/4 22/21 35/7 41/22 42/6 73/17 73/20 74/5 74/7 87/15 87/17 92/8 119/2 119/5 119/8 119/22 124/11 126/15 145/23 146/9 146/12 159/8 160/10 170/4 176/7 186/2 186/10 186/12 186/20 193/17 193/19 193/22 193/24 200/24 201/11 207/1 209/12 209/16 209/19 210/7 219/24 220/15 221/9 221/11
UNIDENTIFIED
SPEAKER: [2] 88/1 159/10

## \$

\$100 [1] 215/23 \$20 [1] 215/15 \$2700 [1] 216/1 \$3,000 [1] 31/4 \$8,440 [1] 220/13 \$8,540 [2] 215/14 220/10


1:45 p.m [1] 91/19 2
2 at [1] 151/21 20 [5] 6/9 6/11 6/19 88/7 112/4
20 feet [1] 71/7
200 yards [1] 137/24
2015 [2] 13/21 14/1
2018 [32] 1/14 5/1
18/19 18/24 18/24 25/24 30/4 33/4 36/4 45/19 63/3 65/12 75/3 75/14 82/8 83/20 87/2
118/14 144/7 148/9 149/13 160/22 161/5 161/23 167/1 171/4
175/23 187/7 202/2
205/24 206/11 210/24
205 [2] 61/16 212/1
208 [2] 61/19 212/4
220 [1] 212/14
224 [1] 204/9
225 [2] 204/15 212/24
226 [2] 204/19 213/2
227 [2] 205/9 213/4
231 [3] 62/24 63/9 63/10
232 [3] 63/22 99/5 106/21
242 [1] 102/13
253 [4] 199/5 199/8 199/11 199/12
254 [4] 206/2 206/13 206/18 206/19
2540 [3] 38/24 46/18 76/9
255 [5] 175/14 176/2 176/6 178/4 178/9
256 [4] 166/18 167/15 167/18 167/19
257 [4] 190/20 191/17 191/21 191/22
258 [5] 55/17 55/25 56/3 117/15 188/16
25th [1] 160/20
26 [1] 215/23
265 [5] 29/24 29/25 30/14 30/18 30/19 277 [4] 132/16 133/1 133/2 133/7

## 3

3 and [1] 161/20
3 to [1] 181/25
3,108 [1] 30/10
30 [4] 107/21 162/14 198/22 198/25
30 degrees [1] 12/17
315 [1] 127/3
318 [4] 96/19 96/23
97/1 97/2
31st [1] 144/7
34 [1] 112/4
357 [5] 213/18 213/21 214/17 214/20 214/21
358 [5] 125/16 126/25
127/4 127/5 127/6
35:22 [1] 112/12

| 3 | 173/11 174/20 182/25 | 215/2 217/7 217/17 | address [4] 94/8 | afterwards [1] 97/19 |
| :---: | :---: | :---: | :---: | :---: |
| 35 |  |  |  |  |
| 384 [5] 118/8 118/16 | 22 | above [1] 224/9 | 59/2 | 49 |
| 119/11 119/13 164/1 | 8th Street [7] | above-entitled | [2] 58 | 70/24 71/1 80/6 82 |
| 394 [1] 86/18 | 171/22 172/16 173/2 | 22 | admin [4] 10/5 153/15 | 95/6 109/24 112/17 |
| 3:10 p.m [1] 159/23 | 74/6 174/23 182/20 | bsolutely [6] | 153/19 167/24 | 13/1 113/5 113/13 |
| 3:20 [1] 159/13 | 9 | 158/19 158/21 179/6 | [2] 1 | 117/10 177/10 183/1 |
| 3:27 p.m [1] 159/23 |  |  |  |  |
| 4 | 90 degrees [1] 12/7 |  |  |  |
| $4 \text { of [1] }$ |  |  |  | agreement [1] 91/11 |
| $400 \text { [1] } 152$ | 9:0 |  | 153/16 | ahead [19] 9/8 13/17 |
| 407 [5] 152/25 167/4 | 222/16 | /17 | administrative | 16/24 17/2 |
| 167/5 171/12 177/12 | 9:00 o'clock [1] 221 | dent [2] | administrator [1] 8/3 | 42/16 119/7 159/12 |
| 413 [1] 157/20 | 9:00 to [1] 221/18 | 182/12 | admission [17] 30/14 | /15 166/2 |
| 4244 [1] 94/8 | 9th [46] 14/1 18/24 | accompa | 45/22 47/6 50/20 55/25 | 175/22 183/8 183/17 |
| 42:54 [1] 114/23 | 19/4 | account [6] 12/18 | 81/16 83/22 118/16 | 215/3 222 |
| 45-degree [1] 58/9 | 36/4 45/18 63/3 64/16 | 20/12 20/16 20/19 33/3 | 132/19 152/8 167/14 | 222 |
| 4:57 p.m [1] 222/17 | 75/3 75/14 82/8 | 94/22 | 76/1 178/4 191/ | aid [1] 51/5 |
| 4:58 p.m [1] 224/6 | 87/2 99/20 101/8 | accou | 199/7 206/13 214/17 | air [29] 60/16 60/16 |
|  |  |  | 63/5 | 60/25 $121 / 4121 / 24$ |
|  |  |  | 133/1 $13 / 22$ | 146/25 147/1 147/3 |
| 5-10 | 116/6 116/12 118/14 | accounts [2] 20/17 | admitted [59] 3/21 | 147/4 $147 / 5147 / 7$ |
| 5-5 [2] 129/19 | 138/1 148/9 149/13 | 21/3 | 30/18 30/19 32/21 | 8/24 149/1 149/2 |
| 5-7 [2] 129/18 129/19 | 161/5 161/17 161/23 | accredited [3] 16/14 | 32/25 34/2 46/4 46/6 | 149/4 149/5 149/17 |
| 5-foot [1] 129/24 | 162/9 162/20 163/11 | 16/17 17/2 | 24 | 150/5 151/3 151/19 |
| 5-foot-5 to [1] 129/13 | 164/11 167/1 171/4 | accurate [11] | 50/25 5 | 151 |
| 5-foot-7 [1] 129/13 | 175/23 187/7 191/10 | 45/17 55/22 63/2 65/9 | 57/21 61/15 63/8 63/9 | 183/6 183/16 189/21 |
| 500 feet [1] 155/15 | 202 | 81/14 83/19 119/21 | 63/21 65/5 65/14 76/12 | 190/8 190/16 1 |
| 5:00 o'clock [1] 221/13 | 210/24 | 206/9 | 80/17 81/8 81/19 81/20 | aircraft [4] 150 |
|  | 9th Street [1] | accurately [6] 50/17 | 84/1 84/2 86/2 86/18 | 158/12 158/15 158 |
| 6 | A | 118/24 133/1 | $11 /$ | alarms [2] 25/3 75/2 |
| 6 -foot [1] 22/3 |  | across [17] 59/11 |  |  |
| 60 [3] 15/15 15/23 | a.k.a [1] 1/10 a.m [7] $5 / 188 / 21$ | across [17] 59/11 59/21 67/4 67/15 67/17 | $\begin{aligned} & 127 / 6133 / 7152 / 12 \\ & 152 / 13164 / 1167 / 18 \end{aligned}$ | ALEXANDER [2] 1/9 1/10 |
|  | 171/11 177/23 187 | /4 | 167/19 176/5 176/6 | Alhambr |
| 211/21 216/1 | 222/4 222/16 | 136/25 156/16 166/9 | 178/9 191/21 191/22 | all [105] 5/4 6/24 7/19 |
| 6th [1] 117/16 | abil | 168/18 172/22 175/2 | 199/11 199/12 204/9 | 14/22 15/8 17/16 18/6 |
|  |  | 175/2 178/25 | 206/18 206/19 211/22 | 22/15 22/22 30/18 |
|  |  | action [1] 41/2 | 214/20 214/21 | 39/1 |
| 701 [6] | 12/19 12/23 13/19 14/6 | activate [3] 162/1 | adult [1] 175/1 | 47/18 50/24 5 |
| 211/16 212/20 | 29/17 48/4 48/19 70/10 | 198/25 200/2 | advanced [1] 7/2 | 6/6 58/7 61/14 6 |
| 217/15 | 77/10 90/14 | activated [4] 118/2 | advising [1] 75/20 | 63/8 66/6 66/7 66/25 |
| 705 [13] | 105/13 110/24 131/10 | 118/5 147/19 205/24 | aerial [1] 147/15 | 3/15 81/19 |
| 57/21 58/4 58/8 58/21 | 137/2 152/22 154/24 | activating [1] 118/3 | affected [1] 118/2 | 83/11 83/13 84/1 87 |
| 59/24 60/1 60/15 | 156/13 166/7 | active [1] 147/23 | AFIS [5] 9/15 10/5 | 87/12 88/5 88/11 89 |
| 120/23 164/14 165/1 | about [79] 6/10 | activity [3] 43/12 171/1 | 11/20 13/9 13/12 | 90/11 91/18 91/21 |
| 203/13 | 14/11 15/7 16/11 16/20 | 220/11 | after [70] 9/13 11/6 | 98/18 100/7 110/ |
| 7th [12] 93/17 93/23 | 20/18 22/2 22/6 26/19 | actual [9] 34/6 40/19 | 11/17 13/11 21/2 21 | 110/23 116/22 119/9 |
| 93/25 93/25 94/6 100/6 | 33/3 33/8 33/20 40/7 | 40/22 56/8 59/9 79/18 | 24/23 24/25 27/19 | 123/6 125/19 127/3 |
| 100/11 101/15 136/20 | 48/20 50/8 54/12 54/15 | 103/3 141/2 180/5 | 29/17 31/4 32/2 32/15 | 127/8 127/13 128/14 |
| 136/22 140/12 140/13 | 56/15 59/1 61/17 63/24 | actually [35] 12/3 | 33/17 34/4 34/13 44/12 | 132/22 132/25 140/1 |
| 7th of [1] 136 | 68/9 68/19 78/25 | 24/15 25/12 28/6 29/10 | 45/15 48/3 48/21 52/20 | 145/2 145/10 |
|  | 82/11 82/16 86/11 | 29/14 33/14 42/5 42/8 | 55/11 59/3 59/17 59/18 | 146/13 147/15 149/12 |
| 8 | 91/10 94/14 99/23 | 50/7 | (11 61/2 62/12 | 149/25 151/14 152/12 |
| 80 feet [1] 70/14 | 2/13 | 79/7 79/23 89/22 98/8 | 72/25 73/1 73/1 78/11 | 158/6 158/7 158/23 |
| 801 [10] 19/3 49/14 | 114 113/14 114/2 | 101/17 102/5 103/11 | 79/17 80/1 83/8 | 159/4 159/25 166/23 |
| 49/20 80/18 149/15 | 1 129/13 135/9 | 112/18 118/3 118/18 | 89/1 95/3 98/3 108/12 | 167/18 167/23 168/3 |
| 162/1 177/13 187/11 | 135/21 141/9 146/23 | 134/24 139/19 148/14 | 9/3 112/25 113/9 | 69/14 170/6 176/5 |
| 202/11 211/2 | 148/2 149/11 149/13 | 150/21 176/12 180/3 | 5/1 115/4 116/2 | 178/7 185/17 185/ |
| 8177 [2] 9/6 9/ | 153/7 153/18 153/23 | 180/6 180/18 184/9 | $7 / 7$ 117/18 120/13 | 86/7 186/22 |
| 85 [1] 15/21 | 154/3 157/24 158/2 | 202/12 208/3 214 | 120/19 121/13 121/19 | 197/13 199/11 199/14 |
| 8th [28] 93/16 94/5 | 171/11 171/23 172/3 | ADAIR [1] 1/13 | 122/25 123/7 142/13 | 200/14 200/15 200/2 |
| 100/17 100/24 101/4 | 172/18 173/10 173/25 | add [2] 215/12 216/3 | 47/9 147/11 161/19 | 201/4 201/13 206/7 |
| 101/4 101/13 101/15 | 177/17 179/22 180/11 | addition [1] 91/7 | 162/20 164/13 165/25 | 206/25 209/14 210/1 |
| 101/23 109/12 109/23 | 181/3 181/16 187/6 | additional [10] 73/15 | 166/7 166/10 172/11 | 212/16 214/20 215/9 |
| 117/16 136/23 136/24 | 187/10 190/16 193/12 | 87/12 106/13 144/12 | 184/10 197/3 199/15 | 216/3 218/4 221/6 |
| 140/14 140/16 155/18 | 197 | 145/18 145/20 169/14 | 204/3 211/5 | 221/12 223/11 224/1 |
| 171/23 172/12 172/20 | 200/12 202/17 203/16 | 2000/21 209/14 221/6 | afternoon [1] 95/4 | 224/5 |

## A

alleged [1] 123/22
alley [5] 111/11 111/16 111/25 113/9 117/8 alleyway [19] 109/12 109/15 109/16 109/23 109/24 110/20 110/22 112/22 113/3 113/11 113/12 113/17 113/18 115/11 115/19 115/24 115/25 116/3 176/25
allows [1] 12/9 almost [7] 80/5 88/10 170/16 197/3 210/19 210/22 221/13
alone [2] 21/16 161/8 along [14] 41/10 41/16 44/17 61/23 69/15 78/7 78/17 91/23 114/1 117/22 122/15 175/22 190/7 192/19
already [19] 8/22 13/14 38/11 65/2 65/3 77/24 77/24 81/8 86/17 102/3 110/6 111/22 171/24 178/7 199/15 202/25 202/25 211/5 218/11
also [33] 7/8 7/21 38/18 40/16 46/17 52/7 54/1 63/18 64/18 65/15 72/1 73/7 77/6 77/7 77/16 85/15 92/25 93/3 99/4 112/5 121/2 144/2 150/7 163/14 171/19 174/25 176/7 178/17 181/19 192/3 211/16 212/6 217/16
Alta [1] 76/1
altitude [1] 155/15 always [2] 155/25 184/23
am [17] 5/24 7/10 7/11 9/22 40/1 57/24 58/16 59/12 78/23 84/18 92/17 146/19 181/24 201/19 201/25 210/16 216/3
ammunition [1] 6/18 amount [3] 214/14 215/13 215/16
analysis [1] 42/12 analyst [7] 9/3 127/16 127/19 205/12 205/16 205/19 211/8
Anderson [1] 95/25
angle [7] 29/10 29/13 58/9 58/17 59/23 81/12 122/7
announced [3] 48/17 59/8 208/9
announcement [3] 49/4 49/18 55/13
annually [1] 7/10
another [18] 21/21 27/16 35/21 41/20 42/18 42/21 58/17 58/25 72/12 88/6 107/6 155/20 174/16 176/18

196/14 201/1 203/1 207/18
ANTHONY [42] 1/10 36/25 37/2 37/19 37/24 41/8 43/19 50/6 56/24 58/23 60/5 60/11 63/18 63/23 63/25 95/25 96/3 96/10 96/15 97/9 98/3 98/5 98/24 99/9 105/24 107/18 108/10 108/14 111/9 111/25 113/11 113/17 114/12 114/15 120/24 121/5 121/6 121/24 142/3 142/22 145/5 198/3
anticipate [4] 89/4 90/11 178/24 189/25 anxious [1] 219/10 any [82] 8/11 10/24 16/3 16/8 17/14 24/25 25/3 27/7 30/23 34/19 34/22 52/25 54/12 57/14 62/17 70/8 70/15 70/20 71/1 71/10 73/13 73/19 75/23 75/24 84/10 87/11 87/14 88/13 88/15 88/16 88/16 89/17 89/19 91/6 107/18 118/20 128/12 129/9 130/8 138/8 140/25 142/7 144/21 144/24 145/1 145/13 145/15 145/18 145/20 145/22 149/20 149/21 159/1 159/2 159/6 159/17 159/18 159/19 164/9 169/13 172/17 176/19 183/11 186/3 186/5 195/24 200/20 203/19 203/19 209/9 209/13 209/18 216/25 218/20 218/20 219/7 221/5 222/8 222/10 222/11 222/11 224/2 anybody [15] 15/2 15/4 15/9 20/18 41/5 105/23 121/20 134/8 158/4 159/9 174/18 179/18 179/19 200/23 221/8 anymore [5] 111/19 112/20 112/24 115/25 190/4
anyone [8] 20/12 41/7 88/12 159/16 169/16 186/8 217/22 222/7
anything [45] 6/5 10/4 16/11 17/10 17/11 21/6 22/1 22/14 23/22 24/24 31/25 34/17 43/5 43/17 50/4 63/24 73/10 78/1 78/11 78/14 88/11 100/10 111/21 122/21 122/22 123/18 126/3 127/15 151/20 159/15 165/25 180/10 181/14 194/19 194/25 195/25 200/4 200/6 200/16 217/7 217/11 217/17 222/6 224/1 224/4
anytime [1] $162 / 12$ apart [1] 195/21 apartment [39] 78/18 78/20 78/21 79/2 79/5 79/8 79/17 79/18 95/15 95/15 95/16 95/17 97/17 97/20 97/21 97/23 98/4 98/6 98/9 102/9 103/12 103/14 103/22 104/7 104/12 105/4 105/17 106/2 107/2 108/6 108/12 108/20 110/9 111/2 111/6 127/15 131/18 141/14 142/1
apartments [9] 95/13 97/9 98/11 100/19 101/9 102/11 104/11 123/11 131/6 apologize [3] 198/17 202/15 220/16
appear [5] 12/9 114/5 118/20 149/1 164/6 appearance [1] 64/5 APPEARANCES [1] 1/16
appeared [8] 43/19 46/13 48/13 53/3 61/6 64/2 72/7 195/2
appears [5] 39/5 41/19
41/23 133/20 176/23
applied [1] 6/24
apprehension [1] 223/7
approach [14] 25/18 26/10 28/3 29/24 45/7 81/5 81/11 88/3 108/20 108/21 132/12 134/25 145/2 169/19
approached [3] 33/22 42/19 222/24
approaching [5] 50/5
76/6 207/5 207/6 207/12
appropriately [1]
178/24
approved [1] 38/15 approximate [2] 70/23 70/24
approximately [9] 19/6
19/19 35/19 67/5 71/9 76/25 80/25 147/11 161/24
approximation [1] 70/13
arch [2] 10/15 10/15 archive [2] 14/2 14/4 are [120] 5/23 7/18 8/3 8/5 8/23 10/17 11/20 12/20 16/10 16/12 17/5 17/5 17/6 17/17 18/25 23/1 23/16 23/17 32/4 34/2 34/23 39/3 39/23 39/24 42/17 45/13 48/4 48/15 54/16 56/17 57/16 57/22 59/10 59/16 59/24 60/10 61/19 63/22 65/6 72/8 72/9 73/15 73/21 75/25 001388

76/17 77/3 77/10 78/21 79/9 80/25 81/4 81/9 84/25 85/7 86/3 86/4 87/16 88/23 90/10 91/7 92/14 99/22 104/6 108/14 114/24 115/13 116/23 116/23 122/25 122/25 133/20 133/22 135/11 143/12 144/14 145/24 146/18 151/13 154/19 154/24 155/14 158/16 158/20 159/6 162/20 167/24 168/6 169/17 170/12 170/20 170/24 172/3 178/18 179/4 179/15 180/5 180/15 182/4 185/11 185/15 185/19 186/11 187/3 188/19 189/13 189/18 191/25 195/21 197/20 198/7 198/7 201/18 204/16 207/5 207/12 209/20 212/14 213/4 218/16 221/10 area [99] 6/17 31/2 38/7 38/10 39/21 41/6 41/18 43/21 46/12 49/14 49/19 50/15 51/12 54/1 55/10 55/19 55/23 57/25 58/15 64/3 64/4 67/21 69/6 69/12 75/21 75/25 76/4 76/5 76/8 76/13 77/1 77/3
78/22 79/2 80/9 80/16 80/21 81/1 82/20 84/16 98/19 104/5 107/5 107/10 113/1 116/23 117/16 119/25 120/25 122/19 147/13 149/21 149/23 149/25 150/9 154/9 156/11 156/25 160/25 161/2 161/6 170/19 171/6 171/15 171/20 172/22 173/5 173/16 174/7 174/14 174/16 174/18 174/25 175/19 175/20 181/20 183/4 187/9 187/25
188/10 188/13 188/19
188/20 188/21 190/1 190/8 192/16 194/15 195/25 198/21 201/20 201/23 203/13 203/17 204/20 205/2 206/8 212/25 213/2
area-ish [1] 188/10
areas [3] 6/8 6/8 173/5
aren't [1] 22/25
arithmetic [1] 220/14 Arizona [1] 200/6 armed [2] 178/25 184/2 around [39] 31/15 31/18 32/3 32/12 41/5 41/9 41/18 42/20 50/7 51/12 51/25 56/19 56/22 67/17 67/21 68/4 68/13 68/15 87/23 103/5 107/19 107/24 108/5 108/12 113/12

115/2 115/9 120/20 141/24 142/10 156/14 158/20 164/19 172/2 189/22 199/3 203/20 204/3 205/2
arrest [14] 62/15 63/16 63/19 84/9 84/17 84/22 84/25 86/20 87/2 184/6 187/14 194/24 198/19 223/8
arresting [1] 89/2 arrests [2] 122/25 224/3
arrive [4] 77/12 85/19 95/4 178/19 arrived [2] 202/24 203/1
arrives [1] 85/5
article [1] 96/6
as [227]
ascertain [1] 216/24
Asian [2] 20/23 21/14 ask [17] 20/18 27/15 27/21 29/20 33/8 49/6 60/16 96/19 111/21 118/8 134/24 175/14 185/11 190/20 199/15 200/3 200/4
asked [13] 8/24 16/20 21/9 40/6 72/20 75/23 82/20 135/21 138/9 140/20 140/21 141/9 223/8
asking [4] 21/3 184/14
187/13 190/24
asks [1] 145/5
assign [2] 162/22 185/9
assigned [18] 5/24
9/14 9/19 36/5 140/8 146/25 148/15 149/23 161/20 162/3 170/18 181/17 183/1 185/9 185/13 185/20 202/18 210/20
assignment [9] 9/15 74/17 74/19 146/24 160/24 160/25 170/17 187/8 201/23
assignments [1] 92/24
assist [5] 36/6 75/5
75/17 149/14 170/23
assistance [2] 38/6 110/14
assisted [1] 198/20 assisting [3] 60/17 93/12 122/9
assists [1] 54/11 associated [2] 149/11 177/6
assuming [4] 67/22
89/19 124/16 190/22
assumption [1] 138/21
at [298]
attempt [2] 56/20
102/8
attempted [1] 156/23
attempting [1] 55/6
attention [9] 25/25
attention... [8] 67/23 69/13 93/5 148/9 155/23 171/3 179/13 202/9
ATTEST [1] 224/8 attorneys [3] 1/185/6 91/23
audio [3] 154/8 199/1 224/9
audio/video [1] 224/9 August [52] 18/18 18/24 19/4 25/24 30/3 33/4 36/4 45/18 63/3 64/16 65/10 75/2 75/14 82/8 83/20 87/2 93/6 93/16 93/17 93/22 93/25 99/20 100/17 100/24 101/4 101/4 101/7 101/13 101/18 101/23 102/2 102/5 118/14 136/11 148/9 149/13 160/22 161/5 161/17 161/23 162/9 162/20 164/11 167/1 171/3 175/23 187/7 191/10 202/2 205/24 206/10 210/24
August 9th [1] 161/5 authentication [3] 46/22 83/10 206/2
automatically [2] 12/5 120/21
available [3] 11/8 149/19 149/20
Avenue [9] 51/13 52/24 53/17 55/2 56/7 56/8 56/20 57/2 188/23
Aviator [27] 93/21 93/22 94/17 94/20 94/25 95/5 96/21 97/6 100/14 100/18 101/8 101/12 101/21 102/6 102/7 102/10 103/20 123/10 126/22 127/20 135/22 136/4 136/13 136/14 138/23 139/20 140/21
aware [20] 15/9 36/16 36/21 38/12 43/14 49/15 53/18 58/14 59/10 60/19 93/9 161/24 162/21 163/2 163/12 163/13 202/13 203/22 206/22 220/7
away [14] 24/4 26/18 42/17 45/5 46/9 48/15 49/7 61/2 70/11 70/22 108/23 109/3 156/15 190/5

## B

B-r-o-o-k-s [1] 146/12 Bachelor [1] 6/14 back [103] 8/4 8/5 12/22 14/17 14/19 24/2 24/15 24/19 24/21 28/6 28/10 33/7 38/11 41/19

43/20 47/14 47/20 47/23 48/11 48/12 48/18 51/5 53/15 54/20 55/16 57/6 57/7 58/10 58/24 59/7 59/9 59/10 59/19 60/6 60/12 61/2 61/9 62/3 62/18 67/6 74/22 75/16 76/5 77/15 78/4 78/7 78/16 78/18 80/4 84/14 88/6 91/21 100/18 102/10 107/21 108/5 108/12 108/19 112/20 113/2 113/3 113/19 115/2 115/9 115/11 115/16 115/18 123/10 131/19 131/20 142/14 142/22 144/19 148/9 156/12 158/3 159/25 161/5 166/8 166/16 168/18 171/3 172/12 172/21 174/9 174/14 174/23 175/3 187/7 193/6 193/7 193/14 195/9 195/9 197/7 197/17 198/9 199/18 202/2 205/4 205/7 208/1 224/5 backed [5] 109/3 111/1 111/5 143/3 183/23 background [1] 97/5 backs [1] 108/22 backseat [6] 99/9 108/22 111/8 165/6 195/1 196/11
backside [2] 109/14 109/22
backyard [4] 172/7 172/9 204/18 212/3 backyards [2] 58/12 86/25
bad [1] 31/22
bag [21] 25/9 25/10 25/16 26/5 26/6 26/12 26/19 26/23 52/23 53/9 61/5 61/6 61/8 61/9 61/10 61/13 61/24 83/5 84/13 115/9 166/3
bail [1] 155/25
bailed [1] 156/3 bailiff [4] 17/17 88/20 159/22 222/15
bailing [2] 153/25 154/22
bang [1] 199/25
bank [118] 18/15 18/16 20/6 32/15 33/3 43/9 43/15 43/25 48/2 48/4 48/5 48/9 49/19 49/20 49/25 50/2 50/6 50/7 50/8 50/9 50/10 50/18 51/24 53/2 61/7 66/15 70/19 72/22 75/23 75/23 76/10 78/9 78/11 80/16 80/18 80/25 81/3 81/10 81/12 82/4 82/12 82/19 83/4 83/8 85/2 85/3 85/8 85/16 86/4 86/5 86/7 93/9 99/18 101/16 101/18 108/4

109/14 109/15 109/22 110/1 110/22 111/17 111/19 111/23 112/6 112/13 112/16 112/18 112/20 112/23 113/2 113/12 113/20 113/21 114/15 115/2 115/7 115/8 115/9 115/14 115/17 115/18 121/10 121/13 126/4 126/5 126/7 126/14 138/1 138/4 138/11 138/11 138/13 138/14 138/16 138/19 144/6 144/10 144/11 144/17 149/15 149/22 149/25 150/3 161/25 161/25 167/6 171/5 171/13 171/15 171/17 171/19 177/12 179/25 187/11 202/17 211/2 215/16
banks [1] 75/24
BARBARA [1] 1/17 barely [1] 119/25 BARR [40] 1/10 1/21 36/25 37/3 37/19 37/24 41/8 43/19 46/9 46/10 50/6 56/24 56/25 58/23 59/2 60/5 60/11 61/2 63/18 63/23 69/22 70/3 70/7 70/12 70/19 71/4 71/14 71/24 72/25
95/25 96/15 98/25 99/9 108/10 114/15 117/8 128/19 128/21 198/3 198/19
Barr's [1] 63/25
barrier [1] 183/10
base [1] 196/1
based [4] 73/10 131/12 176/23 183/25
basement [1] 133/21
basic [2] 7/2 10/10 basically [9] 10/13 12/2 42/12 131/11 174/15 175/6 180/14 188/21 189/15
basics [1] 148/4 be [107] 7/6 7/11 8/2 9/20 10/7 10/15 10/20 11/9 11/11 12/10 12/19 12/19 15/5 15/12 16/13 16/17 28/20 36/17 36/25 39/5 40/8 41/5 43/7 43/8 46/13 49/25 50/24 51/10 54/19 56/15 58/20 60/3 60/7 60/11 61/6 62/16 63/8 69/22 70/2 70/4 71/22 72/14 76/4 79/21 82/15 87/19 87/20 88/8 88/9 89/2 89/7 89/10 90/14 93/24 104/17 114/5 116/9 116/15 118/21 119/19 129/16 129/17 129/24 133/5 143/13 148/20 149/10 151/23 152/19 152/22 154/7 154/8 157/22 158/6 001389

158/22 164/6 168/4 168/19 169/16 173/10 175/11 176/5 177/16 178/15 178/19 179/10 179/15 180/25 181/7 182/1 182/19 183/11 183/14 184/1 185/10 186/9 188/20 188/24 189/4 196/5 200/23 220/9 221/8 221/16 221/23 221/24 222/3 became [2] 6/4 48/7 because [46] 15/5 26/7 31/15 39/11 53/13 56/16 62/14 70/5 91/3 91/8 101/2 104/16 108/4 110/13 111/1 121/22 130/2 138/18 141/22 141/24 148/21 149/1 150/1 150/8 150/22 154/16 154/22 156/10 172/12 172/18 179/24 179/25 180/1 181/18 182/6 182/10 182/18 182/22 190/3 191/12 196/11 198/9 200/5 219/4 221/15 221/21
become [4] 6/12 93/12 93/15 161/24
becomes [1] 56/8 been [86] 5/12 17/25 18/16 26/6 29/21 32/20 32/25 33/23 34/1 35/3 35/17 35/23 43/7 43/21 44/7 44/7 45/8 50/11 53/24 55/14 55/18 57/17 58/7 60/22 61/15 62/20 62/23 63/21 64/19 65/3 65/5 65/14 67/5 73/1 74/1 74/19 74/23 76/12 80/17 81/8 86/2 86/17 92/4 92/18 92/21 94/17 96/18 100/1 118/7 120/6 123/5 132/15 138/19 146/6 147/1 148/21 149/8 154/11 154/22 160/6 161/25 164/1 166/11 166/17 167/12 169/25 170/15 171/19 171/24 185/18 186/16 187/5 192/18 201/7 201/21 202/10 202/25 204/8 209/2 210/3 210/18 210/20 211/21 213/17 213/20 224/2 before [37] 1/13 6/4 6/14 28/21 28/24 29/7 31/25 55/8 90/8 91/5 91/11 92/23 93/17 94/2 94/6 94/7 99/18 101/16 103/9 104/1 104/7 120/15 125/7 145/18 162/14 163/5 164/10 164/22 164/22 166/11 171/20 179/20 180/17 185/20 191/4 195/8 222/5
beginning [2] 41/9 93/5
begins [1] 49/1
behind [27] 21/21 22/8 27/16 43/20 54/22 80/9 83/3 103/3 105/10 107/6 116/20 117/24 117/25 119/1 120/8 122/17 131/6 150/22 153/4 164/18 164/21 166/4 183/9 183/10 193/8 193/24 196/4 being [34] 5/12 17/6 17/25 33/21 35/3 36/1 39/21 43/24 62/20 62/25 74/1 76/1 80/24 84/13 92/4 93/10 98/10 115/6 115/7 127/20 138/9 138/11 146/6 154/10 160/6 169/25 172/20 182/6 186/16 198/14 199/22 201/7 202/17 210/3
believe [28] 15/8 15/16 15/22 39/22 53/17 54/18 69/14 69/21 71/23 72/1 89/10 116/8 120/23 132/2 132/15 134/19 144/11 148/14 150/24 154/21 163/10 166/3 174/25 192/12 198/3 202/12 206/7 219/22
believed [3] 69/22 126/6 137/7
below [5] 64/4 97/20 147/19 148/20 155/5 bench [4] 88/4 145/3 169/19 169/22
Benitez [3] 19/13 85/12 85/13
best [2] 12/22 17/7
better [7] 64/10 76/23 76/24 108/25 142/19 205/15 216/9
between [7] 41/17
109/12 109/23 115/22 154/2 154/11 193/7
beyond [1] 6/11
biggest [1] 178/20
bills [2] 215/9 215/23
bin [1] 212/17
binoculars [4] 136/25
139/9 140/21 155/13 Birdseye [1] 150/5 bit [22] 6/10 7/13 12/17 51/6 53/15 59/15 87/20 88/8 95/3 95/22 109/7 114/1 149/5 164/24 166/24 173/1 174/1 174/8 189/11 191/4 195/9 221/16
black [23] 20/23 20/24 21/14 21/15 21/25 37/14 106/16 114/17 117/25 118/1 121/17 121/18 129/3 129/13 130/25 135/7 139/15 143/24 165/6 165/10

| B | 169/24 170/4 | 133/22 138/18 139/10 |  |  |
| :---: | :---: | :---: | :---: | :---: |
| $\text { black... [3] } 172 / 21$$175 / 1192 / 17$ | br | 139/15 139/17 142/6 |  |  |
|  | brief [3] |  | came [36] 20/16 2 | 172/20 172/22 173/11 |
| blank [1] 154/17 | 159 | 149/3 151/6 152/22 | 22/5 22/7 22/10 25/ | 174/5 174/21 174/24 |
|  | br | 153/7 153/17 154/1 | 2 32/18 33/15 | 318 |
| block [2] 68/9 68/9 blocks [1] 163/9 |  | 55/14 |  |  |
| blue [5] 11/7 11/9 | bring [1] | 157/15 157/16 165/1 | 53/16 54/3 66/14 6 | Canoso [1] 171/23 |
| $\begin{aligned} & \text { 11/10 111/13 135/7 } \\ & \text { body [31] } 27 / 1340 / 4 \end{aligned}$ | broadcast | 166/14 174/1 174/8 | 81/1 82/17 84/14 86/24 | d |
|  |  |  |  |  |
| 40/7 40/9 72/7 140/25 |  | 87/2 | 9 | /16 |
| 141/2 162/12 162/23 |  | 931 | 108/2 112/3 113/2 | bilities [1] |
| 163/1 163/2 166/25 | broadcasting [1] | 197/13 197/16 199/1 | 15 |  |
| 167/10 175/10 175/16 |  | 20 | 144/19 149/22 17 | acity [3] 39 |
| 180/5 183/7 190/22 |  |  |  |  |
| 191/9 193/4 198/22 |  |  |  |  |
| $\begin{aligned} & \text { 198/24 200/2 205/23 } \\ & \text { 205/23 206/10 222/23 } \end{aligned}$ |  | C | 0/9 | e 1] |
|  |  |  |  |  |
| 222/25 223/1 223/7 | BROWER [19] | C-18-335500-2 [1] 1 | 155/13 162/12 162 | 1/25 52/22 |
| 224/2 | 2/12 2/19 2/24 3/7 3/13 | C-h-r-i-s-t-o-p-h-e-r [1] | 163/2 166/25 | 53/25 5 |
| body-cam [5] 222/23 | 3/16 66/6 87/7 128 | /8 | 0175 | 6/17 57/3 |
| 222/25 223/1 223/7 | 4/22 158/7 169 |  | 91/5 191/9 | 8/21 60/13 |
| 224/2 | 184/18 200/15 219 |  | 191/9 193/4 197 | 8/20 69/9 |
| $\begin{aligned} & \text { body-worn [2] 162/12 } \\ & 175 / 16 \end{aligned}$ | 220 |  | /23 205 | 99 |
| Bonita [11] 56/20 56/22 57/2 59/6 59/6 | B |  |  | 106/1 |
|  | brown [2] 37/14 |  | cameras [3] | 109 |
| $\begin{aligned} & 61 / 18211 / 13211 / 14 \\ & 211 / 20211 / 21216 / 15 \end{aligned}$ | Bryce [3] 14/7 86/14 |  | 198/24 | 5 |
|  |  | 13 |  |  |
| Bonneville [10] 53/17 | bubbling [3] | 75/19 76/5 80/8 82/ | can [103] 6/10 7/13 | 6/19 11 |
| 54/3 54/5 54/18 116/9 |  |  | 10/22 11/9 12/1 12/16 | 10118 |
|  | build [2] 22/2 | 102/22 103/11 127/1 | 16/22 18/11 22/1 22 | 19/16 120/8 |
| 117/9 177/1 | building [14] | 145/25 147/21 149/22 | 23/21 32/8 34/10 | 71 |
| booking [3] 123/1 | 6 | 151/4 152/6 152/2 | 42/2 | 122/11 122/16 122/18 |
|  | 8/22 69/15 94/12 97 | 152/24 160/1 161/20 | 56/6 58/12 62/18 66/2 | 22/21 124/18 |
| 123/2 123/6 | 106/7 106/25 107/19 | 162/4 162/22 165/8 | 7/3 69/12 70/13 7 | 31/19 13 |
| boss [1] 82/18 <br> both [33] 6/8 18/3 | 110/2 115/10 140/9 | 169/4 169/18 171 | 75/17 76/22 79/19 | 11/20 142/3 142/6 |
|  | bulge [4] 43/ | 171/11 176/18 176/ | 79/23 84/4 84/12 87/20 | 1 |
| 38/4 43/3 43/13 51/20 | 7/2 | 19176/21 177 | 91/13 96/6 96/12 99/5 | 150/24 153/7 153/13 |
|  | bunch [1] 163 | 177/15 177/16 177 | 105/7 110/1 110/2 | 53/24 154/11 |
| 65/2 74/4 77/5 92/7 | Bureau [1] 151 |  | 112/20 112/21 113/24 | 俦3 156/4 164/19 |
| 98/14 105/24 108/ | Burger [2] 75/ | 181/19 181/20 18 | 116/2 | 64/20 165/5 165/17 |
| 123/11 139/19 145/5 | burglary [1] | 181/21 181/25 18 | 19/13 123 | 5/20 166/8 |
| 146/10 153/17 156/4 | burgundy [4] |  | 124/23 | 6/12 176/20 176/25 |
| 166/2 166/3 166/5 | /24 180/13 188/2 | 182/10 182/19 183/1 | 5/21 125/22 129/2 | 30/4 181/6 181/22 |
| 166/7 170/3 174/15 | bush [1] 194/ |  | 133/1 138/8 143/13 | 118 |
|  | Bushes [1] | 185/10 185/12 185/13 | 143/15 151/12 153/18 | /23 193/6 |
| 201/10 | business [2] 19/23 | 185/14 185/15 185 | $3 / 25$ 155/4 155/9 | 196/5 196/6 197/1 |
| $\begin{array}{\|l} \text { bottom [10] 23/10 } \\ 23 / 12 \text { 28/7 58/20 58/20 } \end{array}$ | 42/25 | 185 | 155/16 156/6 156/12 | 98/10 199/18 200/12 |
| $\begin{aligned} & 98 / 498 / 5112 / 11114 / 3 \\ & 114 / 22 \end{aligned}$ | busy [2] | 18 | 157/2 157/6 158/3 | 7/16 |
|  | busyness | 188/9 188/12 189/1 | 160/1 160/17 162/18 | s [1] |
| Boulevard [2] | but [105] | 20 | 168/2 168/4 168/18 | d [10] |
|  | 11/14 | 202/18 213/12 220/1 | 19 173/2 173/3 | 4 11/2 11/17 11 |
| 94/9 | 14/13 14/24 | 22 | 173/4 173/4 174/5 | 7 14/5 209 |
| $\begin{array}{\|l} \text { box [4] 157/9 192/21 } \\ \text { 192/22 192/23 } \end{array}$ | 22/23 24/1 | called [22] 5/12 | 174/6 176/11 179/10 | 9/17 |
| brakes [1] 68/4 <br> branch [9] 19/16 20/16 | 28 | /17 | 179/23 181/2 182/14 |  |
|  | 43/21 44/10 | 13610 146/6 149/14 | 83/ | careful [1] 200/4 |
|  | 47/20 48/8 48/21 5 | 151/13 160/6 162/20 | /19 185/24 193/2 | ied [2] |
| 29/7 30/12 32/6 32/16 | 52/22 53/9 54/11 | 169/25 171/12 1 | 193/12 194/21 195/23 | [2] |
| 33/3 43/15 48/2 | 56/8 56/15 60/21 65/4 | 186/16 201/7 202/10 | 01/17 204/24 215/6 | [4] 43/2 68/4 |
| brand [1] 172/18 <br> brand-new [1] 172/18 | 67/10 69/2 | 202/10 205/13 210 | 220/4 220/6 220/11 | 141/24 184/ |
|  | 80 |  | can't [13] 91/15 96/11 |  |
| 88/2 88/6 88/7 88/8 | 90/10 90/21 93/25 |  |  | 8/24 8/24 9/3 9/14 9/22 |
| 88/9 88/10 95/22 97 | 95/18 98/8 101 | 153/4 | 18/25 131/23 | 10/2 10/5 10/6 11/1 |
|  | 102/22 103/2 103/9 | c | 183/11 | 3/1 |
| 157/23 158/4 159/9 | 104/13 104/14 104/18 | /24 124/12 126/1 | 222/19 | 87/14 88/11 88/12 |
| 159/11 195/25 221/1 |  | 147/16 149/21 160/3 | 3] $13 / 1$ | 88 |
| breakfast [1] 221/20 |  | 170/23 178/14 $200 / 22$ |  | 91/1 93/18 |
|  | 123/17 126/15 128/9 | 213/12 218/20 | andidates [5] 1 | 00/10 136/11 140/2 |
|  | 129/25 131/24 133/2 | $\underset{001390}{\operatorname{cam}}[8] 141 / 2183$ | /19 13/3 13/5 13/11 | 144/14 145/22 159/6 |

case... [23] 159/15 159/15 159/17 159/18 159/20 169/16 180/9 186/9 200/1 200/6 200/23 203/22 208/2 209/18 213/9 213/15 214/15 221/8 222/6 222/7 222/9 222/10 224/10
cases [1] 75/6 casework [2] 7/24 8/1 cash [1] 30/3
casing [1] 75/22
catalyst [1] 176/22 catch [3] 103/20 117/8 193/4
Caucasian [1] 139/17 caught [3] 73/2 153/22 184/13
cause [1] 67/23
caused [1] 43/18
causes [1] 21/7
center [2] 77/5 104/5
certain [4] 101/15
108/5 208/6 218/16
certainly [1] 223/10
certify [1] 224/8
chairs [3] 88/19 159/21
222/14
challenge [3] 57/5 57/13 61/8
challenged [5] 59/4
59/7 59/17 60/11 73/1
challenging [2] 59/1 59/21
chance [1] 28/21
changed [2] 133/17 134/9
changes [1] 91/13
channel [15] 84/20
149/24 149/25 150/1 150/2 150/7 151/7 153/16 153/16 153/17 153/19 168/4 179/25 180/1 180/4
channels [9] 150/8 153/17 167/25 179/25 180/2 180/3 182/7
185/16 185/17
Charleston [43] 19/3
49/14 49/20 49/24 49/25 50/3 50/5 50/18 51/11 66/15 69/2 70/19 80/15 80/19 81/3 109/6 109/8 109/10 109/13 109/14 110/18 115/5 116/4 138/1 138/4 149/15 162/1 171/5 171/21 177/13 180/21 180/23 180/24 181/5 181/8 181/10 187/11 188/23 188/24 188/25 189/3 202/11 211/2
Chase [6] 48/2 48/4 78/8 78/11 108/3 142/14
check [2] 216/15

217/25
checked [1] 17/6
chemist [2] 6/9 6/17
chemistry [2] 6/7 6/15
Chevy [3] 119/5 119/17
193/7
chief [3] 1/18 89/8
90/15
choices [1] 10/13
chopping [1] 189/18
Christopher [3] 35/1
35/2 35/7
church [1] 166/9
circle [2] 157/14 182/23
circling [1] 183/17 circular [1] 10/18 circumstances [1] 82/15
Circus [14] 100/13 100/13 100/15 100/15 100/25 100/25 101/6
101/6 101/7 101/7 101/24 101/24 140/18 140/18
City [3] 35/15 75/7 92/15
claim [3] 216/25 218/1 218/23
claimed [1] 218/23
clarified [1] 119/9 clarify [1] $42 / 2$
CLARK [5] 1/2 5/1 19/4 39/7 204/13
Claudia [13] 19/12 19/13 19/20 19/21 23/15 23/24 24/6 24/10 27/3 34/10 34/10 85/12 85/12
Claudia's [4] 24/18 24/21 29/10 31/7 clear [15] 10/21 26/18 28/10 28/20 44/4 91/2 101/11 116/12 119/19 122/16 164/9 177/22 195/10 203/5 218/19 clearly [2] 10/22 155/16
clerk [3] 32/22 81/6 146/3
click [1] 198/25
client [1] 89/24
client's [1] 223/6
climbing [1] 71/17 climbs [1] 61/9 clip [2] 59/14 112/5 clips [2] 58/3 112/6 close [12] 21/19 32/6 32/10 48/6 48/8 71/5 80/12 80/14 107/11 108/25 136/23 205/9 close-up [1] 205/9 closely [2] 75/13 196/7 closer [3] 58/19 129/24 204/15
closing [1] 153/22
closings [2] 89/12 90/16
clothes [1] 203/20
clothing [24] 73/4 96/7 99/13 99/14 106/9 106/18 106/23 111/10 111/12 114/16 121/14 121/15 123/20 126/2
126/7 132/9 143/9
143/10 143/20 155/9
155/10 194/15 194/16 194/20
Code [3] 179/24
181/23 181/25
codes [1] 152/21 collaborating [5] 41/20 42/8 72/3 72/8 72/13 collaboration [1] 42/12 collar [1] 64/3 collared [1] 96/11 collect [4] 24/16 205/19 211/10 213/8 collected [5] 62/5 208/12 214/15 215/11 218/21
collecting [3] 208/12 212/11 218/17
collection [1] 213/11 color [13] 11/12 26/12 26/22 26/25 36/20 40/13 69/25 70/6 96/8 137/9 163/17 177/20 188/2
colorblind [1] 135/11 colored [13] 38/4 70/9
70/20 71/10 95/7 96/10 111/13 114/21 115/9 119/17 122/10 135/8 139/15
come [41] 10/16 11/3 20/12 24/15 33/2 33/14 58/10 75/11 77/20 78/3 83/2 83/4 88/6 99/13 111/16 111/25 112/17 113/11 113/15 113/17 115/16 142/10 142/22 147/25 149/1 152/6
158/3 174/23 178/24 179/9 179/12 180/21 181/1 181/5 182/20 187/10 187/23 198/5 205/16 205/18 223/10 comes [11] 76/17 85/18 112/22 143/25 147/4 171/4 177/13 177/15 177/16 183/3 188/12
comfortable [2] 139/17 139/18
coming [19] 19/9 21/2 33/21 54/6 57/4 58/19 60/9 83/3 116/17 120/8 142/7 164/18 171/18 172/7 179/9 179/14 181/20 190/16 194/5 command [13] 84/17 149/4 149/23 149/25 161/1 161/3 161/6 170/19 171/6 179/4 188/21 201/20 201/24 commands [10] 57/8 57/14 59/2 147/13 001391

149/21 165/11 165/15 175/5 179/8 194/10 commentaries [3]
88/14 159/17 222/9 commercial [1] 69/15 committed [1] 184/10 communicate [2]
77/10 79/19
communicated [1] 107/21
communicating [4]
42/10 42/18 42/21 72/6
communication [1] 116/22
communications [2]
72/14 151/10
Community [1] 209/1
company [1] 8/4
comparison [2] 13/18 14/4

## compartment [1]

 122/17complete [4] 7/23 8/2 14/16 122/11
completely [1] 16/13 completing [2] 8/15 8/21
complex [26] 78/19
78/20 78/21 79/2 79/5
79/8 79/17 79/18 102/9
103/12 103/14 103/22
104/7 104/12 105/4
105/17 106/2 107/2
108/6 108/20 110/9
111/2 131/18 141/14
141/25 142/1
comprises [1] 7/17
computer [8] 9/21 9/25
12/22 13/15 172/25
180/9 185/19 185/23
concern [1] 43/18
concerned [2] 82/8 132/9
conclude [1] $43 / 5$
concluded [1] 43/6
conclusions [1] 14/3
conduct [2] 139/19 148/3
conducted [1] 55/14
conducting [4] 148/7
148/7 148/11 149/4
conducts [1] 147/9
Conference [3] 88/4 145/3 169/22
conferences [1] 7/8
confirm [8] 94/11 95/2
101/21 102/15 140/9
150/20 154/12 157/18
confirmation [1] 150/21
confirmed [5] 53/5
53/9 94/20 136/12 151/6
confirming [3] 93/25
102/11 103/17
confirms [1] 141/6 confused [1] 101/14 confusing [1] 154/3 conjunction [8] 39/24

40/19 48/14 52/17 165/14 211/1 215/10 218/13
consequence [1] 185/7
consistent [4] 12/8
106/11 126/3 126/19 contact [13] 69/23
103/13 172/5 174/13
179/2 179/3 179/7
187/24 193/20 198/5 219/15 220/3 220/10
contacted [3] 217/1
218/24 220/18
containments [1]
174/16
contents [1] 61/13
continue [2] 42/16
78/18
continued [8] 3/1 3/2
4/1 4/2 51/15 57/11 62/3 67/22
continuing [2] 61/9 79/9
continuous [1] 154/7 continuously [1] 113/23
contrasted [1] 64/4
control [5] 122/8
147/24 149/4 179/6 194/8
converging [3] 156/11 156/15 156/25
convictions [1] 224/3
coordinating [1] 116/24
cop [5] 201/25 208/25
209/4 209/5 209/5
Copeland [4] 17/22
17/24 18/4 85/9
copy [8] 28/25 30/11
45/17 47/3 83/19
166/25 167/9 206/9
core [1] 10/10
corner [16] 39/6 41/10
48/13 51/24 51/25
60/13 68/17 68/25 69/2
69/3 81/1 113/12 115/2
115/10 172/14 176/8
correct [215] 8/10 8/12
8/18 9/5 12/13 12/15 12/22 13/10 14/14
16/10 16/15 21/5 22/9
23/18 23/25 26/7 29/4
36/15 37/7 38/22 40/11 41/8 42/11 45/2 48/17
48/23 53/11 53/21 55/9
56/10 56/11 57/10
61/18 64/8 64/15 66/15 67/1 67/15 67/23 68/10
68/22 69/10 69/23 72/6
79/25 86/9 87/4 89/13
89/18 94/10 94/13
97/12 97/18 99/21
100/16 101/22 102/12
102/14 102/19 102/24
103/8 104/25 105/20
106/20 106/22 107/1
107/16 108/15 109/9
correct... [146] 110/16 111/15 113/22 114/9 114/13 114/18 115/15 117/20 119/2 119/8 119/22 120/7 120/9 120/12 120/17 121/18 122/20 124/22 124/25 125/3 125/6 125/12 126/5 126/23 127/10 127/12 127/24 129/5 130/3 130/10 130/11 130/13 130/14 130/20 130/22 130/24 131/1 131/3 131/12 131/25 134/19 135/19 135/24 136/5 137/10 137/11 138/2 138/3 138/20 140/11 140/15 140/17 140/19 141/5 141/8 141/13 141/21 142/5 142/12 142/15 142/18 142/21 142/24 143/2 143/5 143/8 143/14 143/16 143/19 143/21 144/1 144/3 144/5 144/9 144/15 144/20 151/4 168/5 170/22 171/2 171/6 171/13 173/12 173/15 173/19 174/10 174/12 174/12 174/19 175/9 175/25 177/9 177/11 177/25 181/18 182/17 183/8 183/14 184/7 184/16 187/12 188/7 189/9 189/9 189/12 190/14 190/18 190/22 191/11 192/7 193/22 194/17 195/20 195/22 196/3 196/19 197/18 198/20 198/24 199/6 200/13 202/3 202/8 202/20 202/20 203/7 203/12 204/21 205/5 205/20 207/1 207/25 209/25 211/6 211/15 211/24 212/13 212/23 215/17 216/23 218/18 220/15 223/3 223/4 223/12 223/13
correctly [2] 164/24 224/8
could [56] 7/5 12/19 21/9 25/25 44/7 44/7 47/22 48/7 51/6 60/25 70/22 70/24 94/18 104/19 104/20 105/21 105/22 107/13 108/25 109/22 110/3 111/3 131/13 134/2 137/9 137/12 137/13 137/14 137/15 137/17 137/19 140/9 141/16 142/6 142/19 142/25 143/6 143/9 143/10 143/20 153/6 157/2 162/7 164/19 166/11 166/13

176/13 182/1 182/2 182/11 192/7 199/24 205/16 212/18 216/7 223/1
could've [1] 14/15 couldn't [9] 78/13 91/1 95/18 97/24 105/25 139/14 141/19 142/5 142/7
counsel [9] 5/7 25/20 28/4 50/11 88/3 91/24
145/2 222/24 222/24
count [1] 214/1
counted [1] 29/21
counter [1] 144/17
counting [1] 213/25
COUNTY [5] 1/2 5/1
19/4 39/7 204/13
couple [7] 18/21 58/3 106/13 137/1 163/9 188/13 215/19 court [13] 1/2 1/13 1/24 5/4 5/7 37/12 91/21 91/24 146/3 159/25 163/1 167/12 206/21
Court's [13] 17/19 20/25 28/15 32/23 54/8 57/18 66/19 85/25 87/5 125/13 128/11 163/23 205/21
courtroom [4] 17/18 37/8 37/19 96/3
courtrooms [1] 22/25
covering [1] 43/21 covert [2] 39/25 40/8 covert-type [1] 40/8 coworkers [1] 16/11 Crafton [3] 14/7 86/15 86/18
crazy [1] 215/19 created [1] 176/16 crime [20] 6/6 9/3 25/12 85/6 122/24 127/15 127/19 133/13 134/4 134/6 134/11 165/23 178/21 180/2 190/3 205/12 205/16 205/19 211/8 220/5 crimes [3] 35/16 35/17 36/5
criminal [1] 170/25 criminal-related [1] 170/25
criteria [4] 10/5 10/7 10/7 10/23
Cromwell [2] 127/19 128/3
cross [30] 2/6 2/12 2/13 2/19 2/20 2/24 3/7 3/8 3/13 3/16 3/17 14/9 16/19 52/24 59/6 66/6 66/11 69/19 89/20 128/14 128/15 136/8 158/3 158/9 163/11 184/19 185/1 208/22 215/21 216/13
Cross-Examination [22] $2 / 62 / 12$ 2/13 2/19

2/20 2/24 3/7 3/8 3/13 3/16 3/17 14/9 66/11 69/19 128/15 136/8 158/9 184/19 185/1 208/22 215/21 216/13 crossed [4] 50/6 51/8 100/23 183/5
crosses [1] 112/22 crossing [2] 51/13 67/1
crotch [1] 195/25 CSA [5] 65/21 85/18 85/18 128/3 212/17 CSI [1] 85/6
cul [6] 157/11 157/14 157/16 192/17 192/22 192/23
cul-de-sac [6] 157/11 157/14 157/16 192/17 192/22 192/23
current [6] 74/17
146/24 160/24 160/25 170/17 201/23
currently [13] 5/23 12/16 36/5 92/14 146/18 146/19 146/25 170/18 201/19 201/25 208/25 209/4 210/15
cursor [2] 39/22 193/12
custody [22] 62/9
62/17 62/19 62/20
62/21 63/1 63/23 64/23
86/23 117/1 121/20 121/24 155/18 156/18 157/18 184/7 184/15
194/20 196/21 198/21 202/25 211/5
customer [4] 20/4 21/8 21/11 114/11
customers [6] 20/2
20/3 20/7 23/22 85/16 114/5
cut [1] 184/3

## D

D-a-m-s-c-h-e-n [1] 160/11
D-a-v-i-d [2] 146/12 210/7
DAMIEN [58] $1 / 936 / 25$
37/3 37/11 37/13 37/16 41/8 50/6 58/20 60/3 62/19 62/25 63/15 94/22 95/17 95/25 96/1 96/1 96/3 96/8 96/15 97/9 98/2 98/4 98/24 99/12 102/21 105/24 107/17 108/10 108/14 111/8 111/24 113/11 113/17 114/10 114/15 120/24 121/5 121/6 121/24 123/19 126/1 126/6 126/9 126/9 128/23 130/9 130/12 130/16 130/21 142/3 142/22 144/19 145/5 145/7 184/6 184/11
Damien's [2] 114/20
$130 / 2$
Damschen [14] 89/3 160/3 160/5 160/10 160/17 161/5 164/3 166/17 166/23 168/16 168/24 203/6 207/9 207/13
Damschen's [1] 203/9 dark [6] 111/13 134/13 135/7 135/8 139/15 221/23
dark-colored [2] 135/8 139/15
darker [1] 133/20
database [9] 10/8
10/24 11/20 12/11 12/12 12/15 12/21 12/24 13/21
date [16] 7/9 13/22 25/12 26/20 27/25 93/24 94/1 101/14 138/5 145/10 164/7 167/10 168/23 176/8 176/9 211/7
date-time [1] 176/8
dates [1] 100/23
Dave [1] 86/23
David [6] 62/10 146/1 146/5 146/12 210/2 210/7
day[37] 1/15 19/4 19/7 19/8 19/15 20/8 20/13 26/6 40/17 44/19 67/7 71/12 93/17 94/5 94/7 95/2 95/3 100/17 101/2 101/16 101/16 111/10 120/11 127/25 128/4 136/12 138/7 138/8
147/12 151/24 161/20 171/7 187/8 202/22 203/11 221/11 221/23 days [2] 161/17 161/19 daytime [1] 155/15 de [7] 157/11 157/14 157/16 179/8 192/17 192/22 192/23 de-escalate [1] 179/8 dead [1] 154/7
dealt [1] 121/22
DECEMBER [2] 1/14 5/1
DECEMBER 10 [1] 5/1 decided [2] 76/2 166/8 decision [1] 90/2 defendant [10] 1/19 1/21 46/8 46/9 46/10 56/25 59/1 61/2 72/21 72/25
defendants [23] 1/11 5/6 38/5 43/13 43/24 45/3 45/18 46/18 47/4 48/3 48/15 49/13 51/8 51/20 54/16 56/23 57/23 58/1 89/14 89/21 91/23 96/13 101/12 defense [6] 89/14 90/20 91/6 145/15 213/17 222/24 definitely [3] 48/8

192/8 222/3
degree [6] 6/7 6/10 6/16 6/20 15/15 58/9 degrees [2] 12/7 12/17 delay [1] 154/17 demanded [4] 23/20 24/3 33/9 33/23
demanding [2] 24/9 27/2
Dennis [1] 75/7 department [22] 5/25 9/1 14/2 35/16 35/24 52/8 53/18 66/3 74/16 75/8 77/11 146/20 146/22 147/6 147/14 151/8 170/13 187/4 201/20 210/17 220/10 220/18
Department's [1] 84/16 depending [1] 220/13 depicted [4] 46/11 80/18 169/5 211/22 depicting [2] 55/19 118/13
depiction [4] 55/22
65/9 119/20 164/10
depicts [2] 118/24 214/14
deposited [1] 195/19 deposits [1] 19/10
DEPT [1] 1/8
deputy [3] 1/18 5/6 91/23
describe [33] 7/13
16/16 19/1 19/6 19/7 19/20 21/2 21/20 22/1
23/11 23/19 27/9 41/14
42/3 42/24 46/10 53/22
58/4 77/22 78/5 79/16 85/3 96/6 106/15 114/20 147/3 161/12 162/11 163/5 164/16 166/1 202/22 203/16 described [12] 38/3 50/15 58/1 114/19 116/13 120/14 134/22 135/13 138/10 168/7 192/21 203/2
describing [5] 51/6 55/20 119/14 157/8 204/20
description [11] 129/15 150/17 150/24 153/20 155/2 156/1 156/24 171/16 171/17 177/4 187/16
descriptions [4] 129/13 155/9 156/7 190/13
descriptors [1] 190/7
deserve [1] 56/25
desired [1] 179/11
desk [1] 220/19
detail [7] 5/25 7/14 10/21 10/25 13/14 13/16 185/22
detailed [1] 155/4
details [10] 150/3
155/4 156/6 171/16
details... [6] 176/23 178/18 180/9 184/1 185/19 185/20
detained [2] 65/3 122/13
detective [125] 25/11 25/24 26/19 27/25 28/17 35/1 35/13 35/16 35/21 35/22 36/6 36/6 37/20 38/19 39/4 40/16 44/22 44/24 45/13 47/3 47/16 48/14 48/18 48/25 48/25 49/3 50/14 51/7 52/1 52/5 52/8 52/18 53/24 54/1 54/15 54/25 55/12 55/18 57/22 62/9 62/10 62/10 62/12 63/15 66/13
72/20 73/15 73/24 74/13 74/15 74/18 75/6 75/6 75/7 75/13 75/19 76/5 76/20 77/7 77/13
77/17 77/17 78/24 79/5 79/22 81/9 84/4 86/3 86/23 87/12 89/1 92/16 92/19 102/23 102/25 103/5 104/2 104/2 104/18 105/2 107/6 110/5 110/12 110/22 115/15 116/24 123/3 128/17 141/4 145/4 145/20 153/15 159/4 168/9 172/5 173/17 174/13 174/24 175/1 183/19 183/20 184/8 184/11 196/14 205/3 205/18 209/23 210/14 210/16 210/24 212/4 212/7 212/7 212/15 213/5 213/20 215/4 217/1 217/9 217/14 218/10 218/10 219/21 221/5 221/6
detective's [1] 110/11 detectives [20] 25/13 32/18 40/7 44/19 45/1 53/13 53/18 53/19 75/14 79/14 82/9 84/19 86/21 86/22 93/10 115/13 116/23 121/3 121/23 196/18
determine [1] 7/4
determined [1] 36/25 developed [1] 9/16 device [2] 39/24 79/10 devices [2] 70/15 71/2
did [308]
didn't [26] 23/14 24/25
24/25 52/25 54/21 77/2
82/6 104/17 121/8
121/21 130/8 139/8
139/8 140/8 156/2
181/13 185/21 185/25
193/20 196/16 197/23 217/11 217/13 217/20
219/4 224/1
differences [1] 141/9
different [23] 7/8 7/19
13/6 15/17 15/18 27/15 33/18 62/15 82/10 92/24 112/6 123/8 123/8 123/12 133/19 133/25 142/16 151/6 172/1 180/3 182/7 185/16 221/16
digital [2] 176/12 178/1 direct [30] 2/5 2/9 2/11 2/16 2/18 2/23 3/4 3/6 3/10 3/12 3/15 5/21 17/17 18/9 25/24 35/11 69/21 72/1 74/11 80/14 81/2 92/12 141/18 146/16 160/15 170/10 171/3 187/1 201/15 210/12
directing [4] 93/5
148/9 172/11 174/23 direction [28] 10/8 11/20 12/1 12/18 47/21 57/7 59/3 59/19 60/12 62/2 84/14 107/1 107/18 120/5 156/5 157/6 173/22 173/23 173/24 174/2 174/14 177/21 180/15 183/16 193/19 203/2 208/3 208/5
directions [2] 172/1 172/14
directly [9] 50/9 53/8 60/8 68/16 79/20 97/20 116/19 180/23 193/21 dirt [1] 71/24
disappear [1] 113/15 discovered [2] 203/4 204/18
discovery [4] 45/8 55/18 62/24 213/18 discuss [15] 16/11 34/21 73/18 87/13 88/11 145/21 159/5 159/15 169/15 186/8 200/22 207/14 209/17 221/7 222/6
dispatch [10] 180/15 180/20 181/18 181/21 181/24 182/3 182/6 182/13 185/3 197/5
dispatched [1] 202/12 dispatchers [1] 182/8 displayed [1] 27/19 distance [4] 76/2
108/23 110/25 141/22 distinct [1] 64/8 district [5] 1/2 1/13 1/18 5/6 91/23
do [245]
document [2] 30/1 127/16 documented [1] 17/5 does [31] 11/5 26/4 26/24 29/9 50/17 50/19 80/14 84/7 114/5 114/7 116/16 132/16 132/17 133/9 133/11 135/3 135/5 135/6 154/1

154/1 155/3 158/4
159/9 164/6 164/23 177/7 178/16 185/3 185/4 212/4 212/5 doesn't [9] 64/6 89/14 118/20 124/13 130/15 169/1 172/16 172/17 193/4
doing [25] 16/12 22/11 27/4 38/5 39/23 41/24 42/13 42/16 44/19 71/15 78/10 82/10 85/1 100/6 101/2 102/22 108/14 121/10 129/14 138/11 182/13 182/18 182/19 196/20 218/16 don't [86] 15/1 15/2 15/5 15/11 15/12 15/22 16/6 16/8 17/10 20/17 22/5 22/22 24/11 25/4 25/10 27/6 27/13 31/1 31/2 33/6 34/21 40/2 40/4 40/8 40/9 40/24 48/21 54/12 56/7 56/14 67/8 67/10 67/24 84/10 87/13 91/1 91/7 93/24 97/24 98/5 98/8 102/16 104/12 107/20 111/19 116/6 119/4 120/2 128/12 128/18 128/20 128/24 129/15 131/22 134/8 135/17 139/1 139/6 139/10 139/25 144/21 145/9 145/20 145/21 154/8 157/16 158/6 159/3 159/5 159/18 159/20 169/15 184/21 193/19 194/6
195/24 197/13 199/23 200/5 200/16 200/22 203/24 209/17 216/5 217/17 221/7
done [17] 10/1 13/4 16/13 26/1 28/8 29/22 30/12 89/11 116/25 140/22 157/24 162/19 200/3 217/8 218/24 219/23 219/24 door [10] 16/23 82/4 82/25 95/18 95/19 97/23 97/24 97/25 135/7 135/8 doors [17] 32/4 32/6 32/10 32/17 41/17 45/15 77/3 77/4 77/4 80/25 81/3 84/12 88/20 105/25 142/6 159/22 222/15
double [4] 88/20
159/22 198/25 222/15 doubly [1] 178/11 down [32] 75/21 82/19 82/20 84/8 95/20 95/22 97/16 110/20 111/11 111/16 111/25 113/15 143/25 148/20 163/2 163/9 163/11 168/6 173/13 173/24 174/1 174/5 174/6 174/23 001393

175/5 183/2 193/8 193/25 195/8 195/23 196/1 215/9 downstairs [9] 95/13 95/16 95/17 97/11 97/22 100/20 102/17 123/12 133/21
downtown [17] 80/15 82/20 84/7 84/16 84/19 84/20 104/5 149/23 161/6 171/6 180/1 180/6 187/9 187/9 188/19 201/20 201/23 draw [3] 57/4 69/13 175/4
drawer [7] 22/19 23/10 23/10 23/12 29/20 30/7 30/9
drawn [1] 165/18 dress [4] 144/2 144/8 144/16 144/18
drift [1] 176/14
drive [6] 56/22 76/3 108/12 182/15 183/9 189/11
driven [3] 119/25 174/8 191/12
driver [5] 111/7 122/18 156/1 165/7 165/8
driver's [2] 143/6 165/6
drives [1] 108/23
driveway [7] 58/8
59/20 120/22 122/7
164/25 165/1 192/23
driving [20] 50/3 50/9 50/18 51/8 67/11 67/13 67/22 68/2 76/6 103/5 116/13 121/25 143/15 172/12 175/17 181/23 189/13 191/11 191/15 192/10
drove [5] 66/15 108/5 109/3 116/6 188/5 due [1] $43 / 11$ duly [11] 5/12 17/25 35/3 74/1 92/4 146/6 160/6 169/25 186/16 201/7 210/3
during [9] 7/1 60/17 84/6 88/10 126/7 127/19 150/9 159/14 194/20
duties [5] 7/12 21/3
170/23 211/7 212/10 duty [1] 175/17 dynamic [1] 147/15 E
E-b-e-r-t [1] 92/9
each [14] 7/10 14/23
21/22 21/24 42/9 51/8 72/5 88/12 149/25 152/16 152/16 159/16 176/16 222/7
earlier [4] 40/7 62/2 82/6 97/15
early [2] 89/20 148/15 east [29] 49/14 49/20 51/10 56/6 58/7 58/8

58/22 78/18 80/18 104/7 104/13 105/5 105/9 105/18 106/3 138/1 138/4 149/15 171/21 173/25 174/13 174/24 177/13 187/11 189/7 202/11 204/4 211/2 213/7
eastbound [8] 54/18 76/6 78/16 80/3 109/5 116/14 116/16 192/2
eat [1] 221/20
Ebert [24] 40/16 44/22 48/14 48/18 48/25 49/3 52/1 53/24 54/15 55/12 75/7 75/14 75/20 76/5 77/13 78/25 79/18 79/22 82/17 87/24 89/1 92/2 92/3 92/8
Ebert's [1] 168/10
EDWARD [1] 1/21
effect [2] 84/8 117/3
effectuate [1] 84/17
effectuated [1] 122/25
eight [4] 10/22 92/20 92/23 147/13
either [12] 7/20 10/14 27/17 48/25 108/24 164/22 166/14 166/15 181/24 220/2 220/7 222/3
elapsed [1] 154/11
Eleven [2] 74/21
201/22
elicit [1] 124/2
else [30] 6/5 17/10 17/11 19/15 21/17 21/18 22/1 36/2 73/10 78/14 79/6 82/7 88/12 95/1 100/10 114/8 137/14 159/16 166/6 169/16 179/18 179/19 184/24 186/8 194/19 200/23 208/14 215/20 221/8 222/7
else's [1] 41/24
email [5] 124/9 124/13 124/17 124/23 125/10
emailed [1] 123/19
emergency [2] 118/2 118/3
emphasis [1] 6/15
employed [14] 5/23
18/12 35/14 35/15
74/14 92/14 146/18 146/19 160/18 160/19 170/12 187/3 201/18 210/15
employees [1] 86/5 en [2] 150/3 150/3 encoded [1] 13/15 encountered [1]
133/10
encounters [1] 24/25
end [21] 19/25 54/24
76/14 80/15 89/25 90/6 105/19 106/5 106/7
106/24 112/16 123/4
125/1 127/8 157/11
end... [6] 157/17
164/14 164/16 180/23
183/10 184/5
ended [4] 82/11 103/2
104/6 109/11
enhancement [2]
70/15 71/2
enlist [1] 53/19
enlisted [2] 36/13 36/13
enough [5] 10/21 24/23 33/7 134/14 159/12
ensure [3] 174/6 178/18 208/14
enter [9] 10/23 51/24
95/10 97/9 138/4 138/7 217/13 217/19 217/19
entered [8] 49/4 61/7
77/24 83/8 95/15 95/17
114/15 115/7
entering [1] 138/10
enters [1] 78/12
entire [1] 181/20
entitled [1] 224/9
entrance [10] 39/21
41/6 41/11 41/16 77/4 81/10 82/1 107/11
110/2 110/3
entry [10] 41/5 41/7
42/17 43/13 48/5 50/8
68/17 72/21 107/7
115/13
entryway [1] 114/24
envelope [1] 11/4
equipment [1] 155/3
error [1] 220/14
escalate [1] 179/8
ESQ [4] 1/17 1/17 1/19
1/21
essentially [9] 41/4 41/17 54/2 54/5 54/20 54/22 55/14 56/17 56/19
establish [2] 172/2 172/6
even [8] 8/16 12/7
28/21 36/4 36/12 149/8 176/8 185/12
evening [5] 221/14 221/19 222/5 222/17 224/6
event [8] 9/1 9/20 9/23 34/6 176/16 176/22 177/10 185/10
events [6] 33/20
113/24 118/13 131/12 149/10 175/23
eventually [8] 37/2 53/5 54/24 80/3 95/17 109/6 182/20 208/9
ever [11] 15/2 15/9 20/15 20/18 28/21 31/25 51/16 138/4 139/3 139/7 187/23 every [5] 15/16 20/8 147/21 151/5 198/5
everybody [8] 79/20
87/25 95/14 157/17 157/18 182/5 182/19 224/5
everybody's [2] 158/5 180/4
everyday [1] 152/16
everyone [1] 222/15
everything [5] 90/6
119/21 120/10 161/16 185/18
everywhere [1] 192/10 evidence [18] 7/4 7/5 8/25 9/4 9/17 9/18 9/25 10/1 11/17 11/18 127/17 128/8 176/12 178/2 178/11 203/19 213/9 220/16 exact [10] 12/18 93/24 119/20 121/8 128/18 128/24 129/15 154/5 154/6 157/16
exactly [13] 27/6 27/14 80/23 82/6 108/4 142/5 144/13 172/19 176/13 178/18 182/5 185/3 200/1
Examination [54] 2/5 2/6 2/7 2/9 2/11 2/12 2/13 2/14 2/16 2/18 2/19 2/20 2/21 2/23 2/24 3/4 3/6 3/7 3/8 3/10 3/12 3/13 3/15 3/16 3/17 3/18 3/19 5/21 14/9 16/4 18/9 35/11 66/11 69/19 72/18 74/11 92/12 128/15 136/8 140/5 146/16 158/9 160/15 170/10 184/19 185/1 187/1 201/15 208/22 210/12 215/21 216/13 218/8 219/13
examinations [1] 7/3
examine [2] 8/24 9/12 examined [1] 12/3 examiner [4] 6/1 6/2 6/4 8/22
example [1] 154/9 except [2] 106/13 195/14
exclude [2] 7/20 15/17 exclusion [1] 8/13 excuse [5] 18/24 40/20 145/19 156/3 222/5 excused [10] 17/17 34/23 73/21 87/16 145/24 159/7 169/17 186/11 209/20 221/10
execute [1] 127/14 executing [1] 127/25 exhibit [35] 30/19 46/6 47/11 50/25 56/3 63/9 66/17 81/20 84/2 86/3 96/19 97/2 99/5 104/21 108/7 111/21 111/22 113/20 117/15 119/11 125/16 127/6 133/7 152/13 153/2 153/9

167/19 176/6 178/9
188/16 191/22 197/12 199/12 206/19 214/21
Exhibit 154 [2] 111/21 113/20
Exhibit 160 [1] 104/21
Exhibit 161 [1] 108/7
Exhibit 169 [1] 86/3
Exhibit 232 [1] 99/5
Exhibit 258 [2] 117/15 188/16
Exhibit 318 [1] 96/19
exhibits [4] $3 / 214 / 2$
66/8 99/5
existed [1] 220/22
exit [4] 10/16 44/12
45/3 112/9
exited [14] 44/16 45/15
77/7 95/14 98/3 105/25 112/14 113/21 115/8 115/8 120/24 137/15
137/17 142/6
exiting [3] 46/18 47/4
47/20
experience [4] $12 / 2$
12/8 149/2 149/3
explain [3] 52/11 104/2
197/2
explaining [1] 116/23
express [3] 88/17
159/20 222/12
extremely [1] 141/11
eye [5] 64/5 82/7
174/23 192/3 193/20
eyes [11] 38/17 39/23
40/19 40/20 82/4 103/3
103/23 108/6 155/11
155/13 158/16
eyes-on [3] 39/23 40/19 40/20

## F <br> face [12] 12/5 17/23 <br> 63/25 64/3 64/10 73/7 <br> 162/7 194/25 195/3 <br> 195/8 196/2 196/10 <br> Facebook [10] 94/22 <br> 95/21 101/21 135/19 <br> 135/20 135/21 135/23 <br> 135/24 136/1 140/8

facing [6] 12/1 31/12
42/9 72/5 109/22 146/3
fact [10] 16/10 23/3
57/25 66/2 71/24 75/13 84/11 86/18 211/10 220/7
factory [1] 6/18
fail [2] 14/20 14/22
failed [2] 15/2 17/8
failing [1] 15/9
fails [1] 16/9
fair [25] 20/6 24/23
30/11 33/7 40/6 44/8
44/9 45/17 55/22 60/22
63/2 64/6 65/9 72/23
72/24 77/20 81/14
83/19 110/13 164/10
167/9 168/20 202/7
202/19 206/9
202/19 201394
fairly [4] 50/17 107/11
118/13 214/14
false [1] 198/6
falsely [1] 15/18
familiar [9] 10/17 57/16
57/22 58/15 77/6 78/21
132/16 192/15 212/4
fancy [1] 163/25
far [15] 8/23 13/22
14/22 38/6 52/14 53/22
54/21 70/11 70/22 82/7
122/8 132/9 143/12
151/18 220/6
Farrington [7] 89/3
169/23 169/24 170/4
175/24 222/21 222/22
fast [4] 71/11 112/2
113/25 115/3
fast-forward [1]
113/25
favor [1] 162/7
FBI [1] 168/2
features [1] 10/22
February [2] 13/21 14/1
federal [1] 180/2
feel [3] 139/17 139/18 179/21
feeling [2] 33/17

## 113/24

feet [5] 70/14 70/24
71/7 155/15 195/21
fell [1] 9/15
felony [4] 118/6 122/11
165/20 165/22
female [6] 20/12 20/15
33/4 33/5 110/21 126/2
female's [1] 126/7
females [8] 64/22 65/3
101/13 121/21 166/7
166/10 166/11 200/12
fence [1] 71/5
few [5] 48/11 52/22
173/13 192/19 197/10
field [9] 38/18 78/12
92/25 161/14 165/12
170/18 170/20 171/10
202/1
fight [1] 178/25
figure [1] 131/11
fill [5] 32/17 213/11
213/24 214/3 215/10
filling [1] 162/16
filming [1] 162/14
final [1] 143/22
finalized [1] 90/22
finally [2] 165/5 181/18
financial [3] 35/16 35/17 36/5
find [3] 62/16 102/9 216/3
finding [1] 196/16
finger [5] 10/10 11/21
14/7 76/23 76/24
fingerprint [1] 12/4
finish [1] 90/15
finishing [2] 88/23 222/3
firearm [2] 57/4 195/24
fired [1] 182/3
first [69] $5 / 125 / 158 / 19$
17/25 18/3 24/3 27/16 29/2 35/3 35/6 35/7 38/5 38/8 38/23 40/24 61/4 67/20 74/1 74/4 75/17 83/13 92/4 92/7 93/15 102/16 103/13
103/23 105/11 105/19 116/8 127/13 139/1 139/4 139/10 140/7 141/18 141/19 142/1 142/2 146/6 146/10 147/7 147/25 148/14 160/6 160/9 166/23 169/25 170/3 180/25 185/21 185/22 186/16 186/19 186/20 188/8 188/12 197/8 198/22 201/7 201/10 210/3 210/6 211/13 211/19
firsthand [2] 118/20
fits [1] 106/16
fitting [1] 106/16
five [4] 6/16 7/19 93/1
flee [2] 55/16 57/11
fleeing [2] 56/16
flight [2] 147/12 151/24
floating [1] 185/12
floorboard [2] 122/16
flow [4] 12/3 12/8 19/9
fly [2] 147/12 150/9
flying [2] 149/20
focus [3] 22/12 22/13
follow [22] 8/14 54/20 100/7 104/19 108/23 109/7 117/12 140/9
145/13 145/15 152/22
159/2 159/21 163/19
follow-up [8] 93/13 100/7 145/13 145/15
followed [8] 100/12 101/23 154/10 156/22

203/3
following [17] 31/20
53/22 54/5 54/23 84/19
102/2 104/14 105/2
109/4 118/19 118/23
127/25 150/23 153/15
153/21 163/14 221/23
153/21 163/14 221/23
$\square$

$$
9
$$

$$
1
$$

|
|

$$
9
$$ 149/7 149/7 152/2 222/20 138/18 170/16

flare [1] 148/7
flash [1] 164/19
flat [1] 46/14
fled [1] 171/25 165/10 122/18

68/7 158/20 155/23 57/14 88/19 93/13

183/4 199/15 219/7 219/9 222/14 159/2 199/15 219/7 219/9

100/14 100/24 101/7
I




6



-

| F | 182/10 | 179/11 179/13 179/13 | 172/17 172/23 173/8 | 105/3 106/1 107/17 |
| :---: | :---: | :---: | :---: | :---: |
|  | FTO [5] 161/9 161/12 | 179/25 181/22 182/2 | 173/25 174/13 175/22 | 108/25 109/10 110/13 |
| 35/4 74/2 92/5 146/7 | 161/13 201/25 202/1 | 182/2 182/19 188/8 | 175/22 179/9 179/20 | 112/16 118/17 124/2 |
| 160/7 170/1 186/17 | full [2] 18/25 147/11 | 188/13 189/10 189/11 | 180/24 181/23 182/3 | 141/19 142/2 142/25 |
| 160/7 170/1 186/17 | function [1] 147/6 | 190/1 190/5 196/7 | 182/20 182/24 183/11 | 143/23 150/2 153/20 |
| foot [8] 22/3 43/3 | functions [1] 147/24 | 197/9 200/5 202/10 | 183/16 188/25 192/14 | 54/9 166/10 166/11 |
| 115/11 120/25 129/13 | further [11] 15/25 | 203/15 205/3 205/3 | 192/16 193/1 195/6 | 185/20 187/25 208/9 |
| 129/13 129/24 156/4 | 52/25 69/16 73/9 | 206/8 211/5 216/1 | 195/9 195/9 197/13 | gotten [3] 142/7 |
| footage [12] 163/1 | 14 | 21 | 202/23 204/4 205 | 171/25 218 |
| 163/3 166/25 167/10 | /1 183/11 219/6 | get-go [1] 179/9 | 205/6 208/1 211/10 | GPS [1] 84/18 |
| 191/6 206/10 206/22 | 22 | gets [4] 164/13 171/12 | 211/13 211/16 212/20 | grab [4] 25/8 173/8 |
| 222/23 222/25 223/1 | fu |  | 215/3 215/13 | 183/25 193/9 |
| 23/8 224/2 | G |  | 21/18 | grand [45] 36/20 |
| Ford [1] 137/13 | G | 14 | 80/6 82/19 164/24 | 56/9 64/19 65/25 |
| forensic [4] 5/24 6/5 | gain [2] 9/13 11/6 | 101/8 104/18 115/12 | 177/4 183/2 | 95/8 95/24 98/16 98/ |
| 6/23 | game [1] 79/23 | 122/11 142/20 174/1 | going [131] 15/5 19/9 | 100/8 100/15 102/23 |
|  | gang [1] 224/3 | 177/8 177/16 180/21 | 24/6 25/22 25/24 26/18 | 105/13 106/24 108/18 |
| $215 / 10222 / 12$ | gaps [1] 156/10 | 181/16 181/17 182/13 | 27/6 28/6 29/24 29/25 | 108/19 108/22 108/22 |
| forth [4] 41/19 67/6 | garage [1] 133/13 | 182/17 194/23 195/21 | 30/23 31/3 32/20 34/1 | 116/6 118/12 120/15 |
| $77 / 15107 / 21$ | Garces [1] 116/8 | 197/9 | 36/17 39/2 41/21 43/3 | 121/25 122/7 122/19 |
|  | Gass [11] 51/13 52 | girls [1] 199/22 | 43/12 49/11 53/21 | 128/1 136/23 136/24 |
|  | 67/1 67/4 67/15 67/17 | give [19] 12/22 12/25 | 55/17 57/16 58/3 58/17 | 137/5 137/6 137/7 |
|  | 68/13 109/12 109/13 | 21/10 22/15 23/22 24/4 | 58/25 59/23 61/4 62/14 | 140/22 141/1 141/7 |
|  | 115/5 116/4 | 24/7 39/17 70/13 | 62/23 67/4 67/25 68/5 | 141/10 163/16 168/12 |
|  | gate [2] 204/17 204/19 | 109/18 110/8 125/20 | 71/11 76/14 80/17 81/8 | 176/24 180/13 188/1 |
|  | gathered [1] 212/16 | 129/2 151/3 175/5 | 81/11 82/19 82/21 | 188/5 |
|  | gathering [1] 30/24 | 180/16 197/23 198/2 | 83/13 84/8 86/17 87/8 | grass [3] 194/16 |
| $\begin{array}{rl} \text { toundatior } \\ 123 / 23 & 12 \end{array}$ | gave [10] 22/17 23/9 | 209/12 | 90/5 90/23 94/11 95/22 | 194/21 195/17 |
|  | 25/6 25/23 28/25 110/7 | given [20] 8/5 31/4 | 97/15 107/13 108/5 | great [1] 133/6 |
|  | 171/16 171/17 171/18 | 49/12 53/24 75/10 | 111/20 113/19 115/18 | grocery [7] 39/20 |
| 170/16 177/2 187/6 | 217/10 | 80/24 82/15 84/7 86/17 | 117/3 121/19 123/21 | 99/19 103/2 103/23 |
| frame [9] 33/20 33/22 | Gayle [3] 5/10 5/11 | 130/1 130/4 138/15 | 125/15 131/5 134/24 | 104/8 110/10 121/12 |
| frame [9] 33/20 33/22 | 5/ | 150/6 150/17 150/18 | 135/18 148/20 149/10 | ground [8] 57/5 61/13 |
| 113/24 114/3 115/ | ge | 150/22 165/11 165/1 | 151/15 152/4 152/19 | 155/16 157/1 157/3 |
| 176/15 | gender [1] 21/22 | 177/19 190/15 | 155/16 163/25 166/17 | 157/5 175/5 213/7 |
| Frank [1] 1 | general [2] 169/1 | gives [3] 79/19 156/7 | 169/10 171/3 172/10 | group [1] 75/20 |
| free [1] 179/2 | generally [1] 170/24 | 17 | 172/15 172/16 1 | guess [2] 69/9 127/13 |
| freely [1] 135/ | generate [5] 7/7 10/24 | giving [21] 25/11 44/18 | 172/24 175/13 176/25 | gun [16] 27/10 27/11 |
| fresh [1] 26/7 | 13/3 176/19 176/20 | 48/20 55/12 103/6 | 177/16 178/21 178/25 | 27/12 27/17 27/19 |
|  | generates [1] 181/19 | 104/3 116/22 129/12 | 179/4 179/11 179/23 | 7/22 28/12 30/22 |
|  | gentleman [2] 37/13 | 150/4 153/11 154/19 | 180/4 180/17 180/20 | 33/19 33/24 122/16 |
|  | 60/15 | 155/2 155/9 156/6 | 180/23 181/8 181/10 | 122/21 157/21 178/25 |
|  | gentlemen [7] 5/8 42/9 | 156/21 156/24 171/22 | 181/25 182/3 182/8 | 203/22 207/15 |
|  | 87/17 88/5 91/25 221/4 | 172/13 177/5 180/15 | 182/24 183/4 183/9 | guy [3] 33/21 196/13 |
|  | 221/12 | 190/12 | 183/9 185/13 187/7 | 196/15 |
|  | get [101] 8/23 16/22 | glasses [1] 37/14 | 188/16 188/24 188/25 | guy's [1] 102/16 |
| 49/9 50/8 50/10 51/9 | 20/7 20/9 23/14 25/1 | go [108] 8/19 9/8 9/22 | 189/1 189/3 189/4 | guys [7] 60/21 91/6 |
|  | 48/6 48/15 48/24 49/12 | 15/12 16/24 17/2 24/2 | 190/19 191/24 192/13 | 133/17 153/4 154/19 |
|  | 53/15 54/10 55/10 56/6 | 24/21 25/25 28/8 33/7 | 192/20 193/5 193/13 | 155/23 182/11 |
| 68/16 76/19 77/4 78/7 | 57/5 75/17 75/19 76/4 | 39/10 39/12 39/19 | 193/15 195/6 196/5 |  |
| 78/17 80/25 81/3 81/10 | 77/2 77/22 77/23 79/7 | 40/24 42/16 47/14 | 197/1 198/9 199/25 |  |
| 82/1 82/25 84/13 95/12 | 79/9 79/23 80/1 80/21 | 48/21 51/22 52/24 | 206/5 207/13 208/1 | H-u-b-b-a-r-d [1] 74/5 |
| 97/10 107/20 108/10 | 80/24 82/20 82/21 | 56/19 59/5 59/15 62/13 | 213/20 215/8 216/3 | habit [1] 45/11 |
|  | 84/17 90/6 90/22 91/13 | 63/18 64/19 66/9 68/4 | 216/6 219/11 221/13 | had [121] 6/24 13/15 |
|  | 95/23 98/18 100/7 | 76/8 76/8 79/6 80/7 | 221/16 221/16 221/17 | 20/3 22/17 23/20 24/18 |
| 18/1 118/10 118/11 | 101/10 102/6 102/25 | 80/21 84/25 93/18 | 221/18 221/21 | 25/9 25/10 25/15 26/5 |
| 118/10 118/11 | 103/3 103/3 105/23 | 93/22 97/17 98/15 | goldish [2] 119/16 | 26/6 27/13 27/17 28/21 |
|  | 105/24 106/23 108/6 | 100/18 101/6 102/5 | 122/10 | 28/25 29/7 29/18 29/21 |
|  | 108/17 108/21 110/4 | 102/7 103/1 109/4 | gone [9] 7/8 24/18 | 30/22 31/4 31/25 32/17 |
| 3 143/17 164/4 | 113/24 115/24 116/25 | 112/20 116/16 120/20 | 31/25 48/17 49/14 | 33/2 33/19 38/7 38/17 |
|  | 123/18 124/6 124/8 | 121/11 122/15 128/8 | 53/14 62/17 101/12 | 43/19 45/15 48/17 49/3 |
|  | 131/17 132/2 136/23 | 135/20 135/24 136/1 | 180/18 | 49/4 53/1 53/2 53/3 |
| $/ 1110$ | 142/3 142/23 147/3 | 136/2 140/8 147/7 | good [4] 49/8 157/22 | 53/6 53/9 53/13 53/14 |
|  | 148/5 148/23 149/5 | 147/10 147/21 150/1 | 221/11 222/2 | 53/24 53/25 54/1 57/3 |
|  | 149/8 149/14 150/10 | 152/20 158/3 159/12 | got [34] 6/21 31/7 | 58/7 59/5 59/17 60/5 |
|  | 161/20 162/3 162/20 | 161/15 163/6 163/8 | 32/19 33/17 40/6 49/16 | 60/11 60/12 60/21 |
|  | 163/7 169/1 171/11 | 163/9 163/11 164/14 | 49/21 65/3 75/23 98/23 | 60/23 61/21 61/21 62/2 |
| frustrating [2] 16 | 171/23 179/4 179/9 | $\begin{gathered} \text { 164/19 164/21 166/21 } \\ 001395 \end{gathered}$ | 98/24 98/25 98/25 | 62/16 64/2 64/7 64/14 |

had... [64] 64/19 65/2 65/3 72/20 72/22 72/25 75/11 75/20 77/24 94/16 94/17 95/21 100/24 101/4 101/12 104/16 105/1 106/13 106/14 109/14 109/15 109/20 109/21 110/6 111/24 117/8 119/25 120/5 138/18 140/22 140/24 140/25 142/16 149/8 149/14 150/23 154/22 158/8 161/25 163/9 163/10 164/7 165/11 165/12 165/22 166/2 174/8 187/11 192/24 195/1 195/2 196/24 200/8 202/10 202/25 203/15 205/6 216/25 217/1 218/1 218/23 220/3 222/24 223/6
hair [1] 139/16
half [8] $6 / 335 / 1968 / 9$
93/1 146/23 147/2 170/16 187/6
halfway [2] 118/4 197/3
hand [13] 23/21 37/22 52/24 95/13 96/8
122/16 166/3 173/25 174/12 175/17 176/7 180/24 181/6
handcuffed [1] 122/13
handcuffs [1] 122/13
handle [1] 85/2
handwritten [1] 85/15
hang [1] 192/18
hanging [1] 158/17
happen [6] 31/22 93/17
176/24 219/4 219/5 220/12
happened [12] 21/6 26/20 28/1 31/6 95/10 109/10 116/10 120/18 120/18 177/13 178/12 200/1
happening [7] 110/4 127/22 128/9 155/5 167/24 171/20 192/1
happens [12] 31/5 32/14 32/15 51/22 62/7 82/25 100/17 113/10 113/25 117/22 152/5 182/5
hard [1] 156/9
has [16] $8 / 3$ 11/11 12/12 13/5 15/2 15/4 37/16 37/24 55/13 91/6 132/15 147/23 149/25 171/24 178/25 182/8
have [192] 5/14 6/1 6/2 6/7 6/14 6/16 7/4 7/18 8/1 9/7 10/1 10/14 10/19 10/19 10/20 11/15 11/18 12/6 12/7 13/3 13/14 14/11 14/23

15/8 15/14 15/14 15/21 15/21 16/8 17/4 17/10 18/2 18/16 20/2 22/20 23/22 24/25 25/2 26/6 28/6 28/21 29/5 29/20 33/23 35/5 35/17 35/23 36/5 37/2 38/3 38/4 40/2 40/4 40/9 43/7 43/21 44/7 44/7 45/4 46/17 49/14 52/25 54/11 54/21 55/6 56/7 62/3 63/18 63/24 64/22 65/15 66/2 66/17 67/5 69/16 74/3 74/19 74/23 75/5 76/8 77/24 79/21 82/4 82/7 83/6 84/10 84/15 88/8 88/24 89/1 89/4 90/11 90/19 90/21 91/12 92/6 92/18 92/21 100/23 104/2 104/17 116/7 118/20 123/22 128/12 130/8 132/20 135/16 140/2 142/7 144/21 145/4 146/8 146/21 147/1 147/24 149/2 150/8 153/23 154/8 154/11 155/3 156/1 156/2 156/11 159/1 159/2 160/8 162/18 162/25 163/19 165/18 166/11 166/13 169/12 170/2 170/15 171/25 172/25 174/15 178/17 179/12 179/14 180/2 180/9 180/17 182/12 184/24 185/5 185/15 185/17 185/20 186/18 187/5 189/11 191/12 191/12 195/24 197/16 197/25 198/9 200/16 201/1 201/2 201/9 201/21 202/9 204/4 205/23 206/5 209/9 209/24 210/5 210/18 210/20 210/23 211/8 213/8 215/9 215/19 217/23 218/5 218/19 218/22 218/24 219/9 220/15 221/5 221/11 222/18 224/2 224/8
haven't [1] 185/13 having [18] 5/12 17/25 35/3 62/20 74/1 89/5 91/10 92/4 146/6 160/6 167/12 169/25 186/16 187/23 201/7 206/23 210/3 223/10
he [165] 16/22 21/12 21/12 21/13 21/14 21/16 24/6 24/11 24/18 24/21 25/9 25/10 26/6 27/5 27/5 27/13 27/20 28/14 28/17 31/2 31/5 31/5 31/7 32/16 33/12 33/14 33/14 33/15 33/16 33/16 33/16 33/22 43/19 48/20 48/20 52/3 57/2 57/5

57/8 57/11 57/14 59/2 59/2 59/3 59/5 59/7 59/10 59/18 59/19 59/21 60/12 61/5 61/7 61/9 61/11 61/21 61/21 62/3 64/2 64/12 71/21 72/21 73/1 75/23 76/5 77/16 79/18 85/19 85/21 85/23 90/4 95/19 97/21 97/21 97/22 97/23 97/25 98/1 98/4 98/8 98/8 104/19 104/20 118/18 118/19 118/22 118/23 118/24 118/25 123/5 123/19 124/2 124/9 124/15 124/18 124/21 125/7 126/8 132/18 139/9 139/11 139/13 139/14 139/15 139/17 139/18 141/6 147/23 148/5 148/13 148/14 148/15 149/6 151/25 152/1 154/21 155/12 156/23 156/24 158/17 161/16 164/18 172/6 172/16 173/23 174/3 174/25 178/18 178/18 182/18 183/12 183/20 183/22 184/3 184/3 184/14 192/16 193/5 193/13 193/13 193/14 195/1 195/1 195/2 195/6 195/8 196/24 197/6 197/23 197/25 198/1 198/20 199/18 199/21 199/23 200/2 200/6 200/8 200/10 200/11 203/1 207/15 212/10 216/11 217/9
He'd [1] 53/25
He'll [1] 87/20 he's [45] 16/20 37/12 37/21 41/23 57/4 59/8 60/8 61/4 61/8 118/22 119/9 128/18 129/3 129/20 129/21 129/24 148/20 148/21 154/19 155/2 155/9 155/11 155/11 155/13 155/13 155/14 158/15 158/16 167/25 172/7 172/11 172/18 172/19 173/25 174/1 175/3 180/9 182/18 182/18 189/22 192/4 193/6 196/6 196/11 199/15 head [9] 26/14 105/18 106/17 106/24 142/3 181/6 187/19 195/7 197/1
headed [4] 39/11 116/24 142/13 168/6 heading [3] 54/20 113/10 171/21 heads [2] 80/3 116/14 hear [20] 22/22 24/9 56/14 60/25 79/24 151/17 153/7 153/18

156/6 156/12 158/11 167/3 179/23 185/21 189/17 189/19 192/7 199/24 200/11 224/1
heard [21] 8/22 23/15 32/7 32/8 32/9 32/10 151/18 151/19 153/7
154/21 157/8 163/13
167/23 168/24 180/11
189/23 192/15 192/19
192/21 199/23 203/24
hearing [3] 23/6
154/18 206/7
Heavy [1] 67/9
heck [1] 158/22
height [4] 22/2 128/18 128/24 129/17
heights [1] 129/15 held [1] 6/16 helicopter [5] 147/9 148/3 155/3 192/4 192/6
helicopters [1] 147/18 Hello [1] 69/21
help [13] 21/9 25/15 26/4 26/15 27/24 36/13 62/17 136/10 152/19
176/15 187/14 187/21 188/3
helped [1] 86/24
helps [1] $9 / 8$
Henderson [38] 35/15
35/23 52/12 52/13
64/25 65/6 66/3 75/7
75/20 77/11 79/14
79/19 80/1 82/9 86/22
87/2 92/15 97/13 98/24
99/24 111/7 122/2
123/1 124/17 150/11
153/14 154/10 163/14
163/21 164/3 164/17
168/9 172/5 173/16
177/1 183/19 184/8 212/7
her [26] 19/22 20/2
24/6 24/7 24/11 24/13 33/6 65/10 65/18 111/11 111/16 111/17 111/19 112/16 112/17 112/19 112/20 112/23 112/25 113/1 113/3 113/5 113/9 113/10 217/2 219/16
here [100] 21/7 29/7 34/2 37/8 37/20 39/3
39/7 39/13 39/21 39/22
44/6 45/13 46/12 51/10
51/11 51/12 51/25 54/4 56/7 58/10 58/20 59/18 59/20 60/3 60/10 61/20 61/22 61/23 63/22 64/2 64/4 66/9 67/6 67/13 67/20 68/19 68/24 69/15 77/1 77/5 77/23 78/8 78/17 78/19 79/7 80/18 80/25 81/2 83/2 84/10 86/3 105/9 105/18 106/3 107/5 107/9 107/20 109/21

110/17 110/19 112/11 112/24 114/14 115/10 117/23 119/14 119/16 119/18 126/19 130/18 136/4 146/2 151/21 162/13 172/15 172/24 173/6 173/10 173/25 177/23 181/5 181/7 181/22 182/11 182/20 189/1 192/4 192/6 192/9 193/25 195/4 204/16 205/1 206/25 207/5 211/22 212/15 213/5 215/7 215/23
here's [2] 12/14 82/18 hereby [1] 224/8
hesitate [1] 33/12
hesitated [3] 24/5 33/14 33/16
hey [3] 150/20 196/15 198/7
hi [1] 130/16
hide [1] 156/24
hiding [1] 156/25
highlight [1] 181/14 him [90] 22/15 22/17 24/9 25/1 25/8 26/22 27/7 33/20 37/19 57/5 57/5 57/13 59/4 59/7 59/17 59/21 60/7 60/12 60/13 61/4 61/8 61/24 63/25 64/14 69/23 70/9 70/12 70/16 70/20 71/6 73/1 75/23 98/8 108/20 110/6 110/7 110/7 110/8 110/13 123/17 124/8 125/4 125/11 128/8 131/4 139/7 139/8 139/9 148/24 149/8 154/21 156/12 157/25 164/18 164/20 168/19 172/6 172/7 172/13 174/23 175/4 179/8 182/22 183/9 183/10 184/7 184/15 192/7 193/18 194/14 194/19 194/20 194/21 194/23 194/24 195/2 196/7 196/7 196/12 196/20 196/23 197/9 197/19 197/25 198/9 198/21 200/4 200/6 203/15 219/11
his [60] 9/6 9/11 14/7 27/13 28/13 28/18 37/21 43/20 43/20 46/15 47/22 62/2 63/16 63/19 64/2 64/3 64/4 64/10 73/4 73/7 96/11 118/19 124/11 124/21 125/7 128/18 139/1 139/4 139/5 139/10 148/13 148/14 152/2 155/11 155/11 155/13 155/14 158/16 166/3 175/3 184/14 194/15 194/16 194/19 194/25 195/3 195/6 195/6 195/8 195/21 196/2
his... [9] 196/5 196/7 196/10 196/25 197/23 198/2 203/8 216/25 219/16
Hispanic [3] 20/23
21/14 139/15
hit [3] 125/4 162/12 162/23
hold [3] 61/9 110/5 110/13
holding [4] 61/5 61/6 61/8 61/25
Holman [1] 123/13 home [2] 212/3 216/23 homeless [1] 192/18 homeowner [2] 219/15 219/19
homeowners [3] 218/20 220/2 220/6 homicide [6] 36/12 92/15 92/19 92/23 93/3 93/6
honest [3] 93/24
116/15 129/24
Honor [41] 16/2 17/22 25/18 34/15 34/18 34/25 37/15 37/23 45/8 46/1 47/12 51/1 63/11 66/5 73/20 73/23 74/10 81/21 87/6 87/10 91/17 96/12 118/17 144/25 159/8 160/2 166/20 167/15 169/12 186/10 201/3 201/14 206/14 208/21 209/8 209/11 209/22 210/10 214/22 215/18 221/3
HONORABLE [1] 1/13 hood [7] 195/8 195/10 195/13 196/2 196/5 196/21 196/25
hopping [3] 71/5 71/19 190/4
Hospital [1] 80/5
hot [2] 64/17 71/12
hours [2] 147/12 220/6 house [4] 58/23 60/6 60/8 166/4
houses [4] 58/12 115/23 173/13 174/2 hovering [2] 189/22 192/4
how [88] 5/23 6/1 6/21 6/21 7/3 7/3 7/4 7/14 8/23 9/12 12/2 12/8 12/9 12/10 14/18 15/7 15/19 18/11 18/13 18/14 18/16 19/7 21/20 29/21 30/9 32/2 35/14 35/17 35/23 43/11 43/23 49/10 49/21 65/9 67/7 70/11 70/22 71/5 74/13 74/19 74/22 75/16 77/10 88/23 92/14 92/18 92/21 107/23 110/24 114/20 120/14 121/6 124/8

124/15 126/9 128/17 128/19 128/23 129/23 131/4 136/23 138/13 143/12 146/18 146/21 147/1 147/24 160/18 161/15 161/17 162/6 164/16 170/12 170/15 185/3 185/5 185/11 187/3 187/5 197/19 201/18 201/21 210/15 210/18 210/20 216/1 219/15 220/2
How's [1] 134/11 however [5] 57/13 59/6 147/22 196/15 197/1 Hubbard [13] 25/24 26/19 27/25 52/8 52/18 73/24 73/25 74/5 110/12 110/23 115/15 116/24 210/24
HUGHES [21] $1 / 21$ 2/13 2/20 3/8 3/17 3/19 16/1 34/17 69/18 72/20 87/9 132/20 136/7 144/24 158/24 169/11 184/25 200/18 209/7 219/10 223/11 huh [13] $8 / 20$ 11/24 88/1 107/14 120/4 122/20 148/19 155/21 190/9 194/11 198/11 215/5 216/10
Huh-uh [1] 88/1 hundred [4] 129/25 137/1 137/23 137/24 1 I'd [10] 47/6 55/25 66/5 81/16 83/22 87/6 167/14 191/12 206/13 209/12
I'II [22] 45/10 70/5 82/25 106/2 109/17 113/23 118/7 125/19 127/1 128/12 136/6 157/15 158/15 162/13 176/1 182/20 191/5 195/9 195/9 199/15 200/2 216/12
I'm [166] 10/23 11/8 11/10 15/5 15/11 15/11 15/16 18/15 22/25 24/22 25/22 25/24 26/18 28/6 28/10 29/24 29/25 32/20 34/1 35/15 39/2 39/15 40/1 41/3 41/21 45/22 50/3 50/5 50/14 51/23 54/7 54/10 55/14 55/17 56/18 57/16 58/9 58/17 60/7 61/12 62/23 66/9 67/22 68/7 69/8 69/14 74/6 76/1 76/12 77/2 77/12 78/17 80/8 80/8 80/11 80/17 80/22 81/8 81/11 81/25 83/13 86/17 87/8 89/19 90/5 100/18 100/20 101/8 108/15 108/19 110/19 111/2

111/20 112/2 113/19 115/6 115/7 116/22 120/2 123/21 124/16 125/15 129/25 130/8 130/18 131/5 134/24 135/3 136/21 146/25 151/15 153/6 160/19 161/16 163/25 166/17 169/10 170/18 171/3 172/12 172/13 172/24 174/22 175/13 175/17 176/13 179/9 179/10 179/11 179/13 180/10 180/14 180/16 180/21 180/23 182/4 182/6 182/6 182/12 182/12 182/17 182/22 183/3 183/4 183/8 183/9 183/15 183/18 185/9 185/12 185/13 187/22 188/16 190/19 190/22 190/24 191/11 191/15 191/24 192/2 192/3 192/4 192/9 192/10 192/15 193/15 195/6 195/12 196/13 199/3 199/25 202/13 203/18 204/8 206/5 207/6 209/5 209/5 211/21 211/25 213/20 215/8 216/6 216/7 219/10 223/10
I've [6] 7/8 12/3 89/22 93/1 118/17 209/1
I-15 [1] 75/21
ID [1] 197/25
idea [3] 66/18 109/18 185/5
ideas [1] 220/9 identification [8] 7/21 8/13 13/19 39/2 86/14 96/13 166/20 196/8 identified [9] 37/16 37/24 110/21 126/8 131/7 131/9 132/6 132/8 137/5
identify [9] 14/6 15/18 95/2 110/24 130/18 137/17 157/3 157/6 197/19
if [127] 7/6 8/14 8/16 8/20 9/8 10/4 10/24 11/10 11/11 11/20 12/17 15/2 15/17 15/17 15/18 16/20 21/6 22/1 22/14 22/22 24/24 25/4 25/9 25/10 25/18 25/25 26/10 28/3 28/7 30/22 33/1 33/14 38/18 40/8 41/4 43/5 44/6 45/7 46/10 48/7 50/2 50/3 51/6 56/6 58/4 62/17 72/20 75/23 78/1 78/5 78/11 81/5 82/15 82/18 82/19 82/22 84/7 91/6 91/12 91/13 91/15 94/18 96/19 98/5 98/8 99/5 103/11 105/7 105/8 $111 / 21$ 112/20

116/6 116/15 117/21
118/8 123/22 125/16 131/22 132/2 132/18 132/20 138/13 139/14 140/9 140/22 145/8
147/17 151/16 151/20 152/22 154/9 155/6 155/8 158/4 162/6
164/24 165/15 165/25 175/14 178/8 179/9 179/12 179/15 181/2 181/22 182/5 183/2 185/15 187/20 188/21 189/24 190/20 193/9 193/12 197/12 198/6 199/23 200/1 203/24 215/3 216/3 216/15 218/23 220/3 220/9 220/18 223/4 image [4] 13/6 39/5 144/7 144/12 images [5] 13/6 126/15 126/18 144/7 144/12 immediately [5] 116/4 175/4 177/19 179/8 182/2
impeding [1] 68/5 important [1] 185/22 impounded [1] 8/25 in [541] in-custody [2] 62/17 62/19
In-N-Out [1] 75/22 in-person [1] 64/7 inaudible [2] 81/6 214/9
INC [1] 1/25
incident [3] 138/17 184/15 187/21 include [4] 85/9 85/12 85/15 86/14
included [1] 86/8 including [2] 121/4 121/23
inconsistencies [1] 216/4
incorrect [1] 216/2 independent [4] 88/15 130/8 159/18 222/10 independently [1] 16/13
index [1] 14/7
indicate [7] 99/5 105/7
117/21 173/4 181/3 193/2 223/5
indicated [14] 19/20
33/2 34/6 38/23 46/8
60/12 62/2 63/15
107/10 118/22 168/15
208/11 218/11 222/24
indicating [3] 84/11
153/13 172/8
individual [8] 70/7
70/11 70/18 71/4 71/14
130/12 139/3 143/24
individuals [2] 72/2 123/12
indulgence [13] 17/19
20/25 28/15 32/23 54/8

57/18 66/19 85/25 87/5 125/13 128/11 163/23 205/21
industrial [2] 6/8 6/17 information [43] 8/11
12/24 38/7 39/11 44/18 48/15 48/24 49/12 49/16 52/4 53/16 54/2 54/3 55/7 75/10 77/15 80/23 84/18 86/11 100/19 101/8 102/25 103/6 103/18 105/2 115/12 144/17 150/10 152/4 152/20 153/11
177/5 177/17 177/19 178/15 180/11 180/17 185/23 189/19 190/15 198/6 203/15 215/6 informed [2] 129/9 129/12
infractions [1] 170/25 initially [11] 47/18 47/21 48/13 49/17 60/6 109/5 110/20 131/20 136/12 142/1 156/5 initiated [1] 55/2
inquire [1] 220/11 inside [19] 76/10 79/18 86/4 86/7 95/19 97/25 107/23 112/6 118/9 119/15 126/22 138/11 141/16 142/23 144/10 144/17 147/9 147/13 165/7
instance [2] 25/2 178/17
instructions [2] 31/20 90/20
intel [2] 93/4 137/21 intelligence [1] 130/7 intensive [1] 7/1 interacting [1] 194/23 interaction [3] 29/10 197/16 198/9
intercept [3] 56/20
103/9 190/1
intercepted [1] 103/11
interested [1] 15/6
interior [1] 138/14 Internet [3] 88/16 159/19 222/11
interrogative [1] 200/5 intersection [6] 38/9
104/24 116/7 116/8 116/9 180/19
interview [5] 25/12 85/7 123/17 126/8 139/8
interviewed [1] 123/12 interviewing [2]
124/18 127/22
interviews [1] 123/6 into [83] 10/8 10/23 11/20 12/3 12/11 12/21 16/22 20/16 25/1 43/14 48/5 48/11 49/5 50/8 50/9 55/10 56/18 58/8 62/20 62/20 64/23 69/23 70/19 72/21
into... [59] 75/11 86/23 98/4 98/5 98/9 98/16 98/17 98/18 98/25 100/7 105/18 108/21 109/1 109/15 109/24 111/23 112/17 113/9 114/24 115/25 117/1 118/4 118/4 120/22 121/20 121/24 122/7 137/16 137/19 139/9 142/1 145/6 147/4 147/7 147/10 147/25 148/1 148/5 148/6 149/2 150/9 156/18 164/25 176/20 178/1 183/4 184/7 184/15
194/5 194/20 194/23 196/20 198/5 198/21 200/5 208/6 208/7 211/5 220/11
introduced [3] 148/6 149/8 149/9
investigated [2] 126/4 129/4
investigating [1] 36/10 investigation [10] 6/6 36/22 75/17 82/16 83/17 93/13 93/13 126/13 136/4 140/23
investigations [1] 93/3 investigative [1] 37/5 investigator [1] 144/14 involved [15] 8/23 93/12 93/15 121/19 123/3 123/5 127/13 127/25 128/3 147/4 157/18 172/8 178/23 198/18 199/22
Irish [2] 19/16 30/23
ironic [1] 209/3
is [527]
ish [1] 188/10
isn't [1] 149/11
issue [5] 72/15 88/17
118/17 178/21 222/12
issues [1] 221/15
it [450]
it'd [1] 133/5
it'Il [4] 8/2 39/17
162/13 188/12
it's [89] 8/5 9/19 10/14 10/17 11/9 11/11 11/21 12/4 12/23 15/12 15/15 15/17 15/18 15/22 16/12 16/13 16/21 17/4 32/2 46/11 49/5 53/25 62/5 64/8 76/13 88/10 89/20 91/3 92/8 102/8 105/8 105/9 105/9 106/16 106/18 112/18 113/16 114/2 116/8 116/12 116/15 118/12 119/5 119/9 126/9 126/25 130/7 133/2 144/4 147/22 147/23 148/1 154/4 154/5 154/6 155/6 156/9

157/21 162/12 164/9 164/20 171/12 175/12 177/2 177/12 178/7 178/8 178/11 178/22 179/25 180/1 182/10 185/5 186/14 191/5 191/11 192/22 196/5 197/3 197/4 197/8 198/14 201/11 203/5 204/7 204/7 209/1 219/12 221/12
item [1] 7/6
items [3] 11/16 123/9 127/16
its [7] 5/9 34/24 73/22 92/1 160/1 169/18 186/13
itself [2] 103/24 106/1
J
J-a-d-a [1] 18/4
J-o-h-n-s-o-n [1] 5/17 J-o-s-e-p-h [1] 92/8
jacket [1] 28/13
Jada [12] 17/21 17/24
18/4 18/11 21/7 22/25
25/22 28/8 28/11 29/25 34/1 85/9
jail [3] 6/22 123/2 224/3
Jakari [22] 123/15 123/18 124/3 124/6 124/18 125/10 126/8 127/11 127/23 128/17 128/21 128/25 129/2 129/17 129/18 130/2 130/12 130/21 130/23 143/23 144/17 145/11
Jakari's [1] 126/1
Janie [1] 224/13
January [1] 160/20
jargon [1] 152/22
Jasmine [3] 123/13
123/15 127/23
Jason [1] 214/9
JD [1] 1/25
jeans [1] 121/17
Jeff [8] 9/4 11/3 14/5 65/21 85/18 205/12 205/19 211/8
Jessica [1] 217/2
job [3] 9/17 182/13 182/14
Joe [6] 75/7 75/19
79/18 82/17 87/24 92/2
Johnson [3] 5/10 5/11
5/16
JOSEPH [2] 92/3 92/8 JUDGE [67] 1/13 5/10 5/20 14/8 15/25 16/18 16/20 17/10 17/12 30/17 34/16 38/15 41/21 45/24 46/3 50/23 56/4 63/6 66/8 69/17 73/11 73/12 81/18 83/24 87/8 87/15 89/22 90/25 91/9 91/14 92/2 92/11 96/24 123/21 124/10 126/11 127/1

132/12 133/3 134/25
136/6 140/4 144/23
145/16 145/17 146/15 152/11 159/3 167/16
169/8 169/10 170/8
176/3 178/6 184/17
184/24 186/24 191/20
193/15 199/9 200/14
200/17 206/17 209/6
214/18 221/1 223/4
July [1] 144/7
jump [3] 61/12 165/6 182/2
jumped [7] 59/5 59/7 61/7 61/22 156/3 156/8 208/6
jumping [7] 56/17 57/2 58/1 60/3 60/7 71/19 121/6
jumps [3] 57/6 61/11 153/24
juries [1] 41/14 jurisdiction [6] 52/14 52/15 75/11 110/14 212/11 212/12 juror [13] 17/14 34/19 73/13 87/11 145/1 145/4 145/5 145/18 159/1 169/13 186/5 200/20 209/13
jurors [20] 22/22 23/19 28/20 39/12 40/6 41/2 41/14 44/15 51/5 51/7 52/11 62/13 74/13 75/16 81/4 83/1 85/4 162/7 162/25 165/4 jury [33] 1/15 5/3 5/8 16/16 17/3 18/11 19/1 19/21 23/11 27/9 35/13 54/11 88/21 90/19 91/20 91/25 97/3 109/18 119/13 159/24 160/17 161/13 162/18 163/6 164/16 166/1
197/12 201/17 202/22 203/17 210/14 221/4 222/17
just [166] 8/14 8/20 12/17 14/11 15/12 17/4 18/21 19/7 19/9 20/22 22/23 23/12 25/8 31/2 31/20 33/17 38/10 41/5 42/1 43/11 45/15 46/14 49/10 49/10 50/15 51/15 53/3 54/4 54/10 54/22 54/22 55/20 57/3 57/25 59/17 60/23 61/14 61/21 61/21 62/14 62/16 64/5 66/7 66/17 70/4 75/22 76/3 76/4 77/7 78/19 79/21
80/8 80/11 80/16 81/25 84/4 85/16 88/6 88/7 90/8 90/22 91/2 91/6 93/25 95/23 97/22 99/4
99/5 99/22 101/11 104/7 104/13 105/5 105/9 105/17 106/16 109/18 109/18 112/3

113/23 113/24 114/1 114/5 114/8 114/23 114/25 116/12 117/21 118/3 119/13 119/14 119/25 120/6 120/21 121/21 124/2 125/16 125/19 125/20 126/21 127/8 130/15 133/6 140/8 145/7 146/3 148/23 150/19 151/16 151/21 154/9 154/16 154/18 154/22 157/8 157/17 157/24 158/8 162/7 164/9 167/3 170/24 171/10 176/15 177/4 177/22 179/21 181/11 181/14 183/5 183/15 183/20 183/22 185/21 185/25 189/4 189/7 189/7 189/21 190/4 192/9 193/4 194/21 195/9 197/4 197/8 197/12 198/6 198/7 199/22 203/18 204/17 205/1 206/8 206/23 208/5 208/18 209/3 215/2 215/6 215/19 216/6 216/22 218/3 220/9 220/18 justice [2] 64/7 104/5
K
Kamal [1] 20/5
Karl [1] 75/6
keep [7] 7/9 8/20 22/23 133/6 154/1 174/23 180/17
keeping [1] 192/3
KEITH [1] $1 / 19$
Kelly [1] 19/18
khaki [2] 37/14 96/9
kick [1] 162/15
kind [64] 11/10 12/4
16/23 19/7 20/7 22/12
23/16 24/5 24/5 26/24
29/2 29/17 32/14 38/10
39/17 41/5 41/18 42/20
49/10 51/5 53/14 53/25
54/4 54/12 54/22 55/7
60/15 75/16 76/22
77/19 81/25 82/10
90/22 97/15 105/7
131/17 163/6 164/25
165/14 169/5 171/16
171/19 172/5 172/18
180/19 183/20 189/25
192/16 193/1 193/6
193/14 196/22 196/24
196/25 197/5 198/7
202/22 203/17 204/3
204/24 208/1 208/14
208/17 212/10
kinda [1] 181/3
King [2] 76/1 182/1
kit [1] 32/17
knew [11] 36/10 38/13 43/16 82/16 119/1
121/9 121/11 138/15
192/20 193/1 200/12
knocked [4] 95/17 97/19 97/23 200/8 know [107] 10/8 10/9 10/9 10/10 10/12 10/13 10/19 10/20 11/8 11/15 11/18 12/5 12/8 14/25 15/1 15/2 15/3 15/11 15/15 15/17 15/20 16/8 17/6 20/4 22/5 22/5 22/22 22/25 23/15 24/11 24/21 25/4 25/10 27/6 27/13 31/2 31/2 32/2 35/13 42/5 42/21 42/22 46/14 56/7 67/8 67/10 67/24 74/13 75/18 75/23 77/2 80/11 82/6 91/1 97/24 98/8 104/1 107/21 116/6 119/4 119/13 121/6 121/8 124/16 125/16 126/9 128/18 128/19 128/23 128/24 133/12 134/12 138/13 139/24 145/8 145/9 145/10 151/4 151/16 151/21 156/25 160/18 172/6 175/15 175/22 179/10 189/3 192/16 193/19 194/6 196/16 196/18 197/20 198/6 198/7 199/23 203/20 210/14 216/5 217/7 217/9 217/14 217/17 219/15 220/3 220/7 220/22 knowing [3] 8/11 116/3 148/25
knowledge [5] 53/3 55/7 118/20 138/18 220/12
known [5] 8/8 8/9 13/20 14/4 165/20 knows [6] 8/8 164/20 178/18 178/19 182/5 182/12

L
L-e-e [1] 160/10
lab [6] 15/7 16/14 122/24 134/6 134/11 141/10
laboratory [1] 9/18 lack [2] 64/9 205/15 ladies [6] 5/7 87/17 88/5 91/24 221/4 221/12
lady [1] 17/23
laid [3] 53/15 193/24 212/17
landmarks [1] 148/25
landscaping [4] 193/8
193/25 194/15 198/21
language [5] 72/7
152/17 168/25 179/4 194/10
large [1] 39/13
LAS [23] $5 / 15 / 258 / 25$ 14/2 19/3 39/7 52/7 74/15 84/15 94/9 104/5 110/5 119/15 146/19

LAS... [9] 146/21
147/14 151/8 167/23
170/13 187/4 201/19
204/13 210/17
last [20] 5/15 18/3 35/6
35/8 48/17 74/4 90/8
90/25 92/7 139/5
143/25 146/10 160/9
170/3 172/22 174/2
186/19 186/21 201/10
210/6
lasted [1] 42/22
latent [21] 5/24 6/1 6/2
6/4 6/13 7/3 7/6 7/18
8/16 8/22 8/23 10/23 11/2 11/25 13/12 13/19 14/5 14/6 86/8 86/11 144/18
later [10] 29/16 29/17 48/11 78/3 78/16 83/4
110/21 131/12 196/6 197/13
law [1] 200/6
laws [1] 143/12
lay [4] 123/23 123/24
124/15 175/5
laying [1] 193/8
lays [1] 118/18
leaning [1] 158/11
learn [1] 138/23
learned [2] 7/2 7/9
least [5] 10/22 55/6
71/14 137/23 223/7
leave [13] 31/5 31/9
49/7 79/8 79/17 88/19
98/19 100/8 102/7
121/12 159/21 199/24 219/17
leaving [3] 27/20 49/5 54/1
Lee [3] 160/3 160/5 160/10
left [27] 10/15 19/22
31/8 31/9 34/12 49/23 66/14 96/8 98/23 99/1 99/2 103/20 104/6 108/2 108/4 122/10 142/13 162/11 172/21 173/25 174/12 175/12 175/17 183/3 191/11
196/4 207/7
left-hand [3] 96/8 173/25 174/12
legally [1] 145/9
lengthy [1] 87/21
less [1] 70/25
let [38] 24/2 27/15
27/21 28/20 29/20 32/25 33/7 35/13 37/15 37/23 38/11 49/6 51/5 52/11 53/15 60/16 70/4 74/13 74/22 75/18 75/23 118/1 119/13 120/20 125/16 151/15 151/16 151/21 160/17 172/24 175/15 175/22 196/18 200/6 210/14

217/5 218/19 219/11
let's [7] 54/11 75/16
159/11 166/24 188/10
215/2 223/2
level [1] 7/11
lieu [1] 91/7
lieutenant [1] 174/25 lift [5] 10/3 11/17 11/25 14/5 86/12
light [7] 67/9 67/10 121/17 134/14 139/14 139/15 139/18
light-skinned [3] 139/14 139/15 139/18 lighting [1] 134/11 lights [7] 118/2 118/3 118/5 120/16 164/20 179/23 181/23
like [80] 11/11 11/17 12/4 12/16 15/15 15/17 15/20 20/21 21/18 21/21 22/3 27/5 31/25 32/6 33/16 41/19 43/20 43/20 48/6 49/19 51/25 53/14 56/18 58/9 64/2 64/3 64/4 64/5 70/1 70/1 70/6 70/13 78/12 84/7 87/20 88/25 90/9 90/16 114/21 114/21 127/15 133/9 139/11 139/13 149/7 149/20 151/19 152/16 153/16 153/21 154/4 154/7 155/12 155/19 155/24 156/10 157/13 169/4 174/22 177/20 178/14 179/20 182/4 182/7 184/21 185/5 191/2 192/18 193/5 193/13 194/5 194/15 194/16 195/16 196/8 196/12 196/13 196/15 196/25 197/20
likely [2] 178/1 178/3 limit [2] 67/23 129/17 line [5] 19/25 21/8 21/11 21/16 143/22 lined [3] 27/16 89/4 90/12
linked [1] 60/22
Lippisch [17] 36/6 38/19 44/24 48/25 52/5 54/1 75/6 77/17 93/10 102/23 103/1 103/6 104/3 104/18 105/2 123/3 141/4
listen [9] 57/8 88/13 151/12 151/15 159/17 168/2 180/14 192/2 222/8
listening [3] 189/16 189/22 190/21
literally [1] 81/2
little [32] 6/3 6/10 7/13 12/17 23/21 35/25 51/5 53/15 59/15 87/20 88/8 89/20 91/4 95/3 95/22 109/7 114/1 138/21 149/5 164/24 166/24

173/1 174/1 174/8 181/16 189/11 191/4 192/17 195/9 204/15 212/17 221/16
live [4] 29/3 77/19 79/23 79/24
lived [2] 100/19 216/22 living [1] 216/21
load [1] 145/5
lobby [1] 27/5
locate [4] 94/18 102/8
150/13 150/15
located [3] 38/24 43/25 207/9
location [56] 9/18
47/18 50/18 52/12
52/13 56/8 57/23 59/3
61/16 63/16 63/19
64/19 64/23 65/1 65/24
66/14 75/24 76/15
76/18 77/12 77/22
78/15 79/5 81/14 93/18
93/20 94/21 99/2
101/21 101/21 103/7
103/21 104/15 105/1
121/7 122/6 122/22
122/23 126/21 137/14
150/18 150/19 163/6
163/8 165/2 166/5
171/18 171/23 172/8
174/1 174/20 176/24
188/6 189/10 211/13 212/19
locations [14] 43/8
49/21 53/24 55/13
62/15 62/15 62/17
62/19 64/18 88/17
123/8 123/9 211/10 222/12
locked [1] 32/16
$\log [1] 176 / 16$
long [24] 6/1 12/6
18/16 35/17 35/23
43/23 74/19 74/23
92/18 92/21 107/23
107/24 113/7 113/8 121/17 121/18 143/24
146/21 147/1 170/15
187/5 201/21 210/18
210/20
longer [3] 44/7 79/21 88/8
look [26] 7/3 7/20 8/16 9/7 9/9 9/23 10/1 10/12 11/25 12/6 12/25 13/15
26/1 28/7 28/8 90/23
132/16 133/9 136/14
139/13 140/8 174/5
174/6 174/24 187/20 212/4
looked [17] 10/3 12/6 20/21 21/18 24/5 44/6 133/15 134/1 135/15 139/11 140/25 141/11 187/23 193/13 194/16 196/12 196/23
looking [44] 11/2
25/14 26/4 26/14 27/24
34/2 39/3 41/19 42/20 001399

45/13 59/24 61/19
63/22 65/6 81/9 81/12 82/1 82/24 86/3 116/5 131/18 131/20 137/7
150/21 158/16 158/16 175/3 187/17 188/19
189/13 189/15 189/21 190/3 190/4 193/18 195/15 195/16 196/6 203/18 203/21 204/1 204/16 212/14 213/4
looks [4] 78/12 191/2 193/5 195/16
loop [1] 10/14
lose [7] 111/17 112/19 113/9 113/13 115/4 115/22 117/9
losing [1] 112/25
lost [10] 68/21 109/16 109/24 112/15 113/3
113/4 115/1 115/6
115/25 116/2
Iot [45] 38/9 38/24 39/5 42/21 42/24 43/2 43/2 43/2 43/3 43/4 48/2 49/5 70/8 70/12 71/15 72/2 78/8 83/2 94/20 95/1 95/11 95/12 95/14 95/20 96/21 100/8 100/14 102/9 103/10 103/12 107/2 107/6 108/2 108/3 108/4 108/14 108/15 109/21 110/19 111/1 137/20 139/9 140/21 141/14 142/9
loud [2] 26/1 32/4
Louis [39] 55/1 55/14 55/15 56/7 56/8 56/19 57/21 58/4 58/8 58/8 58/22 59/24 60/15
117/13 117/14 117/16 117/16 117/22 117/24 120/23 151/1 156/16 163/8 163/11 164/14 165/1 173/13 188/21 188/22 188/23 192/2 203/13 204/4 204/11 211/16 212/20 213/7 217/15 219/18
lower [3] 43/20 46/12 143/11
lunch [8] 87/23 88/7 88/8 88/9 88/10 221/17 221/19 221/25
Lunchtime [1] 91/18 Luther [1] 76/1

## M

M-a-n-u-e-I [1] 186/20
M-i-I-I-e-r [1] 210/8 ma'am [32] 17/16 161/4 161/22 162/2 163/4 164/15 165/16 165/24 167/2 167/8 167/11 167/13 168/8 168/11 168/14 168/22 169/6 211/3 211/12
211/17 211/24 212/9

213/1 213/3 213/10 213/14 213/16 214/16 218/15 219/1 219/3 221/9
Madam [1] 32/22 Madame [1] 81/6 made [21] 14/4 36/16 36/21 38/12 44/12 45/3 49/4 49/15 49/23 58/14 60/19 68/17 109/7
138/21 162/20 163/12 163/13 174/12 174/13 216/11 220/7
magic [1] 185/5
main [2] 41/11 188/10
maintain [1] 49/9
major [1] 181/1
make [48] 7/11 7/21
8/13 10/20 11/14 11/16 12/9 12/21 13/19 14/3 22/23 32/22 41/5 41/7 42/17 43/5 43/13 44/4 48/5 49/19 50/7 56/19 84/22 90/2 99/22
101/11 116/12 137/12 137/12 150/20 152/19 153/5 172/5 172/15 172/16 173/24 177/20 177/22 179/1 179/3 179/7 181/6 183/10 185/11 187/18 193/20 218/19 221/20
makes [3] 80/4 80/6 153/24
makeup [18] 64/2 64/5 64/9 69/22 69/25 70/9 70/20 71/10 72/21 72/22 73/2 195/3 195/6 196/5 196/13 196/15 196/24 196/25
making [2] 72/21 180/24
male [22] 21/23 22/14 23/20 24/15 24/24 25/7 26/5 27/2 27/4 27/22 30/22 33/12 33/19 33/24 129/3 129/13 131/2 139/14 144/4 144/8 172/21 175/1 males [9] 22/2 27/15 165/6 165/10 165/25 166/2 166/8 166/14 172/8
man [6] 28/12 31/5 33/8 42/13 42/13 175/5 management [2] 101/9 102/6
manager [5] 9/19
19/16 27/5 30/23 32/16
mandates [1] 181/22
Manny [1] 186/14
Manor [1] 140/18
manual [2] 13/18 17/5
MANUEL [3] 186/15
186/20 187/3
manufacturer [1] 14/17
manufactures [1] 8/4 many [3] 12/2 161/17
many... [1] 185/11 map [13] 50/15 54/10 55/19 76/13 77/3 105/8 105/8 105/9 106/2 107/4 109/19 189/5 189/8
mapping [2] 148/6 181/19
Mark [3] 148/12 151/23 156/6
marked [17] 14/6 53/19 55/2 55/4 55/5 56/7 56/12 82/14 96/18 117/5 118/7 132/15 150/25 153/21 153/23 166/18 213/21
markings [2] 11/14 11/16
maroon [4] 36/20 38/3 95/7 163/17
Marquis [45] 36/20
38/4 40/13 49/1 53/23
54/16 56/9 64/19 65/25 79/11 95/8 95/24 98/16 98/22 100/8 100/15 102/23 105/14 106/24 108/18 108/20 108/22 108/22 116/6 118/12 120/15 122/1 122/7 122/19 128/1 136/19 136/24 137/5 137/6 137/7 140/22 141/1 141/7 141/10 163/17 168/12 176/24 180/13 188/1 188/5
Martin [1] 76/1
Maryland [23] 38/8 38/25 39/6 46/19 49/23 54/19 76/6 76/9 76/14 80/5 104/9 104/23 117/13 117/19 117/23 141/15 163/10 168/6 180/25 181/7 181/12 182/15 189/5
match [3] 12/12 12/19 13/6
matched [1] 137/21
matches [1] 171/19
matching [2] 10/25 13/16
math [1] 216/7 matter [5] 16/10 23/7 88/14 159/18 222/9 may [45] 10/12 10/13 18/17 25/18 25/19 26/10 28/3 34/24 35/9 35/10 45/7 45/9 46/4 46/23 47/13 51/2 63/12 73/22 74/9 81/5 81/22 92/10 132/12 132/13 135/1 154/7 154/8 160/12 160/13 167/21 169/16 169/18 170/6 178/15 185/11 185/20 186/8 186/13 200/23 207/18 210/10 210/11 214/23 217/23 221/8
maybe [15] 7/4 10/17 12/7 14/13 22/3 42/22 44/1 70/13 70/24 70/25 89/23 100/23 168/24 185/21 193/21
me [71] 8/5 9/19 9/25 11/17 12/9 12/22 18/24 21/10 22/12 24/2 26/2 27/15 27/21 28/9 28/20 29/20 32/25 33/7 37/11 38/11 40/20 49/6 51/5 52/11 54/11 59/19 60/16 66/25 70/3 70/4 74/22 75/23 76/5 79/19 82/20 90/25 116/19 118/2 120/20 123/19 124/9 124/19 124/19 125/16 125/20 129/2 143/22 146/2 156/3 162/7 172/24 175/15 182/4 182/4 182/10 182/11 183/8 185/6 185/9 185/13 185/18 185/23 195/2 198/6 217/5 217/9 217/10 217/14 218/19 220/21 220/23
mean [19] 14/15 14/22 15/5 15/11 15/12 15/16 17/4 33/3 40/20 68/2 88/25 124/14 135/16 151/5 155/11 168/24 178/10 181/13 185/4 means [5] 9/16 16/16 17/2 158/16 163/25 meant [3] 14/16 186/1 216/20
media [8] 94/16 94/19 135/25 136/1 136/2 136/3 136/17 140/7 medium [3] 88/16 159/19 222/11 meet [7] 10/4 10/7 79/17 102/6 103/21 139/3 139/7
meets [1] 10/23 Melissa [20] 65/15 65/22 66/2 98/25 100/5 110/21 110/25 111/8 111/10 111/23 112/9 113/14 113/16 113/21 113/25 121/2 122/3 122/12 131/16 138/10 members [12] 18/11 35/13 54/10 160/17 161/12 162/18 163/6 166/1 201/17 202/22 203/16 210/14
membership [1] 224/4 memory [4] 26/4 26/25 27/25 188/3
men [3] 29/11 31/10 32/2
mentioned [6] 11/19 105/1 135/18 151/7 190/15 207/15
merchant [2] 20/3 20/4 merchants [1] 19/9 Mercury [15] 38/4

40/13 49/1 53/23 54/16 56/9 64/19 65/25 79/10 95/7 95/7 95/24 128/1 163/16 168/12
message [1] 181/25
met [2] 28/24 110/7
methods [1] 7/9
Metro [34] 6/22 14/19
52/18 53/19 56/12 62/9
63/23 74/20 74/23
82/14 99/9 116/25
117/5 117/25 118/5
118/9 118/19 120/14
120/15 120/20 121/4 121/23 122/11 122/15 138/16 151/19 153/5 153/22 160/19 170/17 176/16 201/21 210/18 213/12
Metro's [8] 52/15 55/4 55/5 60/21 75/11
110/14 110/14 212/11
Metropolitan [16] 5/25
8/25 14/2 52/7 74/15
84/16 110/5 119/15
146/20 146/21 147/14
151/8 170/13 187/4
201/19 210/17
Michael [4] 19/16
30/23 32/16 128/3
middle [1] 96/10
might [11] 132/1
154/11 157/22 172/6
178/24 182/12 184/1
185/10 185/12 219/9
220/10
Miller [10] 62/10 62/12 86/24 89/3 123/15
205/18 209/23 210/2
210/7 213/20
mimic [1] 7/25
mind [3] 26/9 131/4 194/6
mindset [1] 178/16 mine [1] 133/3
minor [1] 178/22
minus [1] 154/16 minute [9] 88/6 107/21
107/24 112/13 112/14
113/6 113/16 132/3
188/13
minutes [8] 44/1 44/7
88/7 112/4 159/12
188/13 197/4 197/10
Miranda [1] 200/5
misheard [1] 14/13
misleading [1] 154/6
miss [1] 180/10
missed [2] 185/20 185/21
missing [1] 220/10
misspoke [1] 14/15
mistake [1] 216/11
Mitsubishi [1] 134/19
mixed [1] 71/24
mobile [1] 140/14
model [2] 177/20
187/18
moment [2] 155/14

221/13
moments [2] 52/22
59/17
momentum [1] 192/9 MONDAY [1] 1/14
money [60] 21/10
22/15 22/17 23/9 23/10 23/19 24/2 24/3 24/8 24/9 24/13 24/16 24/23 25/6 25/7 27/2 27/3 29/21 30/9 30/24 31/7 33/9 33/23 61/10 61/14 61/17 61/22 62/5 62/8 86/25 203/4 203/19
204/18 204/25 205/2
205/4 205/10 205/15
205/16 205/19 208/12
208/15 211/11 212/11
213/6 213/8 213/11
213/12 213/24 213/25
214/1 214/14 215/10
215/16 216/25 218/1
218/17 218/20 218/24 219/16
monitor [2] 150/7 153/17
monitored [1] 49/10
month [3] 171/20
206/25 207/3
months [4] 18/21
147/8 160/19 160/21
Moorehead [2] 123/14
123/15
more [16] 7/2 59/23
70/24 100/13 128/12
144/21 180/16 182/18
182/19 191/4 192/10
195/9 195/12 196/7
201/2 207/22
morning [17] 19/6
19/19 75/19 101/5
102/3 102/4 102/5
103/15 118/14 128/5
128/6 149/11 149/13
152/5 161/24 175/23
191/10
most [4] 11/9 152/22 155/1 178/3
mouse [17] 39/15
39/22 46/10 47/16 51/7
67/3 67/6 76/19 105/7
168/16 173/4 173/8
181/2 181/3 193/9
204/22 215/3
move [31] 30/14 45/21
47/6 49/2 50/20 55/25
63/5 81/16 83/22 96/23
100/22 101/10 102/7
102/23 114/1 118/16
126/24 135/1 152/8
167/14 173/8 176/1
178/4 191/16 192/19
192/25 193/10 199/7
206/13 214/17 215/8
movement [2] 53/17
189/25
moving [8] 67/6 90/10
102/2 102/8 114/2
120/5 132/10 171/15

Mr [19] 2/5 2/6 2/7 2/12 2/13 2/18 2/19 2/20 2/21 2/23 2/24 3/6 3/7 3/8 3/10 3/13 3/16 3/17 3/19
Mr. [46] 5/19 16/1 28/24 29/6 34/17 54/11 66/6 69/18 69/22 70/3 70/7 70/12 70/19 71/4 71/14 71/24 72/20 87/7 87/9 90/23 128/14 128/19 128/21 132/20 136/7 144/22 144/24 146/14 157/22 158/7 158/24 159/2 169/9 169/11 170/6 184/18 184/25 186/23 200/15 200/18 209/7 219/9 219/10 220/25 223/3 223/11
Mr. Barr [10] 69/22 70/3 70/7 70/12 70/19 71/4 71/14 71/24 128/19 128/21
Mr. Brower [11] 66/6 87/7 128/14 144/22 158/7 169/9 184/18 200/15 219/9 220/25 223/3
Mr. Brower's [1] 159/2 Mr. Hughes [15] 16/1 34/17 69/18 72/20 87/9 132/20 136/7 144/24 158/24 169/11 184/25 200/18 209/7 219/10 223/11
Mr. Scow [9] 5/19 28/24 29/6 54/11 90/23 146/14 157/22 170/6 186/23
Ms [8] 2/9 2/11 2/14 2/16 3/4 3/12 3/15 3/18
Ms. [5] 18/7 20/5
201/13 218/6 221/2
Ms. Kamal [1] 20/5
Ms. Schifalacqua [4]
18/7 201/13 218/6 221/2
much [10] 7/24 29/21 30/9 64/7 76/23 97/10 129/23 133/20 192/20 192/22
multiple [1] 150/1
must [2] 26/6 222/5
my [114] 6/21 7/9 7/12 8/1 8/4 8/5 8/20 9/7 9/17 9/18 9/19 9/20 9/25 11/14 11/15 11/16 12/2 12/7 13/24 14/17 15/6 21/9 21/10 22/5 22/12 22/15 22/19 23/12 23/14 26/9 27/5 32/16 38/8 39/21 41/4 42/20 43/7 45/11 48/6 48/18 49/19 51/25 56/19 57/3 57/4 57/6 60/23 61/4 64/21 76/2 78/12 82/18 86/24 89/24 93/2 100/21
my... [58] 103/23 112/24 116/11 116/23 117/25 118/10 119/16 122/10 122/10 152/1 156/20 160/10 160/19 160/25 161/9 162/13 165/12 165/12 172/21 174/24 175/4 175/12 175/16 175/17 180/8 182/17 185/19 185/23 185/24 187/19 190/22 191/3 191/5 191/11 193/4 194/4 196/5 196/12 196/15 196/25 197/1 197/1 197/7 199/23 200/2 205/8 207/11 207/21 208/8 209/6 209/12 210/7 214/6 214/8 214/9 219/24 220/11 223/6 myself [6] 28/24 29/6 34/3 130/18 196/23 205/17

## N

name [31] 5/15 18/3 30/6 35/6 35/8 74/4 92/7 102/16 104/12 110/11 121/8 130/2 139/1 139/4 139/5 139/10 146/11 160/9 160/10 170/3 184/14 186/19 186/20 186/21 197/21 197/23 198/2 201/10 210/6 210/7 217/2
name's [1] 35/7 names [2] 130/4 173/2 narcotics [1] 93/1 narrowed [1] 163/2 natural [1] 6/15 nature [4] 16/18 80/14 94/12 224/4
navigate [1] 180/10 near [5] 49/19 102/9 103/22 150/11 177/15 nearby [3] 171/4 175/19 175/20 necessarily [3] 124/13 137/6 220/19
need [21] 7/11 10/8 10/9 10/9 10/10 12/20 12/21 13/24 82/15 88/2 91/10 158/4 159/9 178/24 179/6 179/15 183/16 191/4 197/13 198/16 221/21
needed [1] 200/10 neighborhood [2] 56/18 71/5
neither [1] 182/8
NEVADA [6] 1/2 1/6 5/1 19/4 39/8 204/13 never [7] 17/8 28/25 45/10 131/4 138/13 138/19 192/25 new [10] 7/9 147/20

147/22 154/3 171/9 172/18 182/18 191/12 194/4 215/20
news [1] 222/2 next [44] 5/9 13/13 19/22 23/24 31/5 32/14 34/10 34/24 48/10 49/6 51/22 53/12 53/16 53/16 54/12 55/11 56/15 62/13 64/21 73/22 79/16 80/2 82/25 87/18 87/19 92/1 100/17 101/2 111/2 113/10 113/25 116/7 123/9 125/11 128/4 128/6 145/25 152/20 154/6 160/1 169/18 169/23 186/13 223/2 nice [1] 179/11 nine [2] 147/2 147/8 no [104] 1/8 15/11 15/20 15/22 15/24 15/25 17/9 17/12 17/13 17/15 20/14 20/17 25/8 26/13 27/18 27/23 28/23 29/1 30/25 32/1 34/9 34/16 34/20 40/22 48/6 49/8 53/3 53/3 66/17 68/1 68/2 69/16 70/17 70/21 73/11 73/12 73/14 73/15 79/21 87/12 88/2 100/12 104/16 112/1 114/13 130/4 130/17 132/8 133/16 133/17 133/18 134/5 134/7 134/10 135/12 135/17 137/4 137/19 138/18 138/22 139/2 145/14 145/16 145/17 147/20 148/23 149/12 149/12 152/18 154/3 154/4 156/10 158/13 158/19 158/25 159/3 169/12 169/14 184/23 185/5 186/4 186/6 194/7 197/24 197/24 199/1 200/19 200/21 208/14 208/16 209/8 209/11 209/14 216/7 216/19 217/12 217/24 218/3 219/3 219/21 219/24 220/23 221/6 222/25 nobody [1] 182/12 nodding [1] 26/24 none [1] 145/14 nook [1] 192/17 normally [1] 23/1 north [28] 41/9 47/19 49/23 54/4 56/21 59/18 69/2 80/16 94/8 106/5 106/7 106/24 106/24 112/16 113/10 117/8 142/4 166/4 167/23 172/17 172/21 172/23 175/2 175/2 183/10 189/1 189/2 189/4 northbound [11] 44/17 56/17 59/5 78/7 80/6

84/14 109/6 115/18 116/3 116/6 176/25 Northeast [2] 160/25 161/2
northwest [2] 41/10 48/13
NOS [1] 1/7
nose [3] 105/19 191/5 191/7
not [165] 8/11 9/16 10/13 11/8 11/10 15/3 15/9 15/11 15/11 15/16 16/7 16/10 20/15 20/22 21/3 22/12 24/22 25/9 25/15 26/1 26/5 26/13 26/14 29/14 29/15 31/13 33/5 34/7 40/3 40/5 40/15 40/20 40/22 41/13 43/14 44/5 48/4 48/7 51/17 51/18 52/13 53/8 54/21 57/8 57/14 59/2 59/14 67/23 68/1 69/8 69/12 69/14 70/10 71/1 71/3 71/11 71/25 73/18 80/9 80/22 87/3 88/4 88/11 88/13 88/15 88/16 88/17 89/19 90/5 90/21 98/6 101/4
105/22 107/24 108/13 108/15 108/16 110/3 112/1 113/7 113/8 117/4 117/11 122/23 123/17 125/20 126/15 129/6 129/7 129/8 129/25 133/3 135/20 135/24 136/2 136/3 136/20 136/21 136/22 137/5 138/6 138/8 139/8 139/17 139/21 139/23 140/24 141/2 143/10 145/3 145/12 147/22 148/20 148/21 149/8 153/6 154/5 154/7 155/12 158/19 158/21 159/15 159/16 165/12 169/22 172/19 173/18 176/13 178/8 178/22 179/11 179/20 182/13 182/18 183/1 183/4 183/9 184/23 186/8 187/22 189/10 190/3 192/10 193/21 194/21 196/16 199/25 200/4 203/24 206/22 206/25 207/3 216/6 218/22 219/5 220/12 221/17 221/21 221/24 222/6 222/8 222/10 222/11 222/12 223/10 notepads [3] 88/19 159/21 222/14
notes [2] 8/20 13/24 nothing [16] 16/2
31/22 34/18 73/9 87/10 100/13 144/23 144/25 178/22 184/24 193/20 195/14 200/12 219/6 221/1 221/3
notice [10] 43/22 46/13

47/22 70/20 71/10 136/18 194/19 194/25 196/10 196/21
noticed [4] 70/7 109/11 195/2 220/8
notices [1] 6/23
notification [1] 100/21 notified [3] 101/10 102/6 181/24
now [65] 5/4 9/25
23/15 23/24 28/11
30/22 31/9 39/3 46/8
49/5 59/16 63/24 72/8
76/6 81/25 84/18 87/20
88/2 88/7 88/10 91/21
100/17 102/2 104/6
110/14 112/8 113/19
119/13 125/21 138/9
143/22 152/15 154/4
154/12 156/11 156/12
159/11 159/25 160/25
162/25 178/8 178/10
180/3 180/14 181/8 182/1 183/4 183/18 185/19 187/6 190/8 191/24 192/11 193/2 194/14 196/2 197/12 197/14 206/7 206/8 207/6 207/12 207/13 209/2 219/12
nowadays [1] 124/23 number [34] 9/1 9/6 9/11 9/20 9/23 13/16 13/18 30/19 46/6 47/11 50/25 56/3 63/9 81/20 84/2 97/2 119/11 127/6 133/7 137/2 152/13 152/24 153/2 153/9 167/19 176/6 176/16 177/10 178/9 191/22
199/12 206/19 214/12 214/21
Number 1 [2] 13/16 13/18
Number 180809-1546
[1] $9 / 1$
numbered [1] 215/9 numbering [1] 133/5

## 0

o'clock [3] 95/3 221/13 221/17
oath [1] 146/4
object [4] 41/21 123/21 157/7 193/15
objection [2] 217/3
222/25
objectionable [1] 224/2
objects [1] 157/5
observation [5] 40/22 42/20 43/1 60/24 61/4 observations [3] 53/13 64/1 64/7
observe [36] 33/15 40/13 41/7 42/9 43/17 43/23 44/15 48/4 48/10 48/19 48/21 50/4 50/6
52/21 52/23 61/3 61/10

63/24 64/25 65/10 65/15 70/8 71/20 73/3 73/7 78/1 78/10 78/14 84/4 84/5 115/4 122/16 154/24 163/20 166/1 166/6
observed [36] 27/16 29/11 41/14 42/5 42/13 42/15 43/13 46/10 51/13 51/23 55/15 56/16 56/24 56/25 58/10 61/6 61/13 61/17 61/24 63/3 64/14 70/12 70/16 70/18 71/4 73/2 73/4 95/4 108/17 110/18 110/20 117/22 148/20 164/11 204/25 205/10
observer [1] 147/8 observes [2] 48/21 57/6
observing [5] 47/17
72/2 170/24 179/22 206/6
obstructed [1] 48/7 obtain [1] 105/13
obtaining [1] 27/4
obviously [7] 58/14 64/14 108/13 165/22 184/13 216/11 223/9 occasion [21] 29/5 36/6 37/2 45/4 46/17 63/18 63/24 64/22 65/15 66/2 75/5 76/8 83/6 84/15 163/19 202/10 203/15 204/4 210/23 211/8 213/8 occupants [1] 131/10 occupied [6] 111/3 121/22 177/2 216/16 216/18 216/20
occur [2] 84/7 191/25
occurred [16] 29/18 34/4 53/2 53/6 53/10 82/22 99/18 101/17 101/18 126/6 138/16 149/15 171/5 187/11 211/1 220/14
occurs [1] 34/13 off [22] 12/17 25/4 26/14 78/21 79/4 80/15 84/13 105/8 105/9 109/12 109/12 118/22 121/1 147/13 156/4 164/18 166/3 180/8 187/19 189/8 212/10 215/15
office [1] 76/2
officer [94] 35/20 66/13 69/21 92/21 92/25 93/2 118/18 136/10 137/25 140/1 147/12 147/22 148/10 148/12 151/23 151/24 153/12 153/19 153/21 154/18 156/7 157/7 159/4 160/3 160/17 161/2 161/5 161/11 161/12 161/14 161/18
officer... [63] 162/3 162/18 162/22 163/14 164/3 165/12 165/13 166/17 166/23 167/24 168/9 168/16 168/21
168/24 169/14 170/14 170/15 170/18 170/20 171/9 172/13 174/16 174/22 175/23 178/17 180/8 182/18 183/25 185/3 186/7 187/5 191/13 194/4 198/18 198/20 200/21 201/5 201/17 201/25 202/1 202/5 202/6 203/1 203/1 203/5 203/6 203/9 204/22 205/17 206/5 207/13 208/1 208/5 208/25 209/14 213/6 213/6 216/15 218/4 219/8 219/15 222/19 222/20
officer's [1] 163/21 officers [17] 5/7 56/14 86/21 89/2 91/24
122/14 122/15 147/17
149/1 152/15 156/17 157/5 168/25 184/9 185/11 194/14 218/13
offscreen [1] 78/19 oh [13] 32/10 39/16
120/4 127/5 132/23
139/5 154/12 192/7
192/13 193/11 196/25
216/22 217/6
okay [410]
Oldsmobile [1] 187/22 Olsen [1] 224/13 on [362]
once [34] 6/25 6/25
7/23 7/23 8/2 8/3 9/17 9/22 10/1 10/22 12/6
13/4 13/13 14/16 14/16 49/17 71/1 85/5 100/12 109/24 118/2 137/17 148/5 150/15 151/12 165/5 185/22 191/5 192/16 192/19 195/6 198/24 212/16 220/2 one [86] 10/3 10/6 10/16 13/8 19/8 20/3 21/3 21/21 22/5 22/6 22/7 22/7 22/10 22/11 27/16 27/17 31/15 40/11 41/20 42/18 42/21 43/8 43/16 47/21 52/23 59/23 61/6 66/14 72/12 74/24 78/12 79/19 82/9 85/10 86/12 86/25 91/10 93/2 94/22 97/11 97/11 98/10 98/13 116/14 116/15 119/7 121/16 122/15 126/22 132/5 134/18 147/17 148/17 152/2 152/20 154/3 155/17 155/20 155/23 156/13

156/18 156/21 156/23 158/8 158/22 166/2 166/8 166/14 166/15 172/8 172/9 175/11 178/20 180/4 182/8 183/24 184/9 195/12 196/18 203/25 207/19 207/24 208/14 209/24 211/18 211/18
one-way [1] 116/14 ones [2] 8/8 91/7 ongoing [2] 36/9 49/13 only [17] 10/3 10/13 13/8 15/5 18/21 32/8 86/7 130/1 137/17 192/23 209/1 209/6 217/9 217/14 220/4 220/6 220/11
onset [1] 179/7
onto [3] 49/24 57/2 106/3
oOo [1] 224/7
open [10] 9/23 20/12
20/16 20/17 21/3 84/12 86/7 95/18 185/14 204/17
opened [3] 16/23 95/18 97/23
opening [3] 20/18 33/3 97/24
operating [2] 180/3 182/7
operational [1] 155/6 operations [2] 148/11 149/1
opinion [3] 88/18 159/20 222/13 opportunities [1] 47/22
opposed [1] 223/10 opposite [4] 57/7 59/19 60/12 81/25
ops [1] 19/18
optical [2] 70/15 71/1 options [2] 12/14 12/25
or [224] 6/5 6/16 7/20 7/21 8/13 10/10 10/10 10/12 10/14 10/15 10/17 11/21 15/15 15/18 15/21 15/21 16/9 16/9 16/12 16/12 20/6 20/23 21/12 21/14 21/14 21/16 21/16 22/2 23/10 24/2 24/4 24/21 25/9 25/15 26/5 27/21 28/13 29/20 33/5 33/18 35/20 36/1 36/2 36/13 41/5 42/9 42/17 42/22 43/5 43/14 43/23 44/1 48/4 48/25 49/7 55/7 59/3 61/10 62/7 62/20 66/13 67/11 68/5 69/2 69/10 69/13 70/3 70/3 75/24 77/6 79/5 84/25 85/7 85/12 86/21 88/7 88/11 88/12 88/13 88/13 88/14 88/16 88/17 89/15 89/16

89/18 90/8 90/8 91/7 92/24 95/2 98/6 100/21 101/15 103/3 104/7 105/8 105/23 107/21 108/20 108/25 111/2 113/6 113/16 114/12 116/9 116/22 118/2 118/3 121/19 122/8 122/21 123/9 125/20 127/14 127/15 128/21 128/25 130/1 131/19 135/6 135/7 137/24 139/15 147/15 147/17 147/19 148/14 149/7 150/3 150/11 151/20 152/2 154/3 154/17 155/3 156/3 156/6 158/4 158/17 159/4 159/15 159/16 159/16 159/17 159/17 159/19 159/20 161/8 161/24 162/20 162/22 163/17 164/22 166/5 166/18 171/18 171/20 172/3 176/18 176/19 177/15 177/20 178/15 178/23 178/25 179/1 179/12 179/16 179/18 179/19 181/24 181/24 181/25 182/23 183/20 184/9 185/14 185/16 185/21 188/13 190/2 193/20 194/16 194/19 195/17 195/24 195/25 195/25 196/16 199/3 200/3 200/6 203/19 203/19 203/24 205/15 205/23 211/4 213/12 213/12 216/4 216/20 217/19 218/23 219/16 219/23 220/5 220/8 220/13 221/20 221/21 222/3 222/6 222/7 222/8 222/8 222/9 222/11 222/12 224/3 224/3 224/3 224/4
order [3] 11/19 12/12 84/17
orient [1] 176/15 orientation [9] 10/9 10/20 12/9 12/21 66/23 148/2 148/3 148/16 148/24
oriented [2] 77/2 209/1 original [1] 145/10 Originally [1] 77/12 other [62] 10/17 11/17 16/11 19/8 19/11 22/6 22/8 22/11 27/4 27/22 28/12 30/22 32/14 33/19 33/21 33/24 34/22 42/10 44/18 45/1 53/13 60/8 72/5 73/19 75/14 75/24 79/13 81/12 85/15 86/21 87/14 88/12 88/16 89/16 89/17 91/8 110/23 121/3 121/16 121/23 134/18 141/24

142/8 144/24 145/22 150/7 152/16 152/16 159/6 159/16 159/19 168/21 170/25 185/16 194/14 199/3 209/18 216/4 218/13 220/9 222/7 222/11
otherwise [1] 106/18 ought [1] 216/9 our [86] 13/13 16/11 17/6 17/7 18/11 19/1 19/9 19/18 19/20 20/3 23/11 23/19 23/22 25/1 28/20 32/4 32/6 32/19 35/13 35/13 39/12 40/6 41/2 44/15 51/5 51/7 54/11 62/13 74/13 75/16 81/4 83/1 85/4 85/6 87/22 88/7 89/8 90/15 100/23 122/24 124/23 133/13 146/3 153/16 155/15 155/24 157/4 159/11 160/17 160/17 161/12 161/13 162/17 162/18 162/25 163/6 164/16 164/19 165/4 166/1 171/20 172/8 172/14 172/18 172/23 176/20 178/19 180/1 180/3 180/5 180/5 180/5 181/22 182/14 183/24 184/2 188/20 193/19 201/17 203/16 210/14 210/14 221/13 221/15 221/19 223/2
ours [1] 13/3
ourselves [2] 149/24 202/13
out [146] 10/16 15/20 19/7 23/22 26/1 27/6 32/2 32/17 33/24 43/3 43/4 44/16 45/15 46/14 47/17 47/24 48/17 48/22 49/11 50/3 52/23 54/3 55/16 56/16 57/3 58/10 58/10 61/14 61/23 75/7 75/22 76/22 78/3 81/12 82/1 82/14 83/4 84/15 86/24 91/13 91/15 95/16 95/19 95/23 98/10 105/23 105/24 106/1 106/3 106/23 107/2 107/13 108/1 108/2 108/22 109/3 110/23 111/1 111/5 112/10 120/14 121/6 122/12 122/21 124/21 130/5 131/4 131/11 136/17 137/12 137/21 142/3 142/7 142/20 143/3 143/15 149/14 149/22 150/17 150/18 151/4 151/13 152/6 153/4 155/22 156/3 156/4 156/6 156/7 156/8 158/11 158/15 158/16 164/13 165/6 165/8 165/8

166/7 166/10 166/11 168/18 169/1 171/4 171/10 171/12 171/25 172/18 177/5 177/8 177/15 177/16 177/19 179/1 179/1 182/2 182/11 182/22 183/3 184/2 185/12 185/22 187/10 188/12 189/18 192/3 192/18 194/14 202/10 202/11 203/2 208/5 208/10 211/5 212/17 213/12 213/24 214/3 215/6 215/10 216/7 219/24 220/4 220/7 220/8 223/9 223/10
outfitted [1] 162/6 outside [7] 16/18 107/20 144/11 155/12 165/14 174/18 212/24 over [92] 6/2 6/3 6/9 6/11 24/4 25/6 31/4 35/25 39/11 44/21 49/4 50/2 51/13 52/24 53/5 53/20 55/8 56/18 57/2 57/4 57/6 58/1 59/5 59/6 59/7 59/8 59/15 59/18 59/21 60/3 60/7 60/9 61/5 61/7 61/9 61/11 61/12 61/14 61/22 61/23 62/12 64/20 65/3 67/13 68/24 71/5 76/3 78/8 81/1 82/17 90/24 100/12 105/9 105/18 106/16 107/17 108/3 108/17 112/24 115/6 115/7 117/23 118/1 120/15 120/20 120/21 127/9 150/18 152/15 163/11 163/12 164/21 164/23 166/16 168/1 168/10 172/15 172/17 175/3 179/25 180/2 181/7 183/5 184/11 184/21 187/25 188/11 189/24 200/9 202/11 203/24 215/23
overall [1] 15/20 overhead [3] 50/15 55/19 76/13
oversees [1] 161/16 own [1] 15/6 owned [2] 216/20 217/23
owner [2] 216/24 217/25
owners [1] 205/6 owns [2] 145/8 145/9 Ozawa [3] 36/6 75/7 93/10

| $\mathbf{P}$ |
| :--- |
| $\mathbf{P}$ Number [2] 9/6 9/11 |
| $\mathbf{P}$-a-r-r-i-s-h [1] 201/12 |
| p.m [6] 91/19 91/19 |
| 159/23 159/23 222/17 |
| 224/6 |



10/2 11/14 11/15 91/8
130/4 130/7 137/21
page [6] 25/20 25/25
26/17 28/4 28/7 28/7
page 5 [2] 25/20 25/25
page 6 [2] 26/17 28/7
page 7 [2] 28/4 28/7
paint [1] 157/4
pajama [2] 114/22 121/16
pajama-bottom-type
[1] 114/22
palm [3] 10/10 11/21
144/19
pants [7] 37/14 96/9
96/11 111/13 114/20
114/22 121/16
Papazian [4] 89/3 186/14 186/15 186/21
paperwork [1] 32/18
park [9] 40/12 52/20
69/12 76/25 77/23
80/16 80/22 80/23 183/23
parked [25] 39/21 51/25 52/22 57/3 68/24 78/17 81/2 82/1 82/7 94/17 95/12 97/8 105/6 105/17 107/3 107/5 108/13 108/18 108/24 109/13 109/21 110/19 141/20 141/24 142/16
parking [48] 38/9 38/24 39/5 41/3 42/21 42/24 43/2 45/14 48/2 49/5 49/18 69/5 69/14 70/8 70/12 72/2 78/8 82/12 83/2 94/20 95/1 95/11 95/12 95/13 95/20 96/21 100/8 100/14 102/9 103/10 103/12 105/18 107/2 107/6 108/2 108/3 108/4 108/14 108/15 109/21 110/19 111/1 137/20 139/9 140/21 141/14 141/25 142/9 Parkway [22] 38/8 38/25 39/6 46/19 49/23 54/19 76/7 76/9 76/14 80/5 104/9 104/23 117/13 117/19 117/23 141/15 168/6 180/25 181/7 181/12 182/16 189/6
Parrish [6] 89/3 201/5 201/6 201/11 206/5 213/7
part [15] 19/1 19/2 36/17 39/13 40/19 40/22 60/21 87/20
126/13 141/22 143/25 155/1 157/4 175/10 197/8
partially [3] 118/5

120/21 120/22
particular [12] 8/24 9/3 9/14 9/20 10/2 11/1 11/3 95/2 161/18 162/21 164/13 176/22 partly [2] 40/9 52/17 partner [7] 148/17
151/25 152/1 154/18 171/8 179/16 214/9 pass [25] 14/8 14/14 14/20 14/22 15/14 34/15 66/5 87/6 87/8 116/10 116/19 121/21 128/12 136/6 158/2 169/8 169/10 180/25 181/11 184/17 200/14 208/21 212/10 215/18 216/12
pass-fail [2] 14/20 14/22
passed [4] 8/3 14/23 15/8 116/7 passenger [10] 58/11 111/7 120/25 122/4 122/17 122/17 132/8 143/7 165/7 165/8 passes [1] 16/9 passing [3] 15/15 51/23 68/16
passive [1] 147/22 past [4] 6/19 78/17 119/25 172/16 pat [1] 195/23 pat-down [1] 195/23 path [6] 54/5 54/14 163/7 163/9 203/3 204/24
patrol [36] 35/20 36/2 36/3 40/2 53/19 55/4 56/12 69/9 82/15 84/16 85/5 92/25 121/23 122/13 122/15 147/6 147/12 148/2 148/11 149/3 149/19 149/20 150/25 155/16 161/2 164/2 170/21 170/23 172/4 173/18 175/7 187/9 187/13 193/6 194/24 195/4
patted [1] 200/8 pattern [8] 10/11 10/14 10/15 10/16 10/19 11/22 11/23 11/24 patterns [2] 10/12 10/18
Patterson [6] 89/2
148/12 151/23 153/12 154/19 156/7
pause [8] 57/19 66/10 83/13 88/22 132/11 134/16 160/4 181/13 pauses [2] 154/2 154/8 peach [6] 70/1 70/1 70/6 70/8 70/20 71/10 pedestrians [2] 43/4 43/4
pen [2] 37/21 69/4
people [15] 7/19 11/15 11/17 21/20 43/12

121/9 121/11 121/12 131/7 137/15 137/19 155/10 184/21 189/17 192/18
percent [1] 129/25 perform [1] 7/12 perimeter [5] 172/2 172/23 174/17 183/10 208/2
period [3] 44/2 104/4 156/9
permission [16] 45/21 46/1 46/21 47/12 51/1 63/10 81/21 83/9 166/19 167/20 205/3 205/6 206/1 214/22 217/13 217/22
permitting [1] 151/5 person [24] 19/18 25/15 33/1 33/5 33/9 43/17 63/25 64/7 64/8 72/12 84/13 88/14 97/23 99/14 110/24 124/16 144/18 147/8 152/20 158/11 159/17 179/7 193/16 222/9 person's [3] 13/22 72/12 194/6
personal [1] 60/23 personally [7] 136/14 164/11 217/7 217/22 217/25 220/21 220/23 personnel [1] 214/12 persons [1] 121/9 perspective [1] 211/4 phase [3] 148/2 148/5 149/9
phases [1] 148/1
PHILLIPS [27] $1 / 9$ 1/10 1/19 37/1 37/3 37/11 37/13 37/16 41/9 46/9 50/6 58/21 60/3 62/20 62/25 63/15 94/23 96/1 96/15 98/24 99/12
102/21 108/10 114/15 117/8 144/19 184/6 phone [7] 77/13 79/21 124/11 124/21 125/7 126/1 219/19
phones [1] 124/23
phonetic [1] $20 / 5$ photo [3] 65/19 133/12 134/14
photograph [7] 45/4
45/18 46/11 65/7 94/12 141/11 211/23
photographed [1] 65/22
photographs [6] 45/14 85/21 99/4 99/15 106/12 212/18 photos [2] 131/24 132/3
phrases [1] 152/19 physically [8] 42/9 42/13 42/15 51/8 98/9 203/17 214/1 214/3 picture [15] 63/2 64/6 65/18 81/14 94/21 001403

112/21 116/7 118/9 135/3 135/6 136/16 136/17 140/10 141/10 157/5
pictures [3] 127/16 128/8 137/21
piece [1] 195/16
pieces [1] 106/14 pillar [2] 41/17 41/18 pilot [3] 147/10 147/11 148/17
pink [2] 37/22 96/10 place [8] 8/19 61/14 131/10 174/2 185/21
188/14 222/14 223/7
placed [5] 62/25
101/24 102/3 122/13 140/16
placing [1] 194/24 plaid [2] 114/21 114/21 plain [2] 150/22 150/24 plainclothes [5]
153/14 153/20 168/9 173/20 173/21
Plaintiff [1] 1/7
plastic [1] 61/5
play [8] 49/11 113/23
123/22 163/5 166/24
191/24 192/13 223/1
playing [1] 79/22
please [41] 5/14 5/15
18/2 18/12 19/1 23/11
26/1 34/21 35/5 37/11
51/7 73/18 74/3 75/18
84/5 87/13 88/17 88/19
92/6 145/21 146/2
146/3 146/8 159/5
159/19 159/21 160/8
169/15 170/2 179/10
186/8 186/18 200/22
201/9 209/17 210/5
210/6 210/14 221/7
222/12 222/14
pocket [1] 162/13
pockets [1] 195/25
point [42] 30/23 31/7
37/11 47/16 48/24
49/12 52/1 61/10 70/16
71/8 76/22 77/23 85/5
93/2 96/6 108/24
108/25 109/16 109/17
110/4 111/4 111/17
111/24 112/1 112/15
112/16 116/21 117/2
123/24 131/22 132/5
142/17 148/23 168/18
174/15 181/10 182/9
183/15 183/22 195/10
197/9 215/6
pointed [2] 29/14 208/5
pointer [1] 173/8
pointing [11] 47/24
50/3 60/16 172/7
172/11 173/22 173/23
174/1 182/22 183/22
189/2
points [2] 15/21 174/13
police [48] 5/25 8/25

14/2 32/18 35/15 35/23 52/8 66/3 74/15 75/8
75/20 77/11 79/14 80/1 84/16 92/21 99/10 110/5 117/5 118/9 119/1 119/16 120/1 120/3 120/8 123/1 146/20 146/22 147/9 147/14 148/25 149/2 151/8 152/21 153/5 161/19 170/13 170/14 170/15 175/8 175/8 187/4 187/5 201/19 210/17 212/7 220/4 220/10
policies [1] 17/4
Policing [1] 209/1
policy [1] 181/22
Ponce [2] 194/2 194/3 pop [1] 182/11
populates [1] 185/23
portion [15] 34/1 37/5
46/21 58/19 60/17
83/10 111/20 125/15
142/25 151/15 175/13
184/5 188/20 190/19
206/1
portions [2] 143/10 143/11
position [10] 6/22
31/12 38/9 39/25 40/8
110/1 112/24 141/25
172/4 174/5
positioned [4] 109/19
109/20 110/17 141/19
positions [3] 6/16 6/18 111/4
possession [3] 10/1
11/16 11/18
possibility [1] 207/18
possible [4] 12/14
12/25 71/23 94/16
possibly [1] 75/22
post [6] 94/16 94/19 94/19 94/22 95/21 135/21
posted [2] 59/6 115/5
posts [1] 135/23
potential [1] 170/25
potentially [1] 91/10
power [2] 158/5 196/1 preliminary [2] 23/6 100/7
prepared [4] 82/14
82/21 89/7 179/15
presence [10] 5/3 5/5
5/6 57/6 91/20 91/22
91/23 159/24 219/23 219/24
present [7] 7/25 12/4
65/21 85/7 118/24
127/19 128/9
presented [1] 12/10
Presta [6] 171/9
172/13 174/22 178/18
180/8 183/25
presumably [1] 40/2
pretty [10] 58/11 71/21
97/10 107/24 115/3

| P | 149/6 |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| pretty... [5] 155/4 <br> $155 / 4156 / 14192 / 20$ <br> $192 / 22$ <br> prevent [1] 174/17 <br> previous [1] 106/12 <br> previously [17] 32/20 |  |  |  | 154/16 1 |
|  |  |  |  |  |
|  | promoted [1] 6/25 | 103/23 125/19 159/12 | ] | RECORDER [1] 1/24 |
|  |  |  | 1] | ding [8] |
|  |  |  |  | O |
|  | 0 98/15 21 | 85/1 | 159/16 17 | 21 154/4 |
| 32/25 45/8 50/12 55/18 | 216/25 217/13 | 193/12 195/8 196 | 180/9 185/19 185/24 |  |
| 57/21 60/5 61/15 62/23 63/21 65/14 110/6 |  |  |  |  |
|  | sed [20] | [2] | [ | nt [1] |
| $\begin{aligned} & \text { 63/21 65/14 110/6 } \\ & \text { 120/13 174/11 204/8 } \end{aligned}$ | 96/18 96 | putting [3] 24/13 185 185/17 | ready [5] 5/9 | [2] 7/5 |
| $\begin{array}{\|l\|} \hline 211 / 22 \text { 213/18 } \\ \text { Price [4] 202/5 202/6 } \end{array}$ |  |  |  |  |
|  |  |  |  | 2] |
| $\begin{array}{\|l} \text { 205/17 213/6 } \\ \text { primary [2] } 147 / 5 \end{array}$ | 190/20 191/16 199/5 |  |  |  |
| 155/14 print [17] 5/25 6/1 6/2 | 199/7 206/2 213/18 | qualifications [1] 6/24 | 169/19 | Recross-Exam |
|  |  |  |  |  |
| 6/4 7/3 7/6 8/22 10/6 |  |  |  | ed [26] |
|  |  | question [10] | rear [8] 48/18 | 295 |
|  |  |  |  | 100/15 105/13 |
| $\begin{aligned} & \text { 13/8 13/12 13/19 14/6 } \\ & 86 / 9 \end{aligned}$ | Protege [16] 95 | 150/16 158/8 159 | /19 133/24 | 18/12 120/1 |
| printed [3]pren | 96/20 98/17 134/20 | 209/6 209/10 220/3 | reason [3] 16/8 13 | 121/16 121/25 122 |
|  | 134/21 134/22 | questioning [1] | 221/20 | 128/1 |
| $214 / 11$ | 13 | [ | reasons [2] 40/ | 141/ |
| printout [1] 13/5 <br> prints [8] 6/13 7/18 | 135/8 135/9 13 |  |  | 187/18 187/19 |
| $\begin{array}{lll}7 / 20 & 8 / 23 & 12 / 6 \\ 14 / 4 & 144 / 18\end{array}$ | 136/16 145/6 1 | 34/19 34/20 40/7 69/16 | re | 188/5 18 |
|  | pros |  | 129/15 131/8 131/22 | d [5] |
| $\begin{aligned} & \text { 14/4 144/18 } \\ & \text { prior [15] 35/20 36/1 } \end{aligned}$ |  |  |  | 2/25 |
| 74/22 101/20 104/1 | 98/6 | 144/24 145/1 145/4 | 188/8 203/24 223/4 | 223/9 |
| 104/15 118/3 126/14 |  |  |  | redaction [1] 223/6 |
| 138/16 140/25 141/2 | 12 55/18 62 | 9/1 |  | redirect [13] 2/7 2/ |
|  | 89/13 105/2 127/1 | 169/12 169/13 169/1 | ceived [8] | 2/21 3/18 16/3 16/4 |
| 165/10 222/19 223/8 | 144/17 154/4 190/7 | 186/5 199/15 200/19 | 6/21 13/11 100/20 | 2/17 72/18 140/3 |
| priority [4] 147/15 | 213 | 200/20 200/21 209/8 | 124/17 125/10 125/11 | 140/5 186/3 209/9 |
| 147/16 149/21 149/22 probably [12] 25/17 | pr | 215/19 | recently [1] 171/10 | 218/8 |
|  |  |  |  | refer [1] 106/14 |
| $\begin{aligned} & 51 / 1267 / 2076 / 25 \\ & 107 / 24113 / 16137 / 1 \end{aligned}$ |  |  | [5] 88/9 |  |
|  |  |  | 9 | 114/25 |
| 152/22 158/15 173/25 | publis |  |  |  |
| 179/11 216/9 problem [1] 199/23 procedure [1] 155/24 | 46/21 47/12 |  | 9/23 222 | ng |
|  |  |  |  | reflect [8] 5/5 37/16 |
|  |  |  |  |  |
| procedures [1] 148/2 proceed [6] 35/10 |  |  | $53$ |  |
|  |  |  | /14 96/19 99/6 | $124188$ |
| 49/24 74/9 92/10 | pull [14] |  | 104/21 108/7 111/21 | shing [1] |
| 160/13 170/7 | 76/25 116/2 | [1] | 12 | ard [23] 1 |
| proceeding [1] 206/21 proceedings [11] $1 / 11$ | 118/1 120/13 | race [2] 21/24 1 | 151/16 151/ | 29/9 36/9 36/13 38/21 |
|  | 125/4 164/21 | radio [45] 49/4 53/5 | 151/20 166/24 173/5 | 75 |
|  | 166/7 184/21 2 | 59/8 80/1 82/18 84 | 75/15 175 | /24 84/21 85/3 85/24 |
| 91/19 132/11 134 | pulled [19] 27/22 28/17 | 100/21 104/3 110/7 | /17 190 | 86/20 87/1 161/23 |
| 159/23 160/4 224/6 | 33/19 33/24 55/8 64 | 11 | 19 | 21 |
| 224/9 <br> process [5] 8/14 13/13 | 95/12 105 | 116/22 149/25 150 | 91/24 199/51 | 2/14 213/11 |
| 37/6 184/11 197/1 | 10 | 151/7 151/14 151/19 | 204/9 206/6 213/2 | 218/20 |
| processed [1] 86/8 processes [1] 7/25 processing [4] 86/9 123/1 128/3 197/5 produce [3] 12/19 13/5 | 20 | 152/15 153/18 154 | recognized [1] 40 | ling [4] |
|  | 124/21 142/1 164/18 | 63 | ing [1] 20/ | 217/15 219/18 223/6 |
|  |  | 3 | onvene [2] 221/25 | s [6] 100/1 |
|  | pulling [3] | 68/4 179/24 | 2 | 143/23 144/1 |
|  | 120/14 168 | 181/24 181/25 182 | record [30] 5/5 5/15 | 151/13 1 |
|  |  | 185/16 185/17 189/16 | /17 13/22 18/3 26 | onal [1] 10 |
| 14/18 | Purcell [1] 19 | 189/22 192/3 192/10 | 15 | regular [3] 19/8 20 |
| producing [1] 17/7 product [1] 137/13 | [1] | 192/15 199/24 202/11 | 4/4 91/22 92/7 | 22/3 |
| production [1] 6/17 | purpose [1] 94/11 | 06/7 | 96/12 112/3 112/5 | lions [2] 25 |
|  | purposes [11] | radioed [1] 110/22 | /11 147 | 14 |
| profession [1] 7 | 83/10 126/21 133/5 | radios [4] 44/21 60/2 | 0/9 170 | d [3] 6/5 93/ |
| proficiency [8] 7/10 $7 / 1314 / 1114 / 2115 / 10$ | 157/7 162/25 163 | 180/5 | 199/4 201/10 | 170/25 |
| $\begin{aligned} & \text { 16/6 16/20 17/8 } \\ & \text { program [3] } 7 / 1 \text { 147/25 } \end{aligned}$ | 166/20 197/14 206/2 |  | /6 212/1 222/1 |  |
|  | 20 | 121/5 1 | 223/2 | 88/14 159/15 159/18 |
|  | pursuant [3] 38/14 | $\begin{aligned} & \text { 156/14 156/16 168/18 } \\ & 001404 \end{aligned}$ | recorded [9] 1/24 8/5 | 222/7 222/9 224/3 |


| R |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| relation [6] |  |  |  |  |
| $\begin{aligned} & 19 / 2139 / 1097 / 8 \\ & 188 / 23189 / 5 \end{aligned}$ | 1 |  | 121/14 121/15 125/11 | 3/4 3/12 3/15 3/18 18/7 |
|  |  |  | 44/7 144/8 156/5 |  |
| relatively [4] 44/2 | retaining [1] 19 |  | 168/4 218/25 | SCHOFIELD [1] 1/24 |
|  |  |  | saw [72] 6/23 |  |
| relayed [1] 39/12 |  |  |  | science [3] 6/5 6/15 |
| relaying [4] 77/15 |  |  |  |  |
| 79/22 79/22 84/18 |  |  | 67/4 67/14 67/20 68/12 | ntis |
| relevant [1] 196/16 relieved [1] 62/8 |  |  |  |  |
|  | 8/2 | 66/16 172/16 193 | 71/23 95/1 95/10 95/21 |  |
| relook [1] 91/4 |  |  |  |  |
| remain [1] 146/3 <br> remained [4] 49/10 |  |  | 0 |  |
|  |  |  | 106/23 110/25 |  |
| $\begin{aligned} & \text { 49/17 86/22 208/18 } \\ & \text { remember [38] 9/7 9/8 } \end{aligned}$ | [ |  |  |  |
|  | RICHARD [1] | 59/8 60/4 64/ | 113/14 114/25 115/20 | 5/19 |
| 20/13 20/15 20/21 | ridge [2] 12/3 | 73/1 115/11 115 | 117/7 117/25 120/8 | 90/23 |
| 20/22 21/2 22/1 25/11 | ridges [1] 10/16 | 12 | 120/11 121/11 12 | 2 170/ |
| 25/13 25/ | right [285] | 15 | 125 | screen [5] 13/14 29/17 |
| 26/15 26/19 27/4 27/21 | right-hand | 15 | 34/18 13 | 78/5 172/25 181/4 |
| 28/11 28/17 31/1 49/21 | 176/7 180/24 18 | 174/3 175/1 189/23 | 139/9 140/20 | 1 |
| 54/14 93/24 98/5 102/16 104/12 131/13 | ro | 189/24 190/1 190/1 | 14 | ed [2] 11/4 |
|  |  |  |  |  |
| 138/11 139/1 139/2 | 3 202/17 |  | 143/3 143/17 144/7 | 23/8 123/8 123/10 |
| $\begin{array}{lll} 139 / 5 & 139 / 10 & 139 / 11 \\ 144 / 12 & 164 / 24 & 187 / 18 \end{array}$ | robberies [8] |  | 144/11 151/1 164/1 | 127/14 128/1 139/19 |
|  |  | S |  | 139/22 195/23 208/2 |
| 189/24 211/18 222/19 |  |  |  | searched [1] 127/20 |
| remind [1] 222/6 reminded [2] 88/11 |  | 65/6 89/18 95/25 97/13 | S | es [2] |
|  | robbery [63] | /24 111/7 |  |  |
| 159/14 | 7 34/4 34/13 36 | 121/2 122/2 122/ | 111 31/9 | searching [3] 13/5 |
| $\begin{array}{\|ll} \text { rented [1] } & 138 / 23 \\ \text { renting [3] } & 102 / 11 \end{array}$ | 2 43/9 |  | 10 69/9 | 14177 |
|  | 53/9 74/18 74/25 75/10 |  |  | seat [15] 5/14 18/2 |
| 102/15 103/18 | 75/21 75/23 82/19 | 157/16 192/17 192/2 | 110/13 116/15 125/ | 5/5 74/3 92/6 122/ |
| replay [1] 153/6 report [7] 9/7 9/9 187/20 213/13 213/24 | 82/22 84/7 | 192 | 13 | 132/9 143/6 146 |
|  | 92/ |  | 154/21 158/11 158/15 | 160/8 162/18 17 |
|  | 99/18 101/17 101/ | safety [2] 157/7 | 160/21 166/10 168/20 | 186/18 201/9 210/5 |
| 214/3 218/25 | 126/4 126/5 12 | Sahara [13] 38/8 | 181 | 退 |
|  | 138/16 149/ | 54/20 75/21 76/6 | 185/12 187/22 188/21 | second [14] |
| REPORTING [1] $1 / 25$ reports [4] 7/7 88/13 159/17 222/8 | 150/3 152/24 161/2 | 104/9 104/23 106 | 195/12 196/22 198 | 33/17 78/13 116/9 |
|  | 162/21 165 | 109/5 110/9 141/1 | 200/3 200/6 208/25 | 148/15 149 |
| request [2] 33/3 85/6 | 16 | 188/2 | 216/20 217/ | 49/9 152/2 156/14 |
| requested [1] 223/6 required [1] 11/11 |  |  |  | $2 / 8$ 177/14 19 |
|  |  |  |  | condary [1] |
|  | 180/1 183/24 | 2 26/6 | 139/18 156/12 19 | conds [8] 42/ |
| research [6] 6/8 6/18 15/13 88/15 159/19 | 184/8 184/10 |  | says [6] 82/18 176 | 8/11 107/21 |
| $222 / 10$ | 18 | 66/13 67/1 67/14 6 | 177/1 184/14 200/11 | 14/2 162/14 198/ |
| residence [11] 118/4 | 203/23 210 | 68/24 70/11 70/18 72/2 | 215/23 | 98 |
| 120/22 122/8 204/6 |  |  | [ | ction [3] |
|  | robbery-hom | 95/1 97/15 10 | scanning [1] | 210/16 |
| $\begin{aligned} & \text { 204/7 204/9 205/7 } \\ & \text { 217/16 217/18 217/20 } \end{aligned}$ | 36/12 92/15 92/1 | 109/3 109/18 112/1 | [ | ure [2] |
| $219 / 17$ | 92/23 93 | 127/3 129/19 | ario [2] 4 | [163] |
|  | role [2] | /10 | 151/5 | 0/3 10/22 10 |
| residences [1] 172/9 residing [2] 217/16 | roles [1] 92 | 36/1 137 | scene [34] | 13/14 22/10 24/5 24/13 |
| residing [2] 217/16 $217 / 17$ | rolling [1] | /20 | 62/18 65/4 841 | 25/9 25/22 |
| resource [1] 93/2 | Rollo [10] 1 | 15 | 85/2 85/3 85/6 85/19 | 7 |
|  | 161/12 162/3 162/22 | 154/16 154/21 155/ | 8/8 86/2 | 9/17 30/6 30/22 |
| resources [1] 55/10 respond [3] 177/18 | 165/13 203/1 | 15 | 18/24 122/9 122 | 20 |
| 178/24 187/13 | 207/9 207 | 167/23 174/22 177/20 | 127/16 127/19 133/ | 7/19 40/24 41/2 41/4 |
| responding [5] 150/2 |  | 179/20 182/7 183/ | 13/4 141 | 41/8 48/7 51/16 53/8 |
|  | rooftop [1] 39 | 192/16 196/6 197 | $197 / 5$ 202/24 205/ | 58/6 |
| $177 / 23 \text { 178/14 } 17$ | room [1] 103/ | 197/16 200/6 202/1 | 205/13 205/16 205/1 | 8/18 60/15 60/2 |
| response [2] 178/19 | rooms [2] 1371 | 208/6 208/24 212 | 208/19 211/8 212/8 | 62/17 62/19 63/18 64/9 |
| 179/11 | 13 | 218 | 217/10 220/5 | 64/22 70/10 76/3 78/13 |
|  | roughly [3] 1 |  | scenes [3] 62/14 84/25 | 8/17 83/1 84/12 87/ |
| responsibility [2] | 177/13 | 13/16 24/7 31/2 33/18 | 86 | 91/10 91/13 94/18 |
| 147/5 172/14 <br> rest [3] 89/8 162/15 | round [1] 51/24 | 33/20 33/23 47/20 48/2 | schedule [3] | 8 96/3 96/11 97 |
| $\begin{aligned} & \text { rest [3. } \\ & \text { 197/4 } \end{aligned}$ | ding [1] 46/14 | 5 | 222 | 98/18 105/2 |
|  | rounds [3] 111/ | $\begin{aligned} & 84 / 14113 / 2113 / 12 \\ & 001405 \end{aligned}$ | scheduling [1] 221/1 | 105/24 106/9 106/19 |

see... [97] 107/7 107/13 107/17 108/25 109/19 109/22 110/1 110/2 110/3 111/3 111/19 112/8 112/17 112/20 112/23 113/1 113/11 113/17 114/3 114/14 115/13 115/16 115/25 116/18 116/19 118/25 119/14 120/10 120/18 125/7 125/16 125/16 125/21 125/23 131/23 132/3 132/20 134/2 140/9 141/2 141/16 142/5 142/6 142/19 143/6 143/9 143/10 143/15 143/20 143/24 144/12 145/20 150/5 153/25 154/10 155/4 155/9 155/16 157/2 165/4 165/5 166/2 168/12 169/14 172/4 172/21 173/5 174/21 175/1 175/14 175/15 180/14 183/6 183/8 183/16 187/25 188/10 189/16 189/21 190/20 191/2 191/4 192/4 192/7 193/2 193/18 193/23 194/22 200/2 200/10 200/21 209/14 215/23 216/15 221/6 222/15 224/5 seeing [19] 20/7 27/22 31/1 59/16 59/18 60/10 99/22 108/13 108/16
111/14 148/24 148/25 149/4 150/19 154/20 157/1 190/12 190/21 199/5
seek [1] 217/13 seem [2] 44/10 44/11
seems [4] 71/22 88/25
192/25 192/25
seen [14] 23/15 25/8 27/20 65/4 72/21 72/22 94/12 97/17 98/10 100/7 111/24 114/16 162/25 172/22
seize [1] 205/4
self [1] 202/12 self-dispatched [1] 202/12
semi [1] 122/7
send [6] 90/23 91/2
91/7 91/7 125/4 125/4
sending [1] 124/13
sent [10] $8 / 490 / 19$ 90/25 124/9 124/19 125/7 130/5 136/17 137/21 145/11
separate [1] 10/22 sergeant [1] 185/11 series [6] 36/9 75/6 75/11 93/9 126/4 171/19
served [1] 123/11
service [3] 20/15
170/24 176/18
services [2] 147/15 147/15
session [4] 5/4 91/21 159/25 221/24
set [7] 13/3 21/20 55/7
80/22 85/24 174/17 183/10
sets [1] 180/5
settlement [1] 30/3
seven [1] $6 / 3$
several [3] 75/25 91/1 220/5
severity [1] 178/21
sharing [1] 72/14
sharp [1] 64/4
she [27] 19/23 20/2
20/3 20/22 20/23 21/12 21/14 21/16 23/24 65/2 65/2 66/7 85/9 90/25 91/1 99/2 111/12 111/13 111/18 112/3 112/14 112/16 112/19 112/22 113/2 122/3 185/12
she'll [1] 146/4
she's [5] 19/18 112/9
112/10 112/13 194/4
shift [1] 171/7
ship [1] 155/12
shirt [8] 28/13 37/13
37/22 43/21 64/2 96/9
96/11 121/17
shoot [1] 179/1
shooting [1] 182/2
short [9] 44/2 44/3 76/2 78/3 78/16 83/4 128/18 130/23 152/19
shorter [9] 44/8 128/21 128/22 128/25 129/1 129/18 129/20 129/21 129/23
shortly [1] 112/25
shot [3] 116/4 164/6 183/6
shotgun [2] 183/25 184/2
shots [1] 182/3
should [16] 5/5 12/9
12/10 89/7 89/10 91/22
173/10 178/19 180/8
180/17 180/24 180/25 181/7 182/18 183/11 183/14
shoulder [6] 40/10 162/11 175/3 175/12 191/10 191/11
shoulders [1] 175/11
show [43] 25/22 29/10 29/25 32/20 32/25 34/1 39/2 50/17 51/7 54/10 55/17 57/16 58/4 58/17 58/25 59/23 62/23 72/7 80/17 81/8 82/25 86/17 106/2 107/4 109/17 111/20 116/7 118/7 125/15 131/25 135/6 154/15 162/13 164/1

166/17 166/18 175/13 185/9 185/14 188/16 190/19 204/24 213/20 showed [1] 123/19 showing [35] 26/17 50/11 50/14 61/15 61/19 63/21 65/5 65/14 76/12 81/25 86/2 96/18 104/21 104/23 108/7 117/15 117/15 118/10 119/13 132/15 135/3 162/17 164/3 168/7 199/4 204/8 204/15 204/19 205/9 211/21 212/3 212/24 213/2 213/4 213/17
shown [2] 81/4 123/22 shows [3] 126/1
147/19 181/19
shy [1] 158/6
side [29] 10/16 56/16 58/11 58/21 59/24 60/1 60/8 61/23 68/21 95/13 96/8 106/4 107/19 109/13 111/18 112/18 112/19 112/23 113/2 115/10 115/16 115/18 120/13 122/11 122/17 142/4 165/6 175/2 213/2
sides [1] $43 / 3$ sideways [1] 164/25 sight [19] 68/21 109/16 109/24 111/17 112/15 112/19 112/25 113/3 113/4 113/10 113/13 115/1 115/4 115/6 115/22 115/25 116/2 117/9 117/9
signature [3] 214/5 214/6 214/8
silent [1] 198/22
silverish [2] 135/7 135/8
similar [1] 7/24
simply [1] 17/4
since [5] 18/17 75/25 76/3 147/20 223/9
single [1] 72/15
sir [24] 35/18 73/19
74/17 75/3 79/16 80/2 130/17 146/2 160/24 162/11 163/5 167/1 167/4 179/10 187/15 190/11 194/13 210/18 211/19 212/22 213/21 214/5 218/21 218/25
sirens [4] 120/16
164/20 179/23 181/24
sit [1] 205/15
sitting [10] 37/21 61/13
75/22 125/11 131/14
131/16 132/6 132/8
133/21 136/25
situated [2] 19/25 53/15
situation [5] 179/4
179/5 179/6 194/5
194/8
001406
six[3] 89/5 147/12
197/4
skill [1] 7/11
skills [2] $7 / 27 / 3$
skin [5] 70/1 70/2 70/2 70/3 70/5
skinned [3] 139/14
139/15 139/18
skull [1] 114/17
skullcap [2] 106/14 106/15
slamming [1] 68/4 slant [2] 10/14 10/15 slash [2] 43/24 221/19
sleep [1] 192/18 sleeves [2] 121/17 121/18
slid [1] 24/23
slide [1] 23/21
sliding [1] $24 / 2$
slot [2] 23/21 23/23
slow [2] 68/3 192/9
small [1] 197/6
smeared [2] 64/9 64/11
smearing [1] 73/7
Smith [9] 9/4 11/3 14/5
65/21 85/19 205/13
205/19 211/8 212/17
Smith's [58] 38/9
38/24 38/24 39/5 39/11
39/20 40/12 40/25 41/4
42/25 43/14 43/15
43/24 45/4 45/16 47/4
48/12 48/18 48/22
66/14 67/13 70/8 70/12
72/2 76/9 76/13 77/25
78/2 78/7 99/19 102/9
103/2 103/10 103/22
104/7 104/13 104/15
104/24 105/10 106/6
106/24 107/3 107/5
107/7 107/23 108/11
108/15 110/9 111/2
111/3 111/6 121/12
131/7 141/15 142/4
142/9 142/11 142/13
snack [1] 221/20
so [421]
social [8] 94/16 94/19
135/25 136/1 136/2
136/3 136/17 140/7
some [50] 6/18 8/25
12/25 27/19 29/6 33/8
36/7 40/7 40/7 44/20
45/1 48/15 48/24 49/12 53/13 55/10 61/10 64/1
70/5 85/15 95/15 95/19 98/10 98/16 98/16
101/3 110/4 110/25
111/17 112/2 112/16
114/5 142/10 144/18
145/4 148/3 154/11
158/17 163/2 163/13
168/24 176/14 178/22
197/16 198/9 206/22
218/16 218/23 220/3
221/15
somebody [17] 41/24
80/24 82/7 89/18 95/18

124/13 178/25 179/12
179/12 184/2 190/1
190/16 216/20 216/21
216/22 217/16 220/9
somebody's [1] 118/4
someone [8] 15/17
15/18 21/16 21/18
114/8 161/8 179/3
189/23
someone's [2] 12/4
189/23
something [25] 7/4 7/5
15/12 23/1 24/12 36/2
43/22 46/15 90/9 94/2
124/3 124/13 153/7
155/24 158/18 166/6
182/5 183/2 194/16
194/16 195/17 196/10
197/7 199/19 199/22
sometimes [6] 11/9
11/9 12/15 168/25
199/24 203/19
somewhere [3] 27/13
79/6 137/25
soon [5] 111/18 115/24
120/20 179/1 191/2
sorry [19] 22/25 39/2
39/15 45/10 45/22 66/9
66/13 66/21 74/6 77/2
111/2 120/2 136/21
192/13 195/12 198/13
198/14 199/3 211/25
sort [3] 78/5 80/8 203/19
sound [4] 84/10 162/15 162/16 199/1
sounded [4] 55/9
155/19 157/13 197/20
sounds [1] 151/19
south [13] 38/25 41/9
46/18 47/19 54/18
54/20 76/9 109/13
156/16 172/7 175/2
180/18 182/21
southbound [8] 80/5 156/12 156/15 156/17 156/22 156/23 189/24 190/16
southeast [1] 39/6
southern [1] 188/20
southwest [2] 68/25 69/2
spaces [1] 69/5
speak [5] 22/21 22/23
152/15 152/16 183/20
speaking [1] $72 / 12$
special [3] 11/16 35/22
36/1
specific [7] 75/24
111/4 149/25 151/13
156/1 156/7 157/2
specifically [3] 80/9 144/16 192/5
specifics [1] 33/8
speculation [2] 41/24 124/12
speed [5] 67/23 67/24
67/25 68/2 68/3
spell [11] $5 / 15$ 18/3
$\qquad$

0

[^0]```
4
```

$\qquad$ 9

-

[^1]


001406
spell... [9] 35/6 74/4 92/7 146/10 160/9 170/3 186/19 201/10 210/6
spells [1] 184/14 spoke [1] 203/1 spoken [1] 219/19 spot [7] 13/17 41/3 45/15 49/8 49/8 49/17 105/18
spots [2] 64/3 154/7 spread [3] 61/14 61/22 195/21
Spring [1] 170/19 St. [39] 55/1 55/14 55/15 56/7 56/8 56/19 57/21 58/4 58/8 58/8 58/22 59/24 60/15 117/13 117/14 117/16 117/16 117/22 117/24 120/23 151/1 156/16 163/8 163/11 164/14 165/1 173/13 188/21 188/22 188/23 192/2 203/13 204/4 204/11 211/16 212/20 213/7 217/15 219/18
St. Louis [39] 55/1 55/14 55/15 56/7 56/8 56/19 57/21 58/4 58/8 58/8 58/22 59/24 60/15 117/13 117/14 117/16 117/16 117/22 117/24 120/23 151/1 156/16 163/8 163/11 164/14 165/1 173/13 188/21 188/22 188/23 192/2 203/13 204/4 204/11 211/16 212/20 213/7 217/15 219/18
stages [1] 148/16 stamp [3] 176/8 176/11 176/13
stand [2] 132/23 162/7 standalone [2] 48/2 48/4
standard [2] 11/10 162/8
standing [5] 21/16 22/7 65/19 146/3 220/5 Standstill [1] 67/9 start [13] 13/14 28/6 54/5 87/22 162/16 164/23 166/18 171/15 171/21 175/21 181/23 189/21 221/17
started [15] 19/7 24/7 49/19 75/5 94/3 94/5 101/2 101/4 106/1 108/3 127/9 140/14 160/20 180/15 208/24 starting [1] 61/12 starts [1] 148/5 STATE [37] 1/6 1/17 2/3 3/2 5/5 5/9 5/14 17/21 18/2 34/24 34/25 35/5 73/22 73/23 74/3

87/18 91/13 91/22 92/1 92/6 136/1 145/13 145/14 145/25 146/10 160/1 160/2 160/8 169/18 170/2 186/13 186/18 201/9 209/22 210/5 223/1 223/9 STATE'S [86] 3/21 4/2 29/24 29/25 30/19 33/1 34/2 39/3 45/7 46/6 46/24 47/6 47/11 50/12 50/14 50/25 55/17 56/3 57/21 57/22 61/16 62/24 63/9 63/22 65/6 65/15 76/12 80/18 81/9 81/11 81/20 83/10 83/22 84/2 86/2 86/18 91/10 96/18 96/23 97/2 100/4 106/19 111/20 113/20 118/7 118/16 119/11 125/15 127/6 132/15 132/19 133/2 133/7 138/10 151/15 152/8 152/13 153/2 153/9 164/1 166/18 167/15 167/19 175/13 176/1 176/6 178/4 178/9 188/16 190/19 191/16 191/22 199/4 199/7 199/12 204/9 204/15 206/2 206/19 211/25 212/3 212/14 212/24 213/18 213/21 214/21
stated [1] 60/5
statement [6] 25/11
25/15 25/23 26/15 27/24 28/21
statements [2] 32/19 85/16
station [1] 123/1 stations [3] 23/17 86/4 86/12
status [1] 148/13 stay [11] 31/5 31/12 59/2 62/5 79/5 79/7 80/11 85/2 155/25 165/7 166/5
stayed [7] 49/8 62/8 117/24 121/2 121/3 156/5 156/16 staying [1] 80/14 stays [1] 174/6 step [1] 13/13 STEPHAN [2] 201/6 201/11
steps [2] 202/23 203/18
Sterling [2] 78/21 104/11 stick [3] 70/5 195/14 195/16
still [16] 12/19 33/16 52/1 52/4 56/23 121/22 126/15 126/18 129/20 144/7 164/6 172/18 173/2 183/1 183/16 185/14
stipulate [3] 132/18

132/18 132/21
stipulation [1] 132/25 stood [2] 44/6 107/20 stop [27] 41/18 55/3 55/13 55/15 57/5 57/8 59/9 59/20 64/21 116/25 117/3 118/6 122/6 122/11 153/5 153/24 165/20 166/4 175/6 176/20 182/2 183/9 187/14 188/6 188/14 208/9 $217 / 5$ stopped [8] 42/19 56/9 121/7 154/23 171/24 174/25 180/18 189/17 stopping [1] 165/22 stops [6] 60/17 131/25 141/1 141/3 165/5 183/12
storage [2] 9/23 212/17
store [8] 39/20 44/17 99/19 103/2 103/23 104/8 110/10 121/12 stored [2] 9/18 46/15 straight [2] 182/15 189/2
strange [1] 196/17 strap [1] 158/17 street [37] 50/7 59/11 59/21 67/1 80/16 82/2 83/3 109/12 112/23 116/5 116/8 116/9 116/14 118/5 119/21 120/22 137/1 151/2 157/15 157/16 163/8 163/10 166/9 171/22 172/16 173/2 173/24 174/6 174/23 175/2 180/22 181/1 181/11 181/15 182/20 182/25 183/5
streets [7] 103/5
117/16 148/24 148/25 170/24 175/21 179/21 strong [2] 179/4 194/10
stuff [3] 90/25 95/19 196/8
subject [4] 88/14 159/18 172/15 222/9 subjects [4] 38/4 171/25 172/3 184/9 submit [7] 10/7 11/20 12/16 13/4 13/9 14/18 127/1
submitted [49] 7/22 10/3 11/3 12/11 12/24 13/7 14/5 14/17 30/16 30/17 45/23 45/24 45/25 46/2 46/3 47/8 47/9 50/21 50/22 50/23 56/1 56/4 63/6 63/7 81/17 81/18 83/24 83/25 96/24 96/25 127/2 152/10 152/11 167/16 167/17 176/3 176/4 178/5 178/6 191/18 191/19 191/20 001407

199/9 199/10 206/15 206/16 206/17 214/18 214/19
subsequent [2] 138/7 172/4
subsequently [5]
171/23 174/25 180/25 184/7 184/11
substance [1] 71/23
substantial [1] 149/2
such [3] 53/4 176/23 220/11
Suites [27] 93/21 93/22 94/18 94/20 94/25 95/5 96/21 97/6 100/14 100/18 101/8 101/12 101/21 102/6 102/7 102/10 103/20 123/10 126/22 127/20 135/22 136/4 136/13 136/14 138/24 139/20 140/21
Summlears [5] 65/16 98/25 100/5 110/21 111/8
sunglasses [2] 135/16 135/17
Sunrise [1] 80/5
super [1] 22/20
supervisor [1] 216/9
supervisor's [1] 214/8
support [4] 121/4
121/24 147/6 147/6
supposed [3] 16/11
16/13 164/20
sure [36] 7/11 7/15
7/17 10/20 11/10 12/21 15/16 22/18 22/23
24/22 32/22 42/4 68/7 68/11 69/8 69/14 78/6 80/23 90/7 99/22
101/11 116/12 153/6 159/10 169/21 172/15 172/16 172/19 176/13 177/22 183/5 187/22 199/25 217/6 217/21 221/20
surface [2] 7/5 46/14 surprised [1] 43/7 surveillance [30] 29/6 29/9 34/7 36/7 36/14 36/17 38/6 39/24 40/20 44/19 46/18 47/4 49/13 57/23 58/15 59/13 77/8 83/7 93/16 94/2 94/5 101/3 101/5 113/19 121/10 136/11 140/14 144/6 148/8 164/7 surveilled [1] 121/5 surveilling [1] 83/17 SUSIE [1] $1 / 24$ suspect [34] 9/16 78/13 94/17 95/4 95/6 110/20 116/5 118/12 119/17 120/21 137/20 137/22 153/22 153/24 155/17 156/1 156/13 156/14 156/17 156/18 163/14 163/16 163/20 168/18 172/22 174/3

174/6 174/14 182/23 190/13 193/3 197/17 198/5 207/24
suspects [24] 36/21
36/24 40/21 67/1 75/11 75/21 77/23 78/10 79/4 83/2 83/17 84/23 87/1 122/25 123/6 129/9 184/1 187/14 202/24 203/2 203/16 207/23 207/25 211/5
sustained [1] 126/12
SUV [1] 122/10
SVU [1] 36/1
swear [1] 179/12
sweat [1] 71/24
sweaty [4] 64/5 64/12
64/13 71/21
swing [1] $172 / 20$
swirl [1] 11/21
switch [2] 168/1 180/2
switched [1] 6/20
switching [2] 167/25 179/24
sworn [11] 5/12 17/25
35/3 74/1 92/4 146/6 160/6 169/25 186/16 201/7 210/3
system [6] 147/23 147/23 148/6 148/6 176/20 181/19

## T

tactical [2] 147/12 151/23
tactics [1] 172/18
Tahoe [2] 119/5 119/17
take [31] 12/18 26/18 38/9 45/4 46/17 47/22 82/19 83/6 84/8 85/21 87/22 88/6 88/7 117/1 122/21 127/16 134/14 147/13 157/15 157/23 159/11 159/12 164/19 172/3 174/5 188/12 202/23 212/18 221/13 221/17 221/19
taken [16] 14/23 29/21 30/9 62/20 62/20 64/23 65/20 86/23 87/2 94/21 123/1 133/12 149/12 211/5 215/16 219/16 takes [6] 62/12 147/8 147/10 149/5 188/14 197/10
taking [8] 19/10 28/10 121/19 122/8 194/8 194/20 196/20 198/20 talk [7] 54/11 175/1 178/17 179/22 197/6 200/2 215/2
talked [4] 59/1 82/11 110/6 184/8
talking [16] 42/9 42/17 61/17 91/9 99/23 135/9 149/10 172/13 172/17 174/22 181/3 193/12 195/2 196/7 196/11 197/6
tall [5] 20/22 33/2
128/17 128/19 128/23
taller [2] 128/21 128/25
$\tan [1] 122 / 10$
tape [4] 11/4 11/7 85/6 220/5
taped [1] 208/10
target [10] 36/16 36/22
38/3 38/4 38/12 40/13
43/8 49/1 78/25 119/7
tasers [1] 176/14
task [1] 38/8
tasked [7] 21/4 38/5
85/1 202/21 208/11
218/16 218/17
tasks [1] 86/20
team [2] 36/17 77/8
tech [3] 7/24 8/1 19/18
technician [1] 6/23
technique [2] 80/13
82/11
techniques [1] 148/8 telephone [2] 79/23 125/1
tell [45] 6/10 9/12 12/1 17/2 18/11 26/22 37/11 39/12 41/2 44/15 57/5 62/13 66/25 75/16 82/25 84/4 94/14 105/21 105/25 108/17 110/18 120/18 130/18 131/13 137/9 137/13 137/14 137/15 137/19 139/14 141/20 142/25 149/17 154/1 156/9 165/4 180/20 183/25 191/25 199/19 201/17 206/5 220/4 220/6 220/11
teller [14] 18/15 18/18 18/25 19/8 19/11 19/22 19/25 20/6 23/16 24/16 30/6 34/7 86/4 86/12
tellers [2] 20/17 85/10
telling [2] 28/17 157/2
tells [3] 76/5 181/21 182/24
tenths [1] 177/14
term [2] 64/10 205/16
terms [3] 15/18 17/5
123/7
TERRELL [1] 1/10
test [14] 7/10 7/17 7/22 7/23 7/23 14/11 14/16 14/21 14/24 15/10 16/6 16/12 16/23 17/8
test's [1] $8 / 7$
tested [1] 7/10
testified [19] 5/13 18/1
23/4 35/4 69/21 72/1 74/2 92/5 95/23 131/7 141/18 146/7 160/7 170/1 174/11 186/17 201/8 210/4 222/23
testify [7] 21/7 23/6 28/25 29/5 29/7 32/9 90/4
testimony [22] 17/16 34/21 34/22 73/16 73/18 87/13 87/14 89/25 145/21 145/22 159/5 159/5 169/15 169/16 186/7 186/8 200/22 200/23 209/15 209/17 221/7 221/8 testing [2] 7/25 8/9 tests [4] 7/13 8/4 14/22 16/9
text [1] 181/24
than [11] 76/23 76/24 88/6 128/21 129/18 129/21 133/25 161/24 182/18 191/12 207/22
thank [80] 5/14 5/18 5/20 17/16 18/2 18/6 18/8 30/20 34/21 34/22 34/25 35/5 38/1 45/10 46/25 51/3 63/13 72/16 73/16 73/17 73/19 73/23 74/3 74/8 74/10 81/23 87/13 87/15 87/16 87/17 91/17 92/6 92/11 140/1 140/4 145/21 145/23 146/8 146/9 146/13 146/15 158/23 159/4 159/6 159/8 160/2 160/8 160/14 162/17 168/23 169/15 169/17 170/2 170/6 170/8 186/1 186/7 186/11 186/12 186/18 186/22 186/24 200/22 200/24 200/25 201/9 201/13 201/14 209/15 209/16 209/19 209/20 210/5 210/9 214/24 218/4 218/7 219/6 220/24 221/7
Thanks [1] 119/6 that [1054]
That'Il [2] 63/8 176/5 that's [240]
their [19] $5 / 7$ 22/2 22/2 52/24 72/7 76/3 79/7 91/24 106/17 118/2 118/5 120/15 130/4 143/9 143/10 143/20 179/13 182/13 218/1 them [87] 20/9 21/8 21/9 21/10 22/4 27/16 27/17 31/15 37/8 41/15 42/20 45/4 47/19 48/19 48/21 48/21 51/13 51/24 53/8 56/16 58/12 61/6 65/4 67/4 67/14 67/20 68/12 68/13 68/15 68/21 75/18 78/14 78/18 80/9 82/19 84/8 84/17 90/5 90/11 90/21 90/22 90/23 90/23 96/6 97/13 97/17 98/18 99/2 99/14 100/7 106/3 106/23 108/21 109/7 113/13 114/16 114/19 115/1 115/4 115/6 115/16 115/22

115/25 116/1 116/2 117/1 117/24 118/10 121/19 121/22 121/24 131/9 133/6 137/17 142/5 142/6 142/10 143/15 148/3 166/5 179/2 179/13 180/16 185/7 207/21 215/24 218/16
then [178] 6/11 6/20 8/2 8/3 8/5 9/8 9/24 11/21 12/11 13/17 13/18 21/2 21/9 24/5 24/6 24/15 28/8 31/8 32/11 32/18 42/22 44/16 47/20 48/1 48/12 48/19 49/17 49/25 50/7 50/7 51/24 51/24 52/23 52/24 52/25 53/17 54/4 54/18 54/24 55/1 55/2 57/4 57/6 57/16 58/11 58/12 58/23 58/24 58/25 59/7 59/8 59/10 59/10 59/18 59/19 59/21 59/23 60/5 60/7 61/8 61/8 61/11 61/23 61/24 62/2 62/9 64/3 68/13 68/24 72/15 76/8 78/8 82/11 84/15 86/23 87/1 87/22 88/6 89/4 89/6 89/7 89/12 90/14 90/16 90/17 90/23 91/12 91/15 95/16 97/19 98/3 99/1 100/8 101/20 101/23 101/24 103/20 107/1 107/22 108/17 109/8 111/8 111/11 112/14 112/25 114/17 114/23 115/7 118/1 119/3 119/7 121/16 132/25 140/14 142/13 143/24 146/3 148/5 148/17 149/3 149/24 150/4 150/9 150/24 152/21 153/21 154/1 155/20 156/9 156/23 157/6 162/3 162/15 162/15 162/23 163/10 164/18 164/25 165/7 166/3 171/14 171/21 174/8 174/13 176/7 179/14 180/5 181/7 185/24 189/3 189/17 189/20 189/25 193/6 193/14 193/23 193/24 196/13 196/23 196/23 196/24 197/6 198/8 199/14 199/25 202/18 203/15 204/19 205/1 205/18 207/13 208/9 208/14 212/19 213/4 214/3 215/8 221/18
there [170] 6/23 7/18 8/19 9/16 10/2 10/4 10/6 10/6 13/8 17/23 21/8 21/11 23/16 23/21 25/13 25/13 27/6 29/22 33/2 36/16 37/21 38/12 001408

39/19 41/3 43/2 43/14 43/16 44/17 46/15 49/10 49/18 49/22 49/25 52/25 58/6 58/13 58/14 58/18 59/6 60/7 60/14 60/16 61/22 61/23 62/17 64/1 65/3 65/19 67/3 69/5 69/7 69/14 69/14 70/5 73/15 75/25 76/9 80/4 81/9 82/17 85/22 94/2 94/11 94/15 94/19 99/13 100/20 104/1 104/4 104/6 104/24 105/3 107/17 109/13 110/15 110/23 113/23 113/25 114/25 115/5 117/21 118/24 119/1 120/11 123/16 123/17 124/19 125/19 126/5 135/13 136/18 141/19 142/2 143/12 144/18 149/11 149/12 149/22 150/6 150/10 150/22 150/24 153/11 153/14 153/18 153/21 154/7 154/8
154/11 155/17 155/22
155/23 156/13 156/14 157/17 157/17 161/25 162/11 163/7 163/13 163/15 164/16 167/24 168/3 168/19 168/20 172/4 173/2 176/14 176/16 176/17 178/15 178/23 180/11 183/3 183/12 184/8 185/12 188/11 189/11 190/15 191/8 192/19 192/23 192/24 193/2 193/8 194/2 194/15 195/7 196/4 202/17 204/6 204/6 204/18 207/15 207/21 208/18 209/2 212/6 214/5 214/8 215/13 216/11 216/22 220/4 220/5 220/7 220/8 223/5
there's [38] 7/19 10/13 10/21 15/20 39/15 41/17 55/13 58/3 62/14 76/19 77/4 97/11 104/2 141/24 147/13 149/24 150/1 152/19 153/18 153/20 154/4 155/20 156/10 168/1 168/16 176/14 176/19 180/11 190/8 192/17 193/9 195/14 197/3 198/8 204/22 207/18 207/18 215/3
thereafter [4] 53/9 78/14 161/25 202/18 these [14] 7/25 8/4 12/6 42/9 86/4 99/14 129/4 129/10 154/24 172/3 174/2 182/10 215/9 216/3
they [196] 7/24 14/14
14/17 14/18 14/18 15/8

21/9 21/18 21/18 21/22 31/8 31/9 31/9 32/6 32/19 36/10 38/7 40/6 41/10 41/12 41/13 41/16 41/18 41/19 41/23 42/17 42/17 42/19 42/19 42/22 44/1 44/12 44/13 44/16 44/16 44/17 45/15 47/19 47/20 47/20 47/21 48/1 48/5 48/6 48/7 48/8 48/11 48/12 48/13 48/17 48/21 49/4 50/8 52/24 53/1 55/6 55/7 55/8 55/9 56/17 61/7 67/14 67/16 67/17 67/17 67/19 68/5 68/12 68/16 72/3 72/5 75/20 76/3 77/20 78/3 78/3 78/7 78/11 78/16 78/18 79/7 79/17 80/16 80/22 80/22 80/23 80/24 82/6 82/18 83/3 83/4 83/8 84/8 84/13 84/14 84/22 85/5 86/23 87/2 97/19 98/3 99/2 105/25 106/1 106/9 106/13 106/14 107/19 107/23 108/1 108/1 108/2 108/2 108/5 108/25 109/3 109/5 109/11 113/15 114/24 115/2 115/7 115/8 115/8 115/9 115/22 115/24 116/3 116/7 116/10 116/10 117/18 117/24 118/2 121/5 121/9 121/11 123/22 123/23 131/11 131/12 135/21 137/17 142/6 142/7 142/13 142/25 144/13 147/25 148/5 151/4 153/13 154/16 155/25 156/4 156/13 157/2 157/6 166/2 167/6 171/16 171/17 171/17 176/11 176/24 183/11 184/22 185/5 185/9 185/9 185/10 185/13 185/22 187/13 198/6 199/24 200/12 202/25 203/3 207/7 208/3 208/4 208/6 208/6 216/22 218/1 218/23 220/3 220/10 220/18 220/18 220/19 220/20 220/22 222/24 223/8
they'd [1] 84/7 they'II [2] 199/25 200/1 they're [19] 42/16 56/20 77/5 77/24 99/13 108/19 114/21 122/12 131/22 149/4 153/4 153/25 154/12 154/21 156/12 157/1 171/22 190/12 190/12
They've [1] $8 / 22$
thing [8] 24/7 119/20 154/3 154/5 154/6
thing... [3] 195/15 195/16 208/17
things [16] 11/19 53/15 76/22 124/23 142/10 145/5 150/4 151/12 154/24 157/2 178/20 191/25 197/5 203/25 216/9 218/16
think [32] 16/18 16/22
31/7 43/23 44/1 66/7 70/4 71/25 72/14 90/14 112/18 119/9 129/20
129/21 129/24 133/25
134/3 134/8 135/25
136/10 137/25 138/10
139/4 151/1 157/24
178/7 183/22 196/14
196/15 197/6 221/10
222/18
thinking [1] 196/23
third [1] 203/11
this [309]
those [27] 6/11 6/19
7/20 8/3 10/18 14/18
16/9 36/24 54/15 55/4
56/14 64/18 84/21
86/12 86/20 90/11 98/11 102/15 104/18
106/11 126/22 155/23
165/25 167/23 172/9
184/22 203/8
though [8] 12/7 36/4
36/12 46/15 55/9
134/14 176/8 185/13
thought [5] 43/7 46/15
196/12 197/1 209/3
threatened [1] 178/15
three [5] 10/13 11/19
148/1 161/19 177/14
three-tenths [1] 177/14
through [28] 5/5 6/12
7/1 31/25 77/20 78/8 88/20 91/22 99/4 106/2
108/3 118/25 128/8
130/4 134/2 139/9
159/22 176/25 177/4
179/8 179/20 181/11
182/15 197/1 197/4
197/13 199/14 222/15
Throughout [1] 37/5
throw [1] 172/24
thrown [1] 164/10
Thursday [6] 89/12 89/13 90/17 90/18 221/25 222/3
tight [1] 106/16 time [120] 7/2 11/9 17/17 18/21 18/25 19/1 19/2 20/3 23/3 27/19 29/2 30/15 31/13 32/11 33/20 33/22 33/23 38/11 40/23 41/4 42/25 43/1 43/18 44/2 44/3 44/4 44/5 50/8 51/12 51/18 53/1 54/12 55/12 55/15 57/4 57/9 60/8 60/17 61/12 62/16 63/5

65/3 67/11 67/12 68/16 70/10 70/22 71/2 71/8 72/22 78/3 78/16 83/4 83/7 84/6 93/7 99/13 101/25 104/1 104/4 105/21 107/13 108/24 109/17 111/24 112/10 113/4 113/14 113/16 113/21 113/24 114/2 114/3 114/25 115/1 117/2 117/7 121/8 123/16 126/24 131/24 133/15 147/13 148/10 149/5 149/18 151/5 151/21 153/23 154/11 154/17 156/2 156/9 157/22 164/22 164/23 165/4 165/5 165/18
167/15 171/7 176/8 176/8 176/11 176/13 176/15 176/19 177/15 177/23 194/4 194/20 194/21 195/3 195/12 196/16 196/20 197/14 206/14 216/23 224/3 times [5] 12/2 111/3 177/2 177/6 192/19 timing [2] 33/8 33/18 tint [1] 134/9 tinted [9] 131/21
131/22 132/2 133/22 133/24 134/3 141/11 141/23 143/13
tired [1] 91/4 today [13] 21/7 28/22 29/2 29/7 37/9 37/12 37/20 47/24 88/8 89/4 89/21 90/11 96/4 together [3] 31/9 196/24 203/8
told [19] 13/15 21/8 24/7 26/19 27/25 31/15 31/16 89/24 105/5 108/19 115/6 115/7 130/2 130/12 185/6 199/21 208/8 217/9 217/14
tolerance [1] 12/16 tomorrow [8] 89/4 89/11 89/23 90/15 221/15 222/4 222/16 224/5
tone [5] 70/1 70/2 70/2 70/3 70/5
tonight [1] 90/24
too [6] 54/21 91/4
120/1 141/25 157/25 216/11
took [23] 43/22 45/14 45/18 46/13 47/4 54/14 62/9 66/7 83/16 83/20 95/15 106/3 120/25 121/24 135/21 156/4 156/17 163/9 166/3 184/7 184/14 208/15 223/7
tools [1] 155/14 top [8] 23/10 23/14 26/14 26/17 30/6

111/13 143/24 187/19
topic [1] 89/24
tossed [1] 203/20 total [1] 215/13
touch [1] 184/2
touched [1] 144/18
touching [1] 196/2 toward [2] 106/6 142/13
towards [37] 28/7
30/23 41/10 41/16 48/1 48/12 48/18 49/20 49/20 54/20 56/22 58/12 58/21 58/24 59/9 59/19 59/21 60/6 60/13 62/3 66/15 78/11 79/4 84/14 106/1 108/3 108/19 109/6 109/8 110/22 111/16 112/9 113/12 142/3 174/2 175/4 176/25
towed [1] 122/23 tracker [7] 38/12 38/21 54/1 101/24 102/3 104/16 140/16 tracking [4] 39/24 49/13 79/10 177/1 traffic [28] 43/3 53/5 55/2 55/15 59/8 67/7 68/6 68/8 84/6 116/25 117/3 141/3 151/14 151/19 153/18 154/7 156/11 163/12 167/3 168/4 170/25 180/10 180/22 189/16 189/22 189/23 192/10 192/15 trailer [9] 157/9 192/17 192/21 192/22 192/23 192/25 193/5 193/7 193/24
trailing [1] 184/10 trained [3] 147/7 148/21 155/12 trainee [10] 6/25 161/16 170/21 191/12 194/4 202/6 202/23 207/10 207/11 208/8 training [25] 6/12 6/24 92/25 147/4 147/10 147/17 147/18 147/22 147/25 148/10 148/13 148/16 148/18 149/6 149/7 149/9 151/24 157/4 158/22 161/14 165/12 170/18 170/20 171/10 202/1
TRAN [1] 1/1 transcribed [2] 1/25 224/9
Transcriber [1] 224/13 transcript [2] 1/10 25/14
transcription [1] 25/23
transfer [1] 9/24
transitioning [1] 149/3
transmission [2]
100/21 116/22
transmissions [1]
104/3
104/3 001409
transpire [1] 150/4 transport [1] 66/2 travel [3] 62/3 177/21 180/16
traveled [3] 49/23 54/17 56/17 traveling [14] 51/11 51/11 51/15 55/14 56/19 56/21 58/7 58/9 67/11 67/24 68/7 68/19 177/5 189/17
TRAVIS [1] $1 / 10$
trial [2] 1/15 222/13
tried [1] 25/4
truck [1] 157/9
true [1] 189/1
truly [2] 133/14 224/8
try [12] 7/20 7/25 41/22
103/3 123/24 165/8 172/6 179/7 180/16 182/19 183/9 216/8
trying [30] 8/13 25/1
53/19 54/7 54/10 55/7
55/9 62/16 80/11 80/24
124/2 148/23 153/6
157/18 172/2 172/23
174/17 179/10 180/9
180/10 180/14 180/16
180/19 181/14 190/5
192/2 192/4 192/9
199/18 206/8
turn [16] 12/7 31/15
32/3 49/24 49/24 54/19
80/4 80/6 116/10
173/25 174/12 180/24
181/6 198/8 202/9
219/12
turned [18] 31/18
32/12 44/16 48/1 54/18
55/1 116/4 116/10
116/12 117/13 117/18
117/24 120/15 147/19
172/21 175/4 184/11
197/7
turning [3] 60/13 68/17
148/21
Twenty [2] 74/24 92/22
Twenty-four [1] 92/22
Twenty-one [1] 74/24
two [53] 7/1 22/2 29/10 31/10 32/2 41/17 42/9 44/1 44/7 52/23 55/16 58/10 64/18 72/10 77/4 83/2 86/4 86/5 86/7
100/19 101/13 102/11 113/16 114/2 121/11
121/12 121/21 123/12
155/22 155/23 156/3
156/5 156/8 165/5
165/10 171/24 172/1
180/3 182/7 184/9
184/9 185/12 196/24
196/24 199/22 200/12
201/2 203/8 207/21
207/23 207/25 209/2
211/10
two-year [1] 7/1
type [10] 10/19 11/20
11/24 27/7 39/25 40/8

114/22 147/16 148/8 151/4
typically [7] 147/21
149/2 151/6 155/15
178/23 180/1 182/23

## U

U-turn [2] 80/4 80/6
U.S [28] 18/15 18/16 20/6 43/15 43/25 66/15 70/19 72/22 76/10 80/16 80/18 81/10 109/14 109/15 109/22 113/20 121/13 138/1
138/4 149/15 161/25 167/6 171/5 171/17
177/12 202/17 211/2 215/16
uh [12] 8/20 11/24 88/1
107/14 120/4 122/20
148/19 155/21 190/9
194/11 198/11 215/5
Uh-huh [11] 8/20 11/24
107/14 120/4 122/20
148/19 155/21 190/9
194/11 198/11 215/5
ultimately [29] 45/1
62/18 76/14 80/4 80/15 84/22 85/6 86/11 98/18
102/8 103/2 104/6
105/4 109/11 122/12
142/22 188/14 202/24
203/4 203/20 204/17
205/2 205/4 205/12 205/18 207/7 208/7 208/12 212/6
under [6] 8/25 9/15
23/21 24/23 28/13 194/24
undercover [1] 93/1 underneath [1] 121/18 understand [8] 28/20 91/9 91/14 120/2
147/24 179/9 179/13
185/25
understanding [9]
52/10 71/15 77/16
84/22 205/8 207/21
211/4 215/15 217/15
unfolded [1] 131/12
uniform [6] 40/2 162/8
173/18 175/8 175/8 175/10
unintelligible [6] 43/24
91/4 173/1 178/20 188/10 188/24
unit [41] 35/16 35/17
35/21 35/22 36/2 36/5
60/17 60/25 69/10
92/15 92/16 92/18 93/3
100/21 121/4 138/23
146/25 147/1 147/3 147/4 147/5 147/7
148/15 149/2 150/25
151/3 153/22 153/23
156/12 162/21 164/18
168/10 182/22 183/6
183/8 183/17 189/21
190/8 190/17 192/11
unit... [1] 218/24
Unit 142 [1] 138/23 units [17] 55/2 55/4 82/20 84/8 84/16 84/19
84/21 110/23 121/23
139/20 156/11 156/13
156/15 156/25 182/23
183/24 187/13
unknown [1] 97/23 unless [2] 118/18 156/1
unmarked [10] 40/1
69/9 69/10 150/10
154/10 163/13 163/20 164/3 172/4 183/19 unobstructed [1] 49/9 until [15] 62/5 62/8 72/25 79/7 88/9 89/25 90/6 91/19 117/25 149/9 159/23 174/16 205/16 221/18 221/22 unusual [1] 64/1 up [111] 7/9 11/7 12/5 12/10 12/18 13/6 13/17 21/9 21/20 22/21 22/23 26/1 27/16 28/6 28/7 28/8 30/24 33/9 33/14 33/15 33/16 33/21 38/11 51/5 54/4 54/4 54/24 55/8 60/22 66/14 66/15 74/22 75/16 76/14 80/15 80/22 82/11 85/5 85/6 85/24 89/4 90/12 93/13 100/7 100/23 103/2 103/20 103/21 104/6 104/17 107/20 109/11 110/7 113/3 113/9 113/17 115/11 115/18 115/24 116/3 116/4 116/12 116/13 116/17 117/8 120/8 121/4 122/15 125/4 125/19 140/9 142/9 145/13 145/15 146/2 147/7 150/25 159/2 162/7 163/11 164/14 164/16 168/12 172/3 172/7 172/12 172/24 173/8 174/9 174/15 174/17 175/11 180/9 180/21 180/23 181/5 182/20 183/3 183/9 183/10 183/23 189/2 199/15 204/15 205/9 212/16 215/12 216/3 219/7 219/9 222/3
update [4] 54/17 82/18 150/6 180/20
updated [7] 48/24 52/4 53/1 53/24 103/6 115/12 176/20
updates [20] 38/18 44/20 48/20 54/2 54/6 54/15 77/19 78/24 79/9 79/23 79/24 104/19 150/4 154/19 156/21

171/22 180/15 183/15 185/24 190/12
updating [1] 197/5 uploaded [2] 176/12 178/1
Upon [1] 150/19 upper [2] 143/10 176/7 upstairs [8] 95/14 95/15 97/11 97/17 97/21 100/20 102/20 123/11
us [44] 6/10 7/25 9/12 11/8 16/17 17/5 31/15 72/10 84/4 94/14 104/3 107/4 108/17 110/18 120/18 130/5 147/3 149/17 151/16 151/21 154/1 159/12 164/18 166/8 175/22 179/1 179/1 180/16 180/20 180/22 180/23 181/18 181/21 182/8 182/24 183/17 189/4 189/7 190/5 191/25 193/14 199/23 200/2 206/5 usable [1] 8/17 use [16] 11/7 12/16 46/9 47/16 51/6 67/3 76/22 105/7 152/21 155/12 157/5 173/4 179/4 179/15 181/2 181/2
used [6] 20/7 148/24 149/5 168/25 178/15 203/22
useful [1] 62/16 uses [1] 213/12 using [8] 70/15 71/1 80/13 136/25 155/8 155/11 155/13 155/13 usual [1] 220/19 usually [2] 7/18 7/19 V
vacant [1] 185/14 VALERIE [1] $1 / 13$ Valley [1] 170/19 vantage [3] 108/25 112/15 142/16 variation [1] 70/5 various [2] 62/14 64/3 VEGAS [24] 5/1 5/25 8/25 14/2 19/3 39/7 52/7 74/15 84/15 94/9 99/18 104/5 110/5 119/15 146/19 146/21 147/14 151/8 167/23 170/13 187/4 201/19 204/13 210/17
vehicle [185] 36/16 36/19 38/3 38/12 40/1 40/14 40/21 40/23 40/24 49/1 49/1 49/3 49/14 49/18 51/16 52/21 53/16 53/20 54/3 54/17 55/1 55/8 55/13 59/9 59/20 63/23 78/25 80/3 82/7 94/3 94/17 94/18 94/19 95/1 95/4

95/6 95/10 95/14 95/20 97/8 98/19 98/21 98/25 100/22 100/24 101/10 101/13 101/25 102/7 102/8 103/3 103/4 103/21 103/23 104/14 104/16 105/5 105/21 105/23 105/25 108/21 108/21 109/1 109/16 110/20 116/5 116/11 116/25 117/2 117/7 117/9 117/10 118/4 118/10 118/12 118/19 118/19 118/22 118/23 119/1 119/7 119/17 119/20 120/1 120/3 120/21 120/25 120/25 121/2 121/3 122/6 122/12 122/22 128/4 131/8 131/11 131/21 131/24 132/4 132/9 133/9 134/22 137/15 137/18 137/20 137/22 140/20 141/1 141/15 141/19 142/14 142/19 142/20 142/23 143/1 143/18 150/11 150/11 150/13 150/17 150/20 150/21 150/23 150/25 151/4 151/6 153/5 153/15 153/23 153/24 153/25 154/10 154/12 154/14 154/22 155/25 156/8 163/14 163/16 163/20 163/21 164/2
164/2 164/3 164/13
164/23 165/7 165/9
165/10 165/11 171/17
171/18 171/22 171/24 171/25 172/1 172/4
172/12 174/15 174/15 175/18 177/1 177/5 177/17 177/20 180/12 182/23 184/10 187/14 187/16 187/18 187/19 187/24 188/13 189/15 189/16 189/17 194/24 195/4 197/9 199/16 203/3 207/6 207/7 207/14
vehicle's [1] 103/6 vehicles [6] 53/19 56/12 82/15 117/5 150/15 165/15
verbal [2] 175/5 179/8 verified [1] 7/24
verify [2] 130/9 137/2 versus [1] 200/5 very [15] 16/12 43/1 48/6 61/4 64/8 76/2 78/16 90/6 107/24 113/7 113/8 128/18 148/15 155/16 169/3 via [3] 9/20 9/25 203/19
vicinity [2] 67/5 138/1 victims [4] 35/22 36/2 85/7 85/16
Vidal [7] 102/18 102/19 001410

123/13 123/16 123/17 138/25 139/4
video [54] 29/6 29/9 29/10 29/13 34/7 40/20 40/20 46/17 47/3 47/24 58/15 58/20 59/13 59/24 83/6 83/14 83/16 83/19 84/11 113/19 123/19 123/22 123/22 124/6 125/11 126/1 126/24 130/2 130/9 130/15 138/9 138/15 143/23 143/23 144/6
145/11 149/11 149/12 150/19 163/5 164/7 168/7 168/13 169/7 175/22 179/22 184/5 184/13 197/8 197/19 198/8 200/11 206/6 224/9
videos [3] 126/14 126/15 141/2 view [14] 13/13 48/7 48/11 48/18 48/22 78/12 81/2 82/12 112/17 119/19 138/9 150/5 164/2 192/6 VIN [1] 137/2 violence [1] 178/23 visible [2] 10/21 29/15 visit [2] 88/16 222/11 visual [12] 49/3 49/9 52/25 53/25 54/22 101/3 101/5 105/13 109/14 153/22 153/23 155/11
visually [1] 151/1 voice [4] 22/20 151/20 156/19 156/20 volume [1] 43/11 voluntarily [1] 124/19

## W

w-i-I-I [1] 74/5
W-o-r-I-e-y [1] 35/8 waist [1] 28/18 waistband [3] 43/20 46/12 46/16
wait [5] 40/12 89/24
180/16 180/19 192/9
waiting [3] 117/5 180/19 183/15
walk [22] 41/9 41/10 41/12 41/16 41/22 42/23 47/19 48/3 50/7 68/13 68/15 78/7 78/8 78/18 79/4 83/3 108/3 110/21 111/16 113/9 113/12 142/10
walked [20] 44/17 47/20 48/1 48/8 48/22 67/14 67/17 67/17 68/12 78/3 78/11 78/16 97/22 97/25 98/9 107/20 114/6 114/8 194/14 204/3
walking [25] 43/4 43/4 45/5 46/9 47/19 48/12 48/15 50/9 67/25 68/1

68/2 70/8 70/19 106/1 106/2 107/1 107/18 108/19 111/11 111/23 112/3 112/9 112/10 114/24 205/1
walks [1] 113/17 wall [19] 57/2 57/4 57/6 59/5 59/7 60/4 60/7 60/9 61/5 61/8 61/9 61/11 61/12 61/12 61/22 61/23 189/24 193/8 208/6
walls [3] 56/18 58/1 190/4
want [24] 32/22 33/8 40/8 44/4 47/16 56/14 58/4 81/4 90/22 91/4 101/11 103/11 110/14 131/17 181/2 187/22 195/24 196/22 197/2 200/1 200/5 202/9 215/3 217/1
wanted [6] 114/1 177/22 181/14 200/3 200/3 223/9
wants [13] 90/4 132/18
132/20 149/24 150/1 150/2 150/7 151/7 153/17 167/24 168/1 179/25 197/13
warrant [5] 38/14 123/11 127/14 128/1 139/22
warrants [1] 123/8 was [553] wasn't [11] 33/17 52/22 71/12 72/25 101/15 114/10 119/19 123/16 135/22 158/17 181/13
waste [1] 54/12 watch [13] 29/6 38/10 44/12 48/3 80/24 88/13 108/20 159/16 172/15 175/16 199/14 205/16 222/8
watched [3] 47/19 130/15 176/24
watching [1] 77/24
way [49] 8/7 9/19 12/5 12/10 15/22 27/15 49/20 56/20 60/4 62/16 76/3 76/3 76/19 81/12 83/3 88/15 109/8 109/22 116/14 116/15 130/1 130/1 130/9 132/23 133/14 134/1 141/19 148/25 152/15 154/4 159/19 163/25 164/14 166/14 166/15 168/2 169/2 174/8 177/4 180/20 182/24 189/16 189/23 193/6 193/14 198/24 199/3 199/14 222/10
we [243]
We'd [1] 220/15
we'll [32] 47/14 56/14 59/15 87/22 88/7 88/8
weapons [1] 195/25 wear [3] 135/17 175/16 205/23
wearing [17] 37/12 99/14 106/9 106/23 111/10 111/12 111/13 114/16 121/14 123/20 126/2 126/6 130/9 131/11 162/8 196/13 196/15
Wednesday [2] 221/23 221/24
week [4] 148/15 149/7 152/2 222/3
weekends [1] 91/1
weeks [1] 209/2
weird [2] 196/13 196/17
welcome [1] 186/2
well [53] 6/7 6/8 6/18 7/7 9/14 12/2 14/15 16/22 23/7 24/10 42/1 45/21 49/6 52/10 74/22 76/4 79/13 85/16 97/13 104/24 109/17 121/8 123/24 124/10 124/15 125/2 127/13 127/16 128/4 128/24 131/4 131/17 133/20 135/25 137/9 150/8 150/17 151/1 154/25 155/4

155/24 163/20 166/24 171/8 173/13 185/7 190/8 190/13 208/3 213/9 214/12 219/9 223/2
went [69] 6/12 7/1
13/17 24/6 25/4 48/7
53/22 54/3 54/4 58/11
59/19 62/18 64/18 82/17 94/14 94/17 94/25 95/14 95/19 97/19 97/21 98/4 98/5 98/16 98/17 100/12 101/20 103/3 103/9 103/13 105/1 105/4 105/11 107/4 107/22 109/5 109/6 109/15 109/24 110/20 115/10 116/4 123/10 136/3 136/14 137/16 137/19 142/9 142/14 149/24 150/2 150/18 153/17 156/23 166/2 193/14 193/24 196/14 199/18 200/9 203/2 203/3 203/16 204/24 208/6 208/7 208/14 208/16 211/18
were [224] 8/15 8/24 12/17 18/18 19/3 19/9 19/9 19/10 19/21 21/18 21/19 21/20 21/22 23/24 25/13 27/16 29/17 30/24 31/16 31/23 32/15 34/7 35/20 36/2 36/2 36/10 36/13 36/16 36/17 36/21 36/21 36/24 38/7 38/11 38/17 38/18 38/23 40/16 40/19 41/19 41/24 43/14 44/1 44/18 44/19 44/21 47/19 47/20 48/12 50/9 50/18 51/6 51/8 52/4 52/17 53/1 53/18 54/6 54/14 55/4 55/6 55/7 55/9 55/19 58/14 60/19 64/23 65/21 67/3 67/11 67/20 67/25 68/2 68/4 68/5 68/5 68/5 68/15 68/16 70/11 70/15 70/22 71/1 71/2 71/5 72/2 72/3 72/5 75/2 75/10 75/21 76/3 77/6 78/1 78/24 80/24 82/1 82/10 82/14 82/21 83/16 84/8 85/22 86/5 86/7 86/11 86/20 86/23 87/2 92/24 93/6 93/9 100/6 102/11 103/17 105/13 106/9 107/10 107/23 108/5 108/24 109/4 110/23 110/24 111/8 115/9 117/2 117/3 117/5 119/14 120/5 121/9 121/9 121/11 121/19 127/13 127/22 127/25 128/9 129/9 129/12 130/1

131/6 131/10 131/11 131/12 131/18 131/18 132/2 134/1 135/9 136/10 136/18 137/2 137/3 137/7 137/10 137/19 137/25 138/13 140/8 140/20 140/21 141/9 141/23 144/13 148/10 149/19 149/19 150/3 151/21 153/13 154/18 155/22 155/22 156/13 156/13 156/15 156/25 157/8 160/21 161/5 161/8 161/17 162/8 163/9 163/12 163/13 164/9 165/14 165/22 166/7 171/4 171/8 171/16 173/5 181/16 184/9 187/13 187/16 187/20 188/8 190/7 194/23 197/19 202/1 202/4 202/21 202/25 203/8 203/22 203/25 206/25 207/9 208/24 209/3 211/5 213/25 218/17 220/4 220/7 220/7 220/8 223/5
weren't [7] 36/12 60/21 103/9 104/14 108/4 208/11 216/22
west [22] 51/10 51/11 55/1 55/14 58/9 60/1 75/22 78/8 111/18 112/18 112/19 144/6 144/10 171/21 172/10 172/16 174/3 180/17 180/24 181/7 181/8 181/10
westbound [6] 48/1 49/24 49/25 50/5 51/15 80/4
what [278]
what's [51] 14/20
14/24 32/20 32/25 34/1 50/11 53/14 57/16 61/15 62/23 63/21 65/5 65/14 74/17 76/12 80/17 81/8 86/2 86/17 96/18 112/10 118/7 118/11 133/19 146/24 152/24 155/5 155/16 157/20 161/13 162/11 163/7 164/1 165/20 166/17 167/4 167/24 172/19 177/8 178/21 191/25 194/6 195/4 196/4 197/20 199/24 201/23 204/8 211/21 213/17 213/20 whatever [7] 11/8 148/20 154/16 179/21 185/10 185/24 221/21 whatnot [2] 53/14 62/15
when [206] 11/6 11/25 12/4 12/6 12/11 12/20 12/24 14/3 14/14 14/15 21/11 22/13 23/20 24/3

24/7 25/6 26/1 27/2 27/11 27/15 27/20 28/8 31/16 32/6 32/11 33/8 33/14 33/15 33/18 39/23 40/12 40/24 43/13 44/12 45/3 47/16 47/18 48/11 49/16 50/9 51/8 51/23 53/8 54/2 54/14 55/2 56/22 59/1 59/7 63/25 65/19 65/21 66/14 67/3 67/20 68/15 69/23 70/2 70/7 70/12 70/18 71/4 72/14 72/21 73/3 76/17 77/12 77/22 80/13 80/21 80/22 84/5 84/6 84/12 85/18 86/8 93/15 94/25 95/10 97/21 97/22 98/3 98/4 99/2 99/17 100/6 100/24 101/2 101/8 101/9 101/11 101/20 101/23 102/25 103/13 103/17 103/20 104/14 105/3 107/17 108/1 108/2 108/17 109/10 110/15 111/1 111/5 112/3 112/16 112/19 112/22 113/4 113/5 113/14 113/15 113/24 114/23 115/6 115/8 115/12 120/14 125/16 125/20 127/14 128/9 131/6 131/18 132/6 132/9 134/1 135/21 139/9 140/20 141/9 141/14 141/18 141/18 142/1 142/2 142/2 143/3 143/3 143/15 143/17 147/3 147/7 147/17 147/22 147/25 152/5 153/22 154/9 155/2 155/2 155/25 158/2 162/15 162/18 168/1 169/1 169/4 171/4 171/11 173/16 174/20 175/7 175/15 175/17 176/11 177/15 177/16 177/18 178/1 178/15 178/19 179/3 180/17 181/18 181/23 184/13 184/21 185/22 188/8 188/12 189/19 192/15 192/21 194/5 195/1 196/6 196/23 199/18 202/24 202/25 203/4 203/17 203/21 204/24 206/6 207/15 208/8 208/24 215/9 216/20 217/9 223/5
where [158] 7/8 10/16 14/17 19/21 23/16 27/11 27/13 27/22 28/11 39/10 39/12 39/22 43/25 46/12 47/22 48/20 51/7 51/22 53/14 53/22 54/15
54/16 54/24 59/2 61/17 61/21 62/13 65/24 66/25 67/3 67/6 68/15

68/19 69/4 69/12 76/2 76/9 76/17 78/13 78/17 78/25 80/6 80/7 80/14 80/21 80/23 82/1 82/6 86/23 94/16 94/21 97/8 98/15 100/12 100/18 101/14 103/1 103/13 103/21 103/23 104/3 104/4 104/6 104/13 104/19 105/5 105/11 105/16 107/4 107/7 108/5 108/13 108/18 108/25 109/4 109/14 109/15 109/18 109/19 109/22 109/23 110/8 112/19 116/23 116/24 117/13 119/25 120/3 123/10 126/6 131/13 131/22 132/7 133/12 137/2 137/9 141/20 141/25 142/16 144/11 144/13 156/15 156/21 156/24 163/20 164/14 171/15 171/18 171/24 172/2 172/13 172/20 172/22 173/9 173/22 174/24 179/9 179/13 180/4 180/15 181/6 181/13 181/20 182/4 182/5 182/12 182/20 183/3 183/12 183/18 188/8 188/13 188/23 189/5 189/22 190/6 191/25 192/4 192/16 192/17 192/20 193/1 193/2 193/2 193/12 197/9 198/8 201/17 202/22 203/16 207/6 207/7 207/9 208/3 215/6 215/23 220/13 223/8
wherever [2] 80/22 182/23
whether [8] 25/15 26/5 43/14 48/4 90/4 216/24 217/7 218/1
which [62] 6/21 6/21 7/1 8/8 9/17 10/7 10/14 10/15 10/17 12/5 12/10 50/2 54/3 54/19 59/3 59/20 78/19 81/2 94/20 95/20 98/13 98/21 100/13 105/4 105/5 105/25 106/3 109/23 119/16 121/4 123/19 132/2 142/6 147/8 147/11 149/20 150/22 153/16 154/22 155/15 158/15 163/12 163/25 174/24 177/4 177/12 177/12 178/1 180/4 180/20 180/21 180/25 181/23 182/6 182/24 183/5 183/15 189/16 189/23 211/18 211/18 222/19
whichever [1] 101/16 while [26] 24/2 29/5 30/24 38/17 42/16
while... [21] 54/11
70/15 72/1 78/1 83/16 85/21 100/20 102/8 102/22 110/19 121/3 121/23 124/18 125/10 127/20 127/22 136/18 156/17 172/17 180/10 222/18
white [17] 20/23 21/14 37/13 39/13 39/14 68/20 95/19 96/8 117/25 118/1 134/19 134/19 134/22 135/6 135/14 135/15 143/25 whiz [1] 216/7 who [66] 8/8 16/9 16/9 19/11 19/15 20/4 34/2 36/24 60/2 60/15 62/9 77/7 77/24 95/18 95/23 96/7 96/7 97/24 97/24 98/23 99/5 99/8 99/22 99/23 100/19 102/11 102/15 104/18 105/21 107/13 111/3 111/5 115/13 121/25 130/18 131/11 132/6 132/8 137/19 138/23 139/24 141/4 141/20 142/19 143/6 143/17 145/8 145/9 153/11 169/16 171/9 174/13 178/25 179/18 180/8 186/8 194/2 197/20 198/7 198/7 198/18 200/23 202/4 217/17 217/22 221/8
who's [8] 79/18 99/5 101/9 103/18 177/5 190/1 190/4 190/4 whoever [2] 8/7 222/20 whole [4] 31/13 67/11 67/12 91/8
whorl [1] 10/17
Whose [1] 156/19
why [12] 31/14 31/19 31/21 40/9 52/17 90/5 91/1 93/22 94/14 101/15 180/18 182/6 wide [1] 195/10 wig [7] 123/20 126/2 126/6 126/7 130/10 143/24 144/8
will [51] 7/17 7/18 7/20 7/20 7/25 8/1 8/20 10/1 10/14 10/15 11/14 11/15 11/16 11/17 12/15 12/16 12/18 13/5 13/6 14/17 14/18 17/17 37/17 37/25 38/18 49/25 50/24 52/8 60/11 73/20 73/24 73/25 74/5 87/19 88/7 89/1 89/2 96/14 96/16 110/12 133/14 152/22 162/15 162/15 165/15 188/21 198/25 210/24 221/23 221/24 221/25
wind [1] 183/2 window [19] 19/22
19/23 20/2 21/9 22/5 22/10 24/6 24/16 24/18 33/10 34/7 86/5 86/5 133/24 134/3 134/9
143/13 199/25 200/8
windows [9] 23/16 86/7 131/21 132/2 133/20 133/22 134/2 141/11 141/22
windshield [2] 119/1 143/4
withdraw [1] 131/5
within [6] 92/16 92/18
156/9 156/10 162/14
170/17
without [3] 62/5
184/15 221/25
witness [59] 5/9 5/12
14/8 17/14 17/25 34/15 34/19 34/24 35/3 37/16 37/24 66/5 69/17 73/13 73/19 73/22 74/1 87/6 87/8 87/11 87/18 87/19 90/8 92/1 92/4 123/25 128/13 132/12 134/25 136/6 145/1 145/19 145/25 146/6 158/2 160/1 160/6 169/8 169/10 169/16 169/18 169/23 169/25 184/17 186/5 186/9 186/13 186/16 200/14 200/16 200/20 200/23 201/1 201/7 208/21 210/3 215/18 216/12 221/8 witnesses [14] 2/3 3/2 34/22 85/7 87/14 89/5 89/16 89/17 89/20 90/11 129/12 145/22 159/6 209/18
woman [3] 20/21 21/2 33/2
woman's [2] 123/20 123/20
won't [3] 89/21 123/24 132/23
wondering [1] 196/22 word [2] 70/4 157/15 wore [1] 206/10 work [17] 6/7 8/1 9/22 17/6 52/7 75/13 77/6 91/13 91/15 147/9 170/13 175/17 198/24 210/23 211/8 212/6 218/10
worked [10] 6/1 6/2 6/19 6/22 81/1 92/25 93/1 93/10 146/21 218/13
working [26] 18/18 19/3 19/15 19/20 40/16 44/21 52/1 52/17 75/2 77/7 77/16 79/13 93/6 147/4 148/10 160/21 161/8 170/20 171/6 171/8 171/9 175/7 187/9 202/4 202/5

Worley [21] 35/1 35/1 35/2 35/8 37/20 45/13 47/3 50/14 55/19 57/22 72/20 77/7 77/17 205/3 212/7 212/7 217/1 217/9 217/14 218/10 219/21
worn [3] 162/12 166/25 175/16
worried [1] 56/15 would [53] 7/4 7/6 8/20 9/7 9/20 9/21 10/4 15/12 17/21 25/14 25/17 26/14 27/24 28/7 31/22 33/23 43/7 43/7 43/8 43/21 51/10 54/19 58/20 60/3 60/7 62/3
67/5 67/10 70/2 70/4
114/20 116/9 118/20
129/16 129/17 131/25
133/22 133/24 151/3
151/23 156/25 158/22
168/19 175/10 187/21
188/20 218/24 219/15 220/2 220/9 220/18 220/19 224/2
would've [5] 106/3
117/18 123/5 218/23
220/8
wouldn't [5] 138/22 149/8 154/15 220/19 220/22
written [1] 17/5
wrong [1] 202/15
X
XXI [1] 1/8
Y
yard [3] 208/7 212/16 217/19
yards [3] 137/1 137/23 137/24
yeah [58] 11/22 27/1
29/15 34/14 42/19 44/9 49/15 54/17 64/1 64/11 65/4 67/13 67/21 71/16 71/18 72/11 76/24 101/14 115/24 123/5 124/12 126/12 137/24 149/19 151/5 151/14 152/21 153/14 154/21 155/1 155/24 157/4 157/19 157/24 166/15 188/2 188/4 189/2 190/3 190/22 191/2 191/8 192/7 192/25 193/4 193/13 195/1 195/14 195/24 197/6 202/12 202/14 202/16 204/7 205/8 205/20 209/5 209/5
year [7] 7/1 7/10 14/23 18/17 35/19 93/6
147/11
years [20] 6/3 6/9 6/11 6/19 35/25 74/21 74/24
74/25 81/1 92/20 92/22

92/23 93/1 146/23
147/2 170/16 187/6
201/22 210/19 210/22
yell [1] 179/12
yellow [8] 26/23 52/23
61/5 83/5 84/12 115/9
166/3 220/5
yes [296]
yesterday [2] 90/22 91/2
yet [2] 90/20 148/22
you [1328]
you'd [7] 94/12 97/17 98/10 100/7 114/16 115/1 152/22
you'll [1] 172/25
you're [104] 8/9 15/9 18/11 18/25 20/7 21/4 24/2 26/1 26/24 28/8 29/2 34/10 35/14 36/4 38/5 40/8 47/17 47/24 50/3 58/15 61/16 69/9 74/13 77/19 79/22 80/13 80/13 84/10 88/11 88/11 88/13 89/19 92/16 98/1 99/23 102/22 103/5 108/13 110/14 110/15 110/17 115/5 115/12 116/17 119/3 122/6 125/10 127/14 143/15 147/7 147/11 147/17 148/17 149/17 150/4 152/5 154/24 155/2 155/8 156/21 157/1 159/14 159/14 159/16 160/18 162/6 162/18 163/1 164/2 169/4 173/9 173/16 174/17 174/20 175/7 175/7 175/21 177/16 177/17 177/23 178/14 178/16 181/3 184/13 184/21 186/2 189/10 189/13 193/12 194/2 194/5 194/8 194/20 196/20 198/9 199/5 203/17 204/20 206/7 206/21 208/1 210/15 222/6 222/8 you've [5] 17/8 23/3 50/15 138/19 151/18 your [213] 5/15 9/9 12/14 12/24 13/21 14/4 14/14 15/7 16/2 16/14 17/16 17/22 18/3 18/25 19/7 22/10 22/13 22/23 23/10 23/25 24/16 24/18 25/14 25/18 25/25 26/4 26/14 26/14 26/25 27/24 27/24 28/21 29/7 29/13 29/20 30/6 30/6 30/9 30/23 33/10 34/7 34/15 34/18 34/21 34/22 34/25 35/6 36/13 37/5 37/15 37/23 38/6 40/10 42/12 45/8 46/1 47/12 49/25 50/2 51/1 52/10 52/20 53/18 57/8 57/13 57/14 59/2

63/10 66/5 67/3 69/4 71/15 73/16 73/18 73/20 73/23 74/4 74/10 74/17 76/24 77/16 81/21 84/21 87/6 87/10 87/13 87/13 87/18 88/19 88/19 90/19 91/17 92/7 92/23 92/24 93/5 94/11 96/12 100/6 109/7 110/1 112/15 118/11 118/17 119/19 124/17 125/1 126/8 126/13 137/14 140/21 144/25 145/21 145/22 145/25 146/10 146/24 148/9 148/17 151/3 151/25 154/18 155/23 157/15 159/5 159/5 159/8 159/21 159/21 160/2 160/9 160/24 162/8 162/11 162/21 162/23 163/7 165/15 165/18 166/20 166/25 167/10 167/15 169/12 169/15 169/15 170/3 170/17 170/23 171/3 172/25 175/11 178/16 179/15 179/16 183/6 184/5 186/7 186/8 186/10 186/19 187/7 188/3 191/7 191/9 191/10 192/6 194/24 195/4 196/2 196/6 197/20 198/22 200/22 200/22 201/3 201/10 201/14 201/23 202/6 202/9 202/23 206/10 206/14 207/10 208/21 209/8 209/11 209/15 209/17 209/22 210/6 210/10 211/4 211/7 212/11 212/19 214/5 214/10 214/12 214/22 215/6 215/15 215/18 216/9 217/15 219/12 219/23 221/3 221/7 221/7 222/14 222/14 yours [1] 24/19 yourself [15] 26/1 26/18 27/3 29/3 29/17 67/23 69/13 87/3 109/19 109/20 162/22 179/16 202/18 217/11 219/20

Zero [1] 147/16
zoom [2] 155/4 215/2
DISTRICT COURT CLARK COUNTY, NEVADA

THE STATE OF NEVADA, ) Plaintiff, VS.

DAMIEN ALEXANDER PHILLIPS, a.k.a. TRAVIS ALEXANDER PHILLIPS, and ANTHONY TERRELL BARR, )

Defendants.

CASE NOS. C-18-335500-1, C-18-335500-2 DEPT NO. XXI

TRANSCRIPT OF PROCEEDINGS

```
BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE
TUESDAY, DECEMBER 11, 2018
JURY TRIAL - DAY 7
APPEARANCES :
FOR THE STATE:
BARBARA F. SCHIFALACQUA, ESQ. RICHARD. H. SCOW, ESQ.
Chief Deputy District Attorneys
FOR DEFENDANT PHILLIPS: KEITH C. BROWER, ESQ.
FOR DEFENDANT BARR: EDWARD B. HUGHES, ESQ.

\section*{I N D EX \\ W I T N E S S E S}

\section*{WITNESSES FOR THE STATE:}

JASZMAN MOOREHEAD
Direct-Examination by Mr. Scow 12
Cross-Examination by Mr. Brower 39
Cross-Examination by Mr. Hughes 42
Redirect Examination by Mr. Scow 45
Recross-Examination by Mr. Brower 49
Recross-Examination by Mr. Hughes 50
Further Redirect Examination by Mr. Scow 53
Follow-Up Examination by Mr. Scow 56
Follow-Up Examination by Mr. Hughes 56
VIDAL HOLMAN
Direct-Examination by Ms. Schifalacqua 59
Cross-Examination by Mr. Hughes 79
Redirect Examination by Ms. Schifalacqua 81 TERRY DYCUS

Direct-Examination by Mr. Scow 83
Cross-Examination by Mr. Brower 87
Redirect Examination by Mr. Scow 89
W I T N E S S E S (CONTINUED)WITNESSES FOR THE STATE (CONTINUED) :MICHAEL CROMWELL
Direct-Examination by Mr. Scow ..... 92
Cross-Examination by Mr. Brower ..... 118
Cross-Examination by Mr. Hughes ..... 119
Redirect Examination by Mr. Scow ..... 121
Recross-Examination by Mr. Brower ..... 123
ROY WILCOX
Direct-Examination by Ms. Schifalacqua ..... 125
Cross-Examination by Mr. Brower ..... 140
Cross-Examination by Mr. Hughes ..... 142
Redirect Examination by Ms. Schifalacqua ..... 143
Recross-Examination by Mr. Brower ..... 144
Follow-Up Examination by Ms. Schifalacqua ..... 146
E X H I B I T S
STATE'S EXHIBITS ADMITTED:
266-275 ..... 103
274 ..... 22
276-298 ..... 108
299-317 ..... 95
319-327 ..... 103
333 ..... 102
339 ..... 98
385-390 ..... 109
\begin{tabular}{lr}
\multicolumn{2}{c}{ E X H I B I T S (CONTINUED) } \\
STATE'S EXHIBITS ADMITTED (CONTINUED) : \\
\(395-400\) & 130 \\
\(401-402\) & 84 \\
403 & 22 \\
404 & 112
\end{tabular}1308422112

LAS VEGAS, CLARK COUNTY, NEVADA, DECEMBER 11, 2018, 9:04 A.M. * * * * *
(Outside the presence of the jury)
THE COURT: All right. We're on the record. And we're out of the presence of the jury.

MS. SCHIFALACQUA: Morning, Your Honor.
THE COURT: Good morning.
MS. SCHIFALACQUA: We did have a lay witness that was as of a couple minutes ago parking at the Fremont parking garage and making their way over, but before they testify I did want to outside the presence address just some things before the Court. It includes Jaszman who testified at the preliminary hearing and potentially Vidal Holman as well.

Earlier in the trial I know Mr. Hughes had made a comment to myself and Mr. Scow that Jaszman Moorehead had reasons or motives to lie and I wanted to put something outside the presence because we have that no discovery from defense with regard to any character evidence. We want to make sure that they're admonished not to have impermissible character evidence. We've had no motions in limine before the Court, and no Petrocelli hearings. And we've gotten no -- we've run the records, they have no prior criminal history and so to the extent that there's going to be questioning potentially about a motive to lie, we just wanted to make a record thereof that it's obviously not going to delve into any impermissible

JD Reporting, Inc.
character evidence that they would act in conformity thereof and/or the basis of that because at this point we don't know if any of the defendants are going to hit the stand --

THE COURT: Okay. I mean, obviously if she has a motive to lie in this case for --

MS. SCHIFALACQUA: For sure.
THE COURT: -- to stay out of trouble or because she's angry at the defendants or whatever -MS. SCHIFALACQUA: Sure. THE COURT: -- clearly they can get into that. MS. SCHIFALACQUA: Correct.

THE COURT: So --
MS. SCHIFALACQUA: But --
THE COURT: -- what are you afraid they're -- let's cut to the chase.

MS. SCHIFALACQUA: Well, I -- I don't know. That's my point. We've got nothing from defense and so to the extent that Mr. Hughes or Mr. Brower stands up and alleges something before the jury rings the bell if you will, Judge, and we haven't not -- we've had nothing about it with regard to any particular bad act. We know of nothing. We've run their, as I said, run them. They have no criminal history, convictions, and so I just wanted to make a record upfront that they're obviously NRS 48045 applies to each side equally so I just wanted to make sure out of the presence that they're aware of JD Reporting, Inc.
that and not going to try to elicit something that would fall in that -- under that statute, Judge.

THE COURT: Are you guys going to ask about anything that -- any acts or --

MR. BROWER: Judge, I'm not --
THE COURT: -- things that don't relate to this case?
MR. BROWER: Judge, my only inclination as far as well, I don't really want to necessarily go into all my questions because I have to hear what she's going to testify to. But there was some video that was presented the last time that showed some people that would meet the height description as I addressed yesterday of people that could potentially be --

THE COURT: That's fine. I mean, that's --
MS. SCHIFALACQUA: Sure.
THE COURT: -- if you need these other people that are similar looking that's all fine, that's fair game.

MR. BROWER: I mean, those were kind of the questions that I remember going through. I don't know if there's something different the State recalls, but that's -- was my general line of questioning.

THE COURT: Mr. Hughes, are you going to go into any prior acts or anything that's not directly related to the events in the --

MR. HUGHES: I'm not aware of any prior -- Your Honor, I'm not aware of any prior acts or records. All I would JD Reporting, Inc.
say is that the State is in communication with Jaszman, whose last name \(I\) forget, so if there is any -- if there is any relationship issues between her and the defendants, the State has just as much acts as to prior relationships that I would have for my --

THE COURT: Well, you can get into that anyway. I mean, I don't see that that's objectionable what's going on with the defendants and any witness's relationship to the defendants. I mean, that's I think always fair game.

MS. SCHIFALACQUA: Absolutely, Your Honor.
THE COURT: All right. Is the witness here?
MR. SCOW: Not that we know of yet.
The other thing that we wanted to do this morning. The information --
(Pause in the proceedings)
MR. SCOW: In the Information there's two -- one clerical error and the other was information that we didn't have at prelim and so is bound up Count 20 as to an unnamed customer, and based on the testimony that's been presented and what we've received in discovery that customer is Vince or Vincent Rotolo. He testified in the end of last week he was one of the customers that was in the meeting at the table when the gun was pointed in the direction and he dove to the ground. THE COURT: The pizza guy? MR. SCOW: Yes.

JD Reporting, Inc.

THE COURT: Okay.
MR. SCOW: So that's all I needed to say.
THE COURT: So you want to amend it to insert his
name --
MR. SCOW: Instead of unnamed.
THE COURT: -- in Count 20?
MR. SCOW: Yes.
THE COURT: Any objection?
MR. HUGHES: No, Judge.
MR. BROWER: No, Judge.
THE COURT: All right. So the clerk will
interlineate the Information to or amended whatever it is to replace unknown customer with --

And you have the spelling; correct? All right.
THE CLERK: Count 20?
MR. SCOW: Okay. Yeah. Count 20. That's on page 12 lines 1 and 2. And then the other is a clerical issue that -in the heading with the list of charges it's page 2 line 4 . It gives the date range on or between July 17th, 2018, and August 6th, 2018. It should say August 9th and that's reflected in the remaining counts that it's on or between July 17th and August 9th, that would be the second. So I'd move to amend that one as well.

THE COURT: Any objection?
MR. HUGHES: No objection to that.

JD Reporting, Inc.

THE COURT: Mr. --
MR. BROWER: I'll submit it, Judge.
(Pause in the proceedings)
MR. SCOW: Judge, I just checked the hall and they're not out there quite yet.

THE COURT: Okay.
Okay. So I guess we'll just be at ease then until somebody shows up.

MS. SCHIFALACQUA: I'm sorry, Your Honor, we did tell them 8:45.

THE COURT: And I told the jury we would break at 1:30, I mean, if we're all like starving to death, maybe we'll break closer to 1:00. We'll see. We'll see actually meaning if they're starving to death. I don't really care if you people are starving to death.

MR. SCOW: We may not --
THE COURT: Did they complain or anything, Kenny?
THE MARSHAL: I'll go check.
THE COURT: Did they bring --
MS. SCHIFALACQUA: Yeah, we may not even go -- we have about five more witnesses, Judge, before we're complete.

THE COURT: Before you rest?
MS. SCHIFALACQUA: Correct.
MR. SCOW: Right.
THE COURT: Okay.

MR. SCOW: We may not make it till 1:30.
THE COURT: Where are we on the jury instructions? MS. SCHIFALACQUA: We sent them to defense. The -our packet to defense. I believe they're reviewing them.

MR. HUGHES: We received -- I received them; I'm most the way through them.

MR. BROWER: I'm trying to look at them right now, Judge. We received them last night, and I'm looking at one other case.

THE COURT: All right. I guess Kenny will come get me when --

THE MARSHAL: Will do, Judge.
MS. SCHIFALACQUA: Thank you, Your Honor. Sorry about that.

THE COURT: It's, okay.
(Proceedings recessed 9:12 a.m. to 9:30 a.m.)
(In the presence of the jury)
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State and the deputy district attorneys, the defendants and their counsel, the officers of the court and the ladies and gentlemen of the jury.

And is the State ready to call its next witness?
MR. SCOW: Yes, Judge.
Jaszman Moorehead.

JD Reporting, Inc.
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for our record.

THE WITNESS: Jaszman, J-a-s-z-m-a-n. Moorehead, M-o-o-r-e-h-e-a-d.

THE COURT: All right. Thank you.
Mr. Scow.
MR. SCOW: Thank you, Judge.
DIRECT EXAMINATION
BY MR. SCOW:
Q Jaszman, I'll start by asking you do you know a Vidal
Holman?
A Yes.
Q How do you know him?
A He's my boyfriend.
Q Currently your boyfriend?
A Yes.
Q When did you meet him?
A Where?
Q When?
A Eight months ago.
Q Okay. Did you say eight months ago?
A Eight months ago.

THE COURT: Okay.
BY MR. SCOW:
Q Okay. Was this -- where was it that you met Vidal?
A Boulder Pine Apartments.
Q Were you living there?
A Yes.
Q And was he living there?
A Yes.
Q Did you -- did you also meet Damien Phillips in that time frame?

A Yes.
Q How did you meet Damien?
A Walking. They were walking their dogs.
Q When you say they, who's they?
A Him and Vidal.
Q Damien and Vidal?
A (No audible response.)
Q And that's a yes?
A Yes.
Q Okay. So as we're talking back and forth if it's a yes, don't nod if it's no don't shake your head because everything you're saying is being recorded and a nod won't be picked up.

A Okay.
Q So if it's a yes, say, yes, if it's a no say no,
okay.
So that was when you first met Damien or was it also
when you first met Vidal?
A Both.
Q Okay. And what was your understanding of the relationship between Vidal and Damien?

A They were cousins.
Q And also if you can keep your voice up so everybody can hear you too.

A Okay.
Q So is it your understanding that Damien and Vidal were cousins?

A Yes.
Q Did there come a point around that time frame when you first met Vidal that you became his boyfriend and started living with him?

A No.
Q You didn't start living with Vidal?
A Not right away.
Q Okay. But sometime after that?
A Yes.
Q Okay. About how long after you met him did you start living with him?

A A week and a half.
Q And where did you live together at that time?

A In the truck.
Q In his truck?
A Yes.
Q Okay. Did there come a point that you found a place where you could live together?

A Yes.
Q Where was that?
A Aviator Suites.
Q Do you remember when you moved in to the Aviator Suites?

A Mid June -- mid July.
Q June, July time frame?
A Yes.
Q When you guys moved into there was it an upstairs or downstairs apartment?

A Downstairs.
Q Do you remember the room number?
A (No audible response.)
Q Okay. Was it 142?
A Yes.
Q Does that help you remember?
A Yes.
Q Okay. And when you and Vidal moved to the Aviator Suites apartments, did anybody else move there as well?

A Yes.

Q Who?
A Damien and Jakari.
Q Damien and Jakari?
A (No audible response.)
Q That's a yes?
A Yes.
Q What apartment did they move into?
A 140.
Q Was it one next to you?
A No, it's upstairs.
Q Above you?
A Yes.
Q Okay. And was that 242?
A I think so.
Q If you don't remember that's okay.
A I don't remember.
Q You don't remember the number. Was it directly above you?

A Yes.
Q And Damien and Jakari moved into that room?
A Yes.
Q And during this time frame, this is, you said June,
July --
A Yes.
Q -- did you also meet Anthony Barr?

JD Reporting, Inc.

A Not this time frame, no.
Q Not June?
A July-ish.
Q July-ish?
A Yes.
Q While you were living at the Aviator Suites?
A Yes.
Q Do you see Damien Phillips in the courtroom today?
A Yes, I do.
Q Can you point to him and describe an article of clothing that he's wearing.

A To my left. He has glasses and a gray shirt and black pants.

MR. SCOW: Your Honor, can the record reflect the identification of defendant Damien Phillips?

THE COURT: It will.
BY MR. SCOW:
Q And we just mentioned Anthony Barr. Was the first time you met him in July when you were living in the Aviator Suites apartments?

A No. I met him at Boulder Pines also.
Q Okay. But he wasn't living in or near you guys until Aviator Suites?

A Yes.
Q And what room was he living in?

JD Reporting, Inc.

A Upstairs with Damien.
Q Do you see Anthony Barr in the courtroom today?
A Yes, I do.
Q Can you point to him and describe an article of clothing that he is wearing.

A A white long-sleeved shirt and twists in his hair.
Q All right. I missed some of that because of the cell phone that was, can you say it again.

A The white long-sleeved shirt and twists in his hair.
Q Twists in his hair, you said?
A Yes.
MR. SCOW: Your Honor, can the record reflect the identification of the defendant Anthony Barr?

THE COURT: It will.
BY MR. SCOW:
Q Did you know Anthony by a different name?
A Yes.
Q What was that name?
A Shiraq [phonetic].
Q While you were living at the Aviator Suites, did there come a time where you noticed that Damien started coming into money?

A Yes.
Q When was that? Well, in terms of -- we'll go through this. When rent payments were due --

A Uh-huh.
Q -- about what number of rent payment was it that Damien started coming into money?

A The third rent payment.
Q And how was it that you noticed, what did you observe that led you to believe he had come into some money?

A Small talks. Him not coming home sometimes or he leave early in the morning and, like, going with Shiraq and Sweet Pea.

Q You'd see them leaving together?
A Yes.
Q And Shiraq, Anthony, that's Anthony?
A Yes.
Q And then Sweet Pea, who's that?
A Sabrina.
Q Okay. Did you ever see Damien with cash or money?
A Yes.
Q Did he offer to buy you things or people that --
A Sometimes. Not all the time.
Q Okay. When you, this time frame that you're talking about that you noticed that Damien was coming into money --

A Uh-huh.
Q -- did you ever ask him about that or hear him say about where he was getting the money?

A Just a few times. Talked about he was hitting licks JD Reporting, Inc.
or, you know, like, he came -- I don't know he just came into, like, a lump of cash that I saw him with.

Q You saw him with lumps of cash?
A (No audible response.)
Q And that's a yes?
A Yes.
Q And from what you said, you said he got it from hitting some licks?

A Yes.
Q And what do you understand hitting some licks to be?
A Like getting money illegally or going places that he shouldn't be going without, like, a loan or just, like, robbing people.

Q Robbing people?
A Yeah.
Q When you say he would leave with Sweet Pea and
Shiraq, did you notice anything about their appearances when they would leave? Were they wearing anything unique?

A One time. Not all the times though.
Q Okay. What did you notice?
A That Damien was wearing a wig, like, girly girl clothes.

Q Okay. Did you see him wearing those?
A In pictures, but not in person, no.
Q Okay. Not in person, you saw it in a picture?

A Yes.
Q Did you ever notice makeup on anybody?
A Yes.
Q On who?
A Shiraq.
Q Where was the makeup that you noticed?
A On his face.
Q What was it covering or on?
A His tattoos.
Q Just to talk about when you're saying -- I'm going to show you State's Proposed or it's Exhibit 199, ask if you recognize on this screen or right in front of you?

A Yes.
Q Who's that?
A Sabrina Henderson.
Q And what was the name that you knew her by?
A Sweet Pea.
Q Was she dating or had a relationship with anybody that we're talking about?

A Yes.
Q Who's that?
A Shiraq.
Q Okay. And you're looking here at the defendant Anthony Barr?

A Yes.

Q You mentioned Jakari --
A Yes.
Q -- earlier, he moved into Aviator Suites with Damien?
A Yes.
Q Showing you what's been marked as State's Proposed 274.

A Yes.
Q Okay.
MR. SCOW: What's the next in line, Madam Clerk?
THE CLERK: 403.
MR. SCOW: 403.
BY MR. SCOW:
Q State's Proposed 403 and ask if you recognize these?
A Yes.
Q And what is it?
A Jakari.
MR. SCOW: Move to admit State's Proposed 274 and
403.

THE COURT: Any objection? Submit it?
MR. HUGHES: Submit it.
MR. BROWER: I'll submit it, Judge.
THE COURT: All right. Those will be admitted. (State's Exhibit Nos. 274, 403 admitted.)

BY MR. SCOW:
Q Showing you first, 403, who's this?

A Jakari.
Q And a closer up in 274?
A Jakari.
Q When was the rent due at Aviator Suites; do you remember?

A No.
Q Now let's -- let me ask you a little bit about when you said you saw Damien in a wig and women's clothing; where was it that you saw that?

A On Jakari's cell phone.
Q Okay. I'm going to show you some images from State's Exhibit 358. I'm going to ask if you recognize anything, okay?

A Okay.
Q Okay. Do you recognize what you're seeing?
A Yes.
Q What is it that you're seeing?
A Damien.
Q And there's --
A In a wig.
Q Okay. And I'm going to go back to the beginning and play it again. There's a mouse in front of you --

A Uh-huh.
Q -- when you see something that you recognize.
A Right here.
Q Okay. I'm going to pause it. Okay. Point to what JD Reporting, Inc.
you recognize again.
A Damien and the wig that he has on.
Q Okay. And it panned to the right as well -- if you let go of the mouse for a second, there we go. Do you recognize anybody there?

A Shiraq.
Q And is the cursor on Shiraq right now?
A Yes.
Q That's Anthony?
A Yes.
Q Okay. You had seen that on Jakari's cell phone?
A Yes.
Q And after seeing that, did you ever talk to Damien about that?

A No, not about that incident.
Q Okay. And did there come a time where you saw anything on the news that caused you to confront or talk to Damien about something you saw in the news?

A Yes.
Q I'm going to show you a couple of exhibits and ask if you recognize anything from these; 365, 263, 352, 264, 351, and 354, let me know when you recognize something that you saw from the news.

A This there.
Q Okay. And you're pointing at some pictures, and this JD Reporting, Inc.

A Yes.
Q I'm just going to put that up now. Showing you State's Exhibit 264. These -- are these the images that you had seen on the news?

A Yes.
Q And there's three there, which ones did you see on the news?

A The top left and the top right.
Q Okay. When you saw those images on the news, what did you do or after that?

A Well, we were actually at a car shop and we went home, and Vidal brought it up to him as well as I did. And he just said don't worry about it that everything was going to be okay.

Q And when you said him who did you bring it up with?
A Vidal.
Q Okay.
A To Damien.
Q To Damien?
A Yes.
Q And what did Damien say about what you saw in the news?

A He said don't worry about it that everything is going to be okay.

Q Did he say anything about the cops or fear of being caught by the police, anything like that?

A He said he didn't care.
Q He said he didn't care. I'm going to show you now State's Exhibit 195; do you recognize what you see here?

A Yes.
Q What do you see?
A Melissa.
Q Okay. And did you see her at the Aviator Suites apartments as well?

A Yes.
Q About what time frame?
A Mid-August.
Q In August?
A Yes.
Q And so when you guys move in it's July --
A Uh-huh.
Q -- you're there for a little while, and so in August is when you first see Melissa?

A The ending of July beginning of August, yes.
Q Okay. In that time frame?
A Yes.
Q In the time frame that you were living at the Aviator Suites apartments when Damien and Anthony were living in the apartment above you guys, did you ever see either of them with
a gun, a handgun?
A Yes.
Q Who did you see with the gun?
A Both.
Q Did you ever see them both with a gun at the same time?

A No, not at the same time.
Q Okay. So at different times you had seen one of them --

A Yes.
Q -- or both of them holding a gun?
A Yes.
Q I'm going to direct your attention now to the beginning part of August 2018. Did there come a time where they left and you didn't see them anymore?

A Yes.
Q Do you know or were you aware whether they were staying at a room at the Circus Circus?

A Yes, they were.
Q Okay. And is this the time frame we're talking about when you last saw them?

A Yes.
Q The last time that you saw them, describe what was happening that day and what you observed.

A Me and my mom or -- well, me and my stepmom were in JD Reporting, Inc.
the room and Damien came in and knocked on the door, opened it, he was, like, where's my gun? I said where you left it at. So he went on top of the shelf, grabbed it then walked out the door, shut the door, went in the Mazda car that he had, grabbed some clothes and left.

Q Okay. Who was he with when he left at that time?
A Shiraq.
Q Okay. Was Sabrina with them?
A I didn't see her.
Q You didn't see her. And what about Melissa, did you see her?

A Yes. She was there too.
Q Before they left, did you have any conversation with Shiraq?

A Outside.
Q Outside?
A Outside.
Q Okay. Tell us about the interaction that you had with Shiraq.

A Well, I did get -- I got threatened the first time saying that if I told anybody about what happened my life was over and that --

Q Okay. So what happened right before that?
A Oh, he asked me to go with them.
Q Who asked you to go with them?

JD Reporting, Inc.

A Shiraq.
Q Okay. And when he -- when Shiraq or Anthony asked you to go with them, what did you say?

A I said no.
Q Was this after you had seen Damien grab a gun?
A Yes.
Q So what did Shiraq tell you when you said you didn't want to go with them?

A That if I told anybody, that my life was over.
Q Okay. Do you remember the type of clothing that they were wearing when they left?

A Damien had on red pajama pants and then a do-rag I think. And then I just remember Shiraq had a towel around his neck.

Q Okay. Was that, you mentioned a towel around Shiraq's neck, is that something that you had seen him with frequently?

A Yes.
Q I'm showing you Exhibit 181 and ask you if you recognize anything here?

A Yes.
Q What do you recognize?
A Damien and the outfit he was wearing when he left.
Q State's 204, do know who that is?
A Yes. That's Shiraq.

Q Shiraq?
A Yes.
Q Do you know what type of vehicle Shiraq drove?
A It was a red -- I don't remember the name of it though.

Q Okay. It was a red vehicle?
A Yes.
Q And that was the vehicle that Anthony had and drove around?

A Yes.
Q Who would -- and you said before Sabrina or Sweet Pea was his girlfriend?

A Yes.
Q And she would go with him in that car a lot?
A Yes.
Q And when that last day that we're talking about when Shiraq said if you told anybody what they were doing your life would be over, what did they leave in; did you see what they left in?

A The red car.
Q And who did you see leave again?
A Shiraq and Damien and Melissa.
Q And I asked you before I'm pretty sure, did you see Sabrina at that time?

A No.

Q Okay. I'm going to show you some images now. This is from State's Exhibit 1, and as we go through these I just want to ask you if you can tell me what you recognize, okay?

A Okay.
Q And as I'm pulling this up if you can tell us during the time frame that you were living at the Aviator Suites and Damien was there, how frequently would you see Damien?

A All the time.
Q And when Shiraq moved in, how frequently did you see him?

A Sometimes.
Q Do you recognize anything in this video?
A Yes.
Q What do you recognize?
A Damien.
Q Okay. You can use that mouse and that cursor to indicate what you recognize.

A The shirt and his hat.
Q Okay. That first image for the record was from clip two. In an earlier image you'd said you'd recognized clothing. Do you recognize anything else in this image from clip six?

A Glasses.
Q The glasses as well?

JD Reporting, Inc.

A Yes.
Q And who's this?
A Damien Phillips.
Q Okay. And do you recognize the face as well?
A Yes.
Q Okay. Next I'll show you images from State's 27. And again as you see anything that you recognize, let the jury know what it is you recognize.

A Damien right here in the white sweater and in the hat. And then Shiraq is in the plaid red and white long-sleeve shirt.

Q Okay. And if you can remember to keep your voice up so everybody hears you.

From what you just said, Damien's the one in the
white?
A Yes.
Q And Shiraq is the one in the red and white --
A Yeah.
Q -- plaid shirt?
A Yes.
Q How is it that you recognize them?
A Damien wears that sweater a lot.
Q You recognize that sweater that Damien wears a lot?
A Yes.
Q And about Shiraq?

A I can just -- I just know it's him.
Q Okay. And how is it that you can tell that it's him? Describe what it is that you recognize.

A The glasses and the do-rag.
Q Okay. And I'm just moving in a fast motion to get us to relevant points. What do you recognize here?

A That's Damien.
Q Okay. And again just tell us what you recognize and how you know that's Damien.

A His face and the sweater he's wearing.
Q Okay. And do you recognize the glasses as well?
A Yes.
Q What do you recognize in this image?
A The long-sleeve shirt and the glasses that Shiraq is wearing.

Q And you said that's Shiraq?
A Yes.
Q And you recognize his face as well?
A Yes.
Q I'm showing you portions of State's Exhibit 105. Do you recognize anything in the image right now?

A The car.
Q Whose car do you see?
A Shiraq's.
Q And use the mouse to show which car that is.

A This one.
Q And what do you recognize there?
A Damien.
Q And describe what it is that you recognize about Damien in this?

A The wig.
Q Okay. Do you recognize anything in the video at this point?

A Yes.
Q Okay. What do you recognize?
A Shiraq.
Q Did you say you recognize Shiraq?
A Yes.
Q How is it that you recognize him?
A The towel around his neck.
Q And I'm going to show you portions of State's 103.
When you recognize things in the video, you let us know, okay?
A Okay. That's Damien.
Q And what is it that you recognize?
A The wig.
Q Okay. Did you recognize anything about the clothing?
A That's what I saw on the picture on Jakari's phone.
Q Okay. And what about here?
A That's Shiraq.
Q And what do you recognize about Shiraq?

A The towel.
Q So now as you look at both of these images and you say that you see here Damien Phillips in the wig?

A Yes.
Q Is there any question about that in your mind?
A No.
Q And when you see this image here, do you have any doubts about who this is?

A No.
Q And who is that?
A Shiraq.
Q Now showing you portions of State's Exhibit 59. Do you recognize anything in this?

A Yes, that's Shiraq.
Q How do you recognize Shiraq?
A The glasses and the towel.
Q What's that?
A The glasses and the towel.
Q Okay. Do you recognize the face?
A Yes.
Q Is there something different about the face in this image than what you know Shiraq?

A Yes.
Q What is it?
A His tattoos are not showing.

Q And as you look at that image is there any doubt in your mind that that's Shiraq?

A No.
Q What do you recognize in this image?
A Damien.
Q Tell us how you recognize Damien.
A His face and the shirt.
Q Okay. Now showing you portions of State's Exhibit 154.

And just for the record we are at 40 minutes and 20 seconds fast forwarding a little bit.

As you see things that you recognize you just let us know, okay?

A Okay. Shiraq.
Q Okay. What did you say you recognize?
A Shiraq.
Q Okay. And how do you recognize him?
A The tattoo on his face.
And that's Damien.
Q That's who?
A Damien.
Q Okay. And how do you recognize Damien?
A 'Cause that's the shirt he had on when he left.
Q That was the shirt he had on when he left?
A Yes.

Q Okay. If you could just keep your voice up. All right. What do you recognize there?

A Shiraq.
Q Okay. And when you look at this image how do you know that's Shiraq?

A His face.
Q His face. Did you recognize the clothing that he's wearing?

A Kinda. Not really, no.
Q Okay. But you recognize his face?
A Yes.
Q And this is now for the record clip four.
What do you recognize here?
A Damien and Shiraq.
Q Okay. And what do you -- sorry. What do you recognize about Damien?

A The clothing.
Q Can you point to the clothing that you recognize.
A The shirt and his pants.
Q The day that -- the day that you -- you talked about when they left the last time that you saw them, that was the time that Shiraq made a threat to you; is that right?

A Yes.
Q When you saw Shiraq at that time could you see the tattoos on his face?

A Yes.
Q You could?
A (Witness nods head.)
Q Okay. And that was before they left?
A Yes.
Q Was there any time that you ever saw anybody putting makeup on Shiraq?

A Not personally, no.
Q Okay. And what about on Damien?
A No.
Q I'm going to show on here a couple more images. Showing you State's Exhibit 97, do you recognize anything from this?

A Sabrina.
Q How do you recognize Sabrina?
A Her hair.
Q And State's Exhibit 96?
A Sabrina.
MR. HUGHES: Sorry, I'm having a hard time hearing.
Could you ask her to speak up.
THE COURT: Make sure you keep your voice up and talk into that black box there; it's the microphone.

BY MR. SCOW:
Q Who was that?
A Sabrina.

MR. SCOW: Court's brief indulgence. All right. I'll pass the witness, Judge. THE COURT: All right. Mr. Brower.

\section*{CROSS-EXAMINATION}

BY MR. BROWER:
Q So, ma'am, you were asked about Damien having money; do you recall that?

A Yes.
Q Do you recall Damien having a job?
A Yes, I do.
Q Okay. Do you know what he did?
A He was a nurse.
Q Okay. So he was working?
A Yes.
Q Normally when people work do they have money?
A Yes.
Q Okay. And you were shown a picture or a video of a phone -- phone that you said or were told came from Jakari's cell phone; do you recall that?

A Yes.
Q And you identified two people on that video; do you recall that?

A Yes.
Q There's a third person in that video; do you know who JD Reporting, Inc.
that was?
A Yes.
Q Who was it?
A Sweet Pea.
THE COURT: I'm sorry. Can you say that again; I didn't hear you.

THE WITNESS: Sweet Pea.
BY MR. BROWER:
Q Okay. And that wasn't Jakari?
A The shirt looked like it could have been, but her hair was different too.

Q Okay. But it's possible it was Jakari?
A Yes.
Q Okay. And I'm going to ask you do you know how -well, how tall are you?

A \(\quad 5-4\).
Q 5-4. Do know how tall Jakari is?
A No.
Q Well, if you had to describe somebody to Jakari, would you describe him as your height, taller, shorter?

A Shorter.
Q How much shorter?
A I don't know.
Q Okay. When you stand by each other, do you kinda look each other in the eye?

A Kinda. Not really.
Q Kinda, not really. So that's two different answers.
A Yeah.
Q So which one, kinda or not really?
A Yeah.
Q Let me try this again. When you're looking at the person do you have to look down to look into their eyes or are they looking up at you?

A Up.
Q Okay. How far up is her head craned totally up or --
A No.
Q -- just slightly?
A Slightly.
Q Okay. And you said you saw -- I think you said you saw Damien grab a gun; correct?

A Yes.
Q Isn't it true that just technically do you believe it was a real gun or was it a toy gun?

A I'm not sure.
Q So you don't know?
A (No audible response.)
Q Okay. One of the last sets of videos you saw, I believe it was State's 154, you were watching a video of a bank; do you recall that?

A Yes.

Q Okay. And you said that you could identify the person in the video because of tattoos that you saw?

A Yes.
Q You saw the tattoos on that video?
A Yes.
Q And I also noticed the State showed you a whole bunch of videos, and they said let us know when you see something, and it seemed to me that you didn't let them know when you saw anything, that the State had to pause the video and ask you what you were seeing?

A Yes.
Q Okay. So they had to prod you to tell them what was on the video or you just didn't recognize anything until they specifically asked?

A Yes. Until they specifically asked.
Q Okay. So you -- when you were watching the video you didn't recognize any of it?

A No.
MR. BROWER: I'm going to pass the witness, Judge. THE COURT: Mr. Hughes. CROSS-EXAMINATION

BY MR. HUGHES:
Q Ma'am, I want you to think back to the last time that you saw either Mr. Barr or Mr. Phillips at the apartments you were living in; do you remember the time?

JD Reporting, Inc.

A Yes.
Q You said that they -- they left and you didn't see them again for some time?

A Yes.
Q What time of day was that that they left?
A Morning.
Q Can you describe what Mr. Phillips was wearing the last time you saw him?

A The red pants and the gray shirt.
Q What was Mr. Barr wearing?
A He had a white shirt on at the time and he had blue jeans on.

Q Anything else that you remember about either of them the last time that you saw them?

A No.
Q Was Mr. Philip -- did Mr. Phillips have makeup on his face when you last saw him?

A No.
Q Did Mr. Barr have makeup on his face the last time you saw him?

A No.
Q So the last time you saw Mr. Barr his tattoos were visible?

A Yes.
Q Did you also testify that Mr. Phillips came down to JD Reporting, Inc.
your apartment I think you said it was 142 to get his gun?
A Yes.
Q If there was a gun and if it belonged to
Mr. Phillips, why would it be in your apartment?
A Because that's where he had left it at.
Q Mr. Phillips lived upstairs; is that right?
A Yes.
Q Who lived with you in the downstairs apartment?
A My boyfriend Vidal.
Q Describe Vidal for me.
A He's tall. He's light skinned. He has tattoos.
Q Is he black or is he white?
A He's black.
Q So he's a tall, light skinned black man --
A Uh-huh.
Q -- with tattoos?
A Yes.
Q Is he skinny?
A Yes.
Q And he lived downstairs in the apartment with you?
A Yes.
Q Where supposedly Mr. Phillips stored his gun?
A Yes.
Q I think you testified that -- that Mr. Phillips had trouble with his rent?

A Yes.
Q How would you know whether Mr. Phillips was able to pay his rent or not?

A Because both rooms were paid for at the same time all the time.

Q By whom?
A By Damien.
Q Damien paid for your rent?
A Yes.
Q Why is that?
A Because we didn't have the money and my boyfriend was at work all the time when rent was due.

Q And your boyfriend Vidal you say he's the cousin of Mr. Phillips?

A Yes.
MR. HUGHES: Okay. Thank you, ma'am. That's all I have.

THE COURT: Any redirect?
MR. SCOW: Yes, Judge. Thank you. REDIRECT EXAMINATION

BY MR. SCOW:
Q I just need to ask you a few questions. First you were asked by Mr. Brower the attorney right there that asked the questions first, was he -- he asked you about when Damien was working; is that right?

A Yes.
Q And you knew him to be work -- Damien to be working as a nurse?

A Yes.
Q Did there come a time that Damien lost his job?
A Yes.
Q Do you remember the time frame for that?
A End of June beginning of July.
Q Okay. And in that time frame when you knew that Damien lost his job how did you learn that?

A Because he just stopped going to work. Because he would go to work with my boyfriend every morning.

Q And then he stopped going to work altogether?
A Yes.
Q Altogether?
A Altogether.
Q And then he started leaving with Sabrina and Shiraq?
A Yes.
Q And then by the third rent payment is when you noticed that he started having lumps of cash?

A Yes.
Q At some point was Damien dating your stepmother?
A They were messing around, yes.
Q Okay. And at times would he leave things in your apartment?

A Yes.
Q I'm going to ask you some questions about surveillance video now. You were asked by Mr. Hughes if -- or maybe it was Mr. Brower, is when you are watching the surveillance video that you had to be prodded by me to ask what if anything you recognized; do you remember that?

A Yes.
Q So as we were watching these videos was it because I'm asking you what you saw that you recognized something or was it because what you saw that caused you to recognize something?

A Because of what I saw.
Q Okay. It's not because of what I was asking?
A No.
Q So the times that anybody walked into the screen, were those the times that you recognized something?

A Yes.
Q Showing you again portions of 154.
And the time frame just for the record on the video
is 42:50.
A That's Shiraq.
Q Okay. Now as you're looking at this -- you said before that you thought you had seen some tattoos on here; is that right?

A Yes.

Q And I can't zoom in any further. Do you see tattoos in this image?

A Yes.
Q Okay. Can you point to where you see tattoos.
A Below his eye.
Q Okay. Is it possible that that could be a shadow?
A Maybe.
Q But as you're looking at this image of that individual moving around in the bank, what is it that you recognize about that that you said that that's Shiraq?

A His whole image. His face. Everything.
Q Everything about him?
A Yes.
Q So it's not because of any tattoos that you're seeing there then that you think that that's Shiraq?

A No.
Q That's because of the entire image?
A Yes.
Q And the face?
A Yes.
Q And just to be clear and what you just saw here in the videos that I had shown you previously from each of the other locations, did you ever see Jakari in any of those videos?

A No.

Q Did you ever see Vidal in any of those videos? A No.

MR. SCOW: I don't have any more questions.
THE COURT: Mr. Brower, any follow-up?
RECROSS-EXAMINATION
BY MR. BROWER:
Q The last time you saw Mr. Phillips can you describe to me again what clothes you thought he was wearing.

A His gray shirt and his red pajama pants.
Q You didn't see him in a different shirt?
A No.
Q When you said you saw him -- I'm sorry, you said that your stepmom and Mr. Phillips were in an argument or, I mean, in a relationship?

A They were messing around, yes.
Q Okay. Did there come a time when they were in an argument or when Melissa and your mom were in an argument?

A Yes.
Q Was that regarding Damien?
A Yes.
Q Okay. And --
MR. BROWER: Court's indulgence.
Judge, I'm going to move on and just pass the witness at this point in time.

THE COURT: Okay. Mr. Hughes, do you have any follow JD Reporting, Inc.
up?
RECROSS-EXAMINATION
BY MR. HUGHES:
Q Ma'am, how long was Mr. Barr living with Mr. Phillips before they left that last time?

A A month, two months maybe.
Q Are you sure or are you guessing?
A An estimate. It was a month or two months.
Q During that period of time did you ever see Mr. Barr with money?

A Sometimes. Not all the time.
Q Can you recall one time that you recall him having money?

A Yes.
Q Tell me about it.
A It was upstairs in the room with I believe Damien. I think Damien was in the rest room, but he had money and Sabrina was laying down on the floor.

Q And where was Vidal during this time?
A Downstairs.
Q So you often came upstairs to see them without Vidal?
A Sometimes.
Q You've seen a lot of videos this morning --
A Yes.
Q -- on your screen. Have you ever seen any of those JD Reporting, Inc.
prior to today?
A What do you mean?
Q Have you ever seen any of these videos prior to today when you were watching on video?

THE COURT: Did you watch those videos at any time before you watched them here in the courtroom with us? THE WITNESS: Oh, yes. THE COURT: Okay. BY MR. HUGHES:

Q Can you tell me when.
A Last week sometime.
Q Where?
A In the office where my attorneys were located.
Q With your attorneys?
A Yes.
Q Are these your attorneys?
A Yes.
Q As I point to the prosecutor at this table?
A Yes.
Q Those are your attorneys?
A (No audible response.)
Q How many times -- was that the only time that you had seen any of these videos prior to today?

A Yes.
Q And I'm sorry I -- I was distracted when Mr. Brower JD Reporting, Inc.
was talking to you so I have to clarify. Did I understand you to say that Mr. Phillips has some kind of relationship with your mother?

A Yes.
Q And your mother had some kind of fight with Melissa?
A Yes.
Q And that was about Mr. Phillips?
A Yes.
Q Where was Mr. Barr when all of this was going on?
A He was not there.
Q Was there just one fight?
A Yes.
Q How long had Mr. Phillips been having a relationship with your mother?

A It wasn't that long.
THE COURT: What's that?
THE WITNESS: It wasn't that long.
THE COURT: It wasn't that long?
THE WITNESS: (Shakes head.)
THE COURT: Okay. Does that mean a few days or a --
THE WITNESS: Like a week.
THE COURT: -- couple weeks?
THE WITNESS: A week.
BY MR. HUGHES:
Q That you know of?

A Yes.
Q How did you learn of it?
A I talk to my mom every day.
Q I'm sorry?
A I talk to my mom every day.
Q What does your mom live?
A Downtown.
Q In Las Vegas?
A Yes.
Q Do you have any idea where this relationship was taking place?

A Not really, no.
Q Thank you. THE COURT: Mr. Scow, anything else? MR. SCOW: Just a couple if I may? THE COURT: Sure.

FURTHER REDIRECT EXAMINATION
BY MR. SCOW:
Q You were asked about when you saw the video before today; right?

A Yes.
Q And we met with you --
A Yes.
Q -- to see what you know about the case, and we let you see video to see if you recognized anybody; right?

A Yes.
Q We met with you just like we meet with all the witnesses before trial; right?

A Yes.
THE COURT: Well, she doesn't know -MR. SCOW: Okay. So if they want to object they can. THE COURT: -- what you do with other witnesses.

Sorry, I guess I was making an objection there. MR. BROWER: I appreciate that, Judge. MR. SCOW: Is that sustained, Judge? THE COURT: I sustain my own objection, yes. MR. SCOW: Okay.

BY MR. SCOW:
Q And then the -- you were asked about when you had seen Anthony Barr with cash before, and you described seeing that upstairs with Anthony and Sabrina --

A Uh-huh.
Q -- what -- where was the money?
A On Sabrina. (Unintelligible.)
Q Who was putting it on Sabrina?
A Anthony.
Q What was he doing with the money?
A Taking pictures.
Q And you remember testifying a few months ago too; is that right?

A Yes, I do.
Q And at that time did you talk about Damien coming into money problems and losing his job?

A Yes.
MR. SCOW: I don't have any more questions.
THE COURT: Any follow-up to the --
MR. BROWER: No, Judge.
MR. HUGHES: No, Your Honor.
THE COURT: All right. Any juror questions for this
witness?
All right. Counsel approach.
(Conference at the bench not recorded) THE COURT: All right. I have a question from a juror and it refers to the video from Jakari's phone. Do you know what video we're talking about?

THE WITNESS: Yes.
THE COURT: Okay. The question is, Anthony looks
like he has a ponytail, was he wearing a wig if you know?
THE WITNESS: No.
THE COURT: No you don't know or no you don't think he was wearing a wig?

THE WITNESS: I don't think he was wearing a wig. THE COURT: Okay. Does the State have any follow-up? MR. SCOW: Yeah, I'll just put that up.

THE COURT: They're going to have you look at it.

JD Reporting, Inc.

BY MR. SCOW:
Q All right. Is this the -- is this the image you remember from Jakari's cell phone?

A Yes.
Q And did you see -- do you see what the question was referring to?

A Yes.
Q Okay. And do you know -- I'll just let it play. Do you know if -- the question was do you know if that was a wig or not?

A No, I don't.
Q Okay.
MR. SCOW: I don't have any other follow-up then, Judge.

THE COURT: Mr. Brower?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?

\section*{FOLLOW-UP EXAMINATION}

BY MR. HUGHES:
Q Ma'am, did you ever see Mr. Barr with a wig any other time other than what you think might or might not be in that video?

A No.
Q Did you ever see a wig like that in the upstairs JD Reporting, Inc.
apartment?
A No.
Q Did you ever see a wig like that in downstairs in your apartment?

A No.
Q Were you ever aware of a wig similar to what that may or may not have been in his car?

A No.
MR. HUGHES: Thank you.
MR. SCOW: No follow-up.
THE COURT: Nothing else.
Any additional juror questions? All right. I see no other questions.

Thank you for your testimony. Please don't discuss your testimony with anybody else who may be a witness in this case. Thank you. You're excused, and just follow the bailiff from the courtroom.

Ladies and gentlemen, were going to go ahead and take a brief break. Is 10 minutes enough?

MR. SCOW: Yeah.
THE COURT: Enough for everybody. All right. We'll be in recess until, let's see, 10:50.

And during the brief recess you're all reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read,
watch, listen to any reports of or commentaries on the case, person or subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium. And please don't form or express an opinion on the trial.

Please place your notebooks in your chairs and follow the bailiff through the double doors.
(Jury exiting 10:38 a.m.)
(Colloquy off the record.)
MR. BROWER: Judge, I'm sorry. When were we going to canvass the two ugly gentlemen standing beside me?

THE COURT: When we're on our next --
MR. BROWER: Okay.
THE COURT: -- I mean, right when the State rests.
MR. BROWER: I understand. I just wanted to make
sure.
MS. SCHIFALACQUA: Maybe after the CSA.
THE COURT: So whenever we take our next break --
MR. BROWER: And thank you, Judge.
THE COURT: -- and State is close to resting I'll do it.

MR. BROWER: Change the topic.
THE COURT: I like it to be closer to when they actually --
(Jury entering 10:54 a.m.)

JD Reporting, Inc.
\(001470^{58}\)

THE COURT: All right. Court is now back in session. And the State may call its next witness.

MS. SCHIFALACQUA: The State calls Vidal Holman.

\section*{VIDAL HOIMAN}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell both your first and last name for the record.

THE WITNESS: Vidal Holman. V-i-d-a-l, H-o-l-m-a-n.
THE COURT: Thank you.
You may proceed.
MS. SCHIFALACQUA: Thank you.

\section*{DIRECT EXAMINATION}

BY MS. SCHIFALACQUA:
Q Vidal, I want to start by asking you if you want to be here today; do you want to be here today?

A No, I don't.
Q You were issued a subpoena to come to court; is that right?

A Yes.
Q And it's your understanding that that's a court order to appear --

THE COURT: Okay.
THE RECORDER: I'm sorry I can't hear.
THE COURT: Do you see this lady --

JD Reporting, Inc.

THE WITNESS: Oh, sorry.
THE COURT: -- here at the end, she records everything --

THE WITNESS: Okay.
THE COURT: -- and so it's important that she as well as the ladies and gentlemen of the jury can hear you --

THE WITNESS: Okay.
THE COURT: -- so make sure you speak up clearly and loudly into the microphone --

THE WITNESS: Okay.
THE COURT: -- okay, because you have a quiet voice, all right?

THE WITNESS: Okay. Sorry.
THE COURT: Okay.
Ms. Schifalacqua, go ahead.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q Vidal, you were issued a subpoena to be here today;
is that right?
A Yes.
Q You were explained that that's a court order to appear before the court; is that right?

A Yes.
Q You were explained by myself that if you did not appear, in fact, I could request an order to show cause to the JD Reporting, Inc.

Judge upwards of a warrant for your arrest if you did not appear; is that your understanding?

A Yes.
Q Was that explained to you?
A Yes.
Q If you had your choice and your way, would you be here testifying?

A No.
Q Okay. I want to have -- but you understand that you have to tell the truth when you're on this stand; is that right, sir?

A Yes.
Q Okay. Do you know Damien Phillips?
A Yes.
Q Do you see him in the court?
A Yes.
Q Can you point to him and tell me what he's wearing today.

A Gray shirt --
Q And there's tissues here, sir.
A -- and black pants.
MS. SCHIFALACQUA: Your Honor, let the record reflect the witness has identified Damien Phillips.

THE COURT: It will.

BY MS. SCHIFALACQUA:
Q And with regard to Damien have you known him for a number of years?

A Yes.
Q How many?
A Since, like, 2010.
Q Okay. Have you ever referred to him as your cousin?
A Yes.
Q Okay. Is that blood relation or is cousin like you act in a familial like you're like family --

THE COURT: Like, you're so close like family. THE WITNESS: Like family. Yes. MS. SCHIFALACQUA: Okay. THE COURT: So you're not actually blood related through --

THE WITNESS: No.
THE COURT: Okay.
MS. SCHIFALACQUA: Okay.
BY MS. SCHIFALACQUA:
Q Is it fair -- is it your -- the mother of your children and the mother of his children, are they like best friends?

A No.
Q Okay. How is it that you've known him then?
A His son's mother and my son's mother are friends and JD Reporting, Inc.
so that's how we, yes.
Q Okay. So I kind of set it backwards, but you explained it better.

A Oh, yes.
Q Okay. Do you know a person that goes by the name of Shiraq?

A Yes.
Q Do you see him in the court today?
A Yes.
Q Can you point to him and tell me what he's wearing today in court.

A White shirt. MS. SCHIFALACQUA: And, Your Honor, let the record reflect the witness has identified the defendant Anthony Barr. THE COURT: It will.

BY MS. SCHIFALACQUA:
Q Do you -- I went to turn your attention to approximately July of 2018; were you living in Las Vegas at that time?

A Yes.
Q Did you meet at some point at the end of June or early July Jaszman?

A Yes.
Q Okay. When was that, when was the time frame; do you remember?

A I can't remember, like, the date --
Q Where --
A -- the days or --
Q Okay. You don't know the exact date. Where were you living at that time when you met Jaszman?

A These apartments, don't know the name of them.
Q Okay. Where were they located?
A Off of Boulder.
Q Okay. At some point do you and Jaszman start a dating relationship?

A Working on it.
Q Okay.
A At that point.
Q Are you continuing -- are you with her -- would you call her your girlfriend --

A Yes.
Q -- I don't want to label anything --
A Yes.
Q -- well, labels are not big nowadays; right, but you have a romantic relationship with her; is that fair?

A Yes.
Q Okay. When -- did there come a time that you moved with her to the Aviator Suites?

A Yes.
Q Where did you live in the Aviator Suites, was it an JD Reporting, Inc.
upstairs or downstairs apartment?
A Downstairs.
Q Okay. And was there an upstairs apartment that Damien lived at?

A Yes.
Q And was it directly above your downstairs apartment?
A Yes.
Q Okay. Who stayed at that apartment -- at those two apartments, excuse me, in July and early August of this year?

A In my apartment?
Q Yes, who was in your apartment? We'll start with that.

A Me and Jaszman.
Q Okay. And who was in Damien's apartment?
A Damien, Shiraq, and his girlfriend.
Q Okay. His girlfriend. Did his girlfriend have a nickname?

A Sweet Pea.
Q Okay. And did you know her real name or no?
A No, I don't.
Q Okay. Showing you what's been admitted as State's 199, who are we looking at here?

A Sweet Pea.
Q Okay. That's Sweet Pea. Did you know a person named Melissa Summerlays [phonetic]?

JD Reporting, Inc.
\({ }_{001477} 65\)

A Yes.
Q Okay. Showing you what's been admitted as State's 195 who are we looking at here?

A Yes.
Q Who is that?
A Melissa.
Q Okay. And did you know a person named Jakari or J?
A \(J\), yes.
Q Okay. You knew him as J. I'm going to show you what's been admitted as State's 274, who are we looking at there?

A J.
Q Okay. And showing you 403, is that another picture of J?

A Yes.
Q Okay. I want to talk to you about the July and early August time frame. Were you aware if Damien had a job?

A When we moved to the Aviator's he did have a job.
Q He did or did not, I'm sorry, sir.
A He did have a job.
Q He did have a job. How was he employed?
A He was a nurse.
Q Okay. At some point after you moved to the Aviator Suites does he still have that job or did he lose that job?

A Lost the job because I was told that he wasn't
working there no more.
MR. BROWER: Judge, I'm going to object to what he was told.

MR. HUGHES: -- he was told.
MS. SCHIFALACQUA: Okay. Let me back up and I can clarify.

THE COURT: All right. She's going to rephrase. MS. SCHIFALACQUA: Thank you.

BY MS. SCHIFALACQUA:
Q When you say he's -- what you were told were you told by Damien about his job?

A No.
Q Okay. Were you told by someone else about his job?
A Yes.
Q Let me ask you this. When Damien had a job and you knew that he was working, did you guys leave for work -- leave the Aviator apartments for work around the same time?

A Yes.
Q Okay. When there comes a time where -- well, let me ask you this. Does there come a time where you continue to leave for work that Damien no longer leaves at the same time frame as you?

MR. BROWER: Judge, this is leading.
MS. SCHIFALACQUA: It's not leading, Your Honor,
I'm --

JD Reporting, Inc.

THE COURT: Well, overruled.
MS. SCHIFALACQUA: Okay.
THE WITNESS: Can you repeat that.
BY MS. SCHIFALACQUA:
Q Sure. Does there come a time where you continue to leave for work routinely and Damien no longer leaves at the same time?

A Yes.
Q Okay. Now with regard to the Aviator Suites are -what type of apartments are those? Do you pay by the month? Do pay by the week? Do you pay by the day? How do you pay for Aviator Suites?

A Week.
Q Okay. And do you know when the rent was due -- the weekly rent was due generally?

A Every Tuesday.
Q Okay. And you kind of got a question look on your face are you certain of when it was due?

A I'm just trying to remember.
Q Okay. But you knew it was due weekly; is that fair?
A Yes.
Q Okay. Does there come a point in time that Damien begins to pay for your apartment as well as his apartment?

A Yes.
Q Okay. What time frame was that, sir?

A The second payment.
Q Of what month?
A Of the month we moved in.
Q Okay. Do you remember what month you moved in?
A No, I don't.
Q Okay. Let me ask you this. Do you remember when you moved out?

A Maybe September.
Q Okay. Did there come a point in time where you were present when police came to your apartment and searched?

A Yes, I was there.
Q Okay. Did they also search your vehicle?
A Yes.
Q And you gave them that permission to do that when it came to your vehicle?

A Yes.
Q Okay. And so you were there on that day. Were the -- you said the second payment, were the payments made by Damien before the time frame of when the police came and did search warrants?

A No.
Q Okay. When the -- he didn't make payments after the police searched; right?

A No.
Q Okay.

MS. SCHIFALACQUA: And showing counsel what's been previously provided as State's 402 if I may approach?

THE COURT: It's fine.
MS. SCHIFALACQUA: Thank you.
BY MS. SCHIFALACQUA:
Q I'm showing you what's been marked as State's Proposed Exhibit 402; do you recognize your name?

A Yes.
Q Okay. And is this the information form for Aviator Suites to move in?

A Yes.
Q Does it have your unit number?
A Yes.
Q What's that?
A 142 .
Q Okay. I'm going to turn a couple pages in. Does it show the receipt from the first time that you rented a room 142?

A Yes.
Q What's the time frame?
A \(\quad 7 / 01\) to 7/17.
Q So that was the first. So you said about the second payment or after the second payment is when Damien started paying for the room; is that right?

A No.

Q Okay. When do you remember him starting to pay for the room?

A If I remember it was since the first time 'cause he had got paid from his job that he did have.

Q Okay. And so that was in July; is that fair?
A Yes.
Q Okay. And looking at this helped you -- we have the -- did you recognize up there the guy from the Aviator Suites?

A No.
Q Okay. Well, these aren't your records, but this is where you rented from; is that fair?

A Okay, yes.
Q Okay. So it was in July at some point, I believe you said July 1st through July 17th that he would have began paying for your room and; is that right?

A Yes.
Q Okay. I want to show you what's been admitted as State's 318, do you recognize the vehicle depicted in that photograph, sir?

A Yes.
Q What's that?
A Damien's car.
Q Okay. And you had seen Damien in this car driving this car, et cetera?

JD Reporting, Inc.

A Yes.
Q Okay. I want to talk to you about the -- about meeting with myself and Mr. Scow in preparation for this case. Do you remember coming and meeting with us?

A Yes.
Q Okay. Prior to meeting with us had you reviewed any video surveillance?

A Yes.
Q On the date you met with us is that when you first saw it?

A Yes.
Q Okay. And did we review video surveillance with you before you had to come testify today?

A Yes.
Q Okay. And that was in our offices; is that right?
A Yes.
Q And when we came to meet with you, were there any officers waiting to meet with us as well that you saw?

A Yes.
Q Okay. And so did we call you in one at a time to meet with you?

A Yes.
Q Okay. And you remember doing that; is that right, sir?

A Yes.

Q Okay. I'm going to show you some video surveillance that's been previously admitted. We're going to start with State's Exhibit 1. And, Vidal, I'm going to ask you to view what's in State's 1, and if you recognize something please say it out loud.

A Yes.
Q Who do you recognize?
MR. BROWER: Judge, he just said he recognized
something; he didn't say he recognized the person.
THE COURT: What do you recognize?
BY MS. SCHIFALACQUA:
Q What do you recognize?
A Damien.
Q We're going to go forward for the record's sake. Do you recognize anyone in this video?

A Yes.
Q Who is that?
A Damien.
Q Damien that's in court here today?
A Yes.
Q I'm now going to show you, Vidal, State's 27.
A Yes.
Q What did you recognize?
A Damien and Shiraq.
Q Okay. Damien and Shiraq that are sitting in court JD Reporting, Inc.
today that you've identified?
A Yes.
MS. SCHIFALACQUA: So the record is clear, we are going -- moving in an elevated speed with regard to the video. BY MS. SCHIFALACQUA:

Q I'm going to pause it. Vidal, who do you see there?
A Damien.
Q Okay. And who are we looking at here?
A Shiraq.
Q With regard to the time frame of Shiraq living with Damien at Aviator Suites with yourself, was that the same time frame that you were staying there starting in July?

A I think he came, like, a little bit after.
Q Okay. But --
A He just started like -- first, he was like he was just coming over just like this hanging out with him.

Q Okay. And so you observed him coming over and hanging out; is that fair?

A Yes.
Q Okay. And you've spoken with him before?
A Yes.
Q Okay. You've met him, et cetera; is that right?
A Yes.
Q And so the time frame you're not certain of, but it was at least in July; is it fair to say part of August as well?

JD Reporting, Inc.

A Repeat that.
Q The time frame of when Shiraq was coming around and/or living with Damien, was that July and August?

A Yes.
Q Okay. Was it all before the time that the police served search warrants?

A Yes, it was before.
Q Okay. I'm going to show you what's been admitted as State's 103. Vidal, again, let me know if you recognize anything.

A Yes.
Q What did you recognize?
A Damien and Shiraq.
Q With regard to who you recognized as Damien, was there anything that stuck out to you about his appearance in this video?

A He had a wig on and a dress.
Q Okay. You have a mouse in front of you. You said you also saw Shiraq. Do you see that mouse in front of you, Vidal?

A Yes.
Q Can you use it to point out who it is you recognize.
A (Witness complies.)
Q Who's that?
A Shiraq.

Q Do you recognize anyone in that angle of the camera?
A Yes.
Q Who?
A Damien.
Q Were you aware if Shiraq had a particular vehicle?
A Yes.
Q Okay. And do you remember what type of vehicle Shiraq had?

A I can't remember the name, but it looks like a Lincoln.

Q Okay. Do you know what color it was?
A Like a burgundy red.
Q Okay. Did you ever see him driving that vehicle?
A Yes.
Q Okay. What about his girlfriend, did you ever see her driving his vehicle, Sweet Pea?

A I don't recall seeing her ever.
Q Okay. I'm going to show you a portion of State's 105. Do you recognize any of the vehicles depicted in this video?

A Yes.
Q And which one?
A The red one.
Q And how do you recognize that or what do you recognize it to be?

JD Reporting, Inc.

A The car Shiraq was driving.
Q Okay. Vidal, do you recognize anything that's depicted in that video?

A Yes.
Q What did you recognize?
A Shiraq and Damien getting in the car.
Q Who's getting in what part of the car? Describe for our jury, please.

A Shiraq in the front and Desmond in the back.
Q Okay. And is that the vehicle, Shiraq's vehicle?
A Yes.
Q Okay. I'm now going to show you a portion of what's been admitted as State's 59, Vidal. Vidal, do recognize anyone in this video?

A Yes.
Q Who?
A Damien and Shiraq.
Q Who are we looking at right now?
A Shiraq.
Q Did you know Shiraq to have tattoos on his face?
A Yes.
Q Do you see them in that video?
A No.
Q Vidal, what are you looking at here?
A Damien.

Q And I'm going to show you a portion of what's been admitted as State's 154. While that's getting ready to load, did you ever see Shiraq use a towel or have a towel around his neck?

A Sometimes.
Q Okay. And, Vidal, let me know again if you recognize anything in State's 154.

A Yes.
Q What did you recognize?
A Shiraq.
Q Anyone else?
A Yes, Damien.
Q Do you see them both in the video right now?
A Yes.
Q Which one is Damien and which one is Shiraq?
A Shiraq is the one with the gun and Damien was the one that got whatever he had got.

Q And I didn't hear you as to describe Damien. Shiraq's the one with the gun, Damien was he in front of Shiraq at some point?

A Yes, he was in front.
Q Okay. When you just observed these video surveillance and reviewed them, did you ever see who you know as \(J\) in any of the videos?

A No.

Q Okay. Let me make it clear to these jurors, at any time did you -- were you involved in any bank robberies?

A No.
MS. SCHIFALACQUA: I pass the witness, Your Honor. THE COURT: All right. Mr. Brower. MR. BROWER: Judge, I'm going to pass the witness. THE COURT: Mr. Hughes.

BY MR. HUGHES:
Q Sir, I want you to think about the car that you say that Mr. Barr owned. Did it have tinted windows?

A Yes.
Q Were the windows always tinted since you knew Mr. Barr?

A No.
Q No? When --
A I don't recall the windows being tinted.
Q I'm sorry, you don't recall the windows being tinted?
A No, I don't.
Q So your testimony is that Mr. Barr's car did not have tinted windows; is that what I understand?

MS. SCHIFALACQUA: Objection, Your Honor. He said he didn't recall. He didn't say he didn't.

THE COURT: Well, he can follow up because he said JD Reporting, Inc.
two things.
THE WITNESS: But you asked me was his windows tinted and I said, yes. BY \(\operatorname{MR}\). HUGHES:

Q Okay. How long did you know Mr. Barr?
A I didn't, like, really know him.
Q When did you first meet Mr. Barr?
A I can't remember.
Q Did you take anything to steady your nerves today before you came in?

A No, I didn't.
Q Did you have a gun in your apartment at Aviator Suites?

A I had like a -- it was like a -- it was a air soft gun in there.

Q Was it your air soft gun?
A Not really mine. We -- I, like -- I found it, and we bought like some air things that go in there just to see if it would work.

Q So when you say an air soft gun what do you mean?
A Like a BB gun.
Q And you found it?
A Yes.
Q Where did you find it?
A At the -- the apartments where I was living at, the JD Reporting, Inc.
ones on Boulder.
Q Okay. And you kept it in your apartment because it was your gun?

A It was in the apartment.
Q And you are the one that found it?
A Yes.
Q And I believe you said that you often left in the morning with Mr. Phillips; is that right?

A Yes, when he was working. MR. HUGHES: Thank you. That's all I have. THE COURT: Redirect? MS. SCHIFALACQUA: Thank you.

REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q I want to make clear for our jury, were you ever friends with Shiraq?

A No.
Q Okay. You knew him; is that fair?
A Yes.
Q Okay. But as far as how close you were with Damien you didn't have that type of relationship with Shiraq?

A Not at all.
Q But you had a chance to observe him; is that right, see his face?

A Yes.

Q He lived in the apartments same as you?
A Yes.
Q Okay. With regard to this BB gun, when you say we bought things to see if it would work, who's we?

A Me and Damien.
Q Okay.
MS. SCHIFALACQUA: Nothing further.
THE COURT: Any follow-up?
MR. BROWER: No, Judge.
MR. HUGHES: Nothing, Your Honor.
THE COURT: Any juror questions for this witness?
All right. I don't see any questions.
Thank you for your testimony. Please don't discuss your testimony with anybody else who may be a witness.

THE WITNESS: Okay.
THE COURT: Thank you, and you are excused. And the State may call its next witness.

\section*{TERRY DYCUS}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record.

THE WITNESS: Terry Dycus. T-e-r-r-y, D-y-c-u-s.
THE COURT: All right.
THE CLERK: One more time, I'm sorry.

JD Reporting, Inc.

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295

\section*{APPELLANT'S APPENDIX Vol. VII}

NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

\section*{Appellant's Appendix Table of Contents}
Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709

THE WITNESS: D-y-c-u-s.
THE COURT: All right. Thank you.
Mr. Scow.
MR. SCOW: Thank you, Judge.

\section*{DIRECT EXAMINATION}

BY MR. SCOW:
Q Terry, what do you do for a living?
A I work in property management. I'm the current property manager at Aviator Suites.

Q How long have you been a manager of that property?
A Since the beginning of June of this year.
Q And as the property manager do you take rent payments and help manage the rooms, who's renting rooms and things like that?

A Correct.
Q Do you get to know somewhat the people that are in the particular suites?

A Yes. I don't deal with the payments as much as I should be doing because I'm an leasing agent, but I do see everybody from time to time.

Q Okay. So I'm going to direct your attention to July and August 2018. Did you provide room records for 142 and 242?

A Yes, I did.
Q I'm going to approach and showing you what's been marked as State's Proposed Exhibits 401 and 402 and ask if you JD Reporting, Inc.
recognize these?
A Yes, the -- this is my rental application, copy of the ID and these are rent receipts.

Q And which room is that associated with?
A This one is 242.
Q And exhibit -- Proposed Exhibit 402 take a look at that.

A Rental application, copy of ID, yep, these are Aviator Suites tickets for room 142.

Q Okay. Who applied for and was on the receipts for Room 242?

A Damien Phillips.
Q Okay. And for 142?
A Vidal Holman.
MR. SCOW: I move for admission of State's Proposed 401 and 402.

MR. HUGHES: Submitted.
MR. BROWER: Submitted, Judge.
THE COURT: All right. They will be admitted.
(State's Exhibit Nos. 401-402 admitted.)
BY MR. SCOW:
Q And are you familiar with who was making payments for both of these rooms?

A Yes. It was to my knowledge that Damien that was the one that was doing the arrangements.

JD Reporting, Inc.

Q We'll just -- just go through a few of these so the jury knows what it is that they're looking at when they see this exhibit. Can you describe what are -- what's on these copies?

A What am I looking at?
Q If you -- the monitor.
THE COURT: It should be on the monitor right there. THE WITNESS: Oh, I didn't even see that. Wow.

BY MR. SCOW:
Q And there's a mouse too that you can move the cursor around as you're pointing to things.

A Okay. So this is week two. Where is week one? Move in, oh, this is the first week. Okay. So this is the -- it just has the room numbers and it goes by date and it looks like he was paying a week at a time. This is his move-in special, 199. There's week three down there and --

Q And can you show where the dates are.
A The dates are at the top. 7/3/18, was the first move-in initial date for --

Q So they moved in on July 3rd?
A Yes, sir.
Q Okay. And then the second payments with these would be somewhat out of order --

A It would be the 10th.
Q -- but the 10th is the last one?

JD Reporting, Inc.

A Yeah. So as you see here it's 7/3 to 7/10 and then it goes from 7/10 to 7/17.

Q Okay. And then the second or the third week payment?
A 7/17 to 7/24. And week four 7/24 to 7/31.
Q Okay. And then it has other receipts for later dates?

A Yeah. So this was his final week of taxes or you see here this one is two days with no tax. And this one -- no, I'm sorry. This is the two days with tax and five days no tax I'm sorry.

Q Okay. And the last -- the last?
A The last date is 8/7.
Q Okay. It's similarly with the other --
A Yeah.
Q And this is Exhibit 402. Does it show when they moved in as well?

A Yep. This is a move-in date of \(7 / 3\). And then that's the 7/10, second week. Let's see where is -- 7/10 to 7/17. And week three the 7/17 to 7/25 --

Q Okay.
A -- four.
Q They -- they had receipts going through about what time that you see there?

A Last one is September 1st.
Q Okay.

MR. SCOW: Pass the witness, Judge.
THE COURT: All right.
Mr. Brower?

\section*{CROSS-EXAMINATION}

BY MR. BROWER:
Q Sir, you just testified that it was your recollection that Mr. Phillips was making payments on Mr. Holman's suite; correct?

A Yes, sir.
Q Okay. And you were just shown a series of exhibits; does that ring a bell?

A Yes.
Q Okay. And on the exhibits you were shown do you see signatures on the receipts?

A Yes.
Q Okay. Now, this is the receipts for Mr. Phillips's rooms; correct?

A Yes.
Q Do you also see receipts for Mr. Holman's rooms?
A Right. Yes.
Q Okay. Now, do the signatures on the receipts, do they look the same for Mr. Holman's and Mr. Phillips?

A No.
Q Okay. They're actually -- they look to you to be different; correct?

A Yes.
Q Now, if Mr. Phillips is paying those receipt or those payments, why wouldn't he be signing the receipts the same?

A Because all he has to do is get a money order for his -- for Mr. Holman's.

Q So a money order paid for the rooms; correct?
A Possibly.
Q Do you sell the money order?
A No -- did I sell the money order?
Q Yeah, did you sell the money order?
A No.
Q So you don't have any --
A There's also --
Q -- idea who purchased the money order; correct?
THE COURT: Well, let --
THE WITNESS: There's also been credit card payments and all that. BY MR. BROWER:

Q Okay. Did you -- did you accept mostly money orders in this case?

A We accept credit cards and money orders.
Q Okay. Do you have the credit card receipts with you?
A No. I did provide those.
Q You show the names of who paid -- was on the credit card?

A We do require ID, yes.
Q Okay. But you didn't bring those?
A No.
Q And you admit that the signatures are different; correct?

A Correct.
Q All right. And you were paid by a money order?
A In which payment? There was multiple tickets there.
Q Some of the payments were made by money order;
correct?
A I can go with that, yes.
Q Okay. And you have no idea who purchased the money order; correct?

A Correct.
Q So you have no idea who was making the payments for the room; correct?

A Correct.
MR. BROWER: No further questions.
THE COURT: Um --
MR. HUGHES: No, no questions.
THE COURT: Any redirect?
MR. SCOW: Yep.
REDIRECT EXAMINATION
BY MR. SCOW:
Q Were you present when payments were made?

A No.
Q Okay. And when you testified initially, you said it was to your knowledge that Damien was paying for both rooms at times?

A Correct.
Q I know you're not a handwriting expert, so I'm not going to ask you to -- but don't these two signatures look different?

A Yes.
Q Doesn't that look like it starts with a D?
A It does.
Q And what about down here?
A It does. And I just want to throw out there too, people can pay on other people's units especially in this incident when they were known to be relatives, that's how they presented themselves to us. So if he wanted to pay a room on his brother or whoever he was, he's allowed to do that, but they're not allowed to grab the receipt. The tenant in that room would have to come down and grab it so.

Q Okay. And they -- you said they presented themselves as --

A As -- as I was -- if they're paying with a credit card, they have to show their ID; we don't just run it.

Q Okay. And you said that Damien and Vidal presented themselves as family or related?

JD Reporting, Inc.

A Correct.
Q Okay.
MR. SCOW: Nothing else.
THE COURT: Anything else?
MR. BROWER: No, Judge.
THE COURT: Mr. Hughes?
MR. HUGHES: Nothing, Your Honor.
THE COURT: Any juror questions for the witness? All
right. I see no additional questions.
Thank you for your testimony. Please don't discuss your testimony with any of the witnesses in this case.

And the State may call its next witness.
MR. SCOW: It's Michael Cromwell.
THE COURT: And then please remain standing. Face that lady right there.

\section*{MICHAEL CROMNELL}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last names for the record.

THE WITNESS: Michael Cromwell. M-i-c-h-a-e-l,
\(\mathrm{C}-\mathrm{r}-\mathrm{O}-\mathrm{m}-\mathrm{w}-\mathrm{e}-\mathrm{l}-\mathrm{l}\).
THE RECORDER: I couldn't hear that.
THE CLERK: Can you spell last name again.
THE WITNESS: C-r-o-m-w-e-l-l.

JD Reporting, Inc.

THE CLERK: Thank you. DIRECT EXAMINATION

BY MR. SCOW:
Q How are you employed?
A I'm a crime scene analyst with the City of Henderson Police Department.

Q How long have you been a crime scene analyst?
A Total approximately 11 years.
Q Has it been always with Henderson?
A No. I've been with Henderson for the past five. I was with Las Vegas Metropolitan Police Department before that, and for a brief period of time I was with the Washington DC Department of Forensic Sciences.

Q Can you describe for the jury your background, education, training and experience that led up to you becoming a CSA.

A Sure. I graduated in 2007 from University of Central Florida with my bachelor's degree in forensic science and a chemistry minor. I hired on with Las Vegas Metropolitan Police Department in 2008 where I underwent a 400 hour crime scene analyst academy followed by a 12 week field training and evaluation program. And since then I have regularly participated in several trainings that are relevant to the field of crime scene investigations.

Q About how many scenes have you worked in your 11 or JD Reporting, Inc.
so years?
A Approximately I believe it's upwards to 2,000.
Q And how many times have you testified?
A Greater than 25.
Q And each of the times that you testified in a trial, did you meet with the prosecuting attorney beforehand?

A Yeah, as a pretrial conference we request or we expect it.

Q Each time?
A Each time.
Q And when -- did you meet with us before this trial in this case?

A Yes, we did.
Q And when you came did you notice other witnesses or officers that were waiting to meet with us?

A When I came I was the only one in the waiting area.
Q Okay. I want to direct your attention to August 9th and August 10th of this year. Were you called to assist with a bank robbery series investigation?

A Yes, I was called to assist with a search warrant regarding that investigation.

Q What was the first search warrant location that you went to?

A It was located at the Circus Circus motel behind the casino.

Q And where was that located?
A 2080 South Las Vegas Boulevard.
Q And you were there to take some images of a room at that location that was being searched?

A That's correct.
Q Do you remember what room?
A I believe 2404.
Q And do you have that documented in your report?
A I do.
Q Because you said you believe it, would it help you to remember for sure by looking at your report?

A Yes, it would.
Q Okay. Go ahead.
A It's correct, 2404, Building C.
Q Okay. And when you -- when you go to that location is it verified who is renting from the location?

A Once inside we located a room receipt that was documented and photographed as well as collected as evidence.

Q Okay. And do you go with a detective that's part of searching the scene and you go to document it?

A Yes. We're there solely to assist the detectives in executing a search warrant.

Q So is it your decision as to what is impounded or not impounded?

A Ultimately, no.

Q I'm going to show you State's images -- Proposed 299 to 317 and ask if you recognize what you see here.

A Yes, these are images from the hotel room.
Q At the Circus Circus?
A At the Circus Circus.
Q Room 2404?
A Yes.
MR. SCOW: Move for admission of State's Proposed 299
through 317.
MR. BROWER: Judge, can we actually see them?
MR. SCOW: These have previously been provided in discovery.

THE COURT: Submit it?
MR. BROWER: I'll submit it, Judge.
MR. HUGHES: Submit it.
THE COURT: All right. That will -- those will be admitted.

THE CLERK: That was 299 through 317?
MR. SCOW: Yes, 317.
(State's Exhibit Nos. 299-317 admitted.)
BY MR. SCOW:
Q Showing you first 315, what is this?
A That's a photo of the exterior just documenting the sign that says Circus Circus Manor.

Q As you document a scene you kind of start big and
then kind of narrow into where you're going?
A Yes. That's correct.
Q What do we see in State's Exhibit 299?
A This is a photo of the exterior of the door leading into Room 2404.

Q 300?
A That's a close-up of the placard with the room number on it.

Q 301?
A That's an overall view of the hotel room once inside. Q 303?

A That's a relationship shot of the desk located in the hotel room to document its contents.

Q And did you get closer up and photograph items of potential evidence on that table?

A Yes, I did.
Q Is 304 kind of moving closer?
A Yes.
Q 306 ?
A That's even closer, yeah.
Q What is it that we're looking at that you're getting close ups of?

A There was open cosmetics containers on the desk.
Q 307?
A Again that's another photo of the open cosmetics JD Reporting, Inc.
container as well as a cell phone.
Q 308?
A Again, another cosmetic container open.
Q Those are all on the little table or desk as you called it?

A Yes.
Q Did you do anything with those cosmetics?
A I collected them and impounded them as evidence.
Q Show you what's been marked as State's Proposed Exhibit 339 and ask if you recognize it?

A Yes. This is the package containing those cosmetics.
Q And how do you know that that's what's contained in there?

A There's a label with the item description as well as the case number as well as my name and information. It has package 2100-001, 2100 is my P number and on the back it's sealed with tamperproof evidence tape both initialed and dated by me.

Q And what's the case number that you did the search warrant under?

A It's 18-15877.
Q And there were multiple of that number and this was just the one that attached to you serving this search warrant and taking pictures?

A I think so, yes.

MR. SCOW: I'll move for admission --
Q And what's contained in here is what we're looking at in those pictures that we just looked at?

A Yes.
MR. SCOW: Move for admission of State's Proposed
339.

MR. BROWER: Submit it.
MR. HUGHES: Submitted.
THE COURT: All right. That will be admitted. (State's Exhibit No. 339 admitted.)

MR. SCOW: And contents.
THE CLERK: What?
MR. SCOW: I'm going to have the witness open it. So
I just need some scissors.
THE CLERK: Mr. Scow.
THE COURT: Does he need gloves?
MR. SCOW: (Inaudible.)
THE CLERK: I have some right here.
THE WITNESS: Thank you.
BY MR. SCOW:
Q And in looking at this, since you impounded it has it been opened or accessed before today?

A It has not.
Q And how do you know that?
A Both my seals are intact and there's no additional

JD Reporting, Inc.
00151098
cuts or seals on the package itself.
Q So if you could go ahead and open it and you can display what's inside. It's already in the bag.

A Yeah.
Q So can you just show it up for the jury the items that you documented by photograph.

A (Witness complies.)
MR. SCOW: Okay. I'll give these back to I think to mark. Put those with the other one. BY MR. SCOW:

Q And you documented other areas inside of that Circus Circus room as well?

A I did, yes.
Q And in 309?
A That is an upholstered chair located in the corner of the room.

Q In 310 is that a closer up of that chair?
A Yes, to document and ID what was on top of the chair.
Q And what's the name on that ID?
A Damien Phillips.
Q 312?
A This is a bag that was located in the room.
Q 311?
A Further images of contents of that bag.
Q And did you -- were you able to see what was inside JD Reporting, Inc.
that bag?
A It looks like miscellaneous cosmetics.
Q 313?
A This is in the bathroom. That's a photograph of towels hanging off of a shutter rod.

Q And then did you take a close-up shot of that as well?

A I did I believe.
Q In 314?
A Yes. That's the close-up image.
Q That's the close-up image?
A Yes.
Q And in Exhibit 317?
A This is a pair of jeans.
THE CLERK: Mr. Scow.
MR. SCOW: Would you like to see a little bit better?
There you go.
THE WITNESS: Still a pair of jeans.
BY MR. SCOW:
Q Still a pair of jeans. Well, that was impressive.
That's the front of the jeans?
A Yes.
Q And then 316?
A That's the back.
Q Just showing the overall condition of those pants? JD Reporting, Inc.

A Correct.
Q Of note are there some tear holes on both knees?
A Yes.
Q And other defects in the pants?
A Correct, yes.
Q You mentioned a receipt that you located in the room; where was that?

A Do you mind if I look at my report?
Q If you could look -- yeah, go ahead look at it and see.

A The receipt is Item No. 7, and it was located on the end table.

Q Was that the one between beds?
A That was the one next to the chair.
Q And we'll show you State's Proposed Exhibit 333 and ask if you recognize this?

A Yes. Again this is my package containing one Circus Circus Manor room receipt dated 8/7/18.

Q And is this the receipt that you found inside room 2404?

A Yes, it is.
Q And as was asked with the other package of evidence, has this been opened since you impounded it?

A No, it has not.
MR. SCOW: Move for admission of State's Proposed 333

JD Reporting, Inc.
and contents.
MR. BROWER: Submit it, Judge.
MR. HUGHES: Submitted.
THE COURT: Okay. 333 and contents are admitted. (State's Exhibit No. 333 admitted.)

BY MR. SCOW:
Q I'll ask you to open this as well.
A (Witness complies.)
Q Showing you the contents which we've marked as 333A. This is the receipt you found?

A Yes.
Q And the name of the person that was renting the room per the receipt?

A Per the receipt it's Sabrina Henderson.
Q After you documented the scene at Circus Circus, took those pictures, grabbed some items of evidence that you later impounded, what scene did you do after that?

A I then responded to the Aviator Suites located on North Las Vegas Boulevard.

Q I'm going to show you what's marked as State's Proposed to 266 through 3 -- I'll do that one later.

MR. SCOW: These are different sections. Just give me a second. 266 through 275 first and then 319 through 327. BY MR. SCOW:

Q While they look at those, I'll have you look at these JD Reporting, Inc.
ones first. And these are 266 through 275. Do you recognize those?

A I do.
Q What are those?
A They are photos from the Aviator Suites specifically room 142 and room 242.

Q Okay. And then 319 to 327?
A These are also photos looking at the Aviator Suites of a vehicle parked outside.

Q And these are the photographs you took August 9th when you went to Aviator Suites?

A Yes, they are.
MR. SCOW: Move for admission of State's Proposed 266 through 275 and then 319 to 327.

THE COURT: Submit it?
MR. HUGHES: Submitted.
MR. BROWER: Submit it, Judge.
THE COURT: All right. That will -- those will all be admitted.
(State's Exhibit Nos. 266-275 \& 319-327 admitted.)
BY MR. SCOW:
Q Room 142 that's the room number from Exhibit 266? THE COURT: Is that just a picture of the room number there?

THE WITNESS: It is.

BY MR. SCOW:
Q And then 267, is that a picture of the interior after you took the room number picture?

A It is.
Q Did you impound anything from the Room 142?
A 142 a number of cell phones and I believe currency. U.S. currency was recovered from that room.

Q Okay. And then 268, is that a number for the -- on the exterior of the door?

A Yeah, of Room 242.
Q And 269 is that showing the inside of that apartment?
A Yes.
Q And if you zoom in on the door, I think you caught the number on the door?

A Yes. Correct.
Q So in the kitchen there's like that dog cage and the dog inside?

A Yes, there was.
Q And then there this 270 just kinda getting more into the room now?

A It is.
Q Didn't -- oh, I meant to go out. Do you see anybody in the picture that you recognize?

A You can see me in the mirror.
Q And just overall room condition 271?

A Yes.
Q \(\quad 273\) in the kitchen area?
A Yes; correct.
Q In 275 in the bathroom?
A Correct, yes.
Q And the other photos you took, 319 what is this showing?

A This is showing a Mazda Protégé that was parked outside.

Q We already previously admitted 318.
A Another view of that same vehicle.
Q 320?
A Another view of the same vehicle.
Q Just the back with the license plate?
A Correct.
Q In the interior 321?
A Yes, looking into the front passenger door.
Q And then you documented some of the items within that vehicle as well?

A Correct.
Q Is that showing in 325?
A Yes, that was in the rear cargo area.
Q 326?
A Yes, that was a BB gun that was located inside.
Q 327?

A This is the vehicle registration of that vehicle.
Q And who is it registered to?
A Damien Phillips.
Q Did you do anything else on August 9th as far as documenting evidence or going to process the scene?

A There was another vehicle that we processed on consent that was outside, and no evidence was recovered from that vehicle.

Q Is that a vehicle belonging to Vidal Holman?
A I don't recall who it belongs to. It was a Tahoe or a Suburban.

MR. BROWER: Judge, he's referring to his notes. I'd ask before he can use that if he --

THE COURT: I'm sorry?
MR. BROWER: He seemed to be just referring to his
notes without questioning.
THE COURT: Were you referring to your notes there? THE WITNESS: I was. May I look at my notes? THE COURT: Would that refresh your memory?

BY MR. SCOW:
Q As you sit there now you don't remember whose vehicle that was?

A I don't know whose vehicle that was. I can just give you a description of the vehicle.

Q Is it reflected in your notes?

A The description of the vehicle is.
Q But not the owner of the vehicle?
A Correct.
Q Okay. So it would not refresh your recollection if you looked at your notes?

A No.
Q Okay. The next day August 10th were you asked to assist further in the investigation of the bank robberies in executing search warrants?

A Yes, I was.
Q Where did you go or what were you asked to assist with on the next day?

A A search warrant of another vehicle that was -- had been towed to our criminalistics garage.

Q I'm going to show you State's Proposed Exhibits 276 through 298. Although one of them has already been admitted; it is Exhibit 277. And then a different set 390 through -- it looks like 390 is the last one. 385 through 390.

A Okay. These are vehicle or photographs of the vehicle taken during that search warrant.

Q Okay.
A And these are also photographs I had took of the same vehicle during that same search warrant.

Q Photos you took on August 10th, 2018?
A Correct.

Q Where were these photos taken?
A In our criminalistics garage located at our main station.

Q When you first saw the vehicle, was it sealed in a sealed condition?

A Yes, it was.
Q And describe for the jury how it's sealed.
A The doors, trunk and hood have red evidence tape covering, you know, so preventing them from being opened. And they were all intact showing that the doors, hood and trunk were not opened previous.

Q All right. So I'm going to show you first State's Exhibit --

MR. SCOW: I'd move for admission of those proposed exhibits.

MR. BROWER: Submit it, Judge.
MR. HUGHES: Submitted.
MR. SCOW: So it's 276 to 298.
THE COURT: All right. Those will be admitted.
(State's Exhibit Nos. 276-298 admitted.)
MR. SCOW: And then the second batch was 385 to 390.
MR. BROWER: Submit it as well, Judge.
MR. HUGHES: Submit it.
THE COURT: All right. 385 through 390 is admitted. (State's Exhibit Nos. 385-390 admitted.)

JD Reporting, Inc.

BY MR. SCOW:
Q Showing you first 276. Just tell us what you see as we put these up.

A This is the photograph of the vehicle from the front end of the vehicle.

Q 277?
A This is the backside of the vehicle.
Q 278 you just kinda do every side of the vehicle just to get the condition on each side?

A Correct.
Q And then 280?
A This is the license plate that was attached to the inside of the rear windshield.

Q And as you're looking at that the one picture made it seem like you couldn't see anything in the car at all when we look at 277, but the way that this picture documents the car 280 you could see into the vehicle?

A Correct. It had tinted windows, but as you got closer to the vehicle and you could focus your flash on that particular area it was able to illuminate the plate.

Q So does the lighting have an effect on how the tint of the window appeared?

A It can. You can shine light through it.
Q So on the front of the vehicle in Exhibit 390 did you take a picture of the VIN?

A I did. And this is the photo of that.
Q And can you read that into the record for us.
A It's 2MELM75W6RX655459.
Q 282 a closer up of the back of the vehicle?
A Correct.
Q And as you get into the inside 283?
A That's in the inside as viewed from the opened driver door.

Q 284?
A Another photograph of the inside as for the rear driver's side door.

Q 285?
A That is looking down at the floorboard and what's on the seat of the rear driver's side passenger seat.

Q And what was on the floorboard of the rear passenger area of that red Grand Marquis?

A There was a BB gun on the floorboard there.
Q 286?
A That's a photo -- a close-up photo of the BB gun that was located on the floor.

Q Did you collect that item of evidence?
A Yes, we did.
MR. SCOW: Did you mark this one? Is this one marked?

THE CLERK: (Inaudible.)

BY MR. SCOW:
Q I'm going to show you what's just been marked as State's Proposed Exhibit 404 and ask if you recognize that?

A I do.
Q What is it?
A This is the BB gun that was impounded from that vehicle. It is in a gun box secured inside and a label with the case information, again my information and the description of the evidence inside on the front.

Q And it's under that same event number of the previous packages that we went through, the one ending in 15877?

A Yes.
Q And what's -- what's contained in this box?
A Inside is Item No. 2100-007-012, and it is one SIG Sauer P226X5C02 pistol, point 177 caliber serial number 60631954.

Q Okay. And is it -- is what's inside what's documented on the photograph that's being displayed at this time?

A Yes.
MR. SCOW: And for the record that's in Exhibit 286. BY MR. SCOW:

Q Which tape on here is yours?
A The red tape is ours and then the blue tape would be the forensic labs.

Q Okay. And does Henderson have a firearms forensic lab?

A No, we do not.
Q So if it's going to be examined or looked at would it be sent to another jurisdictions lab?

A Yes, it would.
Q Which lab is that?
A LVMPD.
Q And I'm gonna ask you the condition of the tape, has your tape been disturbed?

A Yeah, my tape has been broken; however, the blue tape is intact.

Q Okay.
MR. SCOW: So I'll move for admission of State's Proposed 404 and contents.

THE COURT: Submit it?
MR. BROWER: Submit it, Judge.
MR. HUGHES: Submit it.
THE COURT: All right. That will be admitted. (State's Exhibit No. 404 admitted.)

MR. SCOW: And I want to have him open it at this
time.
THE COURT: Okay.
BY MR. SCOW:
Q Looking back at 285 you'd mentioned some contents on
the rear seat of the vehicle?
A Yes.
Q So the blue bag and some contents?
A That's what it looks like, yes.
Q And were there other -- you documented other items that were located within the vehicle; is that correct?

A Yeah, we try to document what the contents of that vehicle.

Q I'm going to show you now what's marked as State's -or State's Exhibit 298; what was this?

A A makeup case.
Q Do you recall where that was located in the vehicle?
A I do not.
Q That was something that you documented?
A Correct.
Q 297?
A A close-up of just more cosmetics.
Q Were those items that you recovered?
A No, they were not.
Q Showing you Exhibit 289.
A That's a photograph inside the trunk of the vehicle.
Q A blue bag?
A Correct.
Q Okay. And when you take pictures of the cosmetics like that on top of something else, what does that indicate to JD Reporting, Inc.

A That that's where they were removed from.
THE COURT: Maybe this would be a good time to take another break.

MR. SCOW: Okay.
THE COURT: Ladies and gentlemen we're going to go ahead and take another break just till 12:25.

During the brief break, you're all reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch, or listen to any reports of or commentaries on the case, person, or subject matter relating to the case. Don't do any independent research by way of the Internet or any other medium, and please do not form or express an opinion on the case.

Please leave your notepads in your chairs and follow the bailiff through the double doors.

And, sir, during the break, please don't discuss your testimony with anybody, okay.
(Jury exiting 12:12 p.m.)

THE COURT: All right. Scheduling, how much longer do we think with this witness?

MR. SCOW: I have probably five or six more questions. I was almost done.

THE COURT: Sorry.

MR. SCOW: That's all right.
THE COURT: I don't know these things.
MR. SCOW: I know.
THE COURT: And then cross what do we think?
MR. BROWER: Judge, I'm -- I don't anticipate many
questions at all.
MR. HUGHES: My average.
THE COURT: Okay. And then the ballistics --
MS. SCHIFALACQUA: Correct.
THE COURT: -- and that's it?
MS. SCHIFALACQUA: And that's it.
MR. SCOW: Yeah.
MS. SCHIFALACQUA: Correct.
MR. SCOW: We'll finish probably by 1:00 maybe a little after 1:00.

THE COURT: Okay.
MR. SCOW: The ballistics I don't think will be that long.

MS. SCHIFALACQUA: It's a functionality test, Your Honor.

THE COURT: All right. So --
MS. SCHIFALACQUA: There's --
THE COURT: -- if we finish a little after 1:00 then maybe when we take a break I'll canvass the defendants --

MS. SCHIFALACQUA: Sure.

THE COURT: -- at the next break because it'll be late, and that way if they're going to testify it'll be Thursday --

MS. SCHIFALACQUA: Sure.
THE COURT: -- because it sounds like probably we're going to be really close to the 1:30 time.

MR. SCOW: I would think so.
THE COURT: So, yeah, I'll just do their canvass at the break, and then they can think about it for the next day and a half.

MR. BROWER: I would hope we would know before that, Judge, just to prepare our --

THE COURT: Well, I know but.
(Pause in the proceedings 12:14 p.m. to 12:26 p.m.) (Jury entering 12:28 p.m.)

THE COURT: All right. Court is now back in session. And you may resume your questioning. MR. SCOW: Thank you, Judge.

BY MR. SCOW:
Q Showing you 386. It's just more pictures documenting the condition -- the overall condition of the vehicle?

A Yes, it is.
Q 387?
A Another photo documenting the condition of the vehicle.

Q As you guys were taking these pictures you guys didn't do anything to roll windows down or up or just you just documented the condition it was in at the lab after it had been brought there and sealed?

A That's correct.
Q And then the last thing we cover, last couple photographs are, are these images you took of the firearm at a different location before they were -- before you put this in the box to impound it?

A Yes, just close-ups of that firearm.
Q 291?
A Like, another close-up of the firearm with the magazine removed.

Q And it's at the flip side of the firearm from the last picture?

A Yes, it is.
Q Okay. And it gives you different information, the make, model, the caliber, things like that?

A Yes.
Q All right.
MR. SCOW: I will pass the witness, Judge.
THE COURT: All right.
Mr. Brower.

JD Reporting, Inc.

BY MR. BROWER:
Q So you said when the car was brought to you it was sealed; correct?

A Yeah, the doors, the trunk and the hood were sealed.
Q So I guess my question is how do you seal a car if in 386 the windows are open? Isn't it true that anybody can just reach in and move things or place things or do anything else?

A This is how the vehicle was when I first came to it.
Q So it's not really sealed?
A The doors were sealed. There was tape over the door preventing them from being open, but, yes, the windows were opened in that.

Q Okay. And to your knowledge people can reach in opened windows; correct?

A Reach in to open the windows?
Q Well, in your life experience when a window's open can you stick your hand through it?

A You can.
Q Can you take -- can you go to the drive through; can they hand you something and you get it back?

A But in addition to being secured or sealed it's also in our secure laboratory.

Q Okay. But -- okay. Well, I guess we'll differ around what the term sealed is.

JD Reporting, Inc.

MR. BROWER: And I'll pass the witness.
THE COURT: Mr. Hughes.
CROSS-EXAMINATION
BY MR. HUGHES:
Q Sir, as I understand it, you were present during execution of the search warrant executed at the Circus Circus Manor; is that correct?

A That's correct, yes, sir.
Q Was your job there simply to take photographs or did you do other crime scene analysis duties?

A It was to document the room, and the detectives were searching the room. I'm then ultimately to collect any evidence that was seized.

Q So nobody was dusting for prints?
A No.
Q Nobody was checking for DNA?
A Not in the room, no.
Q How about at the Aviator Suites where you searched two places pursuant to a search warrant; is that right?

A Two rooms and then the vehicle.
Q And was -- was part of your duty there to check for fingerprints?

A No. It was simply to document the search and collect any evidence that was taken.

Q You say collect evidence, were you able to make a JD Reporting, Inc.
determination as to whether something would be evidence and collected, or were you simply told what to collect?

A I worked hand in hand with the detective, but ultimately they were the ones who decided what was collected and what was not and pursuant to search warrant.

Q So how were you working hand in hand with them if they're making the decision, you had no input?

A They ultimately have the input and as well as the search warrant.

Q Did you make any suggestions on collection of evidence that you ran by them and they rejected?

A Not that I know of.
Q Did you have an understanding as to why you were asked to photograph certain items?

A In some cases, yes, some cases no.
Q Do you know why you were -- or do you have an idea why you were asked to photograph makeup?

A Based on the search warrant and just based on the crime and the -- what they told me at the crime they said that this would be relevant --

Q Okay. I don't want to -- that would be hearsay.
A Okay.
Q Do you have any understanding as to whether any females were registered to the room you were searching?

A The name on the receipt appeared to be a female's JD Reporting, Inc. \(0_{001532} 120\)
name.
Q So it would not be unusual to have cosmetics in the room with at least one female in it; right?

A It might not be, no.
Q Did you have an opportunity to see the vehicle registration on the vehicle that you searched at the Henderson impound area?

A I don't recall. Typically we will photograph it if we see it.

Q And if you did, you have no memory of the name on it, do you?

A I don't, no. MR. HUGHES: All right. That's all I have. Thank you.

\section*{THE COURT: Any redirect?}

\section*{REDIRECT EXAMINATION}

BY MR. SCOW:
Q So when you're with detectives executing a search warrant and documenting a scene, things that you come across, can you just seize anything that you want, or is it tied to a search warrant?

A Everything we see is tied to the search warrant.
Q So if there's something that's not in the search warrant, you can't seize it?

A Correct.

Q I'm going to show you State's Exhibit 356. I'll just let you look at it in person. If you go ahead and look on the VIN for that vehicle on that DMV record. And now showing you Exhibit 390, the picture that you took of the VIN.

A Yes. They are the same.
Q Same number?
A Yes.
Q And now the registration from State's Exhibit previously admitted by stipulation 356. It shows a request date of 11/21/2018. The last transaction was September 1st, 2016, as far as registration goes; is that right?

A That's what it says on the receipt of the registration.

Q On the DMV record?
A Yes.
Q And the last person to register it back in
September 2016 was Joseph B. Vernato [phonetic]?
A That's what this says, yes.
Q So you didn't find any current registration, documentation of that vehicle, did you?

A I don't recall.
Q Because the last one was from September 2016 per the DMV records?

A That would make sense. MR. SCOW: No questions left.

THE COURT: Mr. Brower.
RECROSS-EXAMINATION
BY MR. BROWER:
Q You did find or take photographs of a temporary moving permit though; correct?

A Was that what was fixed to the rear windshield?
Q I'll show you what was --
MR. BROWER: Your clerk is ahead of me, Judge.
BY MR. BROWER:
Q Page or excuse me Exhibit 385, so what did you take a photograph of?

A The temporary license plate with a Texas 30 day permit.

Q Okay. And you don't have any registration information that you gleaned off of this? Did you take a copy of or a photograph of the other side?

A I took a photograph of what was shown in the rearview mirror or I'm sorry, in the rear windshield.

Q Okay. So when you were showed the 2016 information this actually comes up with 2018; correct?

A This states on here 2018.
Q And that's the last DMV items that you photographed; correct.

A That was affixed to the vehicle, yeah.
Q All right. But you photographed that; correct?

JD Reporting, Inc.

A I did.
MR. BROWER: All right. No further questions, Judge. MR. HUGHES: Nothing further.

THE COURT: Anything else?
MR. SCOW: Nope.
THE COURT: Do we have any juror questions for this
witness? All right. I see no additional questions.
Thank you for your testimony. You are excused at this time.

THE WITNESS: Thank you.
THE COURT: And the State may call its next witness.
MS. SCHIFALACQUA: Thank you, Your Honor. The State calls Jerry Wilcox.

Heavier than I thought, sorry.

\section*{ROY WILCOX}
[having been called as a witness and being first duly sworn, testified as follows:]

THE CLERK: Thank you. Please have a seat. State and spell your first and last name for the record.

THE WITNESS: My name is Roy Wilcox. R-o-y, W-i-l-C-O-X.

THE COURT: All right. Thank you.
Ms. Schifalacqua.
MS. SCHIFALACQUA: May I?

JD Reporting, Inc.

BY MS. SCHIFALACQUA:
Q Did go by Jerry?
A Sometimes. That's my first name.
Q Okay.
A I -- it's on all my official documents. LeRoy is my middle name and I've gone by Roy my whole life.

Q Okay. And so your official name is Jerry Wilcox, but you're referred to as Roy?

A That's right.
Q Okay. Can you tell the members of our jury, please, Mr. Wilcox, how you are currently employed?

A I am currently employed as a forensic scientist for the Metro Police Department in the forensics lab. I am assigned to work in the firearms detail.

Q Okay. With regard to firearms forensic scientist what type of education do you have, sir?

A I have a bachelor of science degree in zoology from Brigham Young University. After I completed that I began work, a training program which took about two years, very intensive about firearms. This was with the Phoenix Police Department where I started, and after completing that and passing a series of competency tests and proficiency tests I was able to start firearms examination work.

Q Now let me go back and ask you -- you indicated

JD Reporting, Inc.

Phoenix Police Department, how long did you work there in firearms analysis?

A Almost eight years. It was 7 and 10 months, something like that.

Q Okay. And then ultimately you come to work for Metro's lab; is that right?

A That's correct.
Q About how long have you been with Metro's lab now?
A In a few weeks it will three years.
Q Okay. And with regard to firearms and tool mark analysis, can you talk -- you talked a little bit about it in intensive training, but talk about the training that you have received to do this type of work, sir.

A The two-year training program that I talked to is a pretty standardized program that is utilized by every accredited lab in the country, many of them around the world. This was put together by a body called AFTE which is -- stands for the Association of Firearms and Tool Mark Examiners. This is the largest professional organization of forensic firearms examiners such as myself; I am a member of that organization. And as a member I also voluntarily took and passed their certification program which was additional testing both tests and practical tests, and so I am AFTE certified firearms examiner as well.

Q Okay. How long -- well let me go back and ask so JD Reporting, Inc.
it's clear for our jurors. You talked about accredited labs, is Metro's lab accredited with firearms and tool marks?

A Yes, it is.
Q Okay. And how many cases over your career you said almost eight years with Phoenix PD about three years here, how many firearms, sir, do you believe that you've analyzed?

A Hundreds. From the time I started I've probably looked at easily 4- or 500 firearms in regular casework.

Q Now, can you please describe to our jury what our -what is your area, what is firearms and tool marks? Those are kind of not layman terms. So can you describe for them what it is you do.

A In a case usually I will receive a firearm or components of a firearm or components of ammunition, and a big part of my training was to learn how firearms function, how they function and what kind of tool marks they can impart on the components, the ammunition components. A tool mark that I'm referring to would be where a hard object comes in contact with a softer object. For example, if a firing pin on a gun hits a primer on a cartridge, that creates pressures, and the dimpling of that firing pin would be considered a tool mark. So when the pressures rise inside a firearm a lot of things happen. Tool marks are made, the firing pin impression is one of them. And so occasionally I'm asked just to look at a firearm and discover whether it is operational as designed, if JD Reporting, Inc.
it has been modified and then sometimes also match components of ammunition back to that firearm in question.

Q And so if I can break a little bit of this down for our jurors. You first can talk about the functionality of a gun or a firearm; is that right?

A Correct. Yes.
Q And you can analyze the functionality?
A Yes.
Q Is it in working order, what is the length, the size, the weight, all of that; is that correct, sir?

A Yes.
Q Okay.
A In fact, most of our examination is to discover whether it is operational as designed, how was it designed, how was it meant to operate. And then we look at things like safety, trigger pull, modifications to length and then our report includes those things.

Q And you also have a capacity to if, for example, cartridge casings from firearms were collected on a particular scene and/or what evidence recovered to see whether or not those tool marks indicated it was fired from that particular weapon; is that also something that you're able to analyze?

A Yes. That's one part of it.
Q Okay. And that's kind of layman's terms of microscopic detail, forensic analysis with regard to markings JD Reporting, Inc.
on potential items of evidence; is that fair?
A That's correct. And a big part of it is the training and experience I receive allows me to create a value to the tool marks that I see understanding how they were created during the normal functioning of this firearm. So that all comes into play.

Q Okay. And in this particular case you weren't asked to analyze any particular cartridge casings or evidence of items to a gun, but you were asked to analyze a gun that was collected in this case; is that right?

A That's right.
Q And I'm going to actually first approach with what's been provided previously as State's 395 through 400.

Mr. Wilcox I'm going to show you a series of photographs if you can look at those, and when you're done feel free to look up at me, please.

And you recognize what's depicted in these
photographs?
A I do.
Q In fact, are these photographs that you took of the gun that you analyzed in the instant case?

A Yes, they are.
Q Okay.
MS. SCHIFALACQUA: And I'd move for admission of 395
to 400.

MR. BROWER: Submit it, Judge.
MR. HUGHES: Submit it.
THE COURT: All right. 395 through 400 are admitted. (State's Exhibit Nos. 395-400 admitted.)

BY MS. SCHIFALACQUA:
Q And I'm going to now show you, Mr. Wilcox, what's been admitted as State's Exhibit 404. What are we looking at here, sir?

A This is how such evidence is packaged currently. It's a firearms cardboard box, and I noticed there's a label here which I actually had photographed and also a series of markings, also notation of chain of custody which we write on the outside. I also recognize here that I have my seals with my dates and my signature showing that I received them in chain of custody and now I turned it back.

Q So let's walk through what you were asked to analyze a gun that was under this Henderson event number 18-15877; is that right?

A Yes.
Q And then when this piece of evidence comes to you, your lab, it's Metro's lab, it came from Henderson, however; is that right?

A I'm not sure how it comes through. I get notified that I have a case to work and then it -- the vaults talk to each other and I do get it. The chain of custody is all noted JD Reporting, Inc.
along the way.
Q So you're not responsible for getting it over to you, but you're responsible thereafter taking, for example, the condition of the box, and I'll show you for our jurors photographs of how it looked when you received it?

A Yes.
Q And then you thereafter opened the seals, the red seals that were already placed?

A Yes.
Q After you do -- well, let's walk through. What did you do in this case, sir?

A After I had noted that everything was sealed by the previous possessor, I cut all the seals, opened it up, took the pictures, and then I removed the zip ties that were holding this pistol in there and began my examination noting manufacturer, noting condition, noting everything that I could about -- about it externally.

Q And let's have you open this for our jurors, sir. For the record let me make clear. Is this in the same -substantially the same condition as it was after you had examined it?

A It appears to be my seals that I put on are still intact, and they are very tamper evident when they start getting played with.

MS. SCHIFALACQUA: Permission of the witness to open JD Reporting, Inc.
the evidence, Your Honor.
THE COURT: Go ahead.
THE WITNESS: (Witness complies.)
BY MS. SCHIFALACQUA:
Q You can go ahead and hold that up to show it to the jurors, please.

A It's zip tied to the box.
Q And -- well, you want to just --
A Okay.
Q Yeah. We'll start with that. So you -- when you receive it, it's also zip tied to the box, this is the firearm box that has holes in the back to hold the -- or excuse me, a gun box to hold the gun?

A It just keeps it from rattling around. I put them through the back and to hold it in place plus there's a zip tie going through the action from the magazine well up through the chamber area which keeps everything from closing and locking up.

Q And is also there a magazine?
A This is a magazine as I received. And this is also a spent CO2 cartridge which was inside the magazine when I received it.

Q Okay. So let's talk about your analysis for this particular gun. What type of gun is it, sir?

A There -- this is modeled after a SIG Sauer P226

JD Reporting, Inc.

\section*{firearm.}

Q Okay.
A It is a CO2 powered pneumatic gun. It's designed to fire a projectile using -- using compressed air from a CO2 cartridge which is inside of the magazine.

Q And so when you referred to things like a pneumatic -- pneumatic pressure, is that by air or by gas?

A Yes, it would be a prepressurized gas or air and in this case CO2.

Q Okay. So in this case the pneumatic pressure is the CO2; is that right?

A Yes.
Q Okay. And you said it's modeled after a SIG Sauer pistol, but it is a for layman's purposes we don't go around saying pneumatic weapon, but for layman's purposes it's a BB gun; is that right?

A Yes.
Q Okay.
A BB and might -- maybe it can fire pellets as well. I tested it with BBs, but it's designed to fire small objects, small metal objects.

Q Okay. And what is -- can you describe for our jurors what a ball bearing is?

A A ball bearing could be -- would be a small metal sphere in various sizes. They're generally used to reduce JD Reporting, Inc.
friction and moving parts, but it would be a very small, very hard metal or maybe ceramic sphere.

Q With regard to this CO2 powered pistol or gun, was this designed to shoot metal BBs?

A Yes.
Q Okay. And did you in fact shoot this gun, this particular gun?

A I did.
Q Can you describe for the jurors what you do to test the functionality so that you know that it's working.

A With -- with this particular one after I had gone through and recognized that every -- all the linkages, everything appeared to working as designed before I fire it, then I took the spent CO2 cartridge out. I went to our range, and I set up a chronograph which is designed --

Q Let me stop you there. What's a chronograph?
A It's designed to measure velocities. It's basically speaking there's a few checkpoints that shine light into a sensor and as something passes between the light and the sensor it recognizes and measures the time spent to travel a known distance. So then a little machine if it reads the shadow going across it, going through it, then it will spit out a speed that is calculated. So we have a chronograph, and I set that up within our range.

Q After you set up the chronograph, what did you do,

Mr. Wilcox, with this gun?
A The chronograph first of all what I did with it is I took a standard firearm and I made sure that the chronograph was set up properly by firing a .9mm Luger bullet through it, and it came up with a pretty standard speed, what I would expect for a .9mm Luger pistol. And then I proceeded to set this up, get it ready to fire, and in doing so I took out the spent CO2 cartridge. I put in a new one that we have there at the lab, and I filled the magazine with 4.5 mm standard BBs, which it says on the side of this pistol that it's sized for.

Q And so that's what it's designed to shoot?
A Yes.
Q Okay. Go ahead. What did you do next?
A So I set up the magazine, filled it up, and I put in the CO2 cartridge and began turning it down to puncture the seal and prepare this pressure to be used by the gun with every pull of the trigger a small amount would be released to fire the projectile down the barrel.

Q And so were you able to fire one of the BBs out of this SIG Sauer pneumatic gun?

A What happened is with this particular one is when I put in the cartridge and turned it down, I could hear pressure. I could hear gases escaping. I noted --

Q How did that lead you to believe?
A I realized that what that meant is that there is a JD Reporting, Inc.
seal that was likely just broken inside of this pistol, but it was a slow enough leak that I walked into the -- the range and went ahead and we've -- were able to fire, and I got a few measurements through the chronograph speed measurements, not as many as I would have liked, but that's expected with such a small projectile. The chronographs do not always measure the travel through all three of the planes that they measure. But I was able to get three and noted three measurements.

Q Okay. So there -- so our jurors aren't confused by that, if you weren't able to get some of those measurements or when you weren't able with regard to BBs, that wasn't unusual in your experience?

A It's not unusual for that size. That size of projectile it -- in my experience I've done a lot of these BB guns, and I've had to shoot many times to get a few measurements. So in this case I shot probably 20 -- 20 something times BBs through this and I got three measurements.

Q And the -- however, the gun itself did function the BBs shot through as it is designed to do, sir; is that right?

A Yes.
Q Describe for our jurors what a trigger pull is. And how do you measure it?

A Trigger pull is the amount of pressure that the manufacturers have designed to allow for the firing of the firearm or pistol. In this case it had a distinct point where JD Reporting, Inc.
the trigger once it was pulled it released and then it would release this burst of air behind the BB and propel it down the barrel.

Q Sir, are you able to analyze and get what the amount it is for a trigger pull in this case for this gun?

A Yes.
Q And what was that? Do you remember or would look --
A I'd like to look at my notes if that's okay?
Q Sure. Absolutely.
A This particular pistol has both a double action and single action trigger pull.

Q What does that mean?
A What that means is that there's a physical hammer that's pulled back. With the pull of the trigger the hammer can be pulled back and then released that would be called a double action. Usually there's a little more pull required because you're cocking the hammer back and then releasing it. Or if I with my thumb pull the hammer back and it locks rearward and then I pull the trigger, then that's a different amount of pressure to release from that state which would be a single action.

Q What was the double and what was a single?
A In single action it was two and a half to two and three-fourths pound of pressure and in double action it was seven and three-fourths to 8 pounds of pressure.

JD Reporting, Inc.

Q And did the magazine -- did you know how many BBs it could hold?

A I did. This magazine -- this particular magazine I was able to put 214.5 mm the standard BB s size into the magazine.

Q And if you could now, I'm going to have you take the gun out of the box. And then if you could cut.

A Let's see if this works. This is really hard.
Q I'm not going to have you, however, take out the magazine.

A The magazine's out. It's over here.
Q Okay. I mean, excuse me, place in the (unintelligible) I meant take it out of the box.

A I'm going to break your scissors.
Q Well, not quite.
I want you to talk to the jurors a little bit about you indicated kind of the make of this gun. You indicated that it's modeled after a SIG Sauer firearm pistol. Are you familiar -- you indicated you did analysis on a number of pneumatic gums as well as traditional firearms; are you familiar with the traditional firearm SIG Sauer that this is modeled after?

A Yes. Yes, I've seen it in many cases.
Q Okay. And with regard to that when I picked up the box if you heard I made a noise a little earlier, is that
weighted like a regular traditional firearm?
A I did not weigh it and compare it exactly, but it's got pretty significant heft with it. If I were to put them side by side I imagine it's very close to what a traditional SIG Sauer P226 would weigh.

Q What are the other characteristics of a traditional SIG Sauer that you see represented in this pneumatic gun?

A Well, it's similar in how the hammer moves. Also I noted with this pistol is with every pull of the trigger part of the energy imparted by the cartridge causes the slide to move back and forward thereby cocking the hammer which is exactly the same as a SIG Sauer 223 firearm would do. So with every pull of the trigger this would come back and set the hammer for a single action trigger pull.

Q With the naked eye without having the advantage of the CO2 cartridge, can you see the differences between a traditional SIG Sauer and this one that's the pneumatic gun?

A The only way that \(I\) know that this is not an actual SIG Sauer P226 actual firearm is because I looked at the markings on the side, and I'm familiar with how this particular pistol functions and that took me looking at it, pulling it apart, looking at how the magazine was built and noting how the chamber was designed.

Q What about from the front, if the barrel is towards you was there anything indicative on the front of this -- I'm JD Reporting, Inc.
going to put this down -- is there anything indicative on the front? You said that you looked at the side. You looked inside the chamber. Was anything in the front that you would have been able with your naked eye even as you've analyzed guns for a living, is there anything that would with your naked eye be able to make you tell the difference?

A With regards to how this is designed from the front, the hole here, the mouth, the muzzle is designed to look larger than a 4.5 mm BB. If you look down inside, you can see the smaller barrel, but you have to look for it. Just looking at the side like this it looks as though it's chambered for a . 9 mm maybe a . 40 Smith and Wesson bullet. It looks from the front it looks real.

MS. SCHIFALACQUA: Court's indulgence. I pass the witness, Your Honor.

THE COURT: All right.
Mr. Brower.

\section*{CROSS-EXAMINATION}

BY MR. BROWER:
Q So you differentiated a few times between a firearm and what you're holding in your hand; correct?

A That's right.
Q Okay. And you said you're a firearms examiner?
A I am.
Q Okay. So what is the true difference between a JD Reporting, Inc.
firearm and what you're --
A Firearms rely on a combustion event. They require a primer to go to allow for a rapid increase of pressures. So in this case I don't call this a firearm. It doesn't meet the definition because there's a container of prepressurized gas in there that is released and provides that energy to push the projectile down the barrel.

Q So this is not a firearm?
A It is not.
Q Okay. And you also testified that there was -- when you placed a new cartridge or CO 2 cartridge in the not a firearm, you noticed a leak; correct?

A That's right.
Q Okay. How long did it take for that leak to -- well, how long did it take to empty the CO2 cartridge?

A Well, what I did is -- is I -- as soon as I realized there was a leak, I went quickly into the range. I put the cartridge in, magazine was out of this pistol and I put it in, and I was going to take it in and load it in. Normally there isn't a leak, but as soon as I put it in there and I heard the gas leaking, we went straight into the range and I began shooting.

If I remember correctly, I got maybe 8 or 10 shots off before the cartridge had to -- had diminished noticeably and so I pulled it out and put in a new one. So in my 21 BBs

JD Reporting, Inc.
that I fired, I used two CO2 cartridges, and there was a little bit left over after that.

Q Okay. And how long did that take?
A Just a few minutes.
Q Okay. So you believe -- did you -- so you didn't test the actual how long the leak lasted; correct?

A No. I just noted that there was.
Q Okay.
MR. BROWER: I'll pass the witness, Judge.
THE COURT: Mr. Hughes.

\section*{CROSS-EXAMINATION}

BY MR. HUGHES:
Q Sir, as I understand the totality of your testimony is the soft air pellet gun that you tested was operable for mere moments after a new CO2 cartridge was placed in it; is that correct?

A Most of what you said is correct except it was not an air soft. It was actually a BB. It fires a metallic BB from it. But you are correct it did have a leak in a seal which meant that the pressure dropped pretty quickly.

Q Thereby rendering the weapon inoperable except for mere moments after a new CO2 cartridge was placed in it?

A For a normal function of firing a very small projectile at whatever speed it's designed to do it at it only does this for a few minutes once a new cartridge was put in.

JD Reporting, Inc.

Q After that it may be good for blowing out a birthday candle?

A I haven't tried.
Q Or maybe not even that? Okay. Thank you. MR. HUGHES: That's all I have. THE COURT: Redirect? MS. SCHIFALACQUA: Thank you.

REDIRECT EXAMINATION
BY MS. SCHIFALACQUA:
Q Mr. Hughes used the word inoperable. Let's make something clear for this jury. It requires CO 2 pneumatic pressure to fire; does it not?

A It requires that pressure to expel the projectile through the barrel, yes.

Q So even without a leak does it -- if the CO2 has run out, does it require more pneumatic pressure another CO2 cartridge?

A In order to expel a projectile, yes.
Q Okay. And so the operability wasn't in question, whether or not the CO2 ran out was; is that fair?

A I noted that the CO2 ran out, it was in my notes. My report noted that it operated as designed --

Q Okay.
A -- minus the CO2 leak.
Q So there was nothing about inoperability. It
operated as it should operate, but there was a leak?
A Yes.
Q Okay. So if you had a hundred CO2, new CO2 cartridges, if you will, lined up and I don't know if they're called cartridges, what are they called? Canisters?

A I think they're CO2 cartridges. I've always called then that.

Q Oh, okay. Fair enough. If you had a hundred of them lined up and you put a hundred in you could continue to operate the gun as designed?

A Theoretically, yes.
Q Okay. You didn't do that, to be fair?
A I did not. I spent two.
Q Okay. Sure.
A I put two in there.
Q Thank you. MS. SCHIFALACQUA: Nothing further.

RECROSS-EXAMTNATION
BY MR. BROWER:
Q How long did it take you to put a CO2 cartridge in?
A I made a change halfway through and it took me walking out of the range, loosening the back plate, popping it, it dumps right out, put in the new one and then crank it down, so depending on how quickly I wasn't trying for speed, but I could probably do it in 30,45 seconds.

JD Reporting, Inc.

Q And I just want to go back. You testified earlier you had a bunch of training in firearms; correct?

A Correct.
Q But to be clear this isn't a firearm?
A It's not a firearm, but this particular type of a pistol is part of our training because it does come up regularly. It's not uncommon for the source of things to be used in situations that to look like a firearm. So it's our job to define it as what it is. So we were trained in it.

Q Okay. So when you were testifying about your training earlier you didn't include more but you were trained more?

A I've been trained in many areas not just firearms examination. There's comparisons, there's distance determinations, there's lots of things, yes.

Q Okay. But again it's not a firearm?
A This is not a firearm. MR. BROWER: Thank you. MR. HUGHES: Nothing. THE COURT: Nothing else. Any redirect? MS. SCHIFALACQUA: No, Your Honor. THE COURT: Any juror questions for the witness? All right. Counsel approach. (Conference at the bench not recorded) JD Reporting, Inc.

THE COURT: All right. Sir, we have a juror question. A juror asks, Does the end of the barrel appear to be modified?

THE WITNESS: No, it did not appear to be modified at all. It appeared to be -- the appearance was as designed by the manufacturer.

THE COURT: Okay. And then, Airsoft pellet guns typically have an orange knob on the and of the barrel to indicate they're not actual firearms; is that correct?

THE WITNESS: I've seen that. I'm not sure of the rules surrounding their manufacturing. But I do know that -- I know my son had one with a bright orange tip on it, and it was designed to fire Airsoft. Now, this is not an Airsoft gun. Airsofts are generally plastic spheres slightly larger about 6 millimeters. These were smaller designed for a little more kinetic energy, a little more movement made out of metal at 4.5 millimeters.

THE COURT: Thank you.
Ms. Schifalacqua, follow-up?

\section*{FOLLOW-UP EXAMINATION}

BY MS. SCHIFALACQUA:
Q And -- and actually you cleared it up. This isn't an Airsoft gun; correct?

A It is not an Airsoft gun.
MS. SCHIFALACQUA: Okay. Thank you.

JD Reporting, Inc.

THE COURT: Mr. Brower?
MR. BROWER: Nothing, Judge.
MR. HUGHES: Nothing.
THE COURT: Nothing?
MR. BROWER: No, Judge.
THE COURT: Any other juror questions?
All right, sir, I see no additional questions. Thank you for your testimony. You are excused at this time.

\section*{State?}

MR. SCOW: Judge, I was just reviewing the exhibit list and it looks like everything has been that should be admitted. If we need to readdress it, I'll ask that we can do that --

THE COURT: Okay.
MR. SCOW: -- but at this point in time as far as witnesses and evidence go, we'll rest.

THE COURT: All right. The State rests.
Ladies and gentlemen, it looks like we finished up a little bit earlier today. So in a moment we're going to go ahead and take our evening recess. As I told you yesterday we will be dark tomorrow, and then we will reconvene at 12:30 on Thursday, 12:30 on Thursday. Since we're getting a late start we won't be taking a lunch break so once again eat lunch or bring a snack or do whatever you need to do in that regard.

Before I excuse you, I must remind you that you're
not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch, or listen to any reports of or commentaries on the case, person or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Do not visit any of the locations at issue. And please do not form or express an opinion on the case.

Please leave your notepads in your chairs and follow the bailiff through the double doors. And I'll see you all back at 12:30 on Thursday.
(Jury exiting 1:10 p.m.)

THE COURT: All right. Before we take our break I'm going to go over the admonishment with the defendants. I will start with Mr. Phillips. I'm just going to do it individually.

Mr. Phillips, you have the right to take the stand and testify on your own behalf; are you aware of this right?

DEFENDANT PHILLIPS: Yeah.
THE COURT: All right. If you choose to take the stand and testify, the deputy district attorneys will have the opportunity to (unintelligible). They'll have the opportunity to cross-examine you, and defense cocounsel Mr. Hughes may question you as well. And anything you say whether it's in response to a question from your lawyer or the deputy district attorneys or the Court or one of the jurors or anyone else will be the subject of fair comment by the deputy district attorneys JD Reporting, Inc.
in their closing arguments; do you understand that? DEFENDANT PHILLIPS: Yeah.

THE COURT: All right. Also, if you've been convicted of a crime within the past 10 years, a felony crime, he has no --

MS. SCHIFALACQUA: He has not.
THE COURT: All right.
MR. SCOW: Not with Mr. Phillips.
MS. SCHIFALACQUA: Not for Phillips.
THE COURT: All right. So Mr. Phillips has no crimes which might be utilized for impeachment purposes; is that right?

MS. SCHIFALACQUA: Correct.
THE COURT: All right.
Mr. Phillips, conversely you have the right not to take the stand and testify. If you choose to avail yourself of your right not to testify, the deputy district attorneys are precluded or forbidden from commenting upon that in their closing arguments; do you understand?

DEFENDANT PHILLIPS: Yes, ma'am, thanks.
THE COURT: Also if you choose not to take the stand and testify, the Court will give an instruction to the jury if asked to do so by your lawyer. The instruction essentially says an accused in a criminal case may not be compelled to testify. Thus the decision as to whether or not he should

JD Reporting, Inc.
testify is left to the defendant on the advice and counsel of his lawyers. It tells the jury that they're not to draw any inference of guilt from the fact that he does not testify nor should that be discussed or considered by them in their deliberations in any way. Do you understand?

DEFENDANT PHILLIPS: Yes, ma'am.
THE COURT: All right. Have you had an opportunity to discuss your right to testify as well as your right not to testify with your lawyer Mr. Brower?

DEFENDANT PHILLIPS: Yes, ma'am.
THE COURT: All right. And do you have any questions you would like to ask me, the Court, about any of these rights? DEFENDANT PHILLIPS: No.

THE COURT: All right. And have you made a decision as to whether or not you want to testify in this case?

DEFENDANT PHILLIPS: I have made a decision, Your Honor.

THE COURT: What's that? DEFENDANT PHILLIPS: I have made decision. THE COURT: You have made decision. And what is that decision?

DEFENDANT PHILLIPS: I'm not going to testify. THE COURT: I'm sorry? DEFENDANT PHILLIPS: No, I'm not going to testify. THE COURT: You don't want to testify.

JD Reporting, Inc.

MR. BROWER: Judge, just for purposes of this record I'm going to put him closer to the microphone. But I know he's now standing by his codefendant --

THE COURT: Okay.
MR. BROWER: -- so I --
THE COURT: I think we're done.
MR. BROWER: Okay.
THE COURT: All right.
MR. BROWER: I just know you asked him to repeat himself so I wanted --

THE COURT: All right. Turning to Mr. Barr. We'll go over these rights with Mr. Barr.

Mr. Barr, do understand that you have the right to take the stand and testify in your own behalf; do you understand that?

DEFENDANT BARR: Yeah.
THE COURT: If you choose to take the stand and testify, the deputy district attorney will have the opportunity to cross-examine you, and anything you say whether it's in response to a question from your lawyer, defense cocounsel, the deputy district attorney, the Court or one of the jurors will be the subject of fair comment by the deputy district attorneys in their closing arguments; do understand that?

DEFENDANT BARR: Yes.
THE COURT: Also if you choose to take the stand and JD Reporting, Inc.
testify and you've been convicted of a felony crime within the past 10 years or you have discharged your sentence of parole, probation or imprisonment within the past 10 years, the deputy district attorneys will be able to question you about that limited to the offense, the date of the offense, the date of the conviction and the jurisdiction. And then the Court will also give an instruction that they can only consider that conviction as it bears on your credibility; do you understand? DEFENDANT BARR: Yes.

THE COURT: And does the State have any convictions that might be used for impeachment if Mr. Barr were to take the stand?

MS. SCHIFALACQUA: Yes, we do, Your Honor. MR. SCOW: Yes, there are four. There are four judgments that we have against him. THE COURT: All right. And, Mr. Hughes, are you aware of what those four judgments of conviction are?

MR. HUGHES: I have been provided something regarding juvenile court, and I've been provided two other judgments of conviction, but as I remember looking they have the same case number.

MR. SCOW: They don't. There's a similar date.
There's the same conviction date, but there's different underlying offense dates.

JD Reporting, Inc.

THE COURT: Okay.
MR. SCOW: But different convictions. One is robbery with substantial bodily harm. The other is aggravated robbery. And then the other two there's, like, a harassment -- something with --

THE COURT: Is that an adult case or juvenile case?
MR. SCOW: They're all adult.
MS. SCHIFALACQUA: All adult.
MR. SCOW: There is also a juvenile one as well, but that wouldn't be used for any impeachment.

THE COURT: Right. Okay. And so --
MS. SCHIFALACQUA: Right. And we're not including that, Your Honor.

THE COURT: Okay. Tell us on the record this is a little fuzzy on the record what the convictions are if you have them.

MR. SCOW: The two are -- the two robbery ones are aggravated robbery and robbery resulting in substantial bodily harm.

THE COURT: Okay. Are those different case numbers?
MR. SCOW: They are.
THE COURT: Okay. And those are both in the Eighth Judicial District?

MR. SCOW: Nope.
THE COURT: Okay. Where --

MR. SCOW: They're out of Texas.
THE COURT: All right. But you have the certified judgments of conviction?

MR. SCOW: Yes.
THE COURT: All right. And then the others?
MR. SCOW: The other two I don't remember the specific names. One of them is, like, a harassment for spitting on an officer.

THE COURT: Okay. And that was a felony?
MR. SCOW: Yes. And the other one I can't remember as I sit here, but I can bring them with me and put them on the record when we come back next week or Thursday.

THE COURT: Okay. All right. And what state are
those out of?
MS. SCHIFALACQUA: Texas.
MR. SCOW: Texas as well.
MS. SCHIFALACQUA: Texas.
THE COURT: All right. So everything is out of
Texas, and you do have certified judgments of conviction?
MR. SCOW: Yes.
THE COURT: All right.
So you understand if you were to testify, Mr. Barr, they'd be able to ask you about those prior convictions, and they'd have to show the Court the certified judgments of conviction ahead of time so we can make sure that those were

JD Reporting, Inc.
felony crimes; do understand that?
DEFENDANT BARR: Yes, ma'am.
THE COURT: Okay. Conversely you have the right not to take the stand and testify. Should you choose not to testify, the deputy district attorneys are precluded or forbidden upon commenting upon that in their closing arguments; do you understand?

DEFENDANT BARR: Yeah.
THE COURT: That means they can't say well, what Mr. Barr didn't tell you where he was or Mr. Barr didn't testify or Mr. -- they can't say anything like that; do you understand they can't refer to it at all?

DEFENDANT BARR: Yes, ma'am.
THE COURT: Yes?
DEFENDANT BARR: I got a question to ask.
THE COURT: Go ahead.
DEFENDANT BARR: What if all those cases was one case?

THE COURT: Well, they basically that's why we look at the certified judgments of conviction. So they would say case number blah, blah, blah and, you know, this County in Texas were you convicted of this particular crime on this date. So let's just say even if it was one case and five felony counts, they can ask you about all five felony counts. They would just have to say in this particular case number were you

JD Reporting, Inc.
convicted of attempt robbery, and in the same case number were you convicted of robbery. So we look at the JOCs ahead of time and see what those are. And they're going to bring that with you and put it --

MR. SCOW: I have it scanned from the e-mail I sent to Mr. Hughes.

MR. HUGHES: I have it on my phone.
MR. SCOW: And I can pull it up right now to help verify.

MR. HUGHES: It's not big enough for me to read clearly.

Your phone is smaller than mine.
MR. BROWER: He's younger (unintelligible).
MR. SCOW: I'll get the case numbers. The conviction for aggravated robbery with a deadly weapon a firearm is Case Number 1211085D, and it has a separate offense date from the next that I'm about to read and a separate case number. I think the plea date or the conviction date is the same day. THE COURT: Okay.

MR. SCOW: So the robbery -- it's pulling up the robbery with substantial bodily harm Case Number 12 -- need to make it bigger -- 1111 so it's four ones 9D and that conviction is for robbery causing bodily injury. And I -- I'm just going to see if I can go down and see the listed offense date. If not I can get it from the actual paperwork that's easier to
read. And there's different victims named on each.
THE COURT: Okay.
MR. SCOW: And so then the harassment judgment of conviction is Case Number 1209761D State of Texas, harassment of public servant, third-degree felony. And then the fourth one, the offense is retaliation Case Number 12097 -- oh, wait let's see. Do -- I think this one might be the same as the other one, harassment and retaliation they might -- but this -THE COURT: It's one case?

MR. SCOW: They might be. The case number -- and I'll look again at the other one to see if it's the same number. It's 1209760D and I'll just pull up the harassment now 9760. It is -- it's different, it's one number off. This one is 9761D the other one is 9760D so they are different case numbers.

THE COURT: Okay.
So they could ask you about that if you choose to testify. Now, if you choose not to testify, again they are precluded or forbidden from commenting upon the fact that you didn't testify when they make their closing arguments to the jury. And also the Court will give an instruction to the jury if asked to do so. Which essentially says, that an accused or in a criminal case may not be compelled to testify thus the decision as to whether he should testify is left to the defendant on the advice and counsel of his lawyer. And it
tells the jury that they're not to draw any inference of guilt from the fact that he does not testify nor should that be considered by them or discussed by them in their deliberations in any way. Do you understand all that?

DEFENDANT BARR: Yes.
THE COURT: Okay. Have you had an opportunity to discuss your right to testify as well as your right not to testify with your lawyer Mr. Hughes?

DEFENDANT BARR: Yes.
THE COURT: And do you have any questions you would like to ask me, the Court, about either of these rights?

DEFENDANT BARR: Yes.
THE COURT: What?
DEFENDANT BARR: 'Cause I was convicted for them already. I went to prison for all those.

THE COURT: Right.
DEFENDANT BARR: I'm saying does -- does -- does that -- I'm saying, like, it's supposed been one case so, like, how's it -- I want to know how's it different?

THE COURT: Well, I don't know that -- I mean, all I -- all they're required to do is get the certified judgments of conviction, and if they have the certified judgments of conviction they can say, you know, isn't it true that you were convicted on this date, in this county, and case number of this crime. That's all they can ask you basically.

JD Reporting, Inc.

And then they can't argue, like, to the jury they can't say we know Mr. Barr is a bad person because he's been convicted of robbery before or we know Mr. Barr must have committed these robberies because he's a robber. All they can say and there's an Instruction --

MS. SCHIFALACQUA: Yeah.
THE COURT: -- and I don't have it in front of me, but essentially the instruction tells the jury that they can only consider the evidence of your past convictions as it weighs on your credibility as a witness, but they can't consider it as evidence of bad character or that you acted in conformity with the bad character.

Does anyone have that instruction? I'm essentially paraphrasing it.

MS. SCHIFALACQUA: Correct. And I said if they would testify I would put in it's a standard felony instruction that we use even if our witnesses had a felony --

THE COURT: Right.
MS. SCHIFALACQUA: -- they're instructed that it is directed only to their credibility as a witness --

THE COURT: Right.
MS. SCHIFALACQUA: -- the fact that a witness or a witness is a felon is only to be considered by the jury as to it weighs on their credibility and the jury is to give it its weight, and it's not to be considered for any evidence of that
character.
THE COURT: Of bad character or anything like that. DEFENDANT BARR: Okay. Yes, ma'am. THE COURT: Do you understand that?

DEFENDANT BARR: Yes, ma'am.
THE COURT: Any other questions?
DEFENDANT BARR: No.
THE COURT: All right. Did I cover that admonishment to the --

Oh, well, I'm sorry. Mr. Barr, have you made a decision as to whether or not you want to testify in this case? DEFENDANT BARR: Yes.

THE COURT: And what is that decision?
DEFENDANT BARR: No, I do not want to testify. THE COURT: Okay.

Did I cover that admonishment to the satisfaction of the defense, Mr. Brower?

MR. BROWER: Judge, you did. Especially given my prior conversations with my client regarding his rights to testify. We addressed all that, and we've gone through actually the fact that you were going to do this as well so you're fine with me.

THE COURT: Mr. Hughes?
MR. HUGHES: I'm satisfied, Your Honor.
THE COURT: State?

JD Reporting, Inc.

MR. SCOW: We are satisfied as well, Judge. MS. SCHIFALACQUA: That's correct.

THE COURT: All right. So here's the deal. We have the jury coming back at 12:30. Maybe, lawyers, you can come in at -- I looked at the calendar it's not too bad. Do you guys --

\section*{THE CLERK: Tomorrow?}

THE COURT: No, on Thursday --
THE CLERK: On Thursday.
THE COURT: -- come in at 11 on Thursday --
MS. SCHIFALACQUA: Okay.
MR. SCOW: That's fine.
THE COURT: -- so we can settle jury instructions. And I don't know if you need your clients here for that if you want them here or don't want them here for settling jury instructions?

MR. HUGHES: I don't see that they would add anything to the --

THE COURT: Yeah.
MR. BROWER: Judge, I think my client would just like to be here to discuss part of my closing which would be easier when we have the break. So I don't know if it's inconvenient to bring them over, but if it is, I'd like to go over at least have him available so I don't wait later. But I will leave that to the discretion of the Court and the staff. I don't
know if it's easier or not.
THE COURT: Can't you visit him at the jail?
MR. BROWER: Well, I can visit him at the jail.
THE COURT: I mean, I'm fine if the jail brings him
over. I don't know -- I mean --
MR. BROWER: I just don't know if --
THE COURT: -- maybe dressed and everything to go at 11 -- 11:00 o'clock and then they eat their lunch --

THE CORRECTION OFFICER: Yeah, that way we're going to dress them at 7:00 in the morning and have them downstairs (inaudible).

THE COURT: -- and then they'd come back at
12:30 for --
MR. BROWER: Yeah, he's actually indicated he's okay with coming over a little bit later, Judge, so.

THE COURT: Okay. So Mr. --
MR. BROWER: Phillips.
THE COURT: -- Phillips, I'm sorry, Phillips, do you want to be here when we just talk about the jury instructions? DEFENDANT PHILLIPS: I mean, if I can. If it's a big deal, no, that's cool.

THE COURT: It's not a big deal.
DEFENDANT PHILLIPS: All right.
THE COURT: You do. All right. Then they'll both be here --

JD Reporting, Inc.

MR. HUGHES: Mr. Barr says he'd prefer to stay over at his accommodations.

THE COURT: Well, it's probably easier for the jail --

MR. HUGHES: All right.
THE COURT: -- to do both or none. So if one comes, they both come.

And then we'll take our -- however long that takes to do then we'll eat lunch or --

MS. SCHIFALACQUA: Sure.
THE COURT: And then 12:30. So what I'd like the lawyers to do is if there are objections or you have some proposed instructions, defense -- defense?

MR. BROWER: Sorry --
THE COURT: Then if you guys have proposed
instructions, send them to the State and then before you come in and see me because you have a whole day to do this --

MR. BROWER: And, Judge, can I --
MR. SCOW: We'll have it --
THE COURT: -- see if you meet together -- the lawyers just the lawyers meet and see if you can resolve your differences so.

MR. BROWER: Judge, can I just address the 11:00 thingy. My client was under the impression the jury would be here --

JD Reporting, Inc.

THE COURT: No.
MR. BROWER: -- and he did not want -- I just explained to him it's just us going over the written instructions. He's okay coming over later.

THE COURT: Right. Right.
\(\operatorname{MR}\). BROWER: And he will dress that --
THE COURT: And sometimes we may be, you know, like, they might object to a word, and we may rewrite something that kind of thing.

MR. BROWER: But he's okay coming over at 12:30. I know he was just canvassed so he would --

THE COURT: Is that right, Mr. Phillips?
DEFENDANT PHILLIPS: Yes, ma'am.
THE COURT: Okay.
And then, Mr. Barr, you didn't want to come over till 12:30 either?

DEFENDANT BARR: Yes, ma'am.
THE COURT: Okay. All right. If there's anything momentous in settling of the jury instructions we'll put it on the record when the defendants are here.

MR. HUGHES: Okay. Can I call you tonight?
MR. BROWER: Judge, just procedurally while we're -THE COURT: You can, but I'm not going to answer the phone.

MR. HUGHES: That's what \(I\) was afraid of.

JD Reporting, Inc.

MR. BROWER: -- while we're still here, I had reserved my opening. My client's not testifying I won't be giving one. We can address it later but I won't be getting an opening at this point in time because --

THE COURT: All right.
MR. BROWER: -- I'm not anticipating calling any other witnesses.

THE COURT: All right. So basically probably what you should just do is they've rested. When I turn to you, Mr. Brower, you can just rest.

MR. BROWER: Right and -- that's correct.
THE COURT: All right.
MR. BROWER: I just wanted the Court to be aware procedurally because of that I won't be trying to do an opening and then resting.

THE COURT: Right. Because your opening basically is going to be your closing. MR. BROWER: Correct.

THE COURT: All right. So we'll see everybody back 11:00 on Thursday. (Proceedings recessed for the evening 1:27 pom.) - ono-

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case.


JD Reporting, Inc.

\section*{BY MR. BROWER:}
[10] 39/6 40/8 49/6 87/5 88/18 118/2 123/3 123/9 140/19 144/19
BY MR. HUGHES: [9]
42/22 50/3 51/9 52/24 56/20 79/10 80/4 119/4 142/12
BY MR. SCOW: [31]
12/12 13/2 17/17 18/15 22/12 22/24 38/23 45/21 53/18 54/13 56/2 83/6 84/21 85/9 89/24
92/3 95/21 98/20 99/10
100/19 102/6 102/24
103/21 104/1 106/20
109/1 111/1 111/22
112/24 116/19 121/17

\section*{BY MS.}

SCHIFALACQUA: [16]
59/14 60/17 62/1 62/19
63/16 67/9 68/4 70/5
73/11 74/5 81/14 125/2
130/5 132/4 143/9
146/21
DEFENDANT BARR:
[19] 151/16 151/24
152/9 155/2 155/8
155/13 155/15 155/17
158/5 158/9 158/12
158/14 158/17 160/3
160/5 160/7 160/12
160/14 164/17

\section*{DEFENDANT}

PHILLIPS: [13] 148/17 149/2 149/20 150/6 150/10 150/13 150/16 150/19 150/22 150/24 162/20 162/23 164/13
MR. BROWER: [68] 7/5 7/7 7/17 9/10 10/2 11/7 22/21 42/19 49/22 54/9 55/7 56/17 58/10 58/13 58/15 58/19
58/22 67/2 67/23 73/8 79/7 82/9 84/18 89/18 91/5 95/10 95/14 98/7 102/2 103/17 106/12 106/15 108/16 108/22 112/17 115/5 116/11 119/1 123/8 124/2 130/1 142/9 145/18 147/2 147/5 151/1 151/5 151/7 151/9 156/13 160/18 161/20 162/3 162/6 162/14 162/17 163/14 163/18 163/23 164/2 164/6 164/10 164/22 165/1 165/6 165/11 165/13 165/18
MR. HUGHES: [38] 7/24 9/9 9/25 11/5 22/20 38/19 45/16 55/8 57/9 67/4 81/10 82/10 84/17 89/20 91/7 95/15 98/8 102/3 103/16

108/17 108/23 112/18 115/7 121/13 124/3 130/2 143/5 145/19 147/3 152/19 156/7 156/10 160/24 161/17 163/1 163/5 164/21 164/25
MR. SCOW: [94] 8/12 8/16 8/25 9/2 9/5 9/7 9/16 10/4 10/16 10/24 11/1 11/24 12/10 17/14 18/12 22/9 22/11 22/17 39/1 45/19 49/3 53/15 54/6 54/10 54/12 55/5 55/24 56/14 57/10 57/20 83/4 84/15 87/1 89/22 91/3 91/13 95/8 95/11 95/19 98/1 98/5 98/11 98/13 98/17 99/8 100/16 101/25 102/22 103/13 108/14 108/18 108/21 110/23 111/21 112/14 112/21 114/5 114/23 115/1 115/3 115/12 115/14 115/17 116/7 116/18 117/21 122/25 124/5 147/10 147/15 149/8 152/14 152/23 153/2 153/7 153/9 153/17 153/21 153/24 154/1 154/4 154/6 154/10 154/16 154/20 156/5 156/8 156/14 156/20 157/3 157/10 161/1 161/12 163/19
MS. SCHIFALACQUA:
[64] 5/6 5/8 6/6 6/9
6/11 6/13 6/16 7/14 8/10 10/9 10/20 10/23 11/3 11/13 58/17 59/3 59/12 60/16 61/22
62/13 62/18 63/13 67/5 67/8 67/24 68/2 70/1 70/4 74/3 79/4 79/23 81/12 82/7 115/9 115/11 115/13 115/19 115/22 115/25 116/4 124/12 124/24 129/24 131/25 140/14 143/7 144/17 145/22 146/25 149/6 149/9 149/13 152/13 153/8 153/12 154/15 154/17 159/6 159/15 159/19 159/22 161/2 161/11 163/10 THE CLERK: [18] 9/15 12/4 22/10 59/7 82/21 82/25 91/19 91/24 92/1 95/18 98/12 98/15 98/18 100/15 110/25 124/18 161/7 161/9
THE CORRECTION
OFFICER: [1] 162/9 THE COURT: [254] THE MARSHAL: [2] 10/18 11/12
THE RECORDER: [2]
59/24 91/23

THE WITNESS: [36]
12/6 40/7 51/7 52/17 52/19 52/21 52/23 55/16 55/19 55/22 59/9 60/1 60/4 60/7 60/10 60/13 62/12 62/16 68/3 80/2 82/15 82/23 83/1 85/8 88/16 91/21 91/25 98/19 100/18 103/25 106/18 124/10 124/20 132/3 146/4 146/10 -
'Cause [3] 36/23 71/3
158/14
\begin{tabular}{l}
- \\
- \\
- \\
\hline
\end{tabular}
. 40 [1] 140/12
.9mm [3] 135/4 135/6 140/11

\section*{0}
001 [1] \(97 / 16\)
01 [1] \(70 / 21\)
2,0
012 [1] 111/14

1
\(\overline{10[10] ~ 57 / 19 ~ 86 / 1 ~ 86 / 2 ~}\) 86/18 86/18 126/3
141/23 149/4 152/2 152/3
103 [2] 34/16 75/9
105 [2] 33/20 76/19
10:38 [1] 58/8
10:50 [1] 57/22
10:54 [1] 58/25
10th [5] 85/24 85/25
93/18 107/7 107/24
11 [6] 1/14 5/1 92/8
92/25 161/10 162/8
11/21/2018 [1] 122/10
1111 [1] 156/22
11:00 [2] 162/8 163/23
11:00 on [1] 166/2
12 [3] 9/16 92/21
156/21
12097 [1] 157/6
1209760D [1] 157/12
1209761D [1] 157/4
1211085D [1] 156/16
12:12 [1] 114/20
12:14 [1] 116/14
12:25 [1] 114/7
12:26 [1] 116/14
12:28 [1] 116/15
12:30 [3] 161/4 163/11
164/10
12:30 either [1] 164/16
12:30 for [1] 162/13
12:30 on [3] 147/21
147/22 148/10
140 [1] 16/8
142 [11] 15/19 44/1
70/15 70/18 83/22 84/9 84/13 103/6 103/22 104/5 104/6
001579

154 [5] 36/9 41/23 47/18 78/2 78/7

276 [3] 107/15 108/18 15877 [3] 97/21 111/11 \(\left\lvert\, \begin{array}{ll}276-298[1] ~ 108 / 20 ~\end{array}\right.\) 130/17
17 [5] 70/21 86/2 86/4 86/18 86/19
177 [1] 111/15
17th [3] 9/19 9/22 71/15
18 [2] 85/18 101/18
18-15877 [2] 97/21 130/17
181 [1] 29/19
195 [2] 26/5 66/3
199 [3] 21/11 65/22 85/16
1:00 [3] 10/13 115/15 115/23
1:00 maybe [1] 115/14
1:10 [1] 148/11
1:27 [1] 166/3
1:30 [2] 10/12 11/1
1:30 time [1] 116/6
1st [3] 71/15 86/24
122/10

\section*{2}

2,000 [1] 93/2
20 [7] 8/18 9/6 9/15
9/16 36/10 136/16 136/16
2007 [1] 92/17
2008 [1] 92/20
2010 [1] 62/6
2016 [4] 122/11 122/17 122/22 123/19
2018 [11] 1/14 5/1 9/19 9/20 27/14 63/18 83/22 107/24 122/10 123/20 123/21
204 [1] 29/24
2080 [1] 94/2
21 [2] 138/4 141/25
2100 [1] 97/16
2100-001 [1] 97/16
223 [1] 139/12
24 [2] 86/4 86/4
2404 [5] 94/7 94/14
95/6 96/5 101/20
242 [6] 16/13 83/22
84/5 84/11 103/6 104/10
25 [2] 86/19 93/4
263 [1] 24/21
264 [3] 24/21 25/1 25/4
266 [5] 102/21 102/23
103/1 103/14 103/22
266-275 [1] 103/20
267 [1] 104/2
268 [1] 104/8
269 [1] 104/11
27 [2] 32/6 73/21
270 [1] 104/19
271 [1] 104/25
273 [1] 105/2
274 [5] 22/6 22/17
22/23 23/2 66/10
275 [5] 102/23 103/1
103/14 103/20 105/4

277 [3] 107/17 109/6
109/16
278 [1] 109/8
280 [2] 109/11 109/17
282 [1] 110/4
283 [1] 110/6
284 [1] 110/9
285 [2] 110/12 112/25
286 [2] 110/18 111/21
289 [1] 113/20
291 [1] 117/11
297 [1] 113/16
298 [4] 107/16 108/18
108/20 113/10
299 [4] 95/1 95/8 95/18
96/3
299-317 [1] 95/20
2MELM75W6RX655459
[1] 110/3

\section*{3}

30 [2] 123/12 144/25
300 [1] \(96 / 6\)
301 [1] \(96 / 9\)
303 [1] 96/11
304 [1] \(96 / 17\)
\(\begin{array}{ll}306 \text { [1] } & 96 / 19 \\ 307 \text { [1] } 96 / 24\end{array}\)
308 [1] 97/2
309 [1] 99/14
31 [1] 86/4
310 [1] 99/17
311 [1] 99/23
312 [1] 99/21
313 [1] 100/3
314 [1] 100/9
315 [1] 95/22
316 [1] 100/23
317 [6] 95/2 95/9 95/18
95/19 95/20 100/13
318 [2] 71/19 105/10
319 [4] 102/23 103/7
103/14 105/6
319-327 [1] 103/20
320 [1] 105/12
321 [1] 105/16
325 [1] 105/21
326 [1] 105/23
327 [5] 102/23 103/7
103/14 103/20 105/25
333 [4] 101/15 101/25
102/4 102/5
333A [1] 102/9
339 [3] 97/10 98/6
98/10
351 [1] 24/21
352 [1] 24/21
354 [1] 24/22
356 [2] 122/1 122/9
358 [1] 23/12
365 [1] 24/21
385 [4] 107/18 108/21
108/24 123/10
385-390 [1] 108/25
386 [2] 116/20 118/7
387 [1] 116/23
\begin{tabular}{|c|c|c|c|c|}
\hline 3 & 9D [1] 156 & actually [13] 10 & 122/2 123/8 132/2 & 128/ \\
\hline 390 [8] 107/17 107/18 & 9th [5] 9/20 9/22 93/17 & 25/12 58/24 62/14 & 132/5 135/13 136/3 & 130/13 132/11 132/19 \\
\hline 390 [8] 107/17 107/18 & 103/10 1 & 87/24 95/10 123/20 & 147/20 154/25 155/16 & 132/20 139/8 141/10 \\
\hline 108/25 109/24 122/4 & A & 129/12 130/11 142/18 & 156 & /3 149/21 151/25 \\
\hline 395 [3] 129/13 129/24 & a.k & ADAIR [1] 1/13 & 133 & \\
\hline 130/3 \(130 / 4\) & a.m [5] 5/1 11/16 11/16 & add [1] 161/17 & 133/7 133/8 137/2 & ] \(46 / 13\) \\
\hline \[
\begin{aligned}
& \text { 395-400 [1] 130/4 } \\
& \text { 3rd [1] } 85 / 20
\end{aligned}
\] & 58/8 58/25 & addition [1] 118/22 & 142/14 142/18 & 46/15 46/16 \\
\hline & able [17] & additional [6] 57/12 & Airsoft [5] 146 & always [5] 8/9 7 \\
\hline 4 & 109/20 119/25 125/23 & 91/9 98/25 124/7 & 146/13 146/13 146/23 & 92/9 136/6 144/6 \\
\hline 4.5 millimeters [1] & 128/22 135/19 136/3 & 126/22 147/7 & 146/24 & am [6] 85/5 125/13 \\
\hline 146/17 & 136/8 136/10 136/11 & address [3] 5/11 & Airsofts [1] 146/14 & 125/14 126/20 126/23 \\
\hline 4.5mm [3] 135/9 138/4 & 137/4 138/4 140/4 & 163/23 165/3 & ALEXANDER [2] 1/9 & 140/24 \\
\hline 140/9 & & addressed [2] & & amend [2] 9/3 9/23 \\
\hline 40 [1] 36/10 & about [90] 5/23 6/20 & 160/20 & all [130] 5/4 7/8 7/16 & amended [1] 9/12 \\
\hline 400 [5] 92/20 129/13 & 7/3 10/21 11/14 14/22 & admission [9] & 7/25 8/11 9/2 9/11 9/14 & ammunition [3] 127/ \\
\hline 129/25 130/3 130/4 & 12 19/21 19/23 19/24 & 95/8 98/1 98/5 101/25 & 10/12 11/10 11/18 & 127/17 128/2 \\
\hline 401 [2] 83/25 84/16 & 19/25 20/17 21/10 & 103/13 108/14 112/14 & 18/7 19/19 20/19 22/22 & amount [4] 135/17 \\
\hline 401-402 [1] 84/20 & 21/19 23/7 24/14 24 & 129/24 & 31/8 37/2 39/2 39/3 & 136/23 137/4 137/20 \\
\hline 402 [7] 70/2 70/7 83/25 & 24/18 25/14 25/22 & admit [2] 22/17 89/4 & 45/4 45/12 45/16 50/11 & analysis [6] 119/10 \\
\hline 84/6 84/16 84/20 86/15 & 25/24 26/1 26/12 27/20 & admitted [35] 3/17 4/2 & 52/9 54/2 55/9 55/11 & 126/2 126/11 128/25 \\
\hline 403 [7] 22/10 22/11 & 28/10 28/18 28/21 & 22/22 22/23 65/21 66/2 & 55/13 56/3 57/12 57/21 & 132/23 138/19 \\
\hline 22/13 22/18 22/23 & 30/16 32/25 34/4 34/21 & 66/10 71/18 73/2 75/8 & 57/23 59/1 60/12 67/7 & analyst [3] 92/5 92/7 \\
\hline 22/25 66/13 & 34/23 34/25 35/5 35/8 & 77/13 78/2 84/19 84/20 & 75/5 79/5 81/10 81/22 & 92/21 \\
\hline 404 [4] 111/3 & 35/21 37/16 37/20 38/9 & 95/17 95/20 98/9 98/10 & 82/12 82/24 83/2 84/19 & analyze [6] 128/7 \\
\hline 112/20 130/7 & 39/7 43/13 45/24 47/2 & 102/4 102/5 103/19 & 87/2 88/4 88/17 89/7 & 128/22 129/8 129/9 \\
\hline 42:50 [1] 47/20 & 48/10 48/12 50/15 52/7 & 103/20 105/10 107/16 & 91/8 95/16 97/4 98/9 & 130/16 137/4 \\
\hline 45 [1] 144/25 & 54/14 & 108/19 108/20 108/24 & 03/18 108/10 & zed [3] 127/6 \\
\hline 48045 [1] 6/24 & 6/15 66/16 67/11 & 108/25 112/19 112/20 & 108/12 108/19 108/24 & 140/4 \\
\hline 5 & 75 & 130 & 114/21 115/1 115/6 & \\
\hline 5-4 [2] 40/16 40/17 & 86 & admonished [1] & 115/21 116/16 117/20 & another [14] 66/13 \\
\hline \[
500 \text { [1] } 1
\] & 116/9 119/18 125/20 & admonishment [3] & 117/22 121/13 121/13 & 96/25 97/3 105/11 \\
\hline 59 [2] 35/12 77/13 & 125/21 126/8 126/1 & 148/13 160/8 160/1 & 123/25 124/2 124/7 & 105/13 106/6 107/13 \\
\hline & 12 & adult [3] 153/6 153/7 & 124/22 125/6 128/10 & 110/10 112/5 114 \\
\hline 6 & 128/4 131/17 131 & 153/8 & 25 & 14/7 116/24 117/ \\
\hline 6 millim & 132/23 138/16 139/24 & advantage [1] 139/15 & 131/13 134/12 135/2 & 143/16 \\
\hline 146/15 & 143/25 145/10 146/14 & advice [2] 150 & 40/16 143/5 & answer [1] 164/23 \\
\hline 60631954 [1] 111/16 & 150/12 152/4 154/23 & 157/25 & 145/24 146/1 146/5 & answers [1] 41/2 \\
\hline 6th [1] 9/20 & /1 & affixed [1] & 147/7 147/17 148/9 & ANTHONY [18] 1/10 \\
\hline 7 & & afraid [2] & 148/12 148/18 149/3 & 16/25 17/18 18/2 18/1 \\
\hline & & AFTE [2] & 149/7 149/10 149/14 & 18/16 19/12 19/12 \\
\hline 7/01 & & 126 & 150/7 150/11 150/14 & 21/24 24/9 26/24 29 \\
\hline 7/10 [4] 86/1 86/2 & above-entitled [1] & after [31] 14/20 14/22 & 151/8 151/11 152/16 & 30/8 54/15 54/16 54/21 \\
\hline 86/18 86/18 & 166/6 & 24/13 25/11 29/5 58/17 & 153/7 153/8 154/2 & 55/17 63/14 \\
\hline 7/17 [5] 70/21 86/2 & Absolutely [2] 8/10 & 66/23 69/22 70/23 & 154/5 154/13 154/18 & anticipate [1] 115/5 \\
\hline 86/4 86/18 86/19 & 137/9 & 74/13 102/15 102/17 & 154/21 155/12 155/17 & anticipating [1] 165/6 \\
\hline 7/24[2] 86/4 86/4 & academy [1] & 104/2 115/15 115/23 & 155/24 158/4 158/15 & any [88] 5/18 5/25 6/3 \\
\hline 7/25 [1] 86/19 & accept [2] 88/19 88/2 & 117/3 125/19 125/22 & 158/20 158/21 158/25 & 6/20 7/4 7/21 7/24 7/25 \\
\hline 7/3 [2] 86/1 86/17 & accessed [1] 98/22 & 131/10 131/12 131/20 & 159/4 160/8 160/20 & 8/2 8/2 8/8 9/8 9/24 \\
\hline 7/3/18 [1] 85/18 & accommodations [1] & 132/25 133/13 134/11 & 161/3 162/23 162/24 & 22/19 28/13 35/5 35/7 \\
\hline 7/31 [1] 86/4 & 163/2 & 134/25 138/18 138/22 & 163/5 164/18 165/5 & 36/1 38/6 42/17 45/18 \\
\hline 7:00 [1] 162/10 & accredited [3] 126/16 & 142/2 142/15 142/22 & 165/8 165/12 166/1 & 48/1 48/14 48/23 49/1 \\
\hline & & 14 & alleges [1] & 49/3 49/4 49/25 50/25 \\
\hline 8 & accused [2] 149/24 & again [22] 18/8 23/21 & allow [2] 136/24 141/3 & 51/3 51/5 51/23 53/10 \\
\hline 8 pounds [1] 1 & & 24/1 30/21 32/7 33/8 & allowed [2] 90/17 & 55/5 55/6 55/9 55/23 \\
\hline 8/7 [1] 86/12 & across [2] & 40/5 41/6 43/3 47/18 & 90/18 & 56/14 56/21 57/12 58/1 \\
\hline 8/7/18 [1] 101/18 & 13 & 49/8 & allows [1] & 58/2 58/3 72/6 72/17 \\
\hline 8:45 [1] 10/10 & ac & 96/25 97/3 101/ & almost [3] 114/24 & 76/19 78/24 79/1 79/2 \\
\hline 9 & & 111/8 145/16 147/23 & 27 & /1 \\
\hline & 137/10 137/11 \(137 /\) & & & \\
\hline 97 [1] 38/12 & 137/21 137/23 & agent [1] 83/19 & 107/16 131/8 158/15 & 19/12 119/24 120/10 \\
\hline 9760 [1] 157/1 & 139/14 & aggravated [3] 153/3 & also [33] 13/9 14/2 & 120/23 120/23 \\
\hline 9760D [1] 157/14 & acts [4] 7/4 7/22 7/25 & 153/18 156/15 & 14/8 16/25 17/21 42/6 & 122/19 123/14 124/6 \\
\hline 9761D [1] 157/14 & 8/ & ago [5] 5/9 12/23 12/24 & 43/25 69/12 75/19 & 129/8 145/21 145/23 \\
\hline 9:04 [1] 5/1 & actual [5] 139/18 & 12/25 54/24 & 87/19 88/13 88/16 & 147/6 148/3 148/4 \\
\hline 9:12 [1] 11/16 & 139/19 142/6 146/9 & ahead [16] 57/18 60/15 & 103/8 107/22 118/22 & 148/5 148/6 150/2 \\
\hline 9:30 [1] 11/16 & 156/25 & 94/13 99/2 101/9 114/7 001580 & 126/21 128/1 128/18 & 150/5 150/11 150/12 \\
\hline
\end{tabular}

believe [15] 11/4 19/6 41/17 41/23 50/16 71/14 81/7 93/2 94/7 94/10 100/8 104/6 127/6 135/24 142/5 bell [2] \(6 / 1987 / 11\) belonged [1] 44/3 belonging [1] 106/9 belongs [1] 106/10 Below [1] 48/5 bench [2] 55/12 145/25 beside [1] 58/11
best [1] 62/21
better [2] 63/3 100/16
between [9] 8/3 9/19
9/21 14/6 101/13
134/19 139/16 140/20 140/25
big [7] 64/19 95/25 127/14 129/2 156/10 162/20 162/22
bigger [1] 156/22
birthday [1] 143/1
bit [10] 23/7 36/11
74/13 100/16 126/11
128/3 138/16 142/2
147/19 162/15
black [6] 17/13 38/22
44/12 44/13 44/14 61/21
blah [3] 155/21 155/21 155/21
blood [2] 62/9 62/14
blowing [1] 143/1
blue [5] 43/11 111/24
112/11 113/3 113/22
bodily [4] 153/3 153/18 156/21 156/23
body [1] 126/17 both [20] 12/5 14/4
27/4 27/5 27/11 35/2 45/4 59/8 78/13 84/23 90/3 97/17 98/25 101/2 126/22 137/10 153/22
162/24 163/6 163/7
bought [2] 80/18 82/4
Boulder [4] 13/4 17/21 64/8 81/1
Boulevard [2] 94/2 102/19
bound [1] 8/18 box [13] 38/22 111/7 111/13 117/9 130/10 131/4 132/7 132/11 132/12 132/13 138/7 138/13 138/25
boyfriend [7] 12/17 12/18 14/15 44/9 45/11 45/13 46/12
break [16] 10/11 10/13 57/19 58/18 114/4 114/7 114/8 114/18 115/24 116/1 116/9 128/3 138/14 147/23 148/12 161/22
brief [5] 39/1 57/19 57/23 92/12 114/8

Brigham [1] 125/19 bright [1] 146/12 bring [7] 10/19 25/16 89/2 147/24 154/11 156/3 161/23
brings [1] 162/4 broken [2] 112/11 136/1
brother [1] 90/17 brought [3] 25/13 117/4 118/3
BROWER[24] 1/19 2/6
2/9 2/20 3/5 3/8 3/11 3/14 6/18 39/4 45/23 47/4 49/4 51/25 56/16 79/6 87/3 117/23 123/1 140/17 147/1 150/9 160/17 165/10
Building [1] 94/14 built [1] 139/22
bullet [2] 135/4 140/12
bunch [2] 42/6 145/2
burgundy [1] 76/12 burst [1] 137/2
but [75] 5/10 6/13 7/10 7/19 14/20 17/22 20/24 37/10 40/10 40/12 48/8 50/17 61/9 63/2 64/19 68/20 71/11 74/14 74/24 76/9 80/2 81/20 81/23 83/19 85/25 89/2 90/7 90/17 107/2 109/16 109/18 116/13 118/12 118/22 118/24 120/3 123/25 125/8 126/12 129/9 131/3 133/14 133/15 133/20 134/1 136/1 136/5 136/7 139/2 140/10 141/20 142/19 144/1 144/24 145/4 145/5 145/11 145/16 146/11 147/15 151/2 152/21 152/24 153/2 153/9 154/2 154/11 157/8 159/8 159/10 161/23 161/24 164/10 164/23 165/3
buy [1] 19/18
C
C-18-335500-1 [1] 1/7
C-18-335500-2 [1] 1/7
C-r-o-m-w-e-I-I [2]
91/22 91/25
cage [1] 104/16
calculated [1] 134/23
calendar [1] 161/5 caliber [2] 111/15 117/18
call [9] 11/23 59/2 64/15 72/20 82/17 91/12 124/11 141/4 164/21 called [13] 12/2 59/5 82/19 91/17 93/18 93/20 97/5 124/16 126/17 137/15 144/5 144/5 144/6
calling [1] 165/6 calls [2] 59/3 124/13 came [17] 20/1 20/1 28/1 39/19 43/25 50/21 69/10 69/15 69/19 72/17 74/13 80/10 93/14 93/16 118/9 130/21 135/5
camera [1] 76/1 can [94] 6/10 8/6 14/8 14/9 17/10 17/14 18/4 18/8 18/12 31/3 31/5 31/16 32/12 33/1 33/2 37/18 40/5 43/7 48/4 49/7 50/12 51/10 54/6 60/6 61/17 63/10 67/5 68/3 75/22 79/25 85/3 85/10 85/17 89/11 90/14 91/24 92/14 95/10 99/2 99/5 104/24 106/13 106/23 109/23 109/23 110/2 116/9 118/7 118/14 118/18 118/19 118/20 118/20 118/20 121/20 125/11 126/11 127/9 127/11 127/16 128/3 128/4 128/7 129/15 132/5 133/19 133/22 134/9 137/15 139/16 140/9 147/12 152/7 154/11 154/25 155/24 156/8 156/24 156/25 158/23 158/25 159/4 159/8 161/4 161/13 162/3 162/20 163/18 163/21 163/23 164/21 164/23 165/3 165/10
can't [14] 48/1 59/24 64/1 76/9 80/8 121/24 154/10 155/9 155/11 155/12 159/1 159/2 159/10 162/2
candle [1] 143/2 Canisters [1] 144/5 canvass [3] 58/11 115/24 116/8 canvassed [1] 164/11 capacity [1] 128/18 car [20] 25/12 28/4 30/14 30/20 33/22 33/23 33/25 57/7 71/23 71/24 71/25 77/1 77/6 77/7 79/11 79/21 109/15 109/16 118/3 118/6
card [4] 88/16 88/22 88/25 90/23
cardboard [1] 130/10 cards [1] 88/21 care [3] 10/14 26/3 26/4
career [1] 127/4 cargo [1] 105/22 cartridge [21] 127/20 128/19 129/8 132/21 133/5 134/14 135/8 135/15 135/22 139/10 139/16 141/11 141/11 001582

141/15 141/18 141/24
142/15 142/22 142/25 143/17 144/20
cartridges [4] 142/1 144/4 144/5 144/6 case [65] 1/7 6/5 7/6 11/9 53/24 57/16 57/24 57/24 58/1 58/2 72/3 88/20 91/11 93/12 97/15 97/19 111/8 113/11 114/9 114/9 114/11 114/12 114/15 127/13 129/7 129/10 129/21 130/24 131/11 133/9 133/10 136/16 136/25 137/5 141/4 148/1 148/1 148/3 148/4 148/7 149/24 150/15 152/21 153/6 153/6 153/20 155/18 155/21 155/23 155/25 156/1 156/14 156/15 156/17 156/21 157/4 157/6 157/9 157/10 157/14 157/23 158/18 158/24 160/11 166/7 cases [5] 120/15 120/15 127/4 138/23 155/17
casework [1] 127/8
cash [5] 19/16 20/2 20/3 46/20 54/15
casings [2] 128/19 129/8
casino [1] 93/25 caught [2] 26/2 104/13 cause [1] 60/25 caused [2] 24/17 47/10 causes [1] 139/10 causing [1] 156/23 cell [7] 18/7 23/10 24/11 39/20 56/4 97/1 104/6
Central [1] 92/17
ceramic [1] 134/2
certain [3] 68/18 74/24 120/14
certification [1] 126/22 certified [7] 126/23
154/2 154/19 154/24 155/20 158/21 158/22 certify [1] 166/5
cetera [2] 71/25 74/22 chain [3] 130/12 130/14 130/25
chair [4] 99/15 99/17 99/18 101/14 chairs [3] 58/6 114/16 148/8
chamber [3] 132/17 139/23 140/3
chambered [1] 140/11
chance [1] 81/23
change [2] 58/22
144/21
character [7] 5/18 5/19 6/1 159/11 159/12 160/1 160/2
characteristics [1]

139/6
charges [1] 9/18
chase [1] 6/15
check [2] 10/18 119/21
checked [1] 10/4
checking [1] 119/16
checkpoints [1]
134/18
chemistry [1] 92/19
Chief [1] 1/18
children [2] 62/21 62/21
choice [1] 61/6
choose [8] 148/18
149/16 149/21 151/17 151/25 155/4 157/17 157/18
chronograph [7]
134/15 134/16 134/23 134/25 135/2 135/3 136/4
chronographs [1] 136/6
Circus [18] 27/18
27/18 93/24 93/24 95/4
95/4 95/5 95/5 95/24
95/24 99/11 99/12
101/17 101/18 102/15
102/15 119/6 119/6
City [1] 92/5
clarify [2] 52/1 67/6
CLARK [2] 1/2 5/1
clear [8] 48/21 74/3
79/1 81/15 127/1
131/19 143/11 145/4
cleared [1] 146/22
clearly [3] 6/10 60/8 156/11
clerical [2] 8/17 9/17
clerk [3] 9/11 22/9 123/8
client [3] 160/19
161/20 163/24
client's [1] 165/2 clients [1] 161/14 clip [3] 31/20 31/23 37/12
close [14] 58/20 62/11 81/20 96/7 96/22 100/6 100/10 100/11 110/19 113/17 116/6 117/10 117/12 139/4
close-up [7] 96/7 100/6 100/10 100/11 110/19 113/17 117/12
close-ups [1] 117/10
closer [10] 10/13 23/2
58/23 96/14 96/17
96/20 99/17 109/19 110/4 151/2
closing [8] 132/17
149/1 149/19 151/23
155/6 157/20 161/21 165/17
clothes [3] 20/22 28/5
49/8
clothing [9] 17/11 18/5
23/8 29/10 31/22 34/21
37/7 37/17 37/18

CO2 [25] 132/21 133/3
133/4 133/9 133/11
134/3 134/14 135/8
135/15 139/16 141/11
141/15 142/1 142/15
142/22 143/11 143/15
143/16 143/20 143/21
143/24 144/3 144/3
144/6 144/20
cocking [2] 137/17 139/11
cocounsel [2] 148/21
151/20
codefendant [1] 151/3 collect [5] 110/21
119/12 119/23 119/25
120/2
collected [6] 94/18 97/8 120/2 120/4 128/19 129/10 collection [1] 120/10
Colloquy [1] 58/9 color [1] 76/11
combustion [1] 141/2 come [28] 11/10 14/14 15/4 18/21 19/6 24/16 27/14 46/5 49/16 59/18 64/22 67/20 68/5 68/22 69/9 72/13 90/19 121/19 126/5 139/13 145/6 154/12 161/4 161/10 162/12 163/7 163/16 164/15
comes [7] 67/19
123/20 127/18 129/6
130/20 130/23 163/6
coming [13] 18/21 19/3 19/7 19/21 55/2 72/4 74/16 74/17 75/2 161/4 162/15 164/4 164/10 comment [3] 5/15 148/25 151/22
commentaries [3] 58/1
114/11 148/3
commenting [3]
149/18 155/6 157/19
committed [1] 159/4
communication [1] 8/1
compare [1] 139/2
comparisons [1] 145/14
compelled [2] 149/24 157/23
competency [1] 125/23
complain [1] 10/17
complete [1] 10/21
completed [1] 125/19
completing [1] 125/22
complies [4] 75/23
99/7 102/8 132/3
components [5]
127/14 127/14 127/17 127/17 128/1
compressed [1] 133/4 condition [12] 100/25 104/25 108/5 109/9

112/9 116/21 116/21 116/24 117/3 131/4 131/16 131/20 conference [3] 55/12 93/7 145/25 conformity [2] 6/1 159/12
confront [1] 24/17 confused [1] 136/9 consent [1] 106/7 consider [3] 152/7 159/9 159/11
considered [5] 127/21 150/4 158/3 159/23 159/25
contact [1] 127/18 contained [3] 97/12 98/2 111/13
container [3] 97/1 97/3 141/5
containers [1] 96/23 containing [2] 97/11 101/17
contents [10] 96/13 98/11 99/24 102/1 102/4 102/9 112/15 112/25 113/3 113/7 continue [3] 67/20 68/5 144/9
CONTINUED [4] 3/1 3/2 4/1 4/2 continuing [1] 64/14 conversation [1] 28/13 conversations [1] 160/19
conversely [2] 149/15 155/3
convicted [8] 149/4 152/1 155/22 156/1 156/2 158/14 158/24 159/3
conviction [15] 152/6
152/8 152/18 152/21 152/24 154/3 154/19 154/25 155/20 156/14 156/18 156/22 157/4 158/22 158/23
convictions [6] 6/22
152/10 153/2 153/15
154/23 159/9
cool [1] 162/21
copies [1] 85/4
cops [1] 26/1
copy [3] 84/2 84/8 123/15
corner [1] 99/15
correct [68] 6/11 9/14
10/23 41/15 83/15 87/8 87/17 87/25 88/6 88/14 89/5 89/6 89/10 89/13 89/14 89/16 89/17 90/5 91/1 94/5 94/14 96/2 101/1 101/5 104/15 105/3 105/5 105/15 105/20 107/3 107/25 109/10 109/18 110/5 113/6 113/15 113/23 115/9 115/13 117/5 118/4 118/15 119/7

119/8 121/25 123/5 123/20 123/23 123/25 126/7 128/6 128/10 129/2 140/21 141/12 142/6 142/16 142/17 142/19 145/2 145/3 146/9 146/23 149/13 159/15 161/2 165/11 165/18
correctly [2] 141/23 166/5
cosmetic [1] 97/3 cosmetics [8] 96/23
96/25 97/7 97/11 100/2
113/17 113/24 121/2
could [24] 7/12 15/5
37/1 37/24 38/2 38/20
40/10 42/1 48/6 60/25
99/2 101/9 109/17
109/19 131/16 133/24
135/22 135/23 138/2
138/6 138/7 144/9
144/25 157/17
couldn't [2] 91/23 109/15
counsel [6] 11/20
55/11 70/1 145/24
150/1 157/25
Count [4] 8/18 9/6 9/15 9/16
Count 20 [2] 9/6 9/15
country [1] 126/16
counts [3] 9/21 155/24
155/24
county [4] 1/2 5/1 155/21 158/24
couple [7] 5/9 24/20
38/11 52/22 53/15
70/16 117/6
court [28] 1/2 1/13
5/12 5/20 11/18 11/21
59/1 59/18 59/21 60/21
60/22 61/15 63/8 63/11
73/19 73/25 116/16
148/24 149/22 150/12
151/21 152/6 152/20
154/24 157/21 158/11
161/25 165/13
Court's [3] 39/1 49/22
140/14
courtroom [4] 17/8
18/2 51/6 57/17
cousin [3] 45/13 62/7
62/9
cousins [2] 14/7 14/12
cover [3] 117/6 160/8
160/16
covering [2] 21/8
108/9
craned [1] 41/10
crank [1] 144/23
create [1] 129/3
created [1] 129/4
creates [1] 127/20
credibility [4] 152/8
159/10 159/20 159/24
credit [5] 88/16 88/21
88/22 88/24 90/22
crime [12] 92/5 92/7

92/20 92/24 119/10
120/19 120/19 149/4
149/4 152/1 155/22 158/25
crimes [2] 149/10 155/1
criminal [4] 5/22 6/22 149/24 157/23
criminalistics [2]
107/14 108/2
Cromwell [3] 91/13
91/16 91/21
cross [19] \(2 / 62 / 7\) 2/16
2/20 3/5 3/6 3/11 3/12
39/5 42/21 79/9 87/4 115/4 118/1 119/3
140/18 142/11 148/21 151/19

\section*{Cross-Examination}
[16] 2/6 2/7 2/16 2/20
3/5 3/6 3/11 3/12 39/5 42/21 79/9 87/4 118/1 119/3 140/18 142/11
cross-examine [2]
148/21 151/19
CSA [2] 58/17 92/16
currency [2] 104/6 104/7
current [2] 83/8 122/19
currently [4] 12/18
125/12 125/13 130/9 cursor [3] 24/7 31/16 85/10
custody [3] 130/12
130/15 130/25
customer [3] 8/19 8/20 9/13
customers [1] 8/22
cut [3] 6/15 131/13 138/7
cuts [1] 99/1

D-y-c-u-s [2] 82/23 83/1
DAMIEN [109] \(1 / 9\) 13/9
13/12 13/16 14/2 14/6
14/11 16/2 16/3 16/20
17/8 17/15 18/1 18/21
19/3 19/16 19/21 20/21
22/3 23/8 23/17 24/2
24/13 24/18 25/19
25/20 25/22 26/24 28/1
29/5 29/12 29/23 30/22 31/7 31/7 31/15 32/3
32/9 32/22 32/23 33/7
33/9 34/3 34/5 34/18
35/3 36/5 36/6 36/19 36/21 36/22 37/14
37/16 38/9 39/7 39/10 41/15 45/7 45/8 45/24 46/2 46/5 46/10 46/22 49/19 50/16 50/17 55/2 61/13 61/23 62/2 65/4 65/15 66/17 67/11
67/15 67/21 68/6 68/22 69/19 70/23 71/24 73/13 73/18 73/19
73/24 73/25 74/7 74/11

75/3 75/13 75/14 76/4 77/6 77/17 77/25 78/12 78/15 78/16 78/18
78/19 81/20 82/5 84/12
84/24 90/3 90/24 99/20 106/3
Damien's [3] 32/14
65/14 71/23
dark [1] 147/21
date [19] 9/19 64/1
64/4 72/9 85/14 85/19 86/12 86/17 122/10 152/5 152/5 152/23 152/24 155/22 156/16 156/18 156/18 156/24 158/24
dated [2] 97/17 101/18
dates [5] 85/17 85/18
86/6 130/14 152/25
dating [3] 21/18 46/22 64/10
day [16] 1/15 27/24
30/16 37/20 37/20 43/5 53/3 53/5 68/11 69/17
107/7 107/12 116/9
123/12 156/18 163/17
days [5] 52/20 64/3
86/8 86/9 86/9
DC [1] 92/12
deadly [1] 156/15 deal [4] 83/18 161/3 162/21 162/22
death [3] 10/12 10/14 10/15
DECEMBER [2] 1/14 5/1
decided [1] 120/4
decision [11] 94/23
120/7 149/25 150/14
150/16 150/19 150/20
150/21 157/24 160/11
160/13
defects [1] 101/4
defendant [8] 1/19
1/21 17/15 18/13 21/23
63/14 150/1 157/25
defendants [10] \(1 / 11\)
6/3 6/8 8/3 8/8 8/9
11/20 115/24 148/13
164/20
defense [9] 5/17 6/17 11/3 11/4 148/21
151/20 160/17 163/13
163/13
define [1] 145/9
definition [1] 141/5
degree [3] 92/18
125/18 157/5
deliberations [2] 150/5 158/3
delve [1] 5/25
Department [7] 92/6
92/11 92/13 92/20
125/14 125/21 126/1
depending [1] 144/24
depicted [4] 71/19
76/19 77/3 129/17
DEPT [1] 1/8
deputy [11] 1/18 11/20
deputy... [9] 148/19 148/23 148/25 149/17 151/18 151/21 151/22 152/3 155/5
describe [20] 17/10
18/4 27/23 33/3 34/4 40/19 40/20 43/7 44/10 49/7 77/7 78/18 85/3 92/14 108/7 127/9 127/11 133/22 134/9 136/21
described [1] 54/15
description [5] 7/11 97/14 106/24 107/1 111/8
designed [21] 127/25
128/14 128/14 133/3
133/20 134/4 134/13
134/15 134/17 135/11
136/19 136/24 139/23
140/7 140/8 142/24
143/22 144/10 146/5
146/13 146/15
desk [3] 96/12 96/23 97/4
Desmond [1] 77/9 detail [2] 125/15 128/25
detective [2] 94/19 120/3
detectives [3] 94/21 119/11 121/18
determination [1] 120/1
determinations [1] 145/15
did [178]
didn't [36] 8/17 14/18 26/3 26/4 27/15 28/9 28/10 29/7 40/6 42/8 42/13 42/17 43/2 45/11 49/10 69/22 73/9 78/18 79/24 79/24 79/24 80/6 80/11 81/21 85/8 89/2
104/22 117/2 122/19 142/5 144/12 145/11 155/10 155/10 157/20 164/15
differ [1] 118/24 difference [2] 140/6 140/25
differences [2] 139/16 163/22
different [22] 7/19 18/16 27/8 35/21 40/11 41/2 49/10 87/25 89/4 90/8 102/22 107/17 117/8 117/17 137/19 152/24 153/2 153/20 157/1 157/13 157/14 158/19
differentiated [1] 140/20
diminished [1] 141/24 dimpling [1] 127/21 direct [13] 2/5 2/15 2/19 3/4 3/10 12/11

27/13 59/13 83/5 83/21 92/2 93/17 125/1
Direct-Examination [5] 2/5 2/15 2/19 3/4 3/10 directed [1] 159/20 direction [1] 8/23 directly [3] 7/22 16/17 65/6
discharged [1] 152/2 discover [2] 127/25 128/13
discovery [3] 5/17 8/20 95/12
discretion [1] 161/25 discuss [10] 57/14 57/24 82/13 91/10 114/9 114/18 148/1 150/8 158/7 161/21 discussed [2] 150/4 158/3
display [1] 99/3
displayed [1] 111/18 distance [2] 134/21 145/14
distinct [1] 136/25 distracted [1] 51/25 district [14] 1/2 1/13 1/18 11/20 148/19 148/23 148/25 149/17 151/18 151/21 151/22 152/4 153/23 155/5 disturbed [1] 112/10
DMV [4] 122/3 122/14 122/23 123/22
DNA [1] 119/16 do [227]
do-rag [2] 29/12 33/4 document [7] 94/20
95/25 96/13 99/18 113/7 119/11 119/23 documentation [1] 122/20
documented [10] 94/8 94/18 99/6 99/11 102/15 105/18 111/18 113/5 113/14 117/3 documenting [5] 95/23 106/5 116/20 116/24 121/19
documents [2] 109/16 125/6
does [32] 15/21 52/20 53/6 55/23 66/24 67/20 68/5 68/22 70/12 70/16 86/15 87/11 90/11 90/13 98/16 109/21 112/1 113/25 137/12 142/25 143/12 143/15 143/16 145/6 146/2 150/3 152/10 158/2 158/17 158/17 158/17 159/13
doesn't [3] 54/5 90/10 141/4
dog [2] 104/16 104/17 dogs [1] 13/13 doing [6] 30/17 54/22 72/23 83/19 84/25 135/7
don't [74] 6/2 6/16 7/6
7/8 7/18 8/7 10/14
13/21 13/21 16/15 16/16 16/17 20/1 25/14 25/24 30/4 40/23 41/20 49/3 55/5 55/20 55/20 55/22 56/12 56/14 57/14 58/2 58/4 59/17 64/4 64/6 64/17 65/20 69/5 76/17 79/18 79/19 79/20 82/12 82/13 83/18 88/12 90/7 90/23 91/10 106/10 106/21 106/23 114/12 114/18 115/2 115/5 115/17 120/21 121/8 121/12 122/21 123/14 133/14 141/4 144/4 150/25 152/23 154/6 158/20 159/7 161/14 161/15 161/17 161/22 161/24 161/25 162/5 162/6 done [4] 114/24 129/15 136/14 151/6 door [11] 28/1 28/4 28/4 96/4 104/9 104/13 104/14 105/17 110/8 110/11 118/11
doors [7] 58/7 108/8 108/10 114/17 118/5 118/11 148/9
double [7] 58/7 114/17 137/10 137/16 137/22 137/24 148/9
doubt [1] 36/1
doubts [1] \(35 / 8\)
dove [1] 8/23
down [18] 41/7 43/25
50/18 85/16 90/12 90/19 110/13 117/2
128/3 135/15 135/18 135/22 137/2 140/1 140/9 141/7 144/23 156/24
downstairs [10] 15/15
15/16 44/8 44/20 50/20 57/3 65/1 65/2 65/6 162/10
Downtown [1] 53/7 draw [2] 150/2 158/1 dress [3] 75/17 162/10 164/6
dressed [1] 162/7 drive [1] 118/20 driver [1] 110/7 driver's [2] 110/11 110/14
driving [4] 71/24 76/13 76/16 77/1
dropped [1] 142/20 drove [2] 30/3 30/8 due [7] 18/25 23/4 45/12 68/14 68/15 68/18 68/20 duly [5] 12/2 59/5 82/19 91/17 124/16 dumps [1] 144/23 during [11] 16/22 31/5 50/9 50/19 57/23

107/20 107/23 114/8 114/18 119/5 129/5 dusting [1] 119/14 duties [1] 119/10 duty [1] 119/21 DYCUS [2] 82/18 82/23 E
e-mail [1] 156/5 each [13] 6/24 40/24 40/25 48/22 57/25 93/5 93/9 93/10 109/9 114/10 130/25 148/2 157/1
earlier [7] 5/14 22/3 31/21 138/25 145/1 145/11 147/19
early [4] 19/8 63/22 65/9 66/16
ease [1] 10/7
easier [4] 156/25
161/21 162/1 163/3
easily [1] 127/8
eat [3] 147/23 162/8 163/9
education [2] 92/15 125/17
EDWARD [1] 1/21
effect [1] 109/21
eight [5] 12/23 12/24
12/25 126/3 127/5
Eighth [1] 153/22
either [5] 26/25 42/24
43/13 158/11 164/16
elevated [1] 74/4
elicit [1] 7/1
else [20] 15/24 31/22 43/13 53/14 57/11 57/15 57/25 67/13 78/11 82/14 91/3 91/4 106/4 113/25 114/10
118/8 124/4 145/20
148/2 148/24
employed [4] 66/21
92/4 125/12 125/13
empty [1] 141/15
end [7] \(8 / 2146 / 860 / 2\) 63/21 101/12 109/5 146/2
ending [2] 26/20
111/11
energy [3] 139/10 141/6 146/16
enough [5] 57/19
57/21 136/2 144/8
156/10
entering [2] 58/25
116/15
entire [1] 48/17
entitled [1] 166/6
equally [1] 6/24
error [1] 8/17
escaping [1] 135/23
especially [2] 90/14
160/18
ESQ [4] 1/17 1/17 1/19 1/21
essentially [4] 149/23
157/22 159/8 159/13
estimate [1] 50/8
et [2] 71/25 74/22
evaluation [1] 92/22
even [8] 10/20 85/8 96/20 140/4 143/4 143/15 155/23 159/17 evening [2] 147/20 166/3
event [3] 111/10
130/17 141/2
events [1] 7/23
ever [23] 19/16 19/23
21/2 24/13 26/25 27/5 38/6 48/23 49/1 50/9
50/25 51/3 56/21 56/25 57/3 57/6 62/7 76/13 76/15 76/17 78/3 78/23 81/15
every [10] 46/12 53/3 53/5 68/16 109/8 126/15 134/12 135/16 139/9 139/13
everybody [5] 14/8 32/13 57/21 83/20 166/1
everything [14] 13/22
25/14 25/24 48/11 48/12 60/3 121/22 131/12 131/16 132/17 134/13 147/11 154/18 162/7
evidence [29] 5/18 5/20 6/1 94/18 96/15 97/8 97/17 101/22 102/16 106/5 106/7 108/8 110/21 111/9 119/13 119/24 119/25 120/1 120/11 128/20 129/1 129/8 130/9 130/20 132/1 147/16 159/9 159/11 159/25 evident [1] 131/23 exact [1] 64/4
exactly [2] 139/2 139/12
examination [56] \(2 / 5\)
2/6 2/7 2/8 2/9 2/10 2/11 2/12 2/13 2/15 2/16 2/17 2/19 2/20 2/21 3/4 3/5 3/6 3/7 3/8 \(3 / 103 / 113 / 123 / 13\) 3/14 3/15 12/11 39/5 42/21 45/20 49/5 50/2 53/17 56/1 56/19 59/13 79/9 81/13 83/5 87/4 89/23 92/2 118/1 119/3 121/16 123/2 125/1 125/24 128/13 131/15 140/18 142/11 143/8 144/18 145/14 146/20 examine [2] 148/21 151/19
examined [2] 112/4 131/21
examiner [2] 126/24
140/23
examiners [2] 126/18 126/20
example [3] 127/19
\begin{tabular}{|c|c|c|c|c|}
\hline E & 60/24 61/4 63/3 164/3 & 127/13 127/14 127/22 & 114/14 148/6 & 156/25 158/21 \\
\hline \multirow[t]{2}{*}{example... [2] 128/18} & express [3] & & & getting [11] 19/24 \\
\hline & 114/14 148/7 & 132/11 133/1 & ard [2] 73/ & 77/6 77/7 \\
\hline except [2] 142/17 & extent [2] 5/2 & 136/25 138/1 & & 10 \\
\hline 142/21 & exterior [3] 95/23 96 & 141/1 & for & 24 \\
\hline 3/1 & &  & found [6] & 1] \(20 / 21\) \\
\hline 2 138/12 147/25 & externally [1] 131 eye [5] 40/25 48/5 & \[
\begin{aligned}
& 141 / 4141 / 8141 / 12 \\
& 145 / 4145 / 5 \text { 145/8}
\end{aligned}
\] & \[
\begin{array}{|l}
\text { 80/22 81/5 } \\
\text { 102/10 }
\end{array}
\] & girlfriend [6] 30/12
\[
64 / 1565 / 1565 / 16
\] \\
\hline used [4] 57/16 16 124/8 147/8 & 139/15 140/4 140/5 & 45/16 145/17 156/1 & four [7] 37 & 65/16 76/15 \\
\hline executed [1] 119/6 & & firearms [23] 1121 & 86 & girly [1] 20/21 \\
\hline executing [3] 94/22 & F & 125/15 125/16 125/21 & 152/17 156/22 & give [7] 99/8 10 \\
\hline 1/18 & fa & 126/18 126/19 126/23 & &  \\
\hline [1] & 33/10 33/18 35/19 & 127/2 127/6 1 & 37/25 & given [1] 160/18 \\
\hline hibit [46] 21/11 & 5/21 36/7 36/18 & 127/10 127/15 128/19 & frame [24] 13/10 14/14 & gives [2] 9/19 117/17 \\
\hline 22/23 23/12 25/1 25/4 & 37/7 37/10 37/25 43/17 & 130/10 138/20 140/23 & 15/12 16/22 17/1 19/20 & giving [1] 165/3 \\
\hline 26/5 29/19 31/2 33/20 & 43/19 48/11 48/19 & 141/2 145/2 145/13 & 26/12 26/21 26/23 & lasses [8] 17/12 \\
\hline 35/12 36/8 38/12 38/17 & 68/18 77/20 81/24 & 146/9 & 27/20 31/6 46/7 46/9 & 31/24 31/25 33/4 33 \\
\hline 70/7 73/3 84/6 84/6 & 91/14 & fired [2] 128/21 142/1 & 47/19 63/24 66/17 & 33/14 35/16 35/18 \\
\hline 84/20 85/3 86/15 95/20 & fact [9] 60/25 128/13 & fires [1] 142/18 & 67/22 68/25 69/19 & gleaned [1] 123/15 \\
\hline 6/3 97/10 98/10 & 129/20 134/6 150/3 & firing [6] 127/19 & 70/20 74/10 74/12 & gloves [1] 98/16 \\
\hline 100/13 101/15 102/5 & 157/19 158/2 159/22 & 127/21 127/23 135/4 & 74/24 75/2 & go [50] 7/8 7/21 10/18 \\
\hline 03/20 103/22 107/17 & 160/21 & 136/24 142/23 & free [1] 129/15 & 10/20 18/24 23/20 \\
\hline 13 108/20 108/25 & fair [16] 7/16 8/9 62/20 & first [40] 12/2 12/5 14/2 & Fremont [1] 5/9 & 24/4 28/24 28/25 29/3 \\
\hline 109/24 111/3 111/21
\(112 / 20113 / 10113 / 20\) & 64/20 68/20 71/5 71/12 & 14/3 14/15 17/18 22/25 & frequently [3] 29/17 & 29/8 30/14 31/2 46/1 \\
\hline \[
\begin{aligned}
& 112 / 20113 / 10113 / 20 \\
& 122 / 1122 / 4 \text { 122/8}
\end{aligned}
\] & 74/18 74/25 81/18 & 26/19 28/20 31/20 & 31/7 31/9 & /18 60/15 73/1 \\
\hline  & 129/1 143/20 144/8 & 45/22 45/24 59/5 59/8 & friction [1] 134/1 & 80/18 85/1 89/11 94/13 \\
\hline \[
147 / 10
\] & 44/12 148/25 151/22 & 70/17 70/22 71/3 72/9 & friends [3] 62/22 62/25 & 94/15 94/19 94/20 \\
\hline & fall [1] 7/1 & 74/15 80/7 82/19 82/22 & 81/16 & 7 101/9 10 \\
\hline Exhibit 264 [2] 25/ & familial [1] 62/10 & 85/13 85/18 91/17 & front [19] 21/12 23/21 & 107/11 114/6 118/20 \\
\hline \[
25 / 4
\] & familiar [4] 84/22 & 91/20 93/22 95/22 & 75/18 75/19 77/9 78/19 & 122/2 125/3 125/25 \\
\hline Exhibit 266 [1] 103 & 138/19 138/21 139/2 & 102/23 103/1 108/4 & 78/21 100/21 105/17 & 6/25 132/2 13 \\
\hline Exhibit 277 [1] 107/17 & family [4] 62/10 62/11 & 108/12 109/2 118/9 & 109/4 109/24 111/9 & /14 135/13 \\
\hline Exhibit 286 [1] 111/21 & 62/12 90/25 & 6 124/19 125/4 & 40/2 & 145/1 147/16 147/19 \\
\hline Exhibit 289 [1] 113/20 & far [6] \(7 / 741 / 1081 / 20\)
\(106 / 4122 / 1147 / 15\) & 128/4 129/12 135/2 & 3 140/7 140/12 & 148/13 151/12 155/16 \\
\hline Exhibit 298 [1] 113/10 & fast [2] 33/5 36/11 & & &  \\
\hline Exhibit 299 [1] 96/3 & fear [1] 26/1 & \[
155 / 24
\] & 6/18 142/23 &  \\
\hline Exhibit 317 [1] 100/13 & feel [1] 129/15 & fixed [1] 123/6 & functionality [4] & going [94] 5/23 5/25 \\
\hline Exhibit 333 [1] 101/15 & felon [1] 159/23 & flash [1] 109/19 & 115/19 12 & 6/3 7/1 7/3 7/9 7/18 \\
\hline Exhibit 339 [1] 97/10 & felony [9] 149/4 152/1 & flip [1] 117/14 & 134/10 & 1218/7 19/8 \\
\hline Exhibit 356 [1] 122/1 & 154/9 155/1 155/23 & floor [2] 50/18 110/20 & functioning [1] 129/5 & 20/12 21/10 23/11 \\
\hline Exhibit 358 [1] 23/12 & 155/24 157/5 159/16 & floorboard [3] 110/13 & functions [1] 139/21 & 23/12 23/20 23/2 \\
\hline Exhibit 385 [1] 123/10 & 159/17 & \[
\begin{aligned}
& \text { floorboard [3] 110/13 } \\
& 110 / 15 \text { 110/17 }
\end{aligned}
\] & \[
\begin{aligned}
& \text { functions [1] 139/21 } \\
& \text { further [10] } 2 / 1148 / 1
\end{aligned}
\] & \[
24 / 20 \quad 25 / 3 \quad 25 / 14 \quad 25 / 24
\] \\
\hline Exhibit 390 [2] 109/24 & female [1] 121/3 & Florida [1] 92/18 & 53/17 82/7 89/18 99/24 & 26/4 27/13 31/1 34/1 \\
\hline 122/4 \({ }^{\text {Exhibit }} 402\) [1] 70/7 & female's [1] 120/25 & focus [1] 109/19 & 107/8 124/2 124/3 & 38/11 40/14 \\
\hline Exhibit 402 [1] 70/7 & females [1] 120/24 & follow [19] 2/12 2/13 & 144/17 & 46/11 46/13 47/2 49/23 \\
\hline Exhibit 404 [2] 111/3 & few [12] 19/25 45/22 & 3/15 49/4 49/25 55/6 & fuzzy [1] 153/15 & 2/9 55/25 57/1 \\
\hline Exhibit 59 [1] 35/12 & 52/20 54/24 85/1 126/9 & 55/23 56/1 56/14 56/19 & G & 66/9 67/2 67/7 701 \\
\hline Exhibit 96 [1] 38/17 & /18 136/3 136/15 & 57/10 57/16 58/6 79/25 & & /2 \\
\hline Exhibit 97 [1] 38/12 & 40/20 142/4 142/25 & 82/8 114/16 146/19 & game [2] 7/16 8/9 & 4/4 \\
\hline exhibits [8] 3/174/2 & field [2] 92/21 92/24 & 146/20 148/8 & garage [3] 5/10 107 & 77/12 78 \\
\hline 24/20 83/25 87/10 & fight [2] 52/5 52/11 & follow-up [13] 2/12 & 108/2 & 83/21 83/24 861 \\
\hline 87/13 107/15 108/15 & filled [2] 135/9 135/14 & 2/13 3/15 49/4 55/6 & gas [4] 133/7 133/8 & 95/1 96/1 98/13 102/20 \\
\hline Exhibits 276 [1] & [1] 86/7 & 563 56/1 56/14 56/19 & 141/21 & 07/ \\
\hline 107/15 & find [3] 80 & 57/10 82/8 146/19 & gases [1] 135/23 & 111/2 112/4 113/9 \\
\hline Exhibits & 6 & & & 114/6 \(116 / 2116\) \\
\hline exiting [3] 58/8 114/20 & 160/22 161/12 162/4 & follows [5] 12/3 59/6 & generally [3] 68/15 & 130/6 132/16 134/22 \\
\hline & fingerprints [1] 119/22 & 82/20 91/18 124/17 & 133/25 146/14 & 4/22 138/6 1 \\
\hline & finish [2] 115/14 & forbidden [3] 149/18 & gentlemen [6] 11/2 & 8/14 140/1 14 \\
\hline  & /23 & 5/6 157/19 & /18 58/11 60/6 114 & 7/19 148/13 1 \\
\hline  & finished [1] & forensic [8] 92/1 & 147/18 & 50/22 150/24 151/2 \\
\hline & fire [10] 133/4 133/19 & 2/18 111/25 112/1 & get [22] 6/10 8/6 11/10 & 156/3 156/23 160/2 \\
\hline \[
\begin{aligned}
& \text { erience [5] } 92 \\
& \hline / 1719 / 3136 /
\end{aligned}
\] & 133/20 134/13 135/7 & 125/13 125/16 126/19 & 28/20 33/5 44/1 83/16 & 162/9 164/3 164/2 \\
\hline & 135 & 128/25 & /4 96/14 109/9 110/6 & 165/17 \\
\hline expert [1] 90/6 explained [5] 60/21 & \begin{tabular}{l}
143/12 146/13 \\
firearm [31] 117/7 \\
117/10 117/12 117/14
\end{tabular} & forensics [1] 125/14 forget [1] 8/2 form [4] 58/4 70/9 & \begin{tabular}{l}
118/21 130/23 130/25 \\
135/7 136/8 136/10 \\
136/15 137/4 156/14
\end{tabular} & gone [3] 125/7 134/11
160/20
gonna [1] \(112 / 9\) \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|c|}
\hline G & 144 & \[
13
\] & & \[
35
\] \\
\hline good [3] 5/7 114/3 & 58 & 138/6 138/9 140 & heading [1] 9/18 & 37/7 37/10 37/19 37/25 \\
\hline \[
14
\] & 165/ & 140/10 142/19 143/5 & hear [10] 7/9 14/9 & 43/16 43/19 43/22 44/1 \\
\hline & hair [5] 18/6 18/9 18/10 & 146/1 146/8 148/15 & 19/23 40/6 59/24 60/6 & 44/22 44/25 45/3 46/5 \\
\hline 8/1 & 38/16 40/11 & 148/19 148/20 149/15 & 78/18 91/23 135/22 & 46/10 48/5 48/11 48/11 \\
\hline 78/17 109/18 136/3 & half [3] 14/24 116/10 & 150/7 150/11 150/14 & 135/23 & 49/9 49/9 55/3 57/7 \\
\hline 136/17 139/3 141/23 & 137/23 & 150/16 150/19 150/20 & heard [2] 138/25 & 62/21 62/25 65/15 \\
\hline 136/17 139/3 141/23 & halfway [1] & 15 & & 65/ \\
\hline & hall [1] 10/4 & 152/10 152/15 152/1 & hearing [2] & 67/13 68/23 71/4 75/15 \\
\hline & hammer [7] & 152/21 153/15 154/2 & hearings [1] 5/21 & 76/15 76/16 77/20 78/3 \\
\hline \[
190
\] & 137/14 137/17 137/18 & 154/19 154/24 155/3 & hears [1] 32/13 & 80/2 81/24 85/15 86/7 \\
\hline & 139/8 139/11 139/14 & 155/25 156/5 156/7 & hearsay [1] & 88/5 90/17 106/12 \\
\hline & hand [7] 118/18 118/21 & 158/6 158/10 158/22 & Heavier [1] & 10 \\
\hline & 120/3 120/3 120/6 & 159/3 159/7 15 & heft [1] 139/3 & 157/25 160/19 163/2 \\
\hline Grand [1] 110 & 12 & 160/10 161/3 & height [2] & story [2] 5/22 6/22 \\
\hline  & [1] & 16 & help [4] 15/21 83/ & [1] 6/3 \\
\hline 49/9 & ting [1] 9 & 163/15 163/17 163/19 & 156/8 & hits [1] 12 \\
\hline Greater [1] & hanging [3] 74/16 & 16 & helped [1] & hitting [3] 19/25 20/8 \\
\hline 1] & & & Henderson [9] & \\
\hline  & happen [1] 1 & having [12] 12/2 38/19 & 92/5 92/9 92/10 102/14 & hold [5] 132/5 132/12 \\
\hline \[
\begin{aligned}
& \text { guess [5] } \\
& 54 / 8118 / 6
\end{aligned}
\] & happened [3] 28/2 & 39/7 39/10 46/20 50/12 & 112/1 121/6 130/17 & 132/13 132/15 13 \\
\hline & 28/23 135/21 & 52/13 59/5 82/19 91/17 & 130/21 & holding [3] 27 \\
\hline & happening [1] & 12 & her [17] & 131/14 140/21 \\
\hline & harassment [6] 153/4 & he [123] 8/21 8/21 8/23 & 28/9 28/10 28/11 38/16 & hole [1] 140/8 \\
\hline & 154/7 157/3 157/4 & 13/7 17/12 17/22 17/25 & 38/20 40/10 41/10 & holes [2] 101/2 132/12 \\
\hline & 157/8 157/12 & 18/5 19/6 19/7 19/18 & 64/14 64/15 64/20 & Holman [7] 5/13 12/14 \\
\hline 41/15 41/18 41/18 44/1 & hard [4] 38/19 127/18 & 19/24 19/25 20/1 20/1 & 64/23 65/19 76/16 & 59/3 59/4 59/9 84/14 \\
\hline & 134/2 138/8 & 20/7 20/11 20/16 22/3 & 76/17 & 106/9 \\
\hline 80/12 80/15 80/16 & harm [3] 153/3 & 24/2 25/13 25/24 26/ & here [50] 8/11 21/23 & Holman's [4] 87/7 \\
\hline & 156/21 & 26/3 26/3 26/4 26/4 & 23/24 26/5 29/20 32/9 & 87/19 87/22 88/5 \\
\hline & has [30] 6/4 8/4 17/12 & 28/2 28/3 28/4 28/6 & 33/6 34/23 35/3 35/7 & home [2] 19/7 25/13 \\
\hline & 24/2 44/11 52/2 55/18 & 28/6 28/24 29/2 29/23 & 37/13 38/11 47/23 & Honor [24] 5/6 7/25 \\
\hline & 61/23 63/14 85/14 86/5 & 29/23 36/23 36/23 & 48/21 51/6 59/16 59/16 & 8/10 10/9 11/13 17/14 \\
\hline \[
12
\] & 88/4 92/9 97/15 98/21 & 36/24 36/24 39/12 & 60/2 60/18 61/7 61/20 & 18/12 55/8 61/22 63/13 \\
\hline & 98/23 101/23 101/24 & 39/13 39/14 43/11 & 65/22 66/3 73/19 74/8 & 67/24 79/4 79/23 82/10 \\
\hline & 107/16 112/9 112/11 & 43/11 44/5 44/11 44/12 & 77/24 86/1 86/8 90/12 & 91/7 115/20 124/12 \\
\hline & 128/1 132/12 137/10 & 44/12 44/18 44/20 & 95/2 98/2 98/18 111/23 & 132/1 140/15 145/22 \\
\hline & 143/15 147/11 149/5 & 45/24 45/24 46/11 & 123/21 127/5 130/8 & 150/17 152/13 153/13 \\
\hline & 149/6 149/10 156/16 & 46/11 46/13 46/17 & 130/11 130/13 138/11 & 160/24 \\
\hline & hat [2] 3 & 46/20 46/24 49/8 50 & 140/8 154/11 161/14 & HONORABLE [1] 1/13 \\
\hline & have [151] 5/8 5/17 & 52/10 54/22 55/18 & 161/15 161/15 161/21 & hood [3] 108/8 108/10 \\
\hline & 5/19 5/22 6/22 7/9 8/5 & 55/18 55/21 55/22 & 162/19 162/25 163/25 & 118/5 \\
\hline & 8/18 9/14 10/21 12/4 & 66/18 66/19 66/20 & 164/20 165/1 & hope [1] \\
\hline \[
1 \mathrm{y}
\] & 28/13 35/7 39/16 40/10 & 66/21 66/21 66/22 & here's [1] 161/3 & hotel [3] 95/3 96/10 \\
\hline & 41/7 43/16 43/19 45/1 & 66/24 66/24 66/25 67/2 & hereby [1] 166/5 & 96/13 \\
\hline guys [10] 7/3 15/14 & 45/17 49/3 49/25 50/25 & 67/4 67/16 69/22 71/3 & him [60] 12/16 12/20 & hour [1] 92/20 \\
\hline \[
17 / 22 \text { 26/16 26/25 }
\] & 51/3 52/1 53/10 55/5 & 71/4 71/15 73/8 73/8 & 13/15 14/16 14/22 & how [78] 12/16 13/12 \\
\hline \[
\text { 7/16 117/1 } 11
\] & & 73/9 73/9 74/13 74/15 & 10 & 14/22 19/5 31/7 31/9 \\
\hline 161/6 163/15 & 56/14 57/7 59/7 60/11 & 74/15 74/15 75/17 & 17/21 18/4 19/7 19/23 & 32/21 33/2 33/9 34/14 \\
\hline & & 781 & 19/23 20/2 20/3 20/23 & 35/15 36/6 36/17 36/22 \\
\hline H & 64 & 79/23 79/23 79/24 & 25/13 25/16 29/16 & 37/4 38/15 40/14 40/15 \\
\hline & 66/20 66/21 66/24 & 79/24 79/25 79/25 81 & 30/14 31/10 33/1 33/2 & 40/17 40/22 41/10 45/2 \\
\hline 6/20 19/6 21/18 24/11 & 70/12 71/4 71/7 71/15 & 82/1 85/15 88/3 88/4 & 34/14 36/17 40/20 43/8 & 46/10 50/4 51/22 52/13 \\
\hline & 75/18 77/20 78/3 79/12 & 90/16 90/17 98/16 & 43/17 43/20 46/2 48/12 & 53/2 62/5 62/24 63/1 \\
\hline 29/5 29/12 29/13 29/16 & 79/21 80/12 81/10 & 106/13 106/13 106/15 & 49/10 49/12 50/12 & 66/21 68/11 76/24 80/5 \\
\hline 30/8 36/23 36/24 40/19 & 81/21 82/21 83/10 & 149/5 149/6 149/25 & 61/15 61/17 62/2 62/7 & 81/20 83/10 90/15 92/4 \\
\hline 42/9 42/12 43/11 & 88/12 88/22 89/12 & 150/3 155/10 157/24 & 62/24 63/8 63/10 66/9 & 92/7 92/25 93/3 97/12 \\
\hline 44/5 44/24 47/5 47/23 & 89/15 90/19 90/23 & 158/2 164/2 164/6 & 71/1 74/16 74/17 74/20 & 98/24 108/7 109/21 \\
\hline 48/22 50/17 51/22 52/5 & 91/19 92/7 92/22 92/25 & 164/11 164/11 & 74/22 76/13 80/6 81/18 & 114/21 118/6 118/9 \\
\hline 52/13 54/14 61/6 66/17 & 93/3 94/8 95/11 98/13 & he'd [1] 163/1 & 81/23 112/21 151/2 & 119/18 120/6 125/12 \\
\hline 67/15 71/4 71/24 72/6 & 98/18 102/25 108/8 & he's [22] 12/17 17/11 & 151/9 152/15 161/24 & 126/1 126/8 126/25 \\
\hline 72/13 75/17 76/5 76/8 & 109/21 112/1 112/21 & 33/10 37/7 44/11 44/11 & 162/2 162/3 162/4 & 127/4 127/5 127/15 \\
\hline 78/17 80/14 81/23 & 114/23 120/8 120/13 & 44/13 44/14 4 & 16 & 28/14 \\
\hline 86/22 107/13 107/22 & 120/16 120/23 121/2 & 61/17 63/10 67/10 & himself [1] 151/ & 129/4 130/9 130/23 \\
\hline \[
109 / 18117 / 3120 / 7
\] & 121/5 121/10 121/13 & 90/17 106/12 151/2 & hired [1] 92/19 & 131/5 135/24 136/22 \\
\hline 130/11 131/12 131/20 & 123/14 124/6 124/18 & 156/13 159/2 159/4 & his [65] 9/3 14/15 15/2 & 138/1 139/8 139/20 \\
\hline 134/11 136/15 136/25 & 125/17 125/18 126/8 & 162/14 162/14 164/4 & 18/6 18/9 18/10 21/7 & 139/22 139/22 140/7 \\
\hline 141/24 141/24 144/3 & 126/12 128/18 130/13 & 164/10 & 21/9 29/13 30/12 31/18 & 3 \\
\hline & 130/24 131/18 134/23 & head [4] \({ }_{\text {col5 }}\) 13/21 38/3 & 33/10 33/18 34/15 & 142/6 144/20 144/24 \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|c|}
\hline H & 90 & & & \\
\hline how's [2] 158/19 & & impounded [7] 94/23 & & \\
\hline 158/19 & & & intact [4] 98/25 108/10 & its [7] 11/23 \\
\hline however [5] 112/11 & & & & \\
\hline 130/21 136/18 138/9 & & impression [2] 127/23 & intensive [2] 125/2 & \\
\hline 163/8 & & & & itself [2] \\
\hline HUGHES [24] 1/21 2/7 & & & & J \\
\hline 2/10 2/13 2/16 3/6 3/12 & \[
\text { if [136] } 6 / 26 / 46 / 19
\] & & & jail [4] 162/2 162/3 \\
\hline 5/14 6/18 7/21 42/20 & 7/15 7/18 8/2 8/2 10/12 & in [ & 10 & 16 \\
\hline 47/3 49/25 56/18 79/8 & 10/14 10/14 13/20 & inaudible & Int & Jakari [13] \\
\hline 91/6 119/2 142/10 & 13/21 13/25 13/25 14/8 & 110/25 162/1 & 114/13 148/5 & 16/20 22/1 22 \\
\hline & 16/15 21/11 22/13 & incident [2] 24 & into [32] 5/25 6/10 & 23/3 40/9 40/12 40/17 \\
\hline & 23/12 24/3 24/20 28/21 & 90/15 & 7/21 8/6 15/14 16/7 & 40/19 48/23 66/7 \\
\hline & 29/9 29/19 30/17 31/3 & inclination [1] & 16/20 18/22 19/3 19 & Jakari's [6] 23/10 \\
\hline & 31/5 32/12 37/1 40/19 & include [1] 145/11 & 19/21 20/1 22/3 38/22 & 24/11 34/22 39/19 \\
\hline h & 44/3 44/3 47/3 47/6 & includes [2] 5/12 & 41/7 47/15 55/3 60/ & 55/14 56/4 \\
\hline 144/8 144/9 & 53/15 53/25 54/6 55/18 & & 96/1 96/5 104/19 & Janie [1] \\
\hline Hundreds [1] 127/7 & & in & 105/17 109/17 110 & J \\
\hline I & & & & \\
\hline & & & & \\
\hline I'd [7] & 76/5 78/6 80/18 82/4 & ependent [3] 58 & & \\
\hline 108/14 129/24 137/8 & 3/25 & independent [3] 58/3 & investigation [3] & \\
\hline 161/23 163/11 & 90/22 95/2 97/10 99/2 & 48/4 & 93/2 & 100/18 \\
\hline I'II [28] 10/2 & 101/8 101/9 101/16 & indicate [3] 3 & investigations [1] & Jerry [3] 124/13 125/3 \\
\hline 12/13 22/21 32/6 39/2 & 104/13 106/13 107/4 & /9 & 92/24 & 12 \\
\hline 55/24 56/9 58/20 95/1 & 111/3 112/4 115/23 & indicated [6] & Ived [ & job [17] 39/10 46/5 \\
\hline 98/1 99/8 102/7 102/21 & 116/2 118/6 120/6 & 128/21 138/17 138/1 & is [315] & 46/10 55/3 66/17 66/18 \\
\hline 102/25 112/14 115/2 & 121/8 121/10 121/23 & 138/19 162/14 & ish [2] 17 & 66/20 66/21 66/24 \\
\hline 116/8 119/1 122/1 & 122/2 127/19 127/25 & indicative [2] 13 & isn't [6] & 66/24 66/25 67/11 \\
\hline 123/7 131/4 & 128/3 128/18 129/14 & 140/1 & 141/20 145/4 146/22 & 67/13 67/15 71/4 119 \\
\hline 17/12 148/9 156/14 & 134/21 136/10 137/8 & in & 158/23 & 145/9 \\
\hline 157/11 157/12 & 137/18 138/6 138/7 & individually [1] & issue [2] & JOCs [1] 156/2 \\
\hline I'm [105] 7/5 7/24 & 138/8 138/25 139/3 & indulgence [3] 39/1 & issued [2] 59/18 60/18 & Joseph [1] 122/ \\
\hline 10/9 11/5 11/7 11/8 & 139/24 140/9 141/23 & & issues [1] & [63] 1/13 \\
\hline 21/1 & 143/15 144/3 144/4 & inference [2] 1 & it [392] & 7/2 7/5 7/7 9/9 9/10 \\
\hline 23/20 23/25 24/20 25/3 & 144/4 144/8 & 158 & it'll [2] 116/1 116/2 & 10/2 10/4 10/21 11/8 \\
\hline 26/4 27/13 29/19 30/23 & 148/18 149/3 149/16 & information [11] & it's [87] 5/25 9/18 9/21 & 11/12 11/24 12/10 \\
\hline 31/5 33/5 33 & 149/21 149/22 151/17 & 8/16 8/17 9/12 70/9 & 11/15 13/20 13/21 & 22/21 39/2 42/19 45/ \\
\hline 34/16 38/11 38/19 40/5 & 151/25 152/11 153/15 & 97/15 111/8 111/8 & 13/25 13/25 16/10 & 49/23 54/9 54/10 55 \\
\hline 40/14 41/19 42/19 47/2 & 154/22 155/17 155/23 & 117/17 123/15 123/19 & 21/11 26/16 33/1 33/2 & 56/15 56/17 58/10 \\
\hline 47/9 49/12 49/23 51/25 & 156/24 156/24 157/11 & initial [1] 85/19 & 38/22 40/12 47/13 & 58/19 61/1 67/2 67/23 \\
\hline 53/4 58/10 59/24 66/9 & 157/17 157/18 157/22 & initialed [1] 97/1 & 4 59/21 60/5 67/24 & 73/8 79/7 82/9 83/4 \\
\hline 66/19 67/2 67/25 68/19 & 158/22 159/15 159/17 & initially [1] 90/2 & 70/3 86/1 86/13 91/13 & 84/18 87/1 91/5 95/10 \\
\hline 70/6 70/16 73/1 73/3 & 161/14 161/14 161/22 & injury [1] 156/23 & 93/2 94/14 97/16 97/21 & 95/14 102/2 103/17 \\
\hline 73/21 74/6 75/8 76/18 & 161/23 162/1 162/4 & inoperability [1] & 14 108/7 & 106/12 108/16 108/22 \\
\hline 77/12 78/1 79/7 79/1 & 162/6 162/20 162/20 & 143/25 & 108/18 110/3 111/10 & 112/17 115/5 116/1 \\
\hline 82/25 83/8 83/19 83/21 & 163/6 163/12 163/15 & inoperable [2] 142/2 & 112/4 115/19 116/20 & 16/18 117/21 123 \\
\hline 83/24 86/8 86/9 90/6 & 163/20 163/21 164/18 & 143/10 & 117/14 118/10 118/22 & 124/2 130/1 142/9 \\
\hline 92/5 95/1 98/13 102/20 & illegally [1] 20/11 & input [2] 120/7 120/8 & 125/6 127/1 130/10 & 147/2 147/5 147/1 \\
\hline 106/14 107/15 108/1 & illuminate [1] 109/20 & insert [1] 9/3 & 130/21 132/7 132/11 & 160/18 161 \\
\hline & image [17] 31/20 31/21 & inside [24] 94/17 96/10 & 133/3 133/13 133/15 & 161/20 162/15 163 \\
\hline 15/5 119/12 122/1 & 31/22 33/13 33/21 35/7 & 99/3 99/11 99/25 & 133/20 134/10 134/17 & 163/2 \\
\hline 123/18 127/18 127/24 & 35/22 36/1 36/4 37/4 & 101/19 104/11 104/17 & 134/17 135/10 135 & judgment [1] 157/3 \\
\hline 129/12 129/14 & 48/2 48/8 48/11 48/17 & 105/24 109/13 110/6 & 136/13 138/11 138/18 & judgments [9] 152/15 \\
\hline 130/23 138/6 138/9 & 56/3 100/10 100/11 & 110/7 110/10 111/7 & 139/2 139/4 139/8 & 152/18 152/20 \\
\hline 138/14 139/20 139/25 & images [12] 23/11 25/4 & 111/9 111/14 111/17 & 140/11 142/24 145/5 & 154/19 154/24 155/20 \\
\hline & 25/10 31/1 32/6 35/2 & 113/21 127/22 132/21 & 145/7 145/8 145/16 & 158/21 158/22 \\
\hline 150/22 150/23 150/24 & 38/11 94/3 95/1 95/3 & 133/5 136/1 140/3 & 48/22 151/19 156/10 & Judicial [1] \\
\hline 151/2 156/17 & 99/24 117/7 & 140/9 & 156/20 156/2 & July [24] \\
\hline 17 158/18 159/13 & imagine [1] 139/4 & instant [1] 129/2 & 157/11 157/12 157/13 & 15/12 16/23 1 \\
\hline 160/10 160/24 162/4 & impart [1] 127/16 & Instead [1] 9/5 & 157/13 158/18 159/16 & 17/4 17/19 26/16 26/20 \\
\hline & imparted [1] 139/10 & instructed [1] 159 & 159/25 161/5 161/22 & 46/8 63/18 63/22 65/9 \\
\hline & impeachment [3] & instruction [8] 149/2 & 162/1 162/20 162/22 & \(6 / 16\) 71/5 71/14 71/15 \\
\hline & 149/11 152/11 153/10 & 149/23 152/7 157/21 & 163/3 164/3 & 71/15 74/12 74/25 75/3 \\
\hline 138/23 144/6 & impermissible [2] 5/19 & 159/5 159/8 159/ & it & 83/21 85/20 \\
\hline \[
\text { 146/10 } 15
\] & & 159 & 111/ & July-ish [2] 17/3 17/4 \\
\hline ID [6] 84/3 84/8 89/1 & important [1] 60/5 impound [3] 104/5 & instructions [8] 11/2 161/13161/16 162/19 001587 & items [10] 96/14 99/5 102/16 105/18 113/5 & June [7] 15/11 15/12
\(16 / 22 ~ 17 / 246 / 8 ~ 63 / 21\) \\
\hline
\end{tabular}

June... [1] 83/11
jurisdiction [1] 152/6 jurisdictions [1] 112/5 juror [10] 55/9 55/14 57/12 82/11 91/8 124/6 145/23 146/1 146/2 147/6
jurors [13] 79/1 127/1 128/4 131/4 131/18 132/6 133/22 134/9 136/9 136/21 138/16 148/24 151/21
jury [39] \(1 / 155 / 35 / 5\) 6/19 10/11 11/2 11/17 11/22 32/7 58/8 58/25 60/6 77/8 81/15 85/2 92/14 99/5 108/7 114/20 116/15 125/11 127/9 143/11 148/11 149/22 150/2 157/21 157/21 158/1 159/1 159/8 159/23 159/24 161/4 161/13 161/15 162/19 163/24 164/19
just [112] 5/11 5/24
6/23 6/24 8/4 10/4 10/7
17/18 19/25 20/1 20/12 21/10 25/3 25/14 29/13 31/2 32/14 33/1 33/1 \(33 / 5\) 33/8 36/10 36/12 37/1 41/12 41/17 42/13 45/22 46/11 47/19 48/21 48/21 49/23 52/11 53/15 54/2 55/24 56/9 57/16 58/15 68/19 73/8 74/15 74/16 74/16 78/22 80/18 85/1 85/1 85/14 87/6 87/10 90/13 90/23 95/23 97/23 98/3 98/14 99/5 100/25
102/22 103/23 104/19
104/25 105/14 106/15
106/23 109/2 109/8 109/8 111/2 113/17 114/7 116/8 116/12 116/20 117/2 117/2 117/10 118/7 120/18 121/20 122/1 127/24 132/8 132/14 136/1 140/10 142/4 142/7 145/1 145/13 147/10 148/14 151/1 151/9 155/23 155/25 156/23 157/12 161/20 162/6 162/19 163/21 163/23
164/2 164/3 164/11 164/22 165/9 165/10 165/13
juvenile [3] 152/20 153/6 153/9

\section*{K}
keep [4] 14/8 32/12 37/1 38/21
keeps [2] 132/14 132/17
KEITH [1] 1/19

Kenny [2] 10/17 11/10 kept [1] 81/2
kind [13] 7/17 52/2 52/5 63/2 68/17 95/25 96/1 96/17 127/11 127/16 128/24 138/17 164/9
kinda [7] 37/9 40/24 41/1 41/2 41/4 104/19 109/8
kinetic [1] 146/16 kitchen [2] 104/16 105/2
knees [1] 101/2 knew [8] 21/16 46/2 46/9 66/9 67/16 68/20 79/14 81/18
knob [1] 146/8
knocked [1] 28/1
know [88] 5/14 6/2
6/16 6/21 7/18 8/12
12/13 12/16 18/16 20/1
20/1 24/22 27/17 29/24 30/3 32/8 33/1 33/9 34/17 35/22 36/13 37/5 39/12 39/25 40/14 40/17 40/23 41/20 42/7 42/8 45/2 52/25 53/24 54/5 55/15 55/18 55/20 56/9 56/10 56/10 61/13 63/5 64/4 64/6 65/19 65/24 66/7 68/14 75/9 76/11 77/20 78/6 78/23 80/5 80/6 83/16 90/6 97/12 98/24 106/23 108/9 115/2 115/3 116/11 116/13 120/12 120/16 134/10 138/1 139/18 144/4 146/11 146/12 151/2 151/9 155/21 158/19 158/20 158/23 159/2 159/3 161/14 161/22 162/1 162/5 162/6 164/7 164/11
knowledge [3] 84/24 90/3 118/14
known [4] 62/2 62/24 90/15 134/20 knows [1] 85/2
lab [12] 112/2 112/5 112/7 117/3 125/14 126/6 126/8 126/16 127/2 130/21 130/21 135/9
label [4] 64/17 97/14 111/7 130/10
labels [1] 64/19
laboratory [1] 118/23
labs [2] 111/25 127/1 ladies [5] 11/21 57/18 60/6 114/6 147/18 lady [2] 59/25 91/15 larger [2] 140/8 146/14 largest [1] 126/19
LAS [7] 4/7 53/8 63/18 92/11 92/19 94/2
\(102 / 19\)
last [37] 7/10 8/2 8/21 11/8 12/5 27/21 27/23 30/16 37/21 41/22 42/23 43/8 43/14 43/17 43/19 43/22 49/7 50/5 51/11 59/8 82/22 85/25 86/11 86/11 86/12 86/24 91/20 91/24 107/18 117/6 117/6 117/15 122/10 122/16 122/22 123/22 124/19 lasted [1] 142/6 late [2] 116/2 147/22 later [7] 86/5 102/16 102/21 161/24 162/15 164/4 165/3
lawyer [6] 148/23
149/23 150/9 151/20
157/25 158/8
lawyers [5] 150/2
161/4 163/12 163/21
163/21
lay [1] 5/8
laying [1] 50/18
layman [1] 127/11
layman's [3] 128/24
133/14 133/15
lead [1] 135/24
leading [3] 67/23 67/24 96/4
leak [10] 136/2 141/12
141/14 141/17 141/20 142/6 142/19 143/15 143/24 144/1
leaking [1] 141/21
learn [3] 46/10 53/2 127/15
leasing [1] 83/19
least [3] 74/25 121/3 161/23
leave [13] 19/8 20/16 20/18 30/18 30/21 46/24 67/16 67/16 67/21 68/6 114/16 148/8 161/24
leaves [2] 67/21 68/6 leaving [2] 19/10 46/17 led [2] 19/6 92/15 left [23] 17/12 25/9 27/15 28/2 28/5 28/6 28/13 29/11 29/23 30/19 36/23 36/24 37/21 38/4 43/2 43/5 44/5 50/5 81/7 122/25 142/2 150/1 157/24
length [2] 128/9 128/16
LeRoy [1] 125/6
let [26] 23/7 24/4 24/22 32/7 34/17 36/12 41/6 42/7 42/8 53/24 56/9
61/22 63/13 67/5 67/15 67/19 69/6 75/9 78/6 79/1 88/15 122/2
125/25 126/25 131/19
134/16
let's [12] 6/14 23/7
57/22 86/18 130/16
131/10 131/18 132/23 001588

138/8 143/10 155/23
157/7
license [3] 105/14
109/12 123/12
licks [3] 19/25 20/8 20/10
lie [3] 5/16 5/24 6/5
life [5] 28/21 29/9
30/17 118/17 125/7
light [5] 44/11 44/14
109/23 134/18 134/19
lighting [1] 109/21
like [73] 10/12 19/8
20/1 20/2 20/11 20/12
20/12 20/21 26/2 28/2
40/10 52/21 54/2 55/18
56/25 57/3 58/23 62/6
62/9 62/10 62/10 62/11
62/11 62/12 62/21 64/1
74/13 74/15 74/15
74/16 76/9 76/12 80/6
80/14 80/14 80/17
80/18 80/21 83/13
85/14 90/10 100/2
100/16 104/16 107/18
109/15 113/4 113/25
116/5 117/12 117/18
126/4 128/15 133/6
137/8 139/1 140/11
145/8 147/11 147/18
150/12 153/4 154/7
155/11 158/11 158/18
158/18 159/1 160/2
161/20 161/23 163/11
164/7
liked [1] 136/5
likely [1] 136/1
limine [1] 5/20
limited [1] 152/5
Lincoln [1] 76/10
line [3] 7/20 9/18 22/9
lined [2] 144/4 144/9
lines [1] 9/17
linkages [1] 134/12
list [2] 9/18 147/11
listed [1] 156/24
listen [3] 58/1 114/11 148/3
little [20] 23/7 26/18 36/11 74/13 97/4
100/16 115/15 115/23
126/11 128/3 134/21
137/16 138/16 138/25
142/1 146/15 146/16
147/19 153/15 162/15
live [4] 14/25 15/5 53/6
64/25
lived [5] 44/6 44/8
44/20 65/4 82/1
living [22] 13/5 \(13 / 7\)
14/16 14/18 14/23 17/6
17/19 17/22 17/25
18/20 26/23 26/24 31/6
42/25 50/4 63/18 64/5
74/10 75/3 80/25 83/7
140/5
load [2] 78/2 141/19
Ioan [1] 20/12
located [16] 51/13 64/7

93/24 94/1 94/17 96/12 99/15 99/22 101/6
101/11 102/18 105/24 108/2 110/20 113/6 113/12
location [5] 93/22 94/4 94/15 94/16 117/8 locations [2] 48/23 148/6
locking [1] 132/17
locks [1] 137/18 long [23] 14/22 18/6
18/9 32/10 33/14 50/4 52/13 52/15 52/17 52/18 80/5 83/10 92/7 115/18 126/1 126/8 126/25 141/14 141/15 142/3 142/6 144/20 163/8
long-sleeve [2] 32/10 33/14
long-sleeved [2] 18/6 18/9
longer [3] 67/21 68/6 114/21
look [36] 11/7 35/2
36/1 37/4 40/25 41/7 41/7 55/25 68/17 84/6 87/22 87/24 90/7 90/10 101/8 101/9 101/9 102/25 102/25 106/18 109/16 122/2 122/2 127/24 128/15 129/15 129/15 137/7 137/8 140/8 140/9 140/10 145/8 155/19 156/2 157/11
looked [10] 40/10 98/3 107/5 112/4 \(127 / 8\) 131/5 139/19 140/2 140/2 161/5
looking [30] 7/16 11/8 21/23 41/6 41/8 47/22 48/8 65/22 66/3 66/10 71/7 74/8 77/18 77/24 85/2 85/5 94/11 96/21 98/2 98/21 103/8 105/17 109/14 110/13 112/25 130/7 139/21
139/22 140/10 152/21
looks [11] 55/17 76/9
85/14 100/2 107/18 113/4 140/11 140/12 140/13 147/11 147/18
loosening [1] 144/22
lose [1] 66/24
losing [1] 55/3
lost [3] 46/5 46/10 66/25
lot [6] 30/14 32/22
32/23 50/23 127/22 136/14
lots [1] 145/15
loud [1] 73/5
loudly [1] 60/9
Luger [2] 135/4 135/6
lump [1] 20/2
lumps [2] 20/3 46/20
lunch [4] 147/23

LVMPD [1] 112/8

\section*{M}

M-i-c-h-a-e-I [1] 91/21
ma'am [14] 39/7 42/23 45/16 50/4 56/21 149/20 150/6 150/10 155/2 155/13 160/3 160/5 164/13 164/17 machine [1] 134/21
Madam [1] 22/9 made [16] 5/14 37/22 69/18 89/9 89/25 109/14 127/23 135/3 138/25 144/21 146/16 150/14 150/16 150/19 150/20 160/10
magazine [15] 117/13
132/16 132/19 132/20
132/21 133/5 135/9
135/14 138/1 138/3 138/3 138/5 138/10 139/22 141/18
magazine's [1] 138/11
mail [1] 156/5
main [1] 108/2
make [22] 5/18 5/24
6/23 6/25 11/1 38/21
58/15 60/8 69/22 79/1
81/15 117/18 119/25
120/10 122/24 131/19
138/17 140/6 143/10
154/25 156/22 157/20
makeup [7] 21/2 21/6
38/7 43/16 43/19
113/11 120/17
making [6] 5/10 54/8
84/22 87/7 89/15 120/7
man [1] 44/14
manage [1] 83/13
management [1] 83/8
manager [3] 83/9
83/10 83/12
Manor [3] 95/24 101/18 119/7
manufacturer [2] 131/16 146/6
manufacturers [1] 136/24
manufacturing [1] 146/11
many [13] 51/22 62/5 92/25 93/3 115/5
126/16 127/4 127/6
136/5 136/15 138/1
138/23 145/13
mark [6] 99/9 110/23
126/10 126/18 127/17 127/21
marked [9] 22/5 70/6 83/25 97/9 102/9
102/20 110/24 111/2 113/9
markings [3] 128/25 130/12 139/20
marks [6] 127/2 127/10 member [2] 126/20
127/16 127/23 128/21 129/4
Marquis [1] 110/16 match [1] 128/1 matter [3] 58/2 114/12 148/4
may [23] 10/16 10/20 11/1 53/15 57/6 57/7 57/15 59/2 59/11 70/2 82/14 82/17 91/12 106/18 116/17 124/11 124/24 143/1 148/21 149/24 157/23 164/7 164/8
maybe [16] 10/12 47/4 48/7 50/6 58/17 69/8 114/3 115/14 115/24
133/19 134/2 140/12 141/23 143/4 161/4 162/7
Mazda [2] 28/4 105/8 me [51] 11/11 23/7 24/22 27/25 27/25 28/24 31/3 41/6 42/8 44/10 47/5 49/8 50/15 51/10 58/11 61/17 63/10 65/9 65/13 67/5 67/15 67/19 69/6 75/9 78/6 79/1 80/2 82/5 97/18 102/23 104/24 120/19 123/8 123/10 125/25 126/25 129/3 129/16 131/19 132/12 134/16 138/12 139/21 144/21 150/12 154/11 156/10 158/11 159/7 160/22 163/17
mean [17] 6/4 7/13 7/17 8/7 8/9 10/12 49/13 51/2 52/20 58/14 80/20 137/12 138/12 158/20 162/4 162/5 162/20
meaning [1] 10/13 means [2] 137/13

\section*{155/9}
meant [5] 104/22
128/15 135/25 138/13 142/20
measure [4] 134/17
136/6 136/7 136/22
measurements [6]
136/4 136/4 136/8 136/10 136/16 136/17
measures [1] 134/20 medium [3] 58/4 114/14 148/5 meet [17] 7/11 12/20 13/9 13/12 16/25 54/2 63/21 72/17 72/18 72/21 80/7 93/6 93/11 93/15 141/4 163/20 163/21
meeting [4] 8/22 72/3 72/4 72/6
Melissa [8] 26/8 26/19 28/10 30/22 49/17 52/5 65/25 66/6

126/21
members [1] 125/11 memory [2] 106/19 121/10
mentioned [5] 17/18 22/1 29/15 101/6 112/25
mere [2] 142/15 142/22 messing [2] 46/23 49/15
met [12] 13/3 14/2 14/3
14/15 14/22 17/19
17/21 53/22 54/2 64/5 72/9 74/22
metal [5] 133/21 133/24 134/2 134/4 146/16
metallic [1] \(142 / 18\) Metro [1] 125/14
Metro's [4] 126/6 126/8
127/2 130/21
Metropolitan [2] 92/11
92/19
Michael [3] 91/13
91/16 91/21
microphone [3] 38/22
60/9 151/2
microscopic [1]
128/25
mid [3] 15/11 15/11
26/13
Mid-August [1] 26/13 middle [1] 125/7
might [10] 56/22 56/22
121/4 133/19 149/11
152/11 157/7 157/8
157/10 164/8
millimeters [2] 146/15
146/17
mind [3] 35/5 36/2
101/8
mine [2] 80/17 156/12
minor [1] 92/19
minus [1] 143/24
minutes [5] 5/9 36/10
57/19 142/4 142/25
mirror [2] 104/24
123/18
miscellaneous [1] 100/2
missed [1] 18/7
model [1] 117/18
modeled [4] 132/25
133/13 138/18 138/22
modifications [1] 128/16
modified [3] 128/1
146/3 146/4
mom [5] 27/25 49/17 53/3 53/5 53/6
moment [1] 147/19
momentous [1] 164/19 moments [2] 142/15
142/22
money [27] 18/22 19/3
19/6 19/16 19/21 19/24 20/11 39/7 39/16 45/11
50/10 50/13 50/17

54/18 54/22 55/3 88/4 88/6 88/8 88/9 88/10 88/14 88/19 88/21 89/7 89/9 89/12
monitor [2] 85/6 85/7 month [6] 50/6 50/8 68/10 69/2 69/3 69/4 months [7] 12/23
12/24 12/25 50/6 50/8 54/24 126/3
Moorehead [4] 5/15 11/25 12/1 12/6 more [16] 10/21 38/11 49/3 55/5 67/1 82/25
104/19 113/17 114/23
116/20 137/16 143/16 145/11 145/12 146/15 146/16
morning [9] 5/6 5/7
8/13 19/8 43/6 46/12
50/23 81/8 162/10
most [3] 11/5 128/13
142/17
mostly [1] 88/19
motel [1] 93/24
mother [7] 52/3 52/5
52/14 62/20 62/21
62/25 62/25
motion [1] 33/5
motions [1] 5/20
motive [2] 5/24 6/5
motives [1] 5/16
mouse [7] 23/21 24/4
31/16 33/25 75/18
75/19 85/10
mouth [1] 140/8
move [23] 9/22 15/24
16/7 22/17 26/16 49/23
70/10 84/15 85/10
85/12 85/15 85/19
86/17 95/8 98/1 98/5
101/25 103/13 108/14
112/14 118/8 129/24
139/11
move-in [3] 85/15
85/19 86/17
moved [14] 15/9 15/14 15/23 16/20 22/3 31/9
64/22 66/18 66/23 69/3
69/4 69/7 85/20 86/16
movement [1] 146/16
moves [1] 139/8
moving [6] 33/5 48/9
74/4 96/17 123/5 134/1 Mr [26] 2/5 2/6 2/7 2/8 2/9 2/10 2/11 2/12 2/13 2/16 2/19 2/20 2/21 3/4 3/5 3/6 3/7 3/8 3/11 3/12 3/14 10/1 87/3 88/5 155/11 162/16
Mr. [99] 5/14 5/15 6/18 6/18 7/21 12/9 39/4 42/20 42/24 42/24 43/7 43/10 43/16 43/16 43/19 43/22 43/25 44/4 44/6 44/22 44/24 45/2 45/14 45/23 47/3 47/4 49/4 49/7 49/13 49/25 50/4 50/4 50/9 51/25

52/2 52/7 52/9 52/13 53/14 56/16 56/18 56/21 72/3 79/6 79/8 79/12 79/15 79/21 80/5 80/7 81/8 83/3 87/7
87/7 87/16 87/19 87/22 87/22 88/2 91/6 98/15 100/15 117/23 119/2 123/1 125/12 129/14 130/6 135/1 140/17 142/10 143/10 147/1 148/14 148/15 148/21 149/8 149/10 149/15 150/9 151/11 151/12 151/13 152/11 152/17 154/22 155/10 155/10 156/6 158/8 159/2 159/3 160/10 160/17 160/23 163/1 164/12 164/15 165/10
Mr. Barr [24] 42/24 43/10 43/19 43/22 50/4 50/9 52/9 56/21 79/12 79/15 80/5 80/7 151/11 151/12 151/13 152/11 154/22 155/10 155/10 159/2 159/3 160/10 163/1 164/15
Mr. Barr's [1] 79/21 Mr. Brower [15] 6/18 39/4 45/23 47/4 49/4 51/25 56/16 79/6 117/23 123/1 140/17 147/1 150/9 160/17 165/10
Mr. Holman's [3] 87/7 87/19 87/22
Mr. Hughes [17] 5/14 6/18 7/21 42/20 47/3 49/25 56/18 79/8 91/6 119/2 142/10 143/10 148/21 152/17 156/6 158/8 160/23
Mr. Philip [1] 43/16
Mr. Phillips [26] 42/24 43/7 43/16 43/25 44/4 44/6 44/22 44/24 45/2 45/14 49/7 49/13 50/4 52/2 52/7 52/13 81/8 87/7 87/22 88/2 148/14 148/15 149/8 149/10 149/15 164/12
Mr. Phillips's [1] 87/16 Mr. Scow [7] 5/15 12/9 53/14 72/3 83/3 98/15 100/15
Mr. Wilcox [4] 125/12
129/14 130/6 135/1 Ms [8] 2/15 2/17 3/10 3/13 3/15 60/15 124/23 146/19
much [4] 8/4 40/22 83/18 114/21
multiple [2] 89/8 97/22
must [2] 147/25 159/3
muzzle [1] 140/8
my [60] 6/17 7/7 7/8
7/19 8/5 12/17 17/12
27/25 27/25 28/2 28/21
my... [49] 29/9 44/9 45/11 46/12 51/13 53/3 53/5 54/11 62/25 65/10 84/2 84/24 92/18 97/15 97/16 98/25 101/8 101/17 106/18 111/8 112/11 115/7 118/6 124/20 125/4 125/6 125/6 125/7 127/15 130/13 130/14 130/14 131/15 131/22 136/14 137/8 137/18 141/25 143/21 143/21 146/12 156/7 160/18 160/19 161/20 161/21 163/24 165/2 165/2
myself [4] 5/15 60/24 72/3 126/20

N
\(\overline{\text { naked [3] 139/15 140/4 }}\) 140/5
name [26] 8/2 9/4 12/5 18/16 18/18 21/16 30/4 59/8 63/5 64/6 65/19 70/7 76/9 82/22 91/24 97/15 99/19 102/12 120/25 121/1 121/10 124/19 124/20 125/4 125/7 125/8
named [3] 65/24 66/7 157/1
names [3] 88/24 91/20 154/7
narrow [1] 96/1
near [1] 17/22
necessarily [1] 7/8 neck [4] 29/14 29/16 34/15 78/4
need [8] 7/15 45/22
98/14 98/16 147/12
147/24 156/21 161/14
needed [1] \(9 / 2\)
nerves [1] 80/9
NEVADA [3] \(1 / 21 / 6\) 5/1
new [8] 135/8 141/11
141/25 142/15 142/22 142/25 144/3 144/23
news [7] 24/17 24/18 24/23 25/5 25/8 25/10 25/23
next [18] 11/23 16/9 22/9 32/6 58/12 58/18 59/2 82/17 91/12
101/14 107/7 107/12 116/1 116/9 124/11 135/13 154/12 156/17 nickname [1] 65/17 night [1] 11/8
no [136] 1/8 5/17 5/20 5/21 5/21 5/22 6/22 9/9 9/10 9/25 13/17 13/21 13/25 13/25 14/17 15/18 16/4 16/10 17/1 17/21 20/4 20/24 23/6 24/15 27/7 29/4 30/25

35/6 35/9 36/3 37/9 38/8 38/10 40/18 41/11 41/21 42/18 43/15 43/18 43/21 47/14 48/16 48/25 49/2 49/11 51/21 53/12 55/7 55/8 55/19 55/20 55/20 56/12 56/17 56/24 57/2 57/5 57/8 57/10 57/12 59/17 61/8 62/16 62/23 65/19 65/20 67/1 67/12 67/21 68/6 69/5 69/21 69/24 70/25 71/10 77/23 78/25 79/3 79/16 79/17 79/20 80/11 81/17 82/9 86/8 86/8 86/9 87/23 88/9 88/11 88/23 89/3 89/12 89/15 89/18 89/20 89/20 90/1 91/5 91/9 92/10 94/25 98/10 98/25 101/24 102/5 106/7 107/6 112/3 112/20 113/19 119/15 119/17 119/23 120/7 120/15 121/4 121/10 121/12 122/25 124/2 124/7 142/7 145/22 146/4 147/5 147/7 149/5 149/10 150/13 150/24 160/7 160/14 161/8 162/21 164/1
No. [2] 101/11 111/14 No. 2100-007-012 [1] 111/14
No. 7 [1] 101/11 nobody [2] 119/14 119/16
nod [2] 13/21 13/22 nods [1] 38/3
noise [1] 138/25
none [1] 163/6
Nope [2] 124/5 153/24 nor [2] 150/3 158/2 normal [2] 129/5 142/23
Normally [2] 39/16 141/19
North [1] 102/19
NOS [8] 1/7 22/23 84/20 95/20 103/20 108/20 108/25 130/4 not [143] 5/19 5/25 6/20 7/1 7/5 7/22 7/24 7/25 8/12 10/5 10/16 10/20 11/1 14/19 17/1 17/2 19/7 19/19 20/19 20/24 20/25 24/15 27/7 35/25 37/9 38/8 41/1 41/2 41/4 41/19 45/3 47/13 48/14 50/11 52/10 53/12 55/12 56/11 56/22 57/7 57/24 57/25 60/24 61/1 62/14 64/19 66/19 67/24 74/24 79/21 80/17 81/22 90/6 90/6 90/18 94/23 98/23 101/24 107/2 107/4 108/11

112/3 113/13 113/19 114/9 114/10 114/14 118/10 119/17 120/5 120/12 121/2 121/4 121/23 127/11 128/20 130/23 131/2 136/4 136/6 136/13 138/9 138/15 139/2 139/18 141/8 141/9 141/11 142/17 143/4 143/12 143/20 144/13 145/5 145/7 145/13 145/16 145/17 145/25 146/4 146/9 146/10 146/13 146/24 148/1 148/2 148/4 148/5 148/6 149/6 149/8 149/9 149/15 149/17 149/21 149/24 149/25 150/2 150/3 150/8 150/15 150/22 150/24 153/12 155/3 155/4 156/10 156/25 157/18 157/23 158/1 158/2 158/7 159/25 160/11 160/14 161/5 162/1 162/22 164/2 164/23 165/2 165/6
notation [1] 130/12 note [1] 101/2
notebooks [1] 58/6 noted [8] 130/25 131/12 135/23 136/8 139/9 142/7 143/21 143/22
notepads [2] 114/16 148/8
notes [8] 106/12 106/16 106/17 106/18 106/25 107/5 137/8 143/21
nothing [16] 6/17 6/20 6/21 57/11 82/7 82/10 91/3 91/7 124/3 143/25 144/17 145/19 145/20 147/2 147/3 147/4
notice [4] 20/17 20/20 21/2 93/14
noticeably [1] 141/24 noticed [8] 18/21 19/5 19/21 21/6 42/6 46/20 130/10 141/12 notified [1] 130/23 noting [4] 131/15 131/16 131/16 139/22 now [41] 11/7 11/18 23/7 24/7 25/3 26/4 27/13 31/1 33/21 35/2 35/12 36/8 37/12 47/3 47/22 59/1 68/9 73/21 77/12 77/18 78/13 87/16 87/21 88/2 104/20 106/21 113/9 116/16 122/3 122/8 125/25 126/8 127/9 130/6 130/15 138/6 146/13 151/3 156/8 157/12 157/18
nowadays [1] 64/19

NRS [1] 6/24
number [34] 15/17 16/17 19/2 62/3 70/12 96/7 97/15 97/16 97/19 97/22 103/22 103/23 104/3 104/6 104/8 104/14 111/10 111/15 122/6 130/17 138/19 152/22 155/21 155/25 156/1 156/16 156/17 156/21 157/4 157/6 157/10 157/12 157/13 158/24
numbers [4] 85/14 153/20 156/14 157/15 nurse [3] 39/13 46/3 66/22

\section*{0}
o'clock [1] 162/8
object [5] 54/6 67/2
127/18 127/19 164/8
objection [7] 9/8 9/24
9/25 22/19 54/8 54/11
79/23
objectionable [1] 8/7
objections [1] 163/12
objects [2] 133/20
133/21
observe [2] 19/5 81/23
observed [3] 27/24
74/17 78/22
obviously [3] 5/25 6/4 6/24
occasionally [1] 127/24
off [6] 58/9 64/8 100/5 123/15 141/24 157/13
offense [6] 152/5 152/5 152/25 156/16 156/24 157/6
offer [1] 19/18
office [1] 51/13
officer [1] 154/8
officers [3] 11/21 72/18 93/15
offices [1] 72/15
official [2] 125/6 125/8
often [2] 50/21 81/7
oh [10] 28/24 51/7 60/1 63/4 85/8 85/13 104/22 144/8 157/6 160/10
okay [340]
Olsen [1] 166/10 on [156] 5/4 8/7 8/19 9/16 9/19 9/21 11/2 21/2 21/4 21/7 21/8 21/12 23/10 24/2 24/7 24/11 24/17 25/5 25/7 25/10 28/1 28/3 29/12 34/22 34/22 36/18 36/23 36/24 37/25 38/7 38/9 38/11 39/22 42/4 42/13 43/11 43/12 43/16 43/19 47/19 47/23 49/23 50/18 50/25 51/4 52/9 54/19 54/20 58/1 58/4 58/12 61/10 64/11 68/17

69/17 72/9 75/17 77/20 81/1 84/10 85/3 85/7 85/20 87/7 87/13 87/14 87/21 88/24 90/14 90/16 92/19 96/8 96/15 96/23 97/4 97/16 99/1 99/18 99/19 101/2
101/11 102/18 104/8 104/13 104/14 106/4 106/6 107/12 107/24 109/9 109/19 109/21 109/24 110/13 110/15 110/17 110/20 111/9 111/18 111/23 112/25 113/25 114/11 114/14 120/10 120/18 120/18 120/25 121/6 121/10 122/2 122/3 122/12 122/14 123/21 125/6 127/16 127/19 127/20 128/19 129/1 130/12 131/22 135/10 138/19 139/20 139/25 140/1 141/2 144/24 146/8 146/12 147/21 147/22 148/3 148/7 148/10 148/16 150/1 152/8 153/14 153/15 154/8 154/11 155/22 156/7 157/1 157/25 158/24 159/10 159/24 161/8 161/9 161/10 164/19 166/2
once [5] 94/17 96/10 137/1 142/25 147/23 one [76] 8/16 8/22 9/23 11/8 16/9 20/19 27/8 32/14 32/17 34/1 41/4 41/22 50/12 52/11 72/20 76/22 76/23 78/15 78/15 78/16 78/16 78/19 81/5 82/25 84/5 84/25 85/12 85/25 86/8 86/8 86/24 93/16 97/23 99/9 101/13 101/14 101/17 102/21 107/16 107/18 109/14 110/23 110/23 111/11 111/14 121/3 122/22 127/23 128/23 134/11 135/8 135/19 135/21 139/17 141/25 144/23 146/12 148/24 151/21 153/2 153/9 154/7 154/10 155/17 155/23 157/6 157/7 157/8 157/9 157/11 157/13 157/13 157/14 158/18 163/6 165/3
ones [6] 25/7 81/1 103/1 120/4 153/17 156/22
only [9] \(7 / 7\) 51/22 93/16 139/18 142/24 152/7 159/9 159/20 159/23
oOo [1] 166/4
open [13] 96/23 96/25 97/3 98/13 99/2 102/7

\section*{0}
open... [7] 112/21
118/7 118/12 118/16 118/17 131/18 131/25
opened [10] 28/1 98/22 101/23 108/9 108/11 110/7 118/13 118/15 131/7 131/13
opening [4] 165/2 165/4 165/14 165/16
operability [1] 143/19
operable [1] 142/14
operate [3] 128/15
144/1 144/9
operated [2] 143/22 144/1
operational [2] 127/25
128/14
opinion [3] 58/4
114/14 148/7
opportunity [6] 121/5
148/20 148/20 150/7
151/18 158/6
or [172]
orange [2] 146/8 146/12
order [15] 59/21 60/21 60/25 85/23 88/4 88/6 88/8 88/9 88/10 88/14 89/7 89/9 89/13 128/9 143/18
orders [2] 88/19 88/21
organization [2]
126/19 126/20
other [45] 7/15 8/13 8/17 9/17 11/9 40/24 40/25 48/23 54/7 56/14 56/21 56/22 57/13 57/25 58/3 86/5 86/13 90/14 93/14 99/9 99/11 101/4 101/22 105/6 113/5 113/5 114/10 114/13 119/10 123/16 130/25 139/6 147/6 148/2 148/5 152/20 153/3 153/4 154/6 154/10 157/8 157/11 157/14 160/6 165/7 others [1] 154/5 our [32] 11/4 12/5 58/12 58/18 72/15 77/8 81/15 107/14 108/2 108/2 116/12 118/23 125/11 127/1 127/9 127/9 128/4 128/13 128/16 131/4 131/18 133/22 134/14 134/24 136/9 136/21 145/6 145/8 147/20 148/12 159/17 163/8
ours [1] 111/24 out [34] 5/5 6/7 6/25 10/5 28/3 69/7 73/5 74/16 74/18 75/15 75/22 85/23 90/13 104/22 134/14 134/22 135/7 135/19 138/7 138/9 138/11 138/13

141/18 141/25 143/1 143/16 143/20 143/21 144/22 144/23 146/16 154/1 154/14 154/18 outfit [1] 29/23 outside [10] 5/3 5/11 5/16 28/15 28/16 28/17 103/9 105/9 106/7 130/13
over [22] 5/10 28/22 29/9 30/18 74/16 74/17 118/11 127/4 131/2 138/11 142/2 148/13 151/12 161/23 161/23 162/5 162/15 163/1 164/3 164/4 164/10 164/15
overall [4] 96/10 100/25 104/25 116/21 overruled [1] 68/1 own [3] 54/11 148/16 151/14
owned [1] 79/12 owner [1] 107/2 P
p.m [6] 114/20 116/14 116/14 116/15 148/11 166/3
P226 [3] 132/25 139/5 139/19
P226X5C02 [1] 111/15 package [5] 97/11 97/16 99/1 101/17 101/22
packaged [1] 130/9 packages [1] 111/11 packet [1] 11/4 page [3] 9/16 9/18 123/10
pages [1] 70/16
paid [6] 45/4 45/8 71/4 88/6 88/24 89/7
pair [3] 100/14 100/18 100/20
pajama [2] 29/12 49/9
panned [1] 24/3
pants [8] 17/13 29/12
37/19 43/9 49/9 61/21
100/25 101/4
paperwork [1] 156/25 paraphrasing [1] 159/14
parked [2] 103/9 105/8
parking [2] 5/9 5/9 parole [1] 152/2 part [11] 27/14 74/25
77/7 94/19 119/21 127/15 128/23 129/2 139/9 145/6 161/21 participated [1] 92/23 particular [18] 6/21 76/5 83/17 109/20 128/19 128/21 129/7 129/8 132/24 134/7 134/11 135/21 137/10 138/3 139/20 145/5 155/22 155/25 parts [1] 134/1
pass [10] 39/2 42/19 49/23 79/4 79/7 87/1 117/21 119/1 140/14 142/9
passed [1] 126/21 passenger [3] 105/17 110/14 110/15 passes [1] 134/19 passing [1] 125/22 past [5] 92/10 149/4
152/2 152/3 159/9 pause [6] 8/15 10/3 23/25 42/9 74/6 116/14 pay [9] 45/3 68/10 68/11 68/11 68/11 68/23 71/1 90/14 90/16 paying [6] 70/24 71/16 85/15 88/2 90/3 90/22
payment [9] 19/2 19/4 46/19 69/1 69/18 70/23 70/23 86/3 89/8
payments [13] 18/25 69/18 69/22 83/12 83/18 84/22 85/22 87/7 88/3 88/16 89/9 89/15 89/25
PD [1] 127/5
Pea[11] 19/9 19/14
20/16 21/17 30/11 40/4 40/7 65/18 65/23 65/24 76/16
pellet [2] 142/14 146/7 pellets [1] 133/19 people [12] 7/11 7/12 7/15 10/15 19/18 20/13 20/14 39/16 39/22 83/16 90/14 118/14 people's [1] 90/14 per [3] 102/13 102/14 122/22
period [2] 50/9 92/12 permission [2] 69/14 131/25
permit [2] 123/5 123/13
person [16] 20/24 20/25 39/25 41/7 42/2 58/2 63/5 65/24 66/7 73/9 102/12 114/11 122/2 122/16 148/3 159/2
personally [1] 38/8 Petrocelli [1] 5/21
Philip [1] 43/16
PHILLIPS [43] 1/9 1/10 1/19 13/9 17/8 17/15 32/3 35/3 42/24 43/7
43/16 43/25 44/4 44/6 44/22 44/24 45/2 45/14 49/7 49/13 50/4 52/2 52/7 52/13 61/13 61/23 81/8 84/12 87/7 87/22 88/2 99/20 106/3
148/14 148/15 149/8 149/9 149/10 149/15 162/17 162/18 162/18 164/12
Phillips's [1] 87/16
Phoenix [3] 125/21

126/1 127/5
phone [13] 18/8 23/10
24/11 34/22 39/19
39/19 39/20 55/14 56/4
97/1 156/7 156/12
164/24
phones [1] 104/6
phonetic [3] 18/19 65/25 122/17
photo [7] 95/23 96/4
96/25 110/1 110/19
110/19 116/24
photograph [14] 71/20 96/14 99/6 100/4 109/4 110/10 111/18 113/21 120/14 120/17 121/8 123/11 123/16 123/17
photographed [4]
94/18 123/22 123/25 130/11
photographs [10]
103/10 107/19 107/22
117/7 119/9 123/4
129/14 129/18 129/20
131/5
photos [5] 103/5 103/8
105/6 107/24 108/1
physical [1] 137/13
picked [2] 13/23
138/24
picture [13] 20/25
34/22 39/18 66/13
103/23 104/2 104/3
104/23 109/14 109/16
109/25 117/15 122/4
pictures [10] 20/24
24/25 54/23 97/24 98/3
102/16 113/24 116/20
117/1 131/14
piece [1] 130/20
pin [3] 127/19 127/21
127/23
Pine [1] 13/4
Pines [1] 17/21
pistol [14] 111/15
131/15 133/14 134/3
135/6 135/10 136/1
136/25 137/10 138/18
139/9 139/21 141/18
145/6
pizza [1] 8/24
placard [1] 96/7
place [6] 15/4 53/11
58/6 118/8 132/15 138/12
placed [4] 131/8
141/11 142/15 142/22
places [2] 20/11
119/19
plaid [2] 32/10 32/19
Plaintiff [1] 1/7
planes [1] 136/7
plastic [1] 146/14
plate [5] 105/14 109/12
109/20 123/12 144/22
play [3] 23/21 56/9
129/6
played [1] 131/24
plea [1] 156/18
please [22] 12/4 57/14 58/4 58/6 59/7 73/4
77/8 82/13 82/21 91/10 91/14 91/19 114/14
114/16 114/18 124/18
125/11 127/9 129/16
132/6 148/6 148/8
plus [1] 132/15
pneumatic [11] 133/3
133/7 133/7 133/10
133/15 135/20 138/20
139/7 139/17 143/11
143/16
point [28] 6/2 6/17
14/14 15/4 17/10 18/4
23/25 34/8 37/18 46/22
48/4 49/24 51/18 61/17
63/10 63/21 64/9 64/13
66/23 68/22 69/9 71/14
75/22 78/20 111/15
136/25 147/15 165/4
pointed [1] 8/23
pointing [2] 24/25 85/11
points [1] 33/6
police [11] 26/2 69/10
69/19 69/23 75/5 92/6 92/11 92/19 125/14
125/21 126/1
ponytail [1] 55/18
popping [1] 144/22
portion [3] 76/18 77/12
78/1
portions [5] 33/20
34/16 35/12 36/8 47/18
possessor [1] 131/13
possible [2] 40/12 48/6
Possibly [1] 88/7
potential [2] 96/15 129/1
potentially [3] 5/13
5/23 7/12
pound [1] 137/24
pounds [1] 137/25
powered [2] 133/3
134/3
practical [1] 126/23
precluded [3] 149/18
155/5 157/19
prefer [1] 163/1
prelim [1] 8/18
preliminary [1] 5/13
preparation [1] 72/3
prepare [2] 116/12 135/16
prepressurized [2]
133/8 141/5
presence [7] 5/3 5/5 5/11 5/17 6/25 11/17 11/19
present [3] 69/10 89/25 119/5
presented [5] 7/10
8/19 90/16 90/20 90/24
pressure [12] 133/7
133/10 135/16 135/22
136/23 137/20 137/24
137/25 142/20 143/12
143/13 143/16 0


\author{
10
} 2 12 18 /6
\(\qquad\)




\(\qquad\)



18

-
pressures [3] 127/20 127/22 141/3
pretrial [1] 93/7
pretty [5] 30/23 126/15
135/5 139/3 142/20
preventing [2] 108/9 118/12
previous [3] 108/11
111/10 131/13
previously [7] 48/22
70/2 73/2 95/11 105/10 122/9 129/13
primer [2] 127/20 141/3
prints [1] 119/14 prior [11] 5/22 7/22 7/24 7/25 8/4 51/1 51/3 51/23 72/6 154/23 160/19
prison [1] 158/15 probably [8] 114/23 115/14 116/5 127/7 136/16 144/25 163/3 165/8
probation [1] 152/3
problems [1] 55/3
procedurally [2]
164/22 165/14
proceed [1] 59/11
proceeded [1] 135/6
proceedings [7] 1/11 8/15 10/3 11/16 116/14 166/3 166/6
process [1] 106/5
processed [1] 106/6
prod [1] 42/12
prodded [1] 47/5 professional [1]
126/19
proficiency [1] 125/23
program [5] 92/22
125/20 126/14 126/15
126/22
projectile [8] 133/4
135/18 136/6 136/14
141/7 142/24 143/13
143/18
propel [1] 137/2
properly [1] 135/4
property [4] 83/8 83/9 83/10 83/12
proposed [22] 21/11 22/5 22/13 22/17 70/7 83/25 84/6 84/15 95/1 95/8 97/9 98/5 101/15 101/25 102/21 103/13 107/15 108/14 111/3 112/15 163/13 163/15 prosecuting [1] 93/6 prosecutor [1] 51/18 Protégé [1] 105/8 provide [2] 83/22 88/23
provided [5] 70/2
95/11 129/13 152/19 152/20
provides [1] 141/6
public [1] 157/5
pull [15] 128/16 135/17
136/21 136/23 137/5 137/11 137/14 137/16 137/18 137/19 139/9 139/13 139/14 156/8 157/12
pulled [4] 137/1 137/14 137/15 141/25
pulling [3] 31/5 139/21 156/20
puncture [1] 135/15 purchased [2] 88/14 89/12 purposes [4] 133/14 133/15 149/11 151/1 pursuant [2] 119/19 120/5
push [1] 141/6 put [29] 5/16 25/3 55/24 99/9 109/3 117/8 126/17 131/22 132/14 135/8 135/14 135/22 138/4 139/3 140/1 141/17 141/18 141/20 141/25 142/25 144/9 144/15 144/20 144/23 151/2 154/11 156/4 159/16 164/19 putting [2] 38/6 54/20
question [15] 35/5 55/13 55/17 56/6 56/10 68/17 118/6 128/2 143/19 146/2 148/22 148/23 151/20 152/4 155/15
questioning [4] 5/23 7/20 106/16 116/17 questions [28] 7/9 7/17 45/22 45/24 47/2 49/3 55/5 55/9 57/12 57/13 82/11 82/12 89/18 89/20 91/8 91/9 114/24 115/6 122/25 124/2 124/6 124/7 145/23 147/6 147/7 150/11 158/10 160/6 quickly [3] 141/17 142/20 144/24
quiet [1] 60/11 quite [2] 10/5 138/15

\section*{R}

R-o-y [1] 124/20
rag [2] 29/12 33/4
ran [3] 120/11 143/20 143/21
range [7] 9/19 134/14 134/24 136/2 141/17 141/21 144/22
rapid [1] 141/3
rattling [1] 132/14
reach [3] 118/8 118/14 118/16
read [7] 57/25 110/2 114/10 148/2 156/10 156/17 157/1
readdress [1] 147/12 reads [1] 134/21 ready [3] 11/23 78/2 135/7
real [3] 41/18 65/19 140/13
realized [2] 135/25
really [12] \(7 / 8\) 10/14 37/9 41/1 41/2 41/4 53/12 80/6 80/17 116/6 118/10 138/8
rear [8] 105/22 109/13 110/10 110/14 110/15 113/1 123/6 123/18 rearview [1] 123/17 rearward [1] 137/19 reasons [1] 5/16 recall [15] 39/8 39/10 39/20 39/23 41/24 50/12 50/12 76/17 79/18 79/19 79/24 106/10 113/12 121/8 122/21
recalls [1] 7/19
receipt [13] 70/17 88/2
90/18 94/17 101/6 101/11 101/18 101/19 102/10 102/13 102/14 120/25 122/12
receipts [10] \(84 / 3\)
84/10 86/5 86/22 87/14 87/16 87/19 87/21 88/3 88/22
receive [3] 127/13 129/3 132/11
received [9] 8/20 11/5 11/5 11/8 126/13 130/14 131/5 132/20 132/22
recess [3] 57/22 57/23 147/20
recessed [2] 11/16 166/3
recognize [90] 21/12 22/13 23/12 23/14 23/23 24/1 24/5 24/21 24/22 26/5 29/20 29/22 31/3 31/12 31/14 31/17 31/22 32/4 32/7 32/8 32/21 32/23 33/3 33/6 33/8 33/11 33/13 33/18
33/21 34/2 34/4 34/7 34/10 34/12 34/14 34/17 34/19 34/21 34/25 35/13 35/15 35/19 36/4 36/6 36/12 36/15 36/17 36/22 37/2 37/7 37/10 37/13 37/16 37/18 38/12 38/15 42/13 42/17 47/10 48/10 70/7 71/8 71/19 73/4 73/7 73/10 73/12 73/15 73/23 75/9 75/12 75/22 76/1 76/19 76/24 76/25 77/2 77/5 77/13 78/6 78/9 84/1 95/2 97/10 101/16 103/1 104/23 111/3 129/17 001592

130/13
recognized [9] 31/21
47/6 47/9 47/16 53/25
73/8 73/9 75/14 134/12
recognizes [1] 134/20
recollection [2] 87/6
107/4
reconvene [1] 147/21 record [29] 5/4 5/24
6/23 11/19 12/5 17/14
18/12 31/20 36/10
37/12 47/19 58/9 59/8
61/22 63/13 74/3 82/22
91/20 110/2 111/21
122/3 122/14 124/19
131/19 151/1 153/14
153/15 154/12 164/20
record's [1] 73/14
recorded [3] 13/22
55/12 145/25
records [6] 5/22 7/25
60/2 71/11 83/22
122/23
recovered [4] 104/7
106/7 113/18 128/20
Recross [8] 2/9 2/10 3/8 3/14 49/5 50/2 123/2 144/18
Recross-Examination
[8] 2/9 2/10 3/8 3/14
49/5 50/2 123/2 144/18 red [14] 29/12 30/4 30/6 30/20 32/10 32/17 43/9 49/9 76/12 76/23 108/8 110/16 111/24 131/7
redirect [18] 2/8 2/11 2/17 2/21 3/7 3/13 45/18 45/20 53/17 81/11 81/13 89/21 89/23 121/15 121/16 143/6 143/8 145/21
reduce [1] 133/25 refer [1] 155/12 referred [3] 62/7 125/9 133/6
referring [5] 56/7
106/12 106/15 106/17 127/18
refers [1] 55/14
reflect [5] 11/19 17/14
18/12 61/22 63/14
reflected [2] 9/21
106/25
refresh [2] 106/19 107/4
regard [15] 5/18 6/20
62/2 68/9 74/4 74/10 75/14 82/3 125/16 126/10 128/25 134/3 136/11 138/24 147/24 regarding [4] 49/19 93/21 152/19 160/19
regards [1] 140/7
register [1] 122/16
registered [2] 106/2 120/24
registration [7] 106/1
121/6 122/8 122/11

122/13 122/19 123/14
regular [2] 127/8 139/1 regularly [2] 92/22 145/7
rejected [1] 120/11 relate [1] 7/6
related [3] 7/22 62/14 90/25
relating [6] 57/24 58/2
114/9 114/12 148/1
148/4
relation [1] 62/9 relationship [12] \(8 / 3\) 8/8 14/6 21/18 49/14 52/2 52/13 53/10 64/10 64/20 81/21 96/12 relationships [1] 8/4 relatives [1] 90/15 release [2] 137/2 137/20
released [4] 135/17 137/1 137/15 141/6 releasing [1] 137/17 relevant [3] 33/6 92/23 120/20
rely [1] 141/2
remain [1] 91/14
remaining [1] 9/21
remember [38] 7/18
15/9 15/17 15/21 16/15 16/16 16/17 23/5 29/10 29/13 30/4 32/12 42/25 43/13 46/7 47/6 54/24 56/4 63/25 64/1 68/19 69/4 69/6 71/1 71/3 72/4 72/23 76/7 76/9 80/8 94/6 94/11 106/21 137/7 141/23 152/21 154/6 154/10
remind [1] 147/25 reminded [2] 57/23 114/8
removed [3] 114/2 117/13 131/14
rendering [1] 142/21
rent [13] 18/25 19/2
19/4 23/4 44/25 45/3
45/8 45/12 46/19 68/14
68/15 83/12 84/3
rental [2] 84/2 84/8
rented [2] 70/17 71/12
renting [3] 83/13 94/16
102/12
repeat [3] 68/3 75/1 151/9
rephrase [1] 67/7
replace [1] 9/13
report [5] 94/8 94/11
101/8 128/17 143/22
reports [3] 58/1 114/11 148/3
represented [1] 139/7 request [3] 60/25 93/7 122/9
require [3] 89/1 141/2 143/16
required [2] 137/16 158/21
requires [2] 143/11
requires... [1] 143/13 research [3] 58/3 114/13 148/5
reserved [1] 165/2
resolve [1] 163/21
responded [1] 102/18 response [8] 13/17 15/18 16/4 20/4 41/21 51/21 148/23 151/20 responsible [2] 131/2 131/3
rest [4] 10/22 50/17 147/16 165/10
rested [1] 165/9 resting [2] 58/20 165/15
rests [2] 58/14 147/17 resulting [1] 153/18 resume [1] 116/17 retaliation [2] 157/6 157/8
review [1] 72/12 reviewed [2] 72/6 78/23 reviewing [2] 11/4 147/10
rewrite [1] 164/8 RICHARD [1] 1/17 right [159] 5/4 8/11 9/11 9/14 10/24 11/7 11/10 11/18 12/8 14/19 18/7 21/12 22/22 23/24 24/3 24/7 25/1 25/9 28/23 32/9 33/21 37/2 37/22 39/2 39/3 44/6 45/23 45/25 47/24 53/20 53/25 54/3 54/25 55/9 55/11 55/13 56/3 57/12 57/21 58/14 59/1 59/19 60/12 60/19 60/22 61/11 64/19 67/7 69/23 70/24 71/16 72/15 72/23 74/22 77/18 78/13 79/5 81/8 81/23 82/12 82/24 83/2 84/19 85/7 87/2 87/20 89/7 91/9 91/15 95/16 98/9 98/18 103/18 108/12 108/19 108/24 112/19 114/21 115/1 115/21 116/16 117/20 117/22 119/19 121/3 121/13 122/11 123/25 124/2 124/7 124/22 125/10 126/6 128/5 129/10 129/11 130/3 130/18 130/22 133/11 133/16 136/19 140/16 140/22 141/13 144/23 145/24 146/1 147/7 147/17 148/12 148/15 148/16 148/18 149/3 149/7 149/10 149/12 149/14 149/15 149/17 150/7 150/8 150/8 150/11 150/14 151/8 151/11 151/13 152/16

153/11 153/12 154/2 154/5 154/13 154/18 154/21 155/3 156/8 158/7 158/7 158/16 159/18 159/21 160/8 161/3 162/23 162/24 163/5 164/5 164/5 164/12 164/18 165/5 165/8 165/11 165/12 165/16 166/1
rights [4] 150/12 151/12 158/11 160/19
ring [1] \(87 / 11\)
rings [1] 6/19
rise [1] 127/22
robber [1] 159/4 robberies [3] 79/2
107/8 159/4
robbery [13] 93/19
153/2 153/3 153/17
153/18 153/18 156/1
156/2 156/15 156/20
156/21 156/23 159/3
robbing [2] 20/12 20/14
rod [1] 100/5
roll [1] 117/2
romantic [1] 64/20
room [51] 15/17 16/20 17/25 27/18 28/1 50/16 50/17 70/17 70/24 71/2 71/16 83/22 84/4 84/9 84/11 85/14 89/16 90/16 90/19 94/3 94/6 94/17 95/3 95/6 96/5 96/7 96/10 96/13 99/12 99/16 99/22 101/6 101/18 101/19 102/12 103/6 103/6 103/22 103/22 103/23 104/3 104/5 104/7 104/10 104/20 104/25 119/11 119/12 119/17 120/24 121/3
rooms [9] 45/4 83/13
83/13 84/23 87/17
87/19 88/6 90/3 119/20
Rotolo [1] 8/21
routinely [1] 68/6
ROY [4] 124/15 124/20 125/7 125/9
rules [1] 146/11
run [5] 5/21 6/21 6/22 90/23 143/15

\section*{S}

Sabrina [15] 19/15 21/15 28/8 30/11 30/24 38/14 38/15 38/18 38/25 46/17 50/17 54/16 54/19 54/20 102/14
safety [1] 128/16 said [51] 6/22 16/22 18/10 20/7 20/7 23/8 25/14 25/16 25/24 26/3 26/4 28/2 29/4 29/7 30/11 30/17 31/21 32/14 33/16 39/19

41/14 41/14 42/1 42/7 43/2 44/1 47/22 48/10 49/12 49/12 69/18 70/22 71/15 73/8 75/18 79/23 79/25 80/3 81/7 90/2 90/20 90/24 94/10 118/3 120/19 127/4 133/13 140/2 140/23 142/17 159/15
sake [1] 73/14
same [26] 27/5 27/7
45/4 67/17 67/21 68/7
74/11 82/1 87/22 88/3
105/11 105/13 107/22
107/23 111/10 122/5
122/6 131/19 131/20
139/12 152/21 152/24
156/1 156/18 157/7
157/11
satisfaction [1] 160/16 satisfied [2] 160/24 161/1
Sauer [11] 111/15 132/25 133/13 135/20
138/18 138/21 139/5
139/7 139/12 139/17 139/19
saw [39] 20/2 20/3
20/25 23/8 23/9 24/16
24/18 24/22 25/10
25/22 27/21 27/23
34/22 37/21 37/24 38/6
41/14 41/15 41/22 42/2
42/4 42/8 42/24 43/8
43/14 43/17 43/20
43/22 47/9 47/10 47/12
48/21 49/7 49/12 53/19 72/10 72/18 75/19 108/4
say [38] 8/1 9/2 9/20 12/24 13/14 13/25 13/25 18/8 19/23 20/16 25/22 26/1 29/3 34/12 35/3 36/15 40/5 45/13 52/2 67/10 73/4 73/9 74/25 79/11 79/24 80/20 82/3 119/25 148/22 151/19 155/9 155/11 155/20 155/23 155/25 158/23 159/2 159/5
saying [6] 13/22 21/10 28/21 133/15 158/17 158/18
says [7] 95/24 122/12 122/18 135/10 149/24 157/22 163/1
scanned [1] 156/5 scene [12] 92/5 92/7 92/20 92/24 94/20 95/25 102/15 102/17 106/5 119/10 121/19 128/20
scenes [1] 92/25
Scheduling [1] 114/21
SCHIFALACQUA [9]
1/17 2/15 2/17 3/10
3/13 3/15 60/15 124/23
146/19
science [2] 92/18 125/18
Sciences [1] 92/13 scientist [2] 125/13 125/16
scissors [2] 98/14 138/14
SCOW [16] 1/17 2/5
2/8 2/11 2/12 2/19 2/21 3/4 3/7 5/15 12/9 53/14 72/3 83/3 98/15 100/15 screen [3] 21/12 47/15 50/25
seal [4] 118/6 135/16
136/1 142/19
sealed [12] 97/17 108/4 108/5 108/7 117/4 118/4 118/5
118/10 118/11 118/22
118/25 131/12
seals [7] 98/25 99/1
130/13 131/7 131/8
131/13 131/22
search [22] 69/12
69/20 75/6 93/20 93/22
94/22 97/19 97/23
107/9 107/13 107/20
107/23 119/6 119/19
119/23 120/5 120/9
120/18 121/18 121/21
121/22 121/23
searched [5] 69/10
69/23 94/4 119/18 121/6
searching [3] 94/20
119/12 120/24
seat [8] 12/4 59/7 82/21 91/19 110/14 110/14 113/1 124/18
second [11] 9/22 24/4 69/1 69/18 70/22 70/23
85/22 86/3 86/18
102/23 108/21
seconds [2] 36/11 144/25
sections [1] 102/22
secure [1] 118/23
secured [2] 111/7
118/22
see [109] \(8 / 7\) 10/13
10/13 17/8 18/2 19/10 19/16 20/23 23/23 25/7 26/5 26/7 26/9 26/19
26/25 27/3 27/5 27/15 28/9 28/10 28/11 30/18 30/21 30/23 31/7 31/9 32/7 33/23 35/3 35/7
36/12 37/24 42/7 43/2 48/1 48/4 48/23 49/1
49/10 50/9 50/21 53/24 53/25 53/25 56/6 56/6 56/21 56/25 57/3 57/12 57/22 59/25 61/15 63/8 74/6 75/19 76/13 76/15 77/22 78/3 78/13 78/23 80/18 81/24 82/4 82/12 83/19 85/2 85/8 86/1
86/7 86/18 86/23 87/13
87/19 91/9 95/2 95/10

96/3 99/25 100/16
101/10 104/22 104/24
109/2 109/15 109/17
121/5 121/9 121/22
124/7 128/20 129/4
138/8 139/7 139/16 140/9 147/7 148/9
156/3 156/24 156/24
157/7 157/11 161/17 163/17 163/20 163/21 166/1
seeing [7] 23/14 23/16 24/13 42/10 48/14 54/15 76/17
seem [1] 109/15
seemed [2] 42/8 106/15
seen [14] 24/11 25/5 27/8 29/5 29/16 47/23
50/23 50/25 51/3 51/23 54/15 71/24 138/23 146/10
seize [2] 121/20 121/24
seized [1] 119/13
sell [3] 88/8 88/9 88/10
send [1] 163/16
sense [1] 122/24
sensor [2] 134/19 134/19
sent [3] 11/3 112/5 156/5
sentence [1] 152/2 separate [2] 156/16 156/17
September [5] 69/8 86/24 122/10 122/17 122/22
September 2016 [2] 122/17 122/22
serial [1] 111/15 series [5] 87/10 93/19 125/22 129/14 130/11
servant [1] 157/5
served [1] 75/6
serving [1] 97/23
session [3] 11/18 59/1 116/16
set [9] 63/2 107/17 134/15 134/23 134/25 135/4 135/6 135/14 139/13
sets [1] 41/22
settle [1] 161/13 settling [2] 161/15 164/19
seven [1] 137/25
several [1] 92/23
shadow [2] 48/6 134/21
shake [1] 13/21
Shakes [1] 52/19
she [7] 6/4 21/18 28/12 30/14 54/5 60/2 60/5
she's [3] 6/8 7/9 67/7
shelf [1] 28/3
shine [2] 109/23
134/18
Shiraq [72] 18/19 19/8 19/12 20/17 21/5 21/22
shutter [1] 100/5 side [13] 6/24 109/8 109/9 110/11 110/14 117/14 123/16 135/10 139/4 139/4 139/20 140/2 140/11 SIG [11] 111/14 132/25 133/13 135/20 138/18 138/21 139/5 139/7 139/12 139/17 139/19 sign [1] 95/24
signature [1] 130/14 signatures [4] 87/14 87/21 89/4 90/7
significant [1] 139/3 signing [1] \(88 / 3\)
similar [4] 7/16 57/6 139/8 152/23 similarly [1] 86/13 simply [3] 119/9 119/23 120/2 since [8] 62/6 71/3 79/14 83/11 92/22 98/21 101/23 147/22 single [5] 137/11 137/21 137/22 137/23 139/14
sir [26] 61/11 61/20 66/19 68/25 71/20 72/24 79/11 85/21 87/6 87/9 114/18 119/5 119/8 125/17 126/13 127/6 128/10 130/8 131/11 131/18 132/24 136/19 137/4 142/13 146/1 147/7
sit [2] 106/21 154/11
sitting [1] 73/25
situations [1] 145/8
six [2] 31/23 114/23
size [4] 128/9 136/13
136/13 138/4
sized [1] 135/10
sizes [1] 133/25
skinned [2] 44/11
44/14
skinny [1] 44/18
sleeve [2] 32/10 33/14
sleeved [2] 18/6 18/9
slide [1] 139/10
slightly [3] 41/12 41/13 146/14
slow [1] 136/2
small [8] 19/7 133/20
133/21 133/24 134/1
135/17 136/6 142/23
smaller [3] 140/10
146/15 156/12
Smith [1] 140/12
snack [1] 147/24
so [176]
soft [5] 80/14 80/16 80/20 142/14 142/18
softer [1] 127/19 solely [1] 94/21 some [37] 5/11 7/10 7/11 18/7 19/6 20/8 20/10 23/11 24/25 28/5 31/1 43/3 46/22 47/2

47/23 52/2 52/5 63/21 64/9 66/23 71/14 73/1 78/20 80/18 89/9 94/3 98/14 98/18 101/2 102/16 105/18 112/25 113/3 120/15 120/15 136/10 163/12
somebody [2] 10/8 40/19
someone [1] 67/13 something [28] 5/16 6/18 7/1 7/19 23/23 24/18 24/22 29/16 35/21 42/7 47/9 47/11 47/16 73/4 73/9 113/14 113/25 118/21 120/1
121/23 126/4 128/22
134/19 136/17 143/11
152/19 153/4 164/8
sometime [2] 14/20
51/11
sometimes [9] 19/7
19/19 31/11 50/11 50/22 78/5 125/4 128/1 164/7
somewhat [2] 83/16 85/23
son [1] 146/12
son's [2] 62/25 62/25
soon [2] 141/16 141/20
sorry [26] 10/9 11/13
37/15 38/19 40/5 49/12
51/25 53/4 54/8 58/10
59/24 60/1 60/13 66/19
79/19 82/25 86/9 86/10
106/14 114/25 123/18
124/14 150/23 160/10
162/18 163/14
sounds [1] 116/5 source [1] 145/7
South [1] 94/2
speak [2] 38/20 60/8
speaking [1] \(134 / 18\)
special [1] \(85 / 15\)
specific [1] 154/7
specifically [3] 42/14
42/15 103/5
speed [6] 74/4 134/23
135/5 136/4 142/24
144/24
spell [6] 12/5 59/8 82/22 91/20 91/24 124/19
spelling [1] 9/14
spent [5] 132/21
134/14 134/20 135/8 144/13
sphere [2] 133/25
134/2
spheres [1] 146/14
spit [1] 134/22
spitting [1] 154/8
spoken [1] 74/20 staff [1] 161/25
stand [12] 6/3 40/24
61/10 148/15 148/19
149/16 149/21 151/14
151/17 151/25 152/12
155/4
001594
standard [5] 135/3
135/5 135/9 138/4 159/16
standardized [1] 126/15
standing [3] 58/11 91/14 151/3
stands [2] 6/18 126/17
start [13] 12/13 14/18
14/22 59/15 64/9 65/11
73/2 95/25 125/23
131/23 132/10 147/22
148/14
started [9] 14/15 18/21
19/3 46/17 46/20 70/23
74/15 125/22 127/7
starting [2] 71/1 74/12
starts [1] 90/10
starving [3] 10/12
10/14 10/15
state [33] \(1 / 61 / 172 / 3\)
3/2 7/19 8/1 8/3 11/19
11/23 12/4 42/6 42/9
55/23 58/14 58/20 59/2
59/3 59/7 82/17 82/21 91/12 91/19 124/11
124/12 124/18 137/20
147/9 147/17 152/10
154/13 157/4 160/25

\section*{163/16}

STATE'S [64] 3/17 4/2
21/11 22/5 22/13 22/17
22/23 23/11 25/4 26/5
29/24 31/2 32/6 33/20
34/16 35/12 36/8 38/12
38/17 41/23 65/21 66/2 66/10 70/2 70/6 71/19 73/3 73/4 73/21 75/9 76/18 77/13 78/2 78/7 83/25 84/15 84/20 95/1 95/8 95/20 96/3 97/9 98/5 98/10 101/15 101/25 102/5 102/20 103/13 103/20 107/15 108/12 108/20 108/25 111/3 112/14 112/20 113/9 113/10 122/1 122/8 129/13 130/4 130/7
states [1] 123/21
station [1] 108/3
statute [1] 7/2
stay [2] 6/7 163/1
stayed [1] 65/8
staying [2] 27/18 74/12
steady [1] 80/9
stepmom [2] 27/25
49/13
stepmother [1] 46/22
stick [1] 118/18
still [5] 66/24 100/18
100/20 131/22 165/1
stipulation [1] 122/9
stop [1] 134/16
stopped [2] 46/11
46/13
stored [1] 44/22
straight [1] 141/21
stuck [1] 75/15
subject [5] 58/2 114/12 148/4 148/25 151/22 submit [19] 10/2 22/19 22/20 22/21 95/13 95/14 95/15 98/7 102/2 103/15 103/17 108/16 108/22 108/23 112/16 112/17 112/18 130/1 130/2
Submitted [6] 84/17
84/18 98/8 102/3
103/16 108/17
subpoena [2] 59/18 60/18
substantial [3] 153/3
153/18 156/21
substantially [1] 131/20
Suburban [1] 106/11
such [3] 126/20 130/9 136/5
suggestions [1] 120/10
suite [1] \(87 / 7\)
suites [29] 15/8 15/10
15/24 17/6 17/20 17/23
18/20 22/3 23/4 26/9
26/24 31/6 64/23 64/25
66/24 68/9 68/12 70/10
71/9 74/11 80/13 83/9
83/17 84/9 102/18
103/5 103/8 103/11
119/18
Summerlays [1] 65/25
supposed [1] 158/18
supposedly [1] 44/22
sure [24] 5/18 6/6 6/9
6/25 7/14 30/23 38/21
41/19 50/7 53/16 58/16
60/8 68/5 92/17 94/11
115/25 116/4 130/23
135/3 137/9 144/14
146/10 154/25 163/10
surrounding [1]
146/11
surveillance [6] 47/3
47/5 72/7 72/12 73/1 78/23
sustain [1] 54/11
sustained [1] 54/10
sweater [4] 32/9 32/22 32/23 33/10
Sweet [11] 19/9 19/14
20/16 21/17 30/11 40/4
40/7 65/18 65/23 65/24 76/16
sworn [5] 12/2 59/5
82/19 91/17 124/16
T
T-e-r-r-y [1] 82/23
table [5] \(8 / 22\) 51/18 96/15 97/4 101/12
Tahoe [1] 106/10
take [37] 57/18 58/18
80/9 83/12 84/6 94/3
100/6 109/25 113/24
114/3 114/7 115/24
118/20 119/9 123/4
take... [22] 123/10 123/15 138/6 138/9 138/13 141/14 141/15 141/19 142/3 144/20 147/20 148/12 148/15 148/18 149/16 149/21 151/14 151/17 151/25 152/11 155/4 163/8
taken [3] 107/20 108/1 119/24
takes [1] 163/8 taking [6] 53/11 54/23 97/24 117/1 131/3 147/23
talk [16] 21/10 24/13 24/17 38/21 53/3 53/5 55/2 66/16 72/2 126/11 126/12 128/4 130/24 132/23 138/16 162/19
talked [5] 19/25 37/20
126/11 126/14 127/1
talking [7] 13/20 19/20 21/19 27/20 30/16 52/1 55/15
talks [1] 19/7
tall [4] 40/15 40/17 44/11 44/14
taller [1] 40/20
tamper [1] 131/23
tamperproof [1] 97/17
tape [10] 97/17 108/8
111/23 111/24 111/24
112/9 112/10 112/11
112/11 118/11
tattoo [1] 36/18
tattoos [13] 21/9 35/25
37/25 42/2 42/4 43/22 44/11 44/16 47/23 48/1
48/4 48/14 77/20
tax [3] 86/8 86/9 86/9
taxes [1] 86/7
tear [1] 101/2
technically [1] 41/17
tell [19] 10/9 28/18
29/7 31/3 31/5 33/2
33/8 36/6 42/12 50/15
51/10 61/10 61/17
63/10 109/2 125/11
140/6 153/14 155/10
tells [3] 150/2 158/1 159/8
temporary [2] 123/4 123/12
tenant [1] 90/18
term [1] 118/25
terms [3] 18/24 127/11 128/24
TERRELL [1] \(1 / 10\)
TERRY [3] 82/18 82/23 83/7
test [3] 115/19 134/9 142/6
tested [2] 133/20 142/14
testified [14] 5/12 8/21 12/3 44/24 59/6 82/20 87/6 90/2 91/18 93/3

93/5 124/17 141/10 145/1
testify [38] 5/10 7/9 43/25 72/13 116/2 148/16 148/19 149/16 149/17 149/22 149/25 150/1 150/3 150/8 150/9 150/15 150/22 150/24 150/25 151/14 151/18 152/1 154/22 155/4 155/5 155/11 157/18 157/18 157/20 157/23 157/24 158/2 158/7 158/8 159/16 160/11 160/14 160/20 testifying [4] 54/24 61/7 145/10 165/2 testimony [12] 8/19 57/14 57/15 79/21 82/13 82/14 91/10 91/11 114/19 124/8 142/13 147/8
testing [1] 126/22 tests [4] 125/23 125/23 126/22 126/23
Texas [8] 123/12 154/1 154/15 154/16 154/17 154/19 155/22 157/4
than [6] 35/22 56/22 93/4 124/14 140/9 156/12
thank [42] 11/13 12/4 12/8 12/10 45/16 45/19 53/13 57/9 57/14 57/16 58/19 59/7 59/10 59/12 60/16 67/8 70/4 81/10 81/12 82/13 82/16 82/21 83/2 83/4 91/10 91/19 92/1 98/19 116/18 121/13 124/8 124/10 124/12 124/18 124/22 143/4 143/7 144/16 145/18 146/18 146/25 147/7
thanks [1] 149/20 that [649] that's [107] 6/16 7/13 7/13 7/16 7/16 7/19 7/22 8/7 8/9 8/19 9/2 9/16 9/20 13/18 16/5 16/15 19/12 20/5 24/9 29/25 33/7 33/9 33/16 34/18 34/22 34/24 35/14 36/2 36/19 36/20 36/23 37/5 41/2 44/5 45/16 47/21 48/10 48/15 48/17 59/21 60/21 63/1 65/24 73/2 73/19 77/2 78/2 81/10 86/17 90/15 94/5 94/19 95/23 96/2 96/7 96/10 96/12 96/20 96/25 97/12 100/4 100/10 100/11 100/21 100/24 103/22 110/7 110/19 111/18 111/21 113/4 113/21 114/2 115/1 115/10 115/11 117/5 119/8 121/13 121/23

122/12 122/18 123/22 125/4 125/10 126/7 128/23 128/24 129/2 129/11 135/11 136/5 137/8 137/14 137/19 139/17 140/22 141/13 143/5 155/19 156/25
158/25 161/2 161/12 162/21 164/25 165/11 their [20] 5/10 6/21 11/20 13/13 20/17 41/7 90/23 116/8 126/21 146/11 149/1 149/18 150/4 151/23 155/6 157/20 158/3 159/20 159/24 162/8
them [64] 6/22 10/10 11/3 11/4 11/5 11/6 11/7 11/8 19/10 26/25 27/5 27/9 27/11 27/15 27/21 27/23 28/8 28/24 28/25 29/3 29/8 32/21
37/21 42/8 42/12 43/3 43/13 43/14 50/21 51/6 64/6 69/14 77/22 78/13 78/23 95/10 97/8 97/8 107/16 108/9 118/12 120/6 120/11 126/16 127/11 127/24 130/14 132/14 139/3 144/8 150/4 153/16 154/7 154/11 154/11 158/3 158/3 158/14 161/15 161/15 161/23 162/10 162/10 163/16
themselves [3] 90/16 90/20 90/25
then [81] 9/17 10/7 19/14 28/3 29/12 29/13 32/10 46/13 46/17 46/19 48/15 54/14 56/14 62/24 85/22 86/1 86/3 86/5 86/17 91/14 92/22 96/1 100/6
100/23 102/18 102/23 103/7 103/14 104/2
104/8 104/19 105/18
107/17 108/21 109/11
111/24 115/4 115/8
115/23 116/9 117/6
119/12 119/20 126/5
128/1 128/15 128/16
130/20 130/24 131/7
131/14 134/14 134/21 134/22 135/6 137/1
137/15 137/17 137/19
137/19 138/7 144/7
144/23 146/7 147/21
152/6 153/4 154/5
157/3 157/5 159/1
162/8 162/12 162/24
163/8 163/9 163/11
163/15 163/16 164/15 165/15
Theoretically [1]
144/11
there [105] 7/10 8/2 8/2 10/5 13/5 13/7 14/14
15/4 15/14 15/24 18/21 001595

25/7 26/18 27/14 28/12 31/7 34/2 35/5 35/21 36/1 37/2 38/6 38/22 44/3 45/23 46/5 48/15 49/16 52/10 52/11 54/8 64/22 65/3 66/11 67/1
67/19 67/20 68/5 68/22 69/9 69/11 69/17 71/8 72/17 74/6 74/12 75/15 80/15 80/18 85/7 85/16 86/23 89/8 89/8 90/13 91/15 94/3 94/21 96/23 97/13 97/22 100/17 101/2 103/24 104/18 104/19 106/6 106/17
106/21 110/17 110/17 113/5 117/4 118/11 119/9 119/21 126/1 131/15 132/19 132/25 134/16 135/8 135/25 136/9 139/25 140/1 140/5 141/6 141/10 141/17 141/19 141/20 142/1 142/7 143/25 144/1 144/15 152/14 152/14 153/9 163/12 there's [33] 5/23 7/18 8/16 23/18 23/21 25/7 39/25 61/20 85/10 85/16 88/13 88/16 97/14 98/25 104/16 115/22 121/23 130/10 132/15 134/18 137/13 137/16 141/5 145/14 145/14 145/15 152/23 152/24 152/24 153/4 157/1 159/5 164/18 thereafter [2] 131/3 131/7
thereby [2] 139/11 142/21
thereof [2] 5/24 6/1 these [46] 7/15 22/13 24/21 25/4 25/4 31/2 35/2 47/8 51/3 51/16 51/23 64/6 71/11 78/22 79/1 84/1 84/3 84/8 84/23 85/1 85/3 85/22 90/7 95/3 95/11 99/8 102/22 102/25 103/1 103/8 103/10 107/19 107/22 108/1 109/3 115/2 117/1 117/7 129/17 129/20 136/14 146/15 150/12 151/12 158/11 159/4
they [111] 5/10 5/22 6/1 6/10 6/22 10/17 10/19 13/13 13/14 13/14 14/7 16/7 20/18 20/18 27/15 27/17 27/19 28/13 29/10 29/11 30/17 30/18 30/18 37/21 38/4 39/16 41/8 42/7 42/12 42/13 42/15 43/2 43/2 43/5 46/23 49/15 49/16 50/5 54/6 54/6 58/23 62/21

64/7 69/12 84/19 85/2 85/20 86/15 86/22 86/22 87/22 87/24 90/15 90/15 90/20 90/20 90/23 102/25 103/5 103/12 108/10 113/19 114/2 116/9 117/8 118/21 120/4 120/8 120/11 120/19 120/19 122/5 127/16 127/16 129/4 129/22 131/23 131/23 136/7 141/2 144/5 152/7 152/21 152/23 153/21 155/9 155/11 155/12 155/19 155/20 155/24 155/24 157/8 157/10 157/14 157/17 157/18 157/20 158/22 158/23 158/25 159/1 159/1 159/4 159/8 159/10 159/15 161/17 162/8 163/7 164/8
they'd [3] 154/23 154/24 162/12 they'Il [2] 148/20 162/24
they're [25] 5/19 6/14 6/23 6/25 10/4 10/14 11/4 55/25 85/2 87/24 90/18 90/22 116/2 120/7 133/25 144/4 144/6 146/9 150/2 153/7 154/1 156/3 158/1 158/21 159/19 they've [1] 165/9 thing [3] 8/13 117/6 164/9
things [22] \(5 / 117 / 6\) 19/18 34/17 36/12 46/24 80/1 80/18 82/4 83/13 85/11 115/2 117/18 118/8 118/8 121/19 127/22 128/15 128/17 133/6 145/7 145/15
thingy [1] 163/24 think [27] 8/9 16/14 29/13 41/14 42/23 44/1 44/24 48/15 50/17 55/20 55/22 56/22 74/13 79/11 97/25 99/8 104/13 114/22 115/4 115/17 116/7 116/9 144/6 151/6 156/18 157/7 161/20
third [5] 19/4 39/25 46/19 86/3 157/5
third-degree [1] 157/5 this [218]
those [45] 7/17 20/23 22/22 25/10 47/16 48/23 49/1 50/25 51/5 51/20 65/8 68/10 88/2 88/2 88/23 89/2 95/16 97/4 97/7 97/11 98/3 99/9 100/25 102/16 102/25 103/2 103/4 103/18 108/14 108/19

\section*{T}
those... [15] 113/18 127/10 128/17 128/21 129/15 136/10 152/17 153/20 153/22 154/14 154/23 154/25 155/17 156/3 158/15
though [4] 20/19 30/5 123/5 140/11
thought [3] 47/23 49/8 124/14
threat [1] 37/22 threatened [1] 28/20 three [11] 25/7 85/16 86/19 126/9 127/5 136/7 136/8 136/8 136/17 137/24 137/25
three-fourths [2] 137/24 137/25
through [44] 7/18 11/6 18/24 31/2 58/7 62/15 71/15 85/1 86/22 95/9 95/18 102/21 102/23 102/23 103/1 103/14 107/16 107/17 107/18 108/24 109/23 111/11 114/17 118/18 118/20 129/13 130/3 130/16 130/23 131/10 132/15 132/16 132/16 134/12 134/22 135/4 136/4 136/7 136/17 136/19 143/14 144/21 148/9 160/20
throw [1] 90/13
thumb [1] 137/18 Thursday [9] 116/3 147/22 147/22 148/10 154/12 161/8 161/9 161/10 166/2
thus [2] 149/25 157/23
tickets [2] 84/9 89/8
tie [1] 132/15
tied [4] 121/20 121/22
132/7 132/11
ties [1] 131/14
till [3] 11/1 114/7
164/15
time [104] 7/10 13/10
14/14 14/25 15/12
16/22 17/1 17/19 18/21
19/19 19/20 20/19 24/16 26/12 26/21 26/23 27/6 27/7 27/14 27/20 27/23 28/6 28/20 30/24 31/6 31/8 37/21
37/22 37/24 38/6 38/19 42/23 42/25 43/3 43/5 43/8 43/11 43/14 43/19 43/22 45/4 45/5 45/12 46/5 46/7 46/9 47/19 49/7 49/16 49/24 50/5 50/9 50/11 50/12 50/19 51/5 51/22 55/2 56/22 63/19 63/24 64/5 64/22 66/17 67/17 67/19 67/20 67/21 68/5 68/7 68/22 68/25 69/9 69/19

70/17 70/20 71/3 72/20 74/10 74/11 74/24 75/2 75/5 79/2 82/25 83/20 83/20 85/15 86/23 92/12 93/9 93/10 111/19 112/22 114/3 116/6 124/9 127/7 134/20 147/8 147/15 154/25 156/2 165/4 times [13] 19/25 20/19 27/8 46/24 47/15 47/16 51/22 90/4 93/3 93/5 136/15 136/17 140/20 tint [1] 109/21
tinted [7] 79/12 79/14 79/18 79/19 79/22 80/2 109/18
tip [1] 146/12
tissues [1] 61/20
today [18] 17/8 18/2 51/1 51/3 51/23 53/20 59/16 59/16 60/18 61/18 63/8 63/11 72/13 73/19 74/1 80/9 98/22 147/19
together [5] 14/25 15/5 19/10 126/17 163/20 told [14] 10/11 28/21 29/9 30/17 39/19 66/25 67/3 67/4 67/10 67/10 67/13 120/2 120/19 147/20
tomorrow [2] 147/21 161/7
tonight [1] 164/21 too [7] 14/9 28/12 40/11 54/24 85/10 90/13 161/5
took [18] 102/15 103/10 104/3 105/6 107/22 107/24 117/7 122/4 123/17 125/20 126/21 129/20 131/13 134/14 135/3 135/7 139/21 144/21
tool [10] 126/10 126/18 127/2 127/10 127/16 127/17 127/21 127/23 128/21 129/4
top [6] 25/9 25/9 28/3 85/18 99/18 113/25
topic [1] 58/22 Total [1] 92/8 totality [1] \(142 / 13\) totally [1] 41/10
towards [1] 139/24
towed [1] 107/14 towel [8] 29/13 29/15 34/15 35/1 35/16 35/18 78/3 78/3
towels [1] 100/5
toy [1] \(41 / 18\)
traditional [6] 138/20
138/21 139/1 139/4
139/6 139/17
trained [3] 145/9
145/11 145/13
training [11] 92/15 92/21 125/20 126/12

126/12 126/14 127/15 129/2 145/2 145/6 145/11
trainings [1] 92/23
TRAN [1] 1/1
transaction [1] 122/10 transcribed [1] 166/6 Transcriber [1] 166/10 TRANSCRIPT [1] 1/10 travel [2] 134/20 136/7 TRAVIS [1] \(1 / 10\) trial [6] 1/15 5/14 54/3 58/5 93/5 93/11
tried [1] 143/3
trigger [12] 128/16
135/17 136/21 136/23 137/1 137/5 137/11 137/14 137/19 139/9 139/13 139/14
trouble [2] 6/7 44/25
truck [2] 15/1 15/2
true [4] 41/17 118/7
140/25 158/23
truly [1] 166/5
trunk [4] 108/8 108/10 113/21 118/5
truth [1] 61/10
try [3] 7/1 41/6 113/7
trying [4] 11/7 68/19
144/24 165/14
TUESDAY [2] 1/14 68/16
turn [3] 63/17 70/16
165/9
turned [2] 130/15 135/22
turning [2] 135/15 151/11
twists [3] 18/6 18/9 18/10
two [27] 8/16 31/20
39/22 41/2 50/6 50/8
58/11 65/8 80/1 85/12
86/8 86/9 90/7 119/19
119/20 125/20 126/14
137/23 137/23 142/1
144/13 144/15 152/20
153/4 153/17 153/17
154/6
two-year [1] 126/14
type [9] 29/10 30/3
68/10 76/7 81/21
125/17 126/13 132/24 145/5
typically [2] 121/8 146/8

\section*{U}
U.S [1] 104/7
ugly [1] 58/11
Uh [6] 19/1 19/22 23/22
26/17 44/15 54/17
Uh-huh [6] 19/1 19/22
23/22 26/17 44/15
54/17
ultimately [5] 94/25
119/12 120/4 120/8

\section*{126/5}

Um [1] 89/19
Um \(89 / 19\)

001596
uncommon [1] 145/7 under [5] 7/2 97/20
111/10 130/17 163/24
underlying [1] 152/25 understand [20] 20/10
52/1 58/15 61/9 79/22
119/5 142/13 149/1
149/19 150/5 151/13
151/15 151/23 152/8
154/22 155/1 155/7
155/12 158/4 160/4
understanding [7]
14/5 14/11 59/21 61/2
120/13 120/23 129/4
underwent [1] 92/20
unintelligible [4] 54/19 138/13 148/20 156/13
unique [1] 20/18
unit [1] 70/12
units [1] 90/14
University [2] 92/17

\section*{125/19}
unknown [1] 9/13 unnamed [2] 8/18 9/5 until [5] 10/7 17/22 42/13 42/15 57/22 unusual [3] 121/2 136/11 136/13
up [74] 2/12 2/13 3/15
6/18 8/18 10/8 13/23
14/8 23/2 25/3 25/13
25/16 31/5 32/12 37/1
38/20 38/21 41/8 41/9 41/10 41/10 49/4 50/1 55/6 55/23 55/24 56/1 56/14 56/19 57/10 60/8 67/5 71/8 79/25 82/8 92/15 96/7 96/14 99/5 99/17 100/6 100/10 100/11 109/3 110/4 110/19 113/17 117/2 117/12 123/20 129/15 131/13 132/5 132/16 132/18 134/15 134/24 134/25 135/4 135/5 135/7 135/14 135/14 138/24 144/4 144/9 145/6 146/19 146/20 146/22 147/18 156/8 156/20 157/12
upfront [1] 6/23
upholstered [1] 99/15 upon [4] 149/18 155/6 155/6 157/19
ups [2] 96/22 117/10 upstairs [10] 15/14 16/10 18/1 44/6 50/16 50/21 54/16 56/25 65/1 65/3
upwards [2] 61/1 93/2
us [20] 28/18 31/5 33/5
33/8 34/17 36/6 36/12
42/7 51/6 72/4 72/6
72/9 72/18 90/16 93/11
93/15 109/2 110/2
153/14 164/3
use [6] 31/16 33/25 75/22 78/3 106/13 159/17
used [7] 133/25 135/16 142/1 143/10 145/8 152/11 153/10
using [2] 133/4 133/4 usually [2] 127/13 137/16
utilized [2] 126/15 149/11

V
VALERIE [1] 1/13 value [1] 129/3
various [1] 133/25
vaults [1] 130/24
VEGAS [7] \(5 / 153 / 8\)
63/18 92/11 92/19 94/2 102/19
vehicle [54] 30/3 30/6
30/8 69/12 69/15 71/19
76/5 76/7 76/13 76/16
77/10 77/10 103/9
105/11 105/13 105/19
106/1 106/1 106/6
106/8 106/9 106/21
106/23 106/24 107/1
107/2 107/13 107/19
107/20 107/23 108/4
109/4 109/5 109/7
109/8 109/17 109/19
109/24 110/4 111/7
113/1 113/6 113/8
113/12 113/21 116/21
116/25 118/9 119/20
121/5 121/6 122/3
122/20 123/24
vehicles [1] 76/19
velocities [1] 134/17
verified [1] 94/16
verify [1] 156/9
Vernato [1] 122/17
very [6] 125/20 131/23
134/1 134/1 139/4
142/23
victims [1] 157/1
Vidal [37] 5/13 12/13
13/3 13/15 13/16 14/3 14/6 14/11 14/15 14/18
15/23 25/13 25/17 44/9 44/10 45/13 49/1 50/19 50/21 59/3 59/4 59/9 59/15 60/18 73/3 73/21 74/6 75/9 75/20 77/2 77/13 77/13 77/24 78/6 84/14 90/24 106/9 video [35] 7/10 31/12 34/7 34/17 39/18 39/22 39/25 41/23 42/2 42/4 42/9 42/13 42/16 47/3 47/5 47/19 51/4 53/19 53/25 55/14 55/15 56/23 72/7 72/12 73/1 73/15 74/4 75/16 76/20 77/3 77/14 77/22 78/13 78/22 166/6
videos [11] 41/22 42/7
47/8 48/22 48/24 49/1
50/23 51/3 51/5 51/23
78/24
view [4] 73/3 96/10
view... [2] 105/11 105/13
viewed [1] 110/7
VIN [3] 109/25 122/3 122/4
Vince [1] 8/20
Vincent [1] 8/21
visible [1] \(43 / 23\)
visit [3] 148/6 162/2 162/3
voice [5] 14/8 32/12 37/1 38/21 60/11 voluntarily [1] 126/21

\section*{w}

W-i-I-c-o-x [1] 124/21
wait [2] 157/6 161/24 waiting [3] 72/18 93/15 93/16
walk [2] 130/16 131/10
walked [3] 28/3 47/15 136/2
walking [3] 13/13 13/13 144/22
want [36] \(5 / 115 / 187 / 8\) 9/3 29/8 31/3 42/23 54/6 59/15 59/15 59/16 61/9 64/17 66/16 71/18 72/2 79/11 81/15 90/13 93/17 112/21 120/21 121/20 132/8 138/16 145/1 150/15 150/25 158/19 160/11 160/14 161/15 161/15 162/19 164/2 164/15
wanted [9] 5/16 5/24 6/23 6/25 8/13 58/15 90/16 151/10 165/13
warrant [18] 61/1
93/20 93/22 94/22 97/20 97/23 107/13 107/20 107/23 119/6 119/19 120/5 120/9 120/18 121/19 121/21 121/22 121/24
warrants [3] 69/20 75/6 107/9
was [307]
Washington [1] 92/12 wasn't [9] 17/22 40/9 52/15 52/17 52/18 66/25 136/11 143/19 144/24
watch [4] 51/5 58/1 114/10 148/2 watched [1] 51/6 watching [5] 41/23 42/16 47/4 47/8 51/4 way [13] \(5 / 1011 / 6\) 58/3 61/6 109/16 114/13 116/2 131/1 139/18 148/5 150/5 158/4 162/9
we [113] 5/8 5/17 5/18 5/24 6/2 6/19 6/21 8/12 8/13 8/17 10/9 10/11 10/16 10/20 10/20 11/1

11/2 11/3 11/5 11/8 17/18 24/4 25/12 25/12 31/2 36/10 45/11 47/8 53/22 53/24 54/2 54/2 58/10 58/18 63/1 65/22 66/3 66/10 66/18 69/3 71/7 72/12 72/17 72/20 74/3 74/8 77/18 80/17 80/17 82/3 82/4 88/21 89/1 90/23 93/7 93/7 93/13 94/17 95/10 96/3 98/3 105/10 106/6 109/3 109/15 110/22 111/11 112/3 113/7
114/22 115/4 115/23 115/24 116/11 117/6
121/8 121/9 121/22
124/6 128/15 130/7 130/12 133/14 134/23 135/8 141/21 145/9 146/1 147/12 147/12 147/18 147/20 147/21 147/23 148/12 152/13 152/15 154/12 154/25 155/19 156/2 159/2 159/3 159/17 160/20 161/1 161/3 161/13 161/22 162/19 164/7 164/8 165/3
we'll [19] 10/7 10/12 10/13 10/13 18/24 57/21 65/11 85/1 101/15 115/14 118/24 132/10 147/16 151/11 163/8 163/9 163/19 164/19 166/1
we're [24] 5/4 5/5 10/12 10/21 13/20 21/19 27/20 30/16 55/15 58/12 73/2 73/14 94/21 96/21 98/2 114/6 116/5 147/19 147/22 151/6 153/12 162/9 164/22 165/1
we've [10] 5/20 5/21 5/21 6/17 6/20 6/21 8/20 102/9 136/3 160/20
weapon [4] 128/22 133/15 142/21 156/15 wearing [18] 17/11
18/5 20/18 20/21 20/23 29/11 29/23 33/10 33/15 37/8 43/7 43/10 49/8 55/18 55/21 55/22 61/17 63/10
wears [2] 32/22 32/23 week [19] 8/21 14/24 51/11 52/21 52/23 68/11 68/13 85/12 85/12 85/13 85/15 85/16 86/3 86/4 86/7 86/18 86/19 92/21 154/12
weekly [2] 68/15 68/20 weeks [2] 52/22 126/9 weigh [2] 139/2 139/5 weighs [2] 159/10 159/24
weight [2] 128/10 159/25
weighted [1] 139/1 well [69] \(5 / 136 / 167 / 8\) 8/6 9/23 15/24 18/24 24/3 25/12 25/13 26/10 27/25 28/20 31/25 32/4 33/11 33/18 40/15 40/19 54/5 60/5 64/19 67/19 68/1 68/23 71/11 72/18 74/25 79/25 86/16 88/15 94/18 97/1 97/14 97/15 99/12 100/7 100/20 102/7 105/19 108/22 116/13 118/17 118/24 120/8 126/24 126/25 131/10 132/8 132/16 133/19 138/15 138/20 139/8 141/14 141/16 148/22 150/8 153/9 154/16 155/9 155/19 158/7 158/20 160/10 160/21 161/1 162/3 163/3
went [12] 25/12 28/3 28/4 63/17 93/23 103/11 111/11 134/14 136/3 141/17 141/21 158/15
were [128] 7/17 13/5 13/13 14/7 14/12 17/6 17/19 18/20 18/25 20/18 25/12 26/23 26/24 27/17 27/17 27/19 27/25 29/11 30/17 31/6 39/7 39/18 39/19 41/23 42/10 42/16 42/25 43/22 45/4 45/23 46/23 47/3 47/8 47/16 49/13 49/15 49/16 49/17 51/4 51/13 53/19 54/14 57/6 57/18 58/10 59/18 60/18 60/21 60/24 63/18 64/4 64/7 66/17 67/10 67/10 67/13 69/9 69/17 69/17 69/18 72/17 74/12 76/5 79/2 79/14 81/15 81/20 87/10 87/13 89/7 89/9 89/25 89/25 90/15 93/15 93/18 94/3 97/22 99/25 106/17 107/7 107/11 108/1 108/10 108/11 113/5 113/6 113/18 113/19 114/2 117/1 117/8 118/5 118/11 118/12 119/5 119/11 119/25 120/2 120/4 120/6 120/13 120/16 120/17 120/24 120/24 123/19 128/19 129/4 129/9 130/16 131/8 131/14 135/19 136/3 139/3 145/9 145/10 145/11 146/15 152/11 154/22 154/25 155/22 155/25 156/1 158/23 160/21
weren't[3] 129/7

136/10 136/11
Wesson [1] 140/12 what [198] what's [39] 8/7 22/5 22/9 35/17 52/16 65/21 66/2 66/10 70/1 70/6 70/14 70/20 71/18 71/22 73/4 75/8 77/12 78/1 83/24 85/3 97/9 97/12 97/19 98/2 99/3 99/19 102/20 110/13 111/2 111/13 111/13 111/17 111/17 113/9 129/12 129/17 130/6 134/16 150/18
whatever [5] 6/8 9/12 78/17 142/24 147/24 when [135] 8/22 11/11 12/20 12/22 13/14 14/2 14/3 14/14 15/9 15/14 15/23 17/19 18/24 18/25 19/20 20/16 20/17 21/10 23/4 23/7 23/23 24/22 25/10 25/16 26/16 26/19 26/24 27/21 28/6 29/2 29/2 29/7 29/11 29/23 30/16 30/16 31/9 34/17 35/7 36/23 36/24 37/4 37/21 37/24 39/16 40/24 41/6 42/7 42/8 42/16 43/17 45/12 45/24 46/9 46/19 47/4 49/12 49/16 49/17 51/4 51/10 51/25 52/9 53/19 54/14 58/10 58/12 58/14 58/23 61/10 63/24 63/24 64/5 64/22 66/18 67/10 67/15 67/19 68/14 68/18 69/6 69/10 69/14 69/19 69/22 70/23 71/1 72/9 72/17 75/2 78/22 79/17 80/7 80/20 81/9 82/3 85/2 86/15 89/25 90/2 90/15 93/11 93/14 93/16 94/15 94/15 103/11 108/4 109/15 113/24 115/24 118/3 118/9 118/17 121/18 123/19 127/22 129/15 130/20 131/5 131/23 132/10 132/21 133/6 135/21 136/11 138/24 141/10 145/10 154/12 157/20 161/22 162/19 164/20 165/9
whenever [1] 58/18
where [50] 11/2 12/21 13/3 14/25 15/5 15/7 18/21 19/24 21/6 23/8 24/16 27/14 28/2 44/5 44/22 48/4 50/19 51/12 51/13 52/9 53/10 54/18 64/2 64/4 64/7 64/25 67/19 67/20 68/5 69/9 71/12 80/24 80/25 85/12 85/17 86/18 92/20 94/1 96/1 101/7

107/11 108/1 113/12 114/2 119/18 125/22 127/18 136/25 153/25 155/10
where's [1] 28/2 whether [14] 27/17 45/2 120/1 120/23 127/25 128/14 128/20 143/20 148/22 149/25 150/15 151/19 157/24 160/11
which [27] 25/7 33/25 41/4 76/22 78/15 78/15 84/4 89/8 102/9 111/23 112/7 125/20 126/17 126/22 130/11 130/12 132/17 132/21 133/5 134/15 135/10 137/20 139/11 142/19 149/11 157/22 161/21
while [7] 17/6 18/20 26/18 78/2 102/25 164/22 165/1 white [9] 18/6 18/9 32/9 32/10 32/15 32/17 43/11 44/12 63/12
who [47] 5/12 16/1 21/4 25/16 27/3 28/6 28/25 29/24 30/11 30/21 35/8 35/10 36/20 38/24 39/25 40/3 44/8 54/20 57/15 65/8 65/11 65/14 65/22 66/3 66/5 66/10 73/7 73/17 74/6 74/8 75/14 75/22 76/3 77/16 77/18 78/23 82/14 84/10 84/22 88/14 88/24 89/12 89/15 94/16 106/2 106/10 120/4
who's [10] 13/14 19/14 21/14 21/21 22/25 32/2 75/24 77/7 82/4 83/13 whoever [1] 90/17 whole [4] 42/6 48/11 125/7 163/17 whom [1] 45/6 whose [4] 8/1 33/23 106/21 106/23
why [7] 44/4 45/10 88/3 120/13 120/16 120/17 155/19 wig [16] 20/21 23/8 23/19 24/2 34/6 34/20 35/3 55/18 55/21 55/22 56/10 56/21 56/25 57/3 57/6 75/17
Wilcox [8] 124/13
124/15 124/20 125/8 125/12 129/14 130/6 135/1
will [37] 6/19 9/11 11/10 11/12 17/16 18/14 22/22 61/24 63/15 84/19 95/16 95/16 98/9 103/18 103/18 108/19 112/19 115/17 117/21 121/8 126/9 127/13 134/22

```

DISTRICT COURT CLARK COUNTY, NEVADA

THE STATE OF NEVADA, )
vs.
DAMIEN ALEXANDER PHILLIPS, a.k.a. TRAVIS ALEXANDER PHILLIPS, and ANTHONY TERRELL BARR

Defendants.))))

## TRANSCRIPT OF PROCEFEDINGS

CASE NOS. $\begin{aligned} & C-18-335500-1, \\ & C-18-335500-2\end{aligned}$ DEPT NO. XXI

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE THURSDAY, DECEMBER 13, 2018 JURY TRIAL - DAY 8

APPEARANCES:
FOR THE STATE:
BARBARA F. SCHIFALACQUA, ESQ. RICHARD. H. SCOW, ESQ.
Chief Deputy District Attorneys

FOR DEFENDANT PHILLIPS: KEITH C. BROWER, ESQ.

FOR DEFENDANT BARR: EDWARD B. HUGHES, ESQ.

RECORDED BY: SUSIE SCHOFIELD, COURT RECORDER TRANSCRIBED BY: JD REPORTING, INC.

## I N D E X

Closing argument for the State by Ms. Schifalacqua 30
Closing argument for Defendant Phillips by Mr. Brower 55 Closing argument for Defendant Barr by Mr. Hughes 57 Rebuttal argument for the State by Mr. Scow 64

EXHIBITS
STATE'S EXHIBITS ADMITIED:
182-184 24

JD Reporting, Inc.

LAS VEGAS, CLARK COUNTY, NEVADA, DECEMBER 13, 2018, 11:40 A.M.

THE COURT: I've received the packet submitted by the State, and it's rather thick. Does the defense have any objection to the proposed instructions submitted by the State?

Mr. Hughes.
MR. HUGHES: I'm trying to find it.
THE COURT: What do you mean?
MR. HUGHES: I'm trying to find the one that I objected to.

THE COURT: Oh.
MR. HUGHES: I'm not going to object to all of them. Oh. It's on the -- oh, it's on page 32.

THE COURT: Okay.
MR. HUGHES: The State is not required to have recovered the deadly weapon used. I don't think that that conforms to our evidence. There's no allegation. They submitted a weapon they say was used. It's an exhibit.

THE COURT: Okay. First of all, I don't know what Ms. Schifalacqua was going to say, but it occurs to me that the jury might think, well, this wasn't the same weapon used in all the crimes and have a question there. So it is a correct statement of the law. To the extent that they might think it's a different weapon or I can't remember if the witnesses described the weapon differently for any of the scenarios, but JD Reporting, Inc.
if they did, then certainly that question could arise in the minds of the jurors. So I think given that, they're entitled to give the instruction and it's a correct statement of law.

MS. SCHIFALACQUA: And I appreciate that, Your Honor. Not only do we want them to understand that we don't have to produce it. But even if we do, there were multiple crimes in this case. And so if they have a question about each one, just what you said --

THE COURT: That's what I --
MS. SCHIFALACQUA: And then there also is an
allegation of $a$ bomb. So we clearly did not produce that. And so that deadly weapon, as an explosive device, also was not produced and we're not required to.

MR. HUGHES: Well, I wouldn't want you to.
MS. SCHIFALACQUA: Well, that's fair. That's fair.
So that's why we put it in there.
THE COURT: All right. So any other objection?
MR. HUGHES: I object to every time the word "victim"
is used in the verdicts. I have no objection to the individuals' names appearing on the count, but I object to the word "victim."

THE COURT: State -- I mean, look. Sorry. They're allowed to use the word victim.

MS. SCHIFALACQUA: Right. To the --
THE COURT: I think it's used too many times to go

JD Reporting, Inc.

C-18-335500-1, -2| Statev. Phillips/Barr| $2018-12-13$ | Day 8
through and insert "purported victim." And since it's legally okay --

MR. BROWER: And, Judge, just for the record, I actually -- we talked about these objections earlier so -THE COURT: You're joining?

MR. BROWER: They are joint objections, but Mr. Hughes was gracious enough to want to articulate that. THE COURT: That's fine. MS. SCHIFALACQUA: And for our purposes, Judge, part of why we're using and identifying the victims of the different count is because we have similar counts --

THE COURT: Well, I don't think he's objecting to being named.

MS. SCHIFALACQUA: Correct, yes.
THE COURT: Because that's assuming that they're really victims. Although in this case, it's not whether it happened. It's not like a fraud case where the question is, did it happen? It's -- well, generously, it's more of a whodunit.

MS. SCHIFALACQUA: And to the extent that, you know, legally they are -- and it's in the statutes -- victims of crime because it is a criminal case. I mean, you know, so -THE COURT: No, I mean, like I said, it's legally allowable. So --

MR. SCOW: Judge, just for the record, since we're on JD Reporting, Inc.
the verdict form, I didn't know if there would be changes or anything, so I didn't fix the spacing.

THE COURT: Okay.
MR. SCOW: So, like, if you see on page 66 at the top, it's the not guilty from Count 8. So I didn't go through and fix that because I didn't --

THE COURT: And generally we don't -- I mean, we can fix it, I guess.

MR. HUGHES: Your Honor --
THE COURT: Like page numbers, because the page
numbers won't correspond to the --
MR. SCOW: And I just had those in there just so -THE COURT: Yeah, it's actually helpful for us right now.

MS. SCHIFALACQUA: Right.
THE COURT: So, I'm sorry, where is the spacing wrong? Like on Count 13, that should go on some page.

MS. SCHIFALACQUA: That's correct. And then Count 8, the not guilty --

THE COURT: And then the date is on a different page. MR. SCOW: Do you want me to go through and fix that? MR. HUGHES: I believe that if the victim was taken out of every count, by removing those words, the spacing would be perfect.

THE COURT: Right.

JD Reporting, Inc.

MS. SCHIFALACQUA: Except that [indiscernible] would still be in the exact same spot, Mr. Hughes.

THE COURT: It's the same exact thing.
Okay. So any objection to the verdict form?
MR. BROWER: There was -- I don't believe we had any objection to the form. I don't mind if it gets spaced differently, but it's the State's -- the form is what it is.

THE COURT: Okay. I mean, you can correct the spacing, State, and then just email us that.

MR. SCOW: Do you want me to take out the page numbers too?

THE COURT: Right.
MR. SCOW: Okay.
THE COURT: And then turning to the rest of the jury instructions, did the defense have any other objections to the proposed jury instructions.

MR. BROWER: No, Judge, but if they're taking out spacing issues, on page 9 and 14, there's some little dashes that come down in the middle of the top of the page on 14 and then 9. There's -- it's the original spacing from the original charges.

THE COURT: Oh, right.
MR. BROWER: So they might as well fix that too.
It's page 9 and page 14 that $I$ noticed it on.
THE COURT: Right.

JD Reporting, Inc.

All right. Now, so did the defense have any instructions they are offering?

MR. BROWER: Judge, we do not. We did discuss potentially an instruction based on the case called Dorina [phonetic] v. State; however, those instructions are essentially encompassed in what is given here. It's more of an argument for the jury, so we decided not to tender those.

THE COURT: Okay. Is that right, Mr. Hughes? MR. HUGHES: That's correct.

THE COURT: All right. Because the -- and I know Justice Cherry, when he was a district court judge used to do this, so it's purely allowable. On very long informations, he would not read the very long information as part of reading the jury instructions. He would just say the information just read to you. Oh, there's also a mistake on 14 in the spacing, so you guys need to go through that.

MS. SCHIFALACQUA: 14.
THE COURT: He would just say the information is included as part of Instruction 3 that has been read to you by the clerk. Do both sides waive the court rereading that? So if you don't waive it, I'll read it. It probably adds another 15 minutes.

MR. HUGHES: I think I'm willing to waive that.

## THE COURT: Right.

MS. SCHIFALACQUA: Do you want to waive the reading JD Reporting, Inc.
of the Information?
MR. SCOW: Yes, I would like to.
THE COURT: All right. And just --
MR. SCOW: We can just tell them it's on the printed form.

THE COURT: Yeah, it's on this -- it's on here. And I read the first part and then I say, you'll see counts. You need to go through each count separately. Because it's already been read to you at the beginning, I'm not going to read it again, but it's -- you know.

Mr. Brower, do you waive the court rereading the lengthy Information?

MR. BROWER: Absolutely, Judge. I think we could save a good amount of time with that.

THE COURT: Yeah. And, Mr. Hughes, you waive it as well?

MR. HUGHES: I do.
THE COURT: Plus the other benefit, in my opinion, is you don't put them to sleep reading this. They're alert and listening to the instructions which is really what, you know, the new Information they need to listen to. So I think it's beneficial from that point of view as well.

MR. SCOW: A couple things just for the record. On page 14, I left that space there on purpose just so that last paragraph is easily separated from the last charge. If you

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-13 | Day 8
want me to move it up or put it before the counts, I can do that.

THE COURT: Oh. Wait a minute. I'm talking about lines 4 through 6 where you've got the -- whatever their -- the lines. So why don't you put Count 22 and 23 up tight? Are you saying it's because it only charges Mr. Barr?

MR. SCOW: The copy that I have is already -- that's already fixed.

THE COURT: Oh, it's not fixed on my copy.
MR. BROWER: And it wasn't fixed on mine either.
MR. SCOW: So the one that I recently sent, it must not have been changed or saved.

THE COURT: All right. So your copy is fine. All right.

MR. SCOW: Here's a clean one that you can use. And then I'll change the -- and there's two verdict forms, one for each defendant?

THE COURT: Right.
MR. SCOW: So I'll take out the page numbers and then --

THE COURT: And then you'll just re-email those. MS. SCHIFALACQUA: Right, separately. Yes, Your Honor.

THE COURT: So if there's nothing else, can we number?

JD Reporting, Inc.

MR. BROWER: I'm fine with number, Judge.
MS. SCHIFALACQUA: Judge, yes.
THE COURT: All right. Instructions to the jury, Number 1, Members of the jury.

Number 2, If in these instructions.
3, An Information is but.
MR. BROWER: [Indiscernible.]
THE COURT: I guess, maybe. I don't know. Maybe you should leave the page numbers because it's so lengthy that --

What do you guys think?
MR. SCOW: Judge, I'm going okay with --
THE COURT: Does that make it easier for the jury
then to go through this if there's page numbers?
MR. SCOW: It might.
MS. SCHIFALACQUA: It might.
THE COURT: It might. So maybe because there's so many, maybe if everybody agrees, just leave -- normally I delete the page numbers, but it might just make their job easier if we have page numbers. What do you guys think?

MR. SCOW: I'm good with it.
MR. BROWER: Judge, I don't think the pages numbers detract from anything. There's still an instruction number, so I'm fine with page also.

MR. HUGHES: So are we going to -- we're going to number the second page of the Information as page 4 then?

THE COURT: No. It's page 2. The instruction numbers are the same. It would just keep the page numbers on the bottom so that when they go through it, it's easier for them to flip through it than trying to find the -- I just want to make it easier for them.

MR. SCOW: But I'll take it off the verdict form. THE COURT: Yes, absolutely off the verdict form. MR. SCOW: I'm going to go do that now while -THE COURT: Okay. So, Mr. Hughes, are you fine with -- I'm just trying to make it easier for the jurors to go through these.

MR. BROWER: Yes, we're fine, Judge.
THE COURT: Don't you think it makes it easier for them?

MR. BROWER: Judge, it makes it easier for me when I'm trying to look at the notes I already have.

THE COURT: I'm just trying to make it easy on them. Are you fine with that, Mr. Hughes?

MR. HUGHES: I am.
THE COURT: Like I say, normally I delete them but this is kind of long.

All right. So page 15 is Instruction 4: A conspiracy is an agreement.

5, It is not necessary.
6, Where several parties.

7, Whenever there is slight.
Are we -- what is it, a Carter instruction? Do we have that in here? It is -- are you requesting that, Defense? MS. SCHIFALACQUA: Yes. I think we did -- I believe we put it in but I don't know if they're going to want it. THE COURT: Do you want that, that your clients don't have to testify? I don't see it.

MR. HUGHES: Well, I've seen it in here. I don't know where it is but I know I saw it.

MS. SCHIFALACQUA: I think it's near the end.
THE COURT: I usually put that by the reasonable
doubt. And it is. It's page 53.
MS. SCHIFALACQUA: Okay. Great.
THE COURT: Is the defense requesting that?
MR. BROWER: Court's indulgence.
THE COURT: I think it's good to give, but it's up to you folks.

MR. BROWER: Judge, I'm okay with it being in there.
THE COURT: It's up to you. I mean, you need to request it.

MR. BROWER: I'm going to defer to Mr. Hughes.
MR. HUGHES: I am thinking just for later down the road, we could probably leave it in. And we're going to leave it at 53?

THE COURT: Right. Because we already went -- I JD Reporting, Inc.
mean, to me it's better to leave it in, but it's up to you. Because we told them that at the beginning, but that was days ago and they may not remember. So this reminds them.

So defense wants it in?
MR. HUGHES: Yes.
MR. BROWER: Yes, Judge.
THE COURT: All right. Turning to Instruction Number-- we're on page 19, Instruction 8: A conspiracy to commit.

9, Each member of a criminal conspiracy.
10, It is not necessary.
11, Where two or more persons.
12, A defendant cannot.
13, While a guilty verdict.
Do we have the aiding and abetting instruction? MS. SCHIFALACQUA: We do. And I think -- court's indulgence. For some reason, we put it after --

MR. BROWER: I remember seeing it, Judge.
MR. HUGHES: I remember seeing it.
MR. BROWER: I just don't remember where it was.
THE COURT: This is why it's better -- now I'm reminded why we don't number the bottoms of the pages because if you want to move things around --

All right. Because we take -- well, it could be an aider and abettor, but we don't tell them what an aid or

JD Reporting, Inc.
abettor is until later.
MS. SCHIFALACQUA: Until much later, yes, and I'm sorry, we should.

THE COURT: So I think 13 should go later.
MS. SCHIFALACQUA: Yeah.
THE COURT: After we've instructed them on all the theories of liability. Don't you agree? Because we tell them, oh, you can find them guilty as an aider and abettor, but then we don't tell them what that is until later.

MS. SCHIFALACQUA: Right, and I'm trying to find it. THE COURT: All right. I'm going to -- and then so renumber the bottom pages.

MS. SCHIFALACQUA: Let me text Mr. Scow because --
MR. HUGHES: Starting at --
MR. BROWER: Page 24.
THE COURT: Yeah. So I think Instruction 13 should be a person who by day or night. So I'll wait for Ms. Schifalacqua to do that.

MR. BROWER: So that's page 25; correct, Judge?
THE COURT: Right. I don't know. Do you guys agree with me?

MR. BROWER: I'm fine with it, but --
THE COURT: We're using a term and it hasn't been defined yet.

MS. SCHIFALACQUA: Right. I'm just trying to find JD Reporting, Inc.

```
C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-13 | Day 8
```

our aiding and abetting because I know we --
MR. HUGHES: This Instruction 14 -- or 13.
THE COURT: So 13 was page 25.
14, It is not necessary.
15, A person who enters.
16, When two or more persons.
17, Every person who.
18, Every person who commits the crime of burglary.
19, As used in these instruction, deadly weapon
means.
20, The State is not required.
21, In order to use.
22, If more than one person.
23, The law recognizes.
24, Robbery is the unlawful taking. That should have been earlier also. I guess it's okay.

25, Personal property is.
26, It is unnecessary to prove.
27, For the defendant to be found.
28, Where one defendant.
I'm looking to see where your aiding and abetting instruction is.

MS. SCHIFALACQUA: You what I just realized, Your Honor. It's 11.

THE COURT: Did I miss something?

JD Reporting, Inc.

MS. SCHIFALACQUA: Yeah, it's 11.
THE COURT: Oh, it is?
MS. SCHIFALACQUA: Correct.
THE COURT: Well, then maybe we can redo this.
Sorry. I didn't catch it.
MS. SCHIFALACQUA: I didn't see it either. Sorry about that, Judge.

THE COURT: I'm sorry. Let's put page 24 back where it was, and then we'll just have to renumber the tops.

MR. BROWER: So that's back to Number 13?
THE COURT: Yeah, because I didn't see this. Nobody else did either.

MS. SCHIFALACQUA: No, I didn't either.
THE COURT: All right.
MS. SCHIFALACQUA: And I've looked at it a hundred times. I'm sorry, Judge.

THE COURT: So let's start over on page 24. And then Instruction 13 is going to be, While a guilty verdict must be unanimous.

Instruction 14, page 25, is, A person who by day or night.

Instruction 15, page 26, It is not necessary.
Instruction 16, A person who enters.
Instruction 17, When two or more persons.
18 is, Every person who.

JD Reporting, Inc.

19, Every person who commits the crime of burglary.
20, As used in these instructions.
21, The State is not required.
22, In order to use a deadly weapon.
23, If more than one person commits a crime.
24, The law recognizes two kinds of possession.
25, Robbery is the unlawful taking.
26, Personal property is.
27, It is unnecessary.
28, For the defendant to be found.
29, Where one defendant.
30, If you find the defendant guilty.
31, If more than one person.
32, A person unlawfully attempts.
33, If you find -- you are instructed. I'm sorry.
33, You are instructed that if you find.
34, As to Count 21.
35, A person who.
36, Evidence that.
37, A person who carries.
38, The flight of a person.
39, You have heard and/or seen.
40, To constitute the crime charged.
41, The defendant is presumed innocent.
42, It is a constitutional right.

JD Reporting, Inc.

43, it says, You are here to determine the guilt or innocence of the defendant. Since we have two defendants, shall we say each defendant?

MS. SCHIFALACQUA: Each, yeah.
MR. BROWER: And, Judge, I apologize. I should have addressed this earlier. I actually don't think they're here to determine the innocence as the clients are innocent as they sit here.

THE COURT: I'm willing to change this one if requested to do so to, You are here to determine whether or not each defendant is guilty or not guilty of the crimes charged. MR. HUGHES: I would prefer that.

MR. BROWER: I would prefer that, Judge. And I apologize.

THE COURT: Are you fine with that, State?
MS. SCHIFALACQUA: I have no objection to that, Your Honor.

THE COURT: I change that. Each defendant is guilty or not guilty of the crimes charged.

MR. BROWER: Thank you, Judge.
THE COURT: Are you all fine with that?
MS. SCHIFALACQUA: Yes.
THE COURT: Yeah, I make that change if requested.
MR. BROWER: And, Judge, I usually do that
automatically. I don't know why I didn't think to do it.

JD Reporting, Inc.
$001617^{19}$

THE COURT: Some defense attorneys don't bring it up, and we leave it. Some do. If they do --

44, The evidence which you are to consider.
45, The credibility of a witness.
46, A witness who.
47, Although you are to consider.
48, In your deliberation.
49 --
MR. BROWER: Judge, should this say defendants now that we're here? And then we have the guilt or innocence again on this one.

MR. HUGHES: Oh, we should do that again.
THE COURT: You are here -- your duty is confined to the determination. I mean, we can rewrite this a couple of different ways. Whether each defendant is guilty or not guilty of the crimes charged.

MR. HUGHES: I like that.
MR. BROWER: That's fine with me, Judge, if the State's okay with that.

MS. SCHIFALACQUA: No opposition.
MR. BROWER: [Indiscernible] too soon.
MS. SCHIFALACQUA: Yeah.
THE COURT: Or you can say -- another way to do it is your duty is confined to the determination of whether the State has proven each defendant's guilt beyond a reasonable doubt of

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-13 | Day 8
the crimes charged.

I actually like the first way better because there's so many crimes. Does that mean -- oh, I don't know. MR. HUGHES: I like the first -- I like what we did the first time.

THE COURT: I like the first one better, but there's two ways we can do it. Probably more than that but --

49, During the course of this trial.
50, When you retire to consider your verdict.
51, If during your deliberations.
And 52, Now you will listen.
MR. HUGHES: Congratulations, Barbara. That's the first case I've ever done where there was more witnesses than instructions.

MS. SCHIFALACQUA: Well, there we go. We had 53
witnesses. So --
Madam, what is the email --
THE COURT: I think we moved really quickly, and I really want to compliment defense counsel on not wasting time with a lot of cross-examination that would lead nowhere. No seriously, I mean --

MR. HUGHES: It's easy when you --
THE COURT: You kind of homed in, you know. You didn't --

MR. HUGHES: And we let you lead nonstop for a couple JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-13 | Day 8
days, just to speed it along.
MS. SCHIFALACQUA: Your definition of leading is
not --
THE COURT: Well, a lot of it was foundational stuff, though. You know, like the --

MS. SCHIFALACQUA: Where you worked, if --
THE COURT: Right. Is this your body cam footage
or --
May I just say that these Metro cops are just so nice. I've never encountered, when I've been pulled over, such niceness.

MS. SCHIFALACQUA: They get a bad rap.
MR. BROWER: It's because they're all on film now, Judge.

THE COURT: I know.
MS. SCHIFALACQUA: That might be -- it has an impact. But, actually, most of the guys I knew even before that were pretty -- just standard, like they didn't have -- I mean, it's traffic.
(Pause in the proceedings.)
(Proceedings recessed 12:04 p.m., until 12:47 p.m.)
THE COURT: You could make sure the changes were made correctly and you approved of the verdict form. Did she give the right verdict form to each of you?

MR. HUGHES: I'm looking at Mr. Phillips.

JD Reporting, Inc.

MR. SCOW: We did.
MS. SCHIFALACQUA: Yes, we have them both.
MR. HUGHES: Oh, I've got both.
MR. BROWER: Here, give me mine.
THE COURT: Okay. All right. So each one, check them over just to make sure that -- they should be correct, but I just want counsel to verify it just in case. That way it's on you.

MR. SCOW: And there are three exhibits that we somehow missed in the naming the range of exhibits, so I'm going to move to admit these before the defense says that they rest their case.

THE COURT: Okay. So you're reopening to move to admit. And you did reserve the right on the exhibits when you rested to make sure they were all in, so that's fine.

MR. BROWER: And, Judge, I think what happened is, when we were going through numbers, there were numbers that were anticipated being named and marked and we had anticipated just moving on them. So I don't know that they -- they can't just admit them in this one time without technically reopening. I would submit that we didn't anticipate having those admitted before.

THE COURT: Okay. So no objection.
And as I said, they did say, before they rested, subject to the admission of all the exhibits.

JD Reporting, Inc.

MR. HUGHES: No, and I saw the exhibits, and, yeah, we stipulate.

THE COURT: All right. So say the numbers.
MR. SCOW: It is 182, 183, and 184.
THE COURT: All right. So those will be admitted.
Go ahead and give those to the clerk so she can mark them.
(State's Exhibit Numbers 182-184 admitted)
MR. SCOW: Thank you, Judge.
MR. BROWER: Do you want me to say it when the jury
comes in, or just by stipulation, we're -- we're good?
THE COURT: Yeah, just by stipulation.
All right. Okay. We're on the -- is the verdict -Mr. Brower, did you double check the verdict form?

MR. BROWER: Judge, it looks accurate to me. I don't see any glaring inconsistencies.

THE COURT: All right. Then we can blue back that. And, Mr. Hughes, did you double-check the verdict form?

MR. HUGHES: I did, Your Honor. It looks fine. THE COURT: All right. So we can blue back that one. All right. And is there anything -- we did number and agree on the jury instructions. A couple of changes were requested by defense counsel, and those changes were made by the court, and the State didn't have any objection to those changes.

MS. SCHIFALACQUA: That's correct.
THE COURT: There was one that Mr. Hughes asked that we remove, but -- regarding they didn't have to recover the deadly weapon -- but since there was multiple robberies, the court said no, that that did pertain, and Ms. Schifalacqua pointed out the bomb -MS. SCHIFALACQUA: Correct. THE COURT: -- was not recovered. So that did pertain.

Does that accurately reflect what happened with us settling the jury instructions?

MR. BROWER: It does, Judge, but I don't think there was ever any proof that a bomb existed to be recovered.

THE COURT: Well, you can say that.
MR. BROWER: I will. I just did. But I'm going to say it again.

THE COURT: I meant to the jury. Say it to someone who matters, Mr. Brower, Mr. Hughes.

MR. HUGHES: That accurately reflects the discussion that took place.

MS. SCHIFALACQUA: It does, as well, Judge.
THE COURT: All right. And that was on the record, but that's just to kind of let the defendants know that the requested changes were made.

All right. Is there anything else we need to do JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-13 | Day 8
before we bring the jury in?
MR. HUGHES: No.
MR. SCOW: Are the jury instructions being reprinted now with the --

THE COURT: No. I told Crystal, because they're my notes, to hold off because I'm going to read them.

MS. SCHIFALACQUA: Got it. And then we'll --
THE COURT: And then she'll work on that while you guys are making your arguments.

MS. SCHIFALACQUA: Sure. Just so that such -- they will have the copy of the Information.

THE COURT: No, no, they have --
MS. SCHIFALACQUA: Yeah.
THE COURT: Yeah.
MS. SCHIFALACQUA: Okay.
THE COURT: No, no, I don't pass them out.
MS. SCHIFALACQUA: I understand.
THE COURT: I'm not one of those departments.
MS. SCHIFALACQUA: Got it. Got it.
THE COURT: Because they don't listen, and there's reading --

MS. SCHIFALACQUA: Right.
THE COURT: I guess some people like it better, but, to me, it's --

All right. Bring them in.

JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-13 | Day 8
-- they're reading ahead, and then they're reading the instructions when people are making their --

MS. SCHIFALACQUA: And they're not following along.
THE COURT: -- arguments and not following along. I think it's better not to hand them out. I will do it if requested, but I prefer not to do it.

MS. SCHIFALACQUA: Sure.
MR. SCOW: Okay.
THE COURT: Plus, then they make notes on their
instructions.
MS. SCHIFALACQUA: I know. They always collect them and --

THE COURT: And they don't get it -Right.

THE MARSHAL: All rise for the presence of the jury. THE COURT: We're not too late, considering.
(Jury entering 12:53 p.m.)
THE COURT: Do they have their notepads?
THE MARSHAL: No, that would probably help if they did.

THE COURT: While Kenny is passing out the notepads, we did have a calendar this morning that went rather late, so I apologize for the somewhat tardy start.

The record should reflect the presence of the State through the deputy district attorneys, the presence of the

JD Reporting, Inc.

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-13 | Day 8
defendants along with their counsel, the officers of the court, and the ladies and gentlemen of the jury.

State.
MR. SCOW: Judge, we did rest on Tuesday. There were a couple of exhibits that, in going through, weren't admitted but have just been admitted by stipulation, 182 through 184. And with that, we are resting at this time again.

THE COURT: All right. Mr. Brower.
MR. BROWER: Judge, the defense will submit this to the jury following closing argument.

THE COURT: All right. So defense rests?
MR. BROWER: That's correct, Judge.
THE COURT: On behalf of --
MR. BROWER: Of Mr. Phillips.
THE COURT: Of Mr. Phillips. Mr. Hughes?
MR. HUGHES: Your Honor, Mr. Barr rests.
THE COURT: All right. Thank you.
Ladies and gentlemen, that concludes the presentation of evidence in this case. As I told you at the outset, that's followed by the instructions on the law which I shall read to you in a moment.

Following the instructions on the law, the attorneys will have the opportunity to make their closing arguments. Because the State has the burden of proof in this case, they both open and close the closing arguments, meaning they get to

JD Reporting, Inc.
address you twice.
It is important that I read these jury instructions exactly as they are written. I am precluded from trying to clarify them or expound upon them in my own words in any way.

You will have a number of copies of these written jury instructions back in the jury deliberation room with you so that you can refer to them throughout your deliberations. You will also have all of the exhibits that were admitted into evidence. Each instruction has the number for your convenience and ease of reference.
(Reading of the instructions not transcribed)
THE COURT: Ladies and gentlemen, Instruction Number 3 thereafter sets forth all of the counts from the information. You will all recall that the information was read to you by the court clerk at the beginning of the trial. I'm not going to reread all 23 counts of that information to you at this time, but they are a part of the instructions and you are directed to go through each count throughout your deliberations.

And I believe both sides waive any objection to the Court not reading the 23 counts of the information; is that correct?

MS. SCHIFALACQUA: Yes, Your Honor.
MR. SCOW: Correct.
MR. BROWER: That is correct.

JD Reporting, Inc.

MR. HUGHES: Yeah, that's correct.
(Resumes reading the instructions, not transcribed)
THE COURT: Ladies and gentlemen, that concludes the instructions on the law. Is the State ready to proceed with their closing argument?

MS. SCHIFALACQUA: Yes, Your Honor.

## CLOSING ARGUMENT FOR THE STATE

MS. SCHIFALACQUA: Ladies and gentlemen of the jury, on August 9th of 2018, the employees and the customers at the US Bank, located at 801 East Charleston, really had their lives turned upside down. They didn't know it at that time, but those two men had been committing burglaries and robberies in Henderson, and they had a plan to continue their crime spree.

But the employees and the customers weren't the only ones that didn't know something that day. On that day, the defendants didn't know that their moves were being tracted. They were woefully unaware that Detective Dennis Ozawa and Detective Karl Lippisch had been researching and tirelessly working the Henderson crimes in order to catch the defendants.

They applied for a tracker warrant, and they placed it on the Grand Marquis of Anthony Barr's that was used throughout this crime spree. They didn't know that Detective Worley, Detective Ebert, and ultimately Metro Detective Hubbard had eyes on them as they went forward with their plan to continue crime.

But on August 9th of 2018, that's when it stopped. You saw firsthand body camera footage of Officer Farrington arresting Damien Phillips and firsthand of Officer Papazian apprehending and arresting Defendant Barr.

Now, what crimes did they commit? Let's look at them. Damien Phillips's crimes: conspiracy to commit burglary, conspiracy to commit robbery, burglary while in possession of a deadly weapon, robbery with the use of a deadly weapon, assault with use of a deadly weapon, and assault with use of a deadly weapon, victim 60 years of age or older.

Defendant Barr's crimes include much of what Defendant Phillips's crimes include: The conspiracy to commit burglary, a conspiracy to commit robbery, burglary while in possession of a deadly weapon, robbery with the use of a deadly weapon, assault with use of a deadly weapon, assault with use of a deadly weapon, victim 60 years of age or older, carrying a concealed pneumatic gun, and preventing your dissuading a witness or victim from reporting a crime or commencing prosecution.

So let's talk about the law. A conspiracy to commit a crime, what is that? Well, a conspiracy is an agreement, a mutual understanding between two or more persons to commit a crime. What does the law tell us? That there's no formal contract needed; right? No one has to sign up on the dotted line for the conspiracy. It's not necessary even to show a
meeting of the alleged coconspirators or their making of an express or formal agreement. It's inferred from the circumstances. What do we know? What do you look to? You look at the conduct before, during, and after the crimes. And is there a coordinated series of events and acts by these two? The answer is yes.

So let's talk about who's liable. Who is liable in a conspiracy? Each member of a criminal conspiracy is liable for each act and bound by each declaration of every other member of the conspiracy if the act or declaration is in furtherance of the object of a conspiracy. What does that mean? Well, the law recognizes that when more than one person gets together to commit crime, the success rate increases. But what else it recognizes is that when more than one person gets together to commit crime, different people will have different acts. Oftentimes, someone might be a driver. Someone might be the person that actually physically does something. And the law recognizes that you're responsible for the acts of the other because you have a joint intent to commit that crime. So it's smart.

The act of one is the act of all. The words of one are the words of all. For specific-intent crimes, it's that -the specific-intent crime was intended by the defendant, and then he or she is liable for the acts of the coconspirator. And general-intent crime, it follows as one of the probable and

JD Reporting, Inc.
natural consequences of the object of their conspiracy. Did the defendants conspire together? Absolutely. Watch as they -- how the coordinated series of acts, they go together, they act together, they leave together.

But they're not the only ones involved in the conspiracy. There's one or more coconspirators in this case. And when you get that information, and there's always kinds of words that has and/or, and/or, and/or, what are we talking about here? We're talking about that the defendants charged here are obviously Damien and Anthony, but there's others. There's Sabrina Henderson and there's Melissa Summlears.

Now, does it matter who they conspired with? The law recognized that it doesn't. They can -- you can show the acts of their conspiracy between the two, which you've seen over and over again, even by video surveillance. But you can also see the conspiracy and the acts with Sabrina Henderson, with Melissa Summlears, or any combination thereof. And so it isn't that you have to have every single person. It's one or more of the coconspirators that got together to effectuate this crime spree.

Aiding and abetting. The law tells us that a person who knowingly and with criminal intent aids, promotes, encourages, instigates, by act or advice or by act and advice, the commission of such crime with the intention of the crime be committed. And we're not required to prove who committed the

JD Reporting, Inc.
crime and who aided and abetted. In this case, it's unique in the fact that you see them do all -- many of the theories, if not all of the theories, of liability.

So these different theories, what are they? First of all, all of these theories -- liable as directly committing the offense, aiding and abetting, or as a coconspirator -- you don't have to agree on the theory. You have to be unanimous, and we're confident you will be unanimous in your guilt as to these defendants. But the liability, the theory, if they directly committed the crime or if they helped each other or if they did it pursuant to their conspiracy to continue to commit crime, that's your choice. And they don't have to be the same. As long as you agree that the evidence establishes a defendant's guilt, your verdict will be guilty to that offense.

And in this case, it is interesting. It's unique in a way. Because the defendants and liability they had in multiple ways. Both the defendants would make entry into a branch on most of our occasions, except for the first US Bank. And while one was directly robbing one of the tellers, they were aiding and abetting their coconspirator and conspiring as they committed the offense on the other. And so in this case, it's a unique circumstance where they're doing more than one theory at the same time.

So let's talk about the crimes that they committed. Burglary. Every person who, by day or night, enters any

JD Reporting, Inc.
building with the intent to commit a felony is guilty of burglary. Well, burglary is all about intent, ladies and gentlemen and the law tells us that. The gist of it is the criminal intent. It's committed if a defendant entered a building with the intent to commit a robbery even if -- even if they don't effectuate the ultimate crime that they entered to complete.

And also of import, especially in commercial establishments like the US Banks or the Bank of the West, it's no defense that that establishment is open to the general public. There's no breaking that needs to occur. It's all about the intent of the people that make entry. And what do we know? We know that neither of these defendants have a bank account at US Bank. They neither have one at Bank of the West. And we also know what it is they were intending to do when they walked in those doors. It was to commit a robbery. That's a felony in the state of Nevada. And regardless if they're successful, they're guilty of the crime of burglary.

We have an example of that in this case. On August 9th of 2018, at the Smith's US Bank at 2550 [sic] Maryland Parkway, Detective Worley talked to you about seeing these defendants collaborating. Remember the questioning?

How did you know they were collaborating? Well, they were looking at each other, they were talking to each other, and then they were looking around before they made entry into

JD Reporting, Inc.
that Smith's. Did they stay there long, Detective? No, they sure did not. Why? Well, it was busy.

But what did they enter in to do? Think of their conduct before, during, and after this -- on this day. They entered to rob. But did they do so? They didn't rob but they sure burglarized the place, because it doesn't matter if they were successful in completing the underlying offense, which, in this particular instance, they weren't. And they did so with a deadly weapon. If you remember, Detective Worley talked about the bulge that he saw. And you have video surveillance from them walking away from that. What did they do after that? Think about how we know their intent. Because after that is when they actually complete the robbery at 801 East Charleston. After they make a stop but don't enter that Chase branch.

So they're guilty of burglary while in possession of a deadly weapon. So let's talk about that crime. And it tells you that anybody who commits a crime of burglary, who has in his possession or gains the possession of a deadly weapon at any time during the commission of the crime or before leaving, is guilty of burglary while in possession of a deadly weapon.

The law talks about different types of possession, actual and constructive, right. I actually hold this gun in my hand or I have possession, dominion and control over that clicker, and it is possessed either by myself or jointly with Mr. Scow who may use it next. The law recognizes that

JD Reporting, Inc.
possession can be all of those things, sole or joint, actually or constructive.

What other crimes did these two men commit? Robbery with use of a deadly weapon. What is it? Robbery; it's an unlawful taking of personal property from the person of another by means of force or violence or fear or injury thereto. Such force or fear has to be used to either obtain or retain the property or to prevent or overcome resistance to the taking or to facilitate an escape with the property. In this case, it's clear that the force or violence or fear of injury thereto was to get money from the tellers at the bank, and that's a robbery.

It's not necessary to prove both violence or intimidation, and it just has to be likely to create an apprehension of danger and induce a man -- and in our instance, all women -- to part with her property for the safety of her person. That's a robbery. It's not necessary to prove actual fear. Although, I would submit to you that the fear was actual, and you heard from the victims in this case, many through tears about what happened to them that day and why they parted with the money. But the law will presume it even if they don't have actual fear.

So let's talk about that degree of force. It's
immaterial. And one other thing about robbery is that a value of the property, it's not an element of the crime. So when the JD Reporting, Inc.
defendants came in and robbed the victims of thousands of dollars, it's not of import that it was thousands of dollars, right, because it could have been of their pen. It could have been of anything. It's just personal property.

Deadly weapon. What does the law tell us? A deadly weapon is any instrument which, if used in the ordinary manner it's contemplated by its design or construction, will or is likely to cause substantial bodily harm or death; or a deadly weapon is under the -- same under the circumstances in which it's used, attempt to be used, or threatened to be used, is readily capable of causing substantial bodily harm or death; or an explosive or incendiary device -- that's a deadly weapon. The example in this case would be the threat to bomb -- or a pneumatic gun.

Now, let's talk about pneumatic guns because you saw one before you in this case. What is it? The law defines it as any implement designed as a gun that may expel a ball bearing or a pellet by action of pneumatic pressure.

Now, the State is not required in any trial to recover a deadly weapon alleged in a crime or to produce a deadly weapon at court. Why is that? The law is smart. It understands that most people would get rid of some type of evidence like that, or it can happen, and we're not required to show you a deadly weapon in court. But we did.

Let's talk about the different deadly weapons we
showed you in court. One was in Defendant Phillips's Mazda Protege. Mike Cromwell got on the stand and told you that he photographed this gun. Where else have we seen a gun? In Defendant Barr's Grand Marquis. That gun, however, was brought to you in court and you have it. You have it in evidence for you to see. What is that? It's a pneumatic gun, and it is, by law, a deadly weapon. But what else do we know about it? Forensic scientist, Mr. Wilcox, got on the stand and talked to you about the gun that was impounded being a pneumatic gun, that it was a Sig Sauer pistol powered by CO2 pneumatic pressure, gas, and that it was fully operational as designed, though it did have a leak in one of the cartridge casings -- I mean, excuse me, one of the cartridges for the CO 2 , and that it shoots ball bearings, metal BBs, and he was successfully able to shoot those multiple times. The gun that was recovered in this case and presented to you, the pneumatic gun, is a deadly weapon.

Now, use of a deadly weapon. What does the law tell us? In order to use a deadly weapon, there need not be conduct that actually produces harm, but only conduct which produces fear of harm or force by means or display of the deadly weapon in aiding in the commission of the crime. The law makes sense and it's smart. It protects its citizens. You do not have to shoot someone, hit someone, show someone the deadly weapon in order for it to be used when you do things like rob someone.

JD Reporting, Inc.

Why? Because the law is going to recognize that it's protecting its citizenry when it doesn't make the tellers, as I asked, challenge these defendants when they tell them they have guns. No, show it to me. That makes no sense at all. It doesn't want to increase the risk of harm to victims, and it recognizes that you can show that they used a deadly weapon by other means or by display. It's an "or."

The law makes sense. It also recognizes that more than one person commits a crime -- and when more than one person commits a crime and one uses a deadly weapon in commission of that crime, that each -- each may be convict of using a deadly weapon even though he or she didn't personally use it. And that makes sense because, when you have that coordinated series of events and actions and intent by more than one person, one person might be collecting the money, as we saw at 801 East Charleston, while the other person is helping to effectuate the fear and getting that money. But whether or not they physically had hands on it is of no importance in the terms of the law and responsibility. The act of one is the act of all so long as the unarmed offender had knowledge of the use of the deadly weapon, which is clear here.

Now, I want to talk about the deadly weapon before August 9th of 2018. Mr. Hughes and Mr. Brower, skilled attorneys, will get up before you and they will argue. Now, what they say and what I say is not evidence, and it's argument
on both parts. But listen to what it is they will ask you to conclude when it comes to a deadly weapon and ask yourself if that's consistent with the evidence. Because it's likely that they will argue that all of the crimes before August 9 didn't have a deadly weapon, and the State submits otherwise. But make no mistake, even if you found that all of the crimes that these two committed prior to August 9th of 2018 didn't have a deadly weapon, then your verdict would be a burglary, just not a burglary while in possession of deadly weapon, or it would be a robbery, but not with use of a deadly weapon, right. It wouldn't be that they're not guilty of the crimes, if that's your determination. And make no mistake, ladies and gentlemen, it is your determination.

But when they get up and argue that to you, respectfully think back of what evidence you have. The law says there has to be fear of harm by a means or display. So what means did these two men have and use that proves to you that a deadly weapon was used in all of the crimes? And I'll show you.

Let's talk about Amie Carr. When Defendant Phillips passed that note to her and got the money, what did the note say? 4,500, weapon, no alarm. What about Melanie Terada? Note: Give me your money. We have a gun. Allyson: This is a robbery. Give me your money from both drawers. This is no bullshit. Nur Begum: Give me all your money. I have a
weapon. These are the means. Mary Grace -- Give me all your money. I have a bomb in my bag.

Meghan Zitzmann and Sunny Shay Cortner. With regard to Meghan, she couldn't read the note, but the defendant at the time said verbally to her, We have a gun. Give us everything. If you alarm, I'm going to shoot you. She told you those words as she cried on this stand. And what did Sunny tell you? She also couldn't read the note. But what did Barr say to her? Give me everything in your drawer, and then when that wasn't enough, she showed him the bottom drawer. Remember? If you say anything or do anything, I will shoot you.

What do we know -- what do we know about the defendants and their means of the use of this deadly weapon in their crimes? We know that they did use one. They used one not on August 6th, not on the times before, but on August 9th. So what does that tell you? Is it reasonable that they had the weapons on these occasions? Absolutely. Is it reasonable that, when they told the tellers they had weapons or guns or that they would shoot them, that they had access to them? Of course it is. His Mazda had a gun. His Grand Marquis had a gun. And who else told you that they had access to guns during this time frame? It was Vidal and Jaszman, right. Seen them both with them.

Now, if each had access and availability, you should take them at their word. They and their statements made is
evidence. So when they get up to argue with you -- to you that there wasn't a deadly weapon, the means by which there was includes what they told the victims. Take them at their word. It's reasonable. It's absolutely reasonable that the defendants had the weapons that they said they had on all of the other dates of crimes.

So let's talk about the crimes they committed then. On August 9th of 2018, the day that this conspiracy comes finally to a halt, as I said, they're not the only ones involved; right? Who else do we know was there? Melissa Summlears, she's a lookout. She goes in. She walks into that branch. You have the video of it. This is a still from that video. She walks in -- timed it. She walks in, has a very short time frame, walks out. When she walks in, she's on a cell phone. She walks out, and minutes after that is when they come in to commit their crimes. She's a lookout.

What else do we know? We know Sabrina Henderson was the getaway driver; right? She gets caught with him driving the vehicle, and they committed burglary while in possession -burglary, excuse me, while in possession of a deadly weapon and robbery with use of a deadly weapon. You see it on video. Taken from Claudia was $\$ 5,452$ in their robbery, and taken from Jada was $\$ 3,108$, robbery with use of a deadly weapon. That was on August 9th.

What else happened on August 9th, 2018, in that

JD Reporting, Inc.
branch were other crimes and included assault with use of a deadly weapon. What is that? It's an intentional placing of another person in reasonable apprehension of immediate bodily harm or an unlawful attempt to use physical force against another person. What does the law tell us? There doesn't have to be an actual injury. The reasonable apprehension, the dropping to the ground by all of our victims in this case is clear, and they used a deadly weapon to do so.

Now, both defendants are guilty because they're working together with knowledge to effectuate these crimes. So even though it is Defendant Barr that physically had the gun in his hand, we know that Phillips had knowledge of the same, and he also, if you remember Teri Williams's testimony, was directing him where to go with that gun. And even Jada told you that he hesitated and waited until Barr pulled out the gun before he went over to complete these robberies. So he acts with use of a deadly weapon for the assaults, as well as for the robberies themselves.

Now, they use a deadly weapon but on who? Well, you can see it here. And you have video surveillance of this, and this portion is in a corner portion. But who's on the ground when [indiscernible] has the gun? Drop to the ground right away. That's consistent with what Vince told you on the stand and with what Michael Irish told you and Kerri Pedroza. Vince dropped to the ground right away. He didn't hesitate one

JD Reporting, Inc.
minute. When that man told him to get down on the ground and had a gun pointed at his face, he dropped to the ground, period.

But then what happened? Michael Irish -- and you can see him on these slides -- finally dropping to the ground. And Kerri Pedroza talked to you about her dropping to the ground because of the gun. She's off camera when it comes to Barr pointing it at her, but she testified to the same, that she, too, dropped to the ground.

But there's another assault with deadly weapon that occurs at this branch at that time, and that's of a victim 60 years of age or older, Ms. Teri Williams, who told you that she was 76 years old. She was 76 years old when this man came back more than one time, having her get on the ground. And if you watch the live surveillance that you did, you saw her struggle with her bad knees trying to get to the ground. Now, she was smart because you also saw her put her wallet in her bra before she got there. But it's clear that they committed the crime of assault with use of a deadly weapon, victim 60 years of age or older, when Ms. Teri Williams is told to get to the ground.

That's not the only crimes that were committed on
August 9th of 2018. What else was committed? Carrying a concealed pneumatic gun. And concealed means it's carried upon a person in such a manner not to be discernible by ordinary observation. What does that mean? You can't see it, right.

JD Reporting, Inc.

We know it's pneumatic gun. Mr. Wilcox obviously talked to you about it, we collect it.

But what do we know? We know that when Anthony Barr first makes entry, when both of them together make entry and burglarize the place but before they commit the robberies, you can't see the gun. That's because it's concealed. And if that is not clear enough for you, watch the video because it will show you Anthony Barr pulling that gun from his waistband before he uses it. And if you notice something else, as Jada Copeland said, Damien Phillips has yet to come because he hadn't pulled out the gun yet. He has knowledge and the same criminal intent as Mr. Barr.

Let's talk about August 6 of 2018. Sabrina Henderson is the lookout, right. On that day -- well, she may have also been the driver, but she was the lookout [indiscernible] shows it. Much like Melissa on August 9th, there she is on her cell phone, and look at the time frame before those two men make entry to rob the bank. And this is the one located in the Smith's.

And what occurs? A robbery with deadly weapon occurs. Taken from Meghan Zitzmann, \$1,047. Taken from Sunny Shay Cortner, \$1,439. That's what they were robbed of on that day. On July 31st, the Bank of the West was burglarized and robbed with use of a deadly weapon. We talked about the "with use." But what was taken from Nur, \$686. From Mary Grace,
$\$ 1,929$. They're guilty of the robbery with use of a deadly weapon.

Let's talk about the US Bank on July 23rd of 2018. That's the one on Eastern. Again, they burglarize and rob the bank with use of a deadly weapon. And from Melanie, \$10,395 was taken in that robbery. And from Allyson, \$5,775. July 17th, 2018, this is the count that just Mr. Phillips is charged in. In this case, he went into the US Bank and burglarized it with use of a deadly weapon and robbed Amie Carr. Of how much? Taken from Amie, $\$ 3,309$.

Ladies and gentlemen, they're guilty of all those crimes, and the evidence you can see with your own eyes proves it. But that's not the only crime. Dissuading a witness from reporting a crime, what is that? So a person who, by intimidating or threatening another person, prevents or dissuades a witness from reporting a crime or possible crime to a peace officer is guilty of preventing or dissuading a witness from reporting a crime or commencing prosecution.

What is this about? This is about Jazsman Moorehead and the threats that that man made to her before he left for his final crime. Defendant Barr threatened to end Jazsman's life if she told anybody about what they were doing, and she testified to the same. Remember the timing of this. This is after she confirmed it him about what she saw on the news. Remember those press releases that she was familiar with --

Mr. Scow presented them -- and who she recognized and who she confronted. And it's also after what? After she refused to go with him.

We take seriously, and the law takes seriously, the threats to witnesses of crime and to people who are doing what's right, which is reporting crime and refusing to go along with crime when they're invited to go, which is why he is guilty of preventing or dissuading a witness from reporting a crime. But what else does this show? What else does his threats show? The consciousness of guilt.

Barr knows he's guilty. Evidence that a defendant attempted to suppress evidence against himself in any manner, such as the intimidation of a witness or by discouraging a witness from providing evidence or testimony, can be considered by you as consciousness of guilt. He knows he's guilty and he knows Jazsman can identify him and she did, and he's guilty of that crime.

All of these crimes have been presented to you, and these are the men that committed them. But how do you know that? Well, let's talk about the identity of Damien Phillips. Ladies and gentlemen, you yourself can do the analysis when it comes to identity because you yourself have Damien Phillips on video from every single crime he committed. And that, standing alone, proves his guilt beyond a reasonable doubt.

But additionally, with Mr. Phillips, we have

JD Reporting, Inc.
fingerprint evidence. Remember Forensic Scientist Tanya Hiner, as well as Gayle Johnson, testified before you. And Phillips's prints were at the Bank of the West. They were on the note collected from the US Bank, the one that's at 55 South Valle Road [sic] in the Smith's, and the prints are on the Twistable Crayola crayon box. But to the extent that defense counsel will get up and talk to you about the scientific evidence that was presented, remember that there are other prints collected. And what's that consistent with? The reliability.

Gayle Johnson picked a lift off of -- well, got a lift from, excuse me, Jeff Smith at the 801 East Charleston. And who did she identify that as? Bryce Crafton [phonetic]. Now, Michael Irish said I know Bryce Crafton. He's a regular customer of ours. Was he there that day? The video suggests that he was. And if you went all the way back to earlier in the day, which you have, Bryce Crafton was there at the same window of which she found the print. Why is that important? Because it's consistent with the reliability of the prints that we find of Phillips's. But what other prints do we have? Of Navaal Ali and David Krans, and they're on those crayons along with Phillips. Why does that make sense? Because they helped him. They testified that they helped him, and that's why their prints are there.

Do you need any of that? No, you have it live on those videos to watch. So let's talk about the identity of

JD Reporting, Inc.

Anthony Barr, a.k.a. Chi-Raq, right. That's the name he went by, the name that Vidal and Jazsman know him by. [Indiscernible] photographs and video of Chi-Raq. They're right there. And there he is committing all of the crimes that we've alleged. You have it and can do your own analysis, but there are people that know both of them, that lived but merely upstairs -- excuse me, downstairs from where they were living and saw them regularly. And they each viewed video surveillance, and that's Jazsman Moorehead and Vidal Holman. And each one told you that it was Chi-Raq and that it was Damien that committed all the crimes.

Let's talk about the flight. What is that? It's another way where we are able to show the consciousness of their guilt. And you have that as well, that you can watch on the body camera footage of Officer Damschen. Why did they flee? They fled because they knew they were guilty. Let them know that you know that they are guilty too. And when you go back to deliberate, we ask that you find them guilty of all the charges, for all the crimes that they committed across this valley from July through early August.

Thank you.
THE COURT: All right. Thank you, Ms. Schifalacqua.
Does anyone need a break?
All right. We'll take just a quick break. Put us right at 2:15.

JD Reporting, Inc.

During the brief recess, you are all reminded you're not to discuss the case or anything relating to the case with each other or with anyone else. You're not to read, watch or listen to reports of or commentaries on the case, person, or subject matter relating to the case. Do not do any independent research by way of the Internet or any other medium. Please don't form or express an opinion on the trial.

Please leave your notepads in your chairs and follow [indiscernible] out through the double doors.
(Jury recessed 2:03 p.m.)
MR. BROWER: Judge, we have something when we're totally outside the presence we need to address.

THE COURT: Sure. We're out of the presence. I think those are -- I mean, I think they are --

MR. BROWER: They're DA employees that just came down to observe.

MR. SCOW: Yes, an officer and our investigator.
THE COURT: Yes.
MR. BROWER: So, Judge, if you recall, when we were first here last week, I brought to the attention of Mr. Scott, before I brought it to the Court, that we believe Juror No. 8 may not have been paying the most attention during the trial. It seems like after maybe a conversation with your bailiff she was paying more attention. However, we never had her canvassed or addressed as to whether she was paying attention. We were JD Reporting, Inc.
wondering if it is possible to move her as one of the alternates, by stipulation of the parties, to the end. And then if we have to, we can address her later. So just making the alternates Jurors 7 and 8 --

THE COURT: If you stipulate to that, I'm fine with it.

MR. SCOW: We do, Judge.
THE COURT: The first alternate in order is Mr. -- is Juror No. 6, Mr. Destro. So we would make the alternates 7 and 8, Ms. Giovani and Ms. Chrisotomo; is that right?

MR. BROWER: That's what the parties agreed on.
MR. HUGHES: I'm okay with it.
MR. BROWER: And we thought that would resolve the issue, Judge.

THE COURT: If you stipulate, I'm fine with it.
MR. BROWER: We're fine with that, Judge.
MR. SCOW: We do. Just to help protect the record, we're fine with it, by the way.

THE COURT: Right. I mean, I didn't see her sleeping. You know, I think she just kind of -- okay. It's not going to be clear on any record. She's quite young and so I think as a younger person, she's, A, more flexible; she's, B, thinner.

MS. SCHIFALACQUA: Much more flexible than myself.
THE COURT: Well, let's face it. Some of us can

JD Reporting, Inc.
barely fit in the chairs as it is, let alone put our feet up. MS. SCHIFALACQUA: Right.

THE COURT: But my point being is she's young and she's thin, and she can fit in the chair with her hips and both of her feet, unlike a lot of us, who can -- in fact, well, one of my -- I'm proud of this. One of the only accomplishments as Chair of the Jury Services Committee was we have now plus-size chairs in each department because I was so sick of watching jurors sit on the edge of their chairs for over a week because they couldn't fit, and all of the plus-size litigants that can't get in the chairs. So now each department has plus-size chairs because there really were a lot of people who can't fit in these chairs.

But the point being, she's young, she's thin, she can fit in the chair, she can put her feet up, and I think that may be why she's sitting like that, as opposed to a lot of the older jurors, maybe heavier jurors, who couldn't sit like that if he wanted to sit like that.

So I don't think it's necessarily -- my whole point of this long dissertation is that I don't think that we can infer from that that she's sleeping or not paying attention. think it has more to do with just -- she's trying to be comfortable in a chair that's uncomfortable.

MR. BROWER: And, Judge, neither one of us actually saw her asleep. We were just concerned -- given the record we JD Reporting, Inc.
made last week and the fact that we had [indiscernible], we thought it was a safer record to make.

THE COURT: It's fine if you stipulate, but I just want it to be clear that I'm not finding that she wasn't paying attention or she was sleeping or anything like that. I think it has, like I said, a lot more to do with the fact that the chairs aren't comfortable and she has more, let's say, flexibility to sit in that chair than a lot of the other jurors.

MR. BROWER: I know I couldn't get in any of those positions.

MS. SCHIFALACQUA: We do yoga.
THE COURT: I could but not -- I mean, I'd have to use the plus size chair. I'll just put it out there.

MR. SCOW: Yes, Judge, we do agree on that
stipulation.
THE COURT: All right. So that's fine. Do you agree, Mr. Hughes?

MR. HUGHES: I do.
THE COURT: All right. Take our break.
THE CLERK: So six and eight will now be the alternate?

THE COURT: Yes.
(Proceedings recessed at 2:08 p.m., until 2:16 p.m.)
THE MARSHAL: All rise for the members of the jury.

JD Reporting, Inc.
(Jury reconvened at 2:17 p.m.)
THE MARSHAL: Thank you. Everybody be seated. THE COURT: All right. Court is now back in session. Mr. Brower, are you ready to proceed with your closing argument?

MR. BROWER: I am, Judge.

## CLOSING ARGUMENT FOR DEFENDANT PHILLIPS

MR. BROWER: So unlike the State, I'm going to try to be brief. They were --

You guys have sat here for -- going on your second week now, almost your full second week. And I'm assuming and from what I've seen you've paid attention, so you know where we are with this case and you remember what we talked to you about in the beginning. And you know that it's the State's job to prove this case, and it's not anybody else's. And I submit to you that they have not done so to their burden on -- in this case.

You'll notice in the first four alleged robberies there was never any use of a weapon or display of a weapon. The State's talked about their version of that, but you can remember all of the witnesses that sat here and, despite the numerous inconsistencies of who did what or what they looked like or the height -- they were five-five, they were this height, they were dark skinned, they were light skinned. What none of them told you was a weapon was used in this case.

JD Reporting, Inc.

So you have to determine on all of the stuff that you've been given every single aspect of that case, and I'm sure you can do that. So when you get back, you have to go through, not only what they've told you, but all of the inconsistencies in this case. They've all been brought to your attention. Again, the person was five-foot-five. There was two people. There was one. They displayed a note. I think the note said this. I think the note said that. One note was upside down. I'm pretty sure it said, Give me something. I don't remember because I didn't read it. That's all things that you guys have to look at.

You also have to look at an alleged burglary at a Smith's where you had officers testify, hey, we followed some individuals. It looked like they went into the Smith's. We're certain that, hey, they had to be there to rob the place. You've seen video testimony from, I think, every one of these places. What you didn't see was any video from the Smith's. You didn't see anything from that US Bank that's inside that Smith's. You didn't see anybody walk up and case the joint. You didn't see whether somebody walked up and bought Chiclets at the counter. You didn't see any video surveillance. If it existed, I -- and there was clearly some lookout or we were casing the joint. I'm certain the State would have played that for you.

So, your job is to go weigh all of this evidence, all

JD Reporting, Inc.
of it, each count, one by one, to go through it and determine if those two -- because they got to point at me a whole bunch. Now I get to point at them -- whether those two proved to you each and every element that they've brought in this case.

Mr. Hughes is going to go. I'm sure he's going to be a lot longer than I am. And I'm going to turn it over to him.

THE COURT: All right. Thank you, Mr. Brower.
Mr. Hughes, you may proceed.

## CLOSING ARGUMENT FOR DEFENDANT BARR

MR. HUGHES: So, ladies and gentlemen, you're going to get a lot of exhibits when you go back to the jury room on this case. You have movies, you have photographs, you'll have the instructions. Please pay close attention to the last page of the Information as part of your package -- I think it will be page 14 -- and the last portion of that which tells you that each charge and the evidence pertaining to it should be considered separately.

There's 30-some-odd pages of information. There's two defendants. They each have numerous charges. But what you are not to do is, if you find an overabundance of evidence regarding one charge, you can't make up a deficiency on another charge. If I could have taken the excess points on my history grade and applied them to organic chemistry, my life would have been different. But I can't. And you can't switch evidence around in this case. You decide each charge based on the
evidence pertaining to it.
The State wants you to believe that these two individuals committed a series of five crimes. And they tell you the crimes are really similar to each other. The similarity is that there's always one or two black males involved, and four out of the five were at US Banks. I don't think that amounts to a modis operandi. We have to look at the dissimilarities.

Some cases have one defendant -- one suspect. Others have two. Some of them have a female scouting. Others don't. In some of the cases, a male dresses up as a female. Some cases have weight. Some don't. Banks are open five days a week. These five events occurred on three of those days. There's very little similar in these cases. There's more dissimilar. The most similar thing between these is in four of them, there was a note. The suspects, whoever they may be, showed the tellers a note. And the note said, I have a gun or I have a weapon. In one case, I think it said, I have a bomb. And this seemed to be working well, because you heard the tellers testify our training is, if somebody says give me the money, I'll give you the money. You don't have to tell me you have anything. You don't have to even look mean at me. Say, give me the money, I give it to you. That's their training.

I think the fact that the last case, the one on August 9th, was different. In that case, the suspects had a BB JD Reporting, Inc.
gun. They didn't use a note. They had a BB gun or a pneumatic gun, if you listen to the State, which may or may not have been operable depending on what you heard. That's different because if the individuals who did the last robbery on the 9th of August were the same as had done the first four, why would they have changed the most crucial element of their modis operandi? They got rid of notes and they actually had a BB gun. The notes were working so well, why change? But they did change, apparently.

I also -- I remember watching the videos. You'll get a chance to watch them ad nauseam. The various events had suspects wearing distinctive clothing. I remember a camouflage hat. I remember a black wig, a red shirt, a black T-shirt that said Gizmo and it had some drawing on it.

The police, after the arrest in this case, got search warrants, and they searched two cars and they searched two rooms at Aviator Suites and they searched a room at Circus Circus. And I don't remember them seizing or photographing any of these items in any of those locations. If these were the same people who committed those crimes wearing these clothes and hats and wigs, where were they? They searched every possible place that these individuals could be, and they didn't find those things.

Some other items they didn't find when they were searching was any handgun ammunition. They didn't find a bomb.

JD Reporting, Inc.

They didn't find any bomb-making equipment. The State didn't find any prints of Mr. Barr at any of these locations. Didn't find any of Mr. Barr's DNA at any of these locations.

Remember, we're talking about five events. And there's one or two black males involved in each one of them, according to the State, according to the video. But there's some discrepancies. We have different heights between these people that are supposedly robbing the banks, and they go from a low five-five to a high of six-something.

There was more than just two black males living at the Aviator Suites -- are connected. We have Mr. Barr and Mr. Phillips. Mr. Phillips lived upstairs, I believe. Mr. Barr was a visiter. But we also have Jakari and we have Mr. -- or Vidal, Vidal Holman, something. Mr. Jakari is rather short. He's about five-five, if I estimated by his photograph. And Vidal is up there at six foot or so. I was struck by how similar Vidal looks to my client, Mr. Barr. Of course, Jazsman and Vidal tell you that it was Barr and Phillips who did this. But Jazsman -- Jazsman could possibly have been angry at Mr. Phillips because she believed that he was having an affair with her mother.

MR. SCOW: Judge, objection. There's no evidence of this even remotely.

MR. HUGHES: I believe she testified to that.
MS. SCHIFALACQUA: Angry?

JD Reporting, Inc.

THE COURT: She didn't testify -- I don't recall her saying she was angry, but she said they were, as I recall, messing around.

MS. SCHIFALACQUA: Correct.
THE COURT: And so Mr. Hughes can argue reasonable inferences. It's up to the jury. But she did not testify that she was angry --

MR. HUGHES: I don't think she testified to that.
THE COURT: And, ladies and gentlemen, there may be other disputes as to what the evidence was. I may not remember it. I may remember it incorrectly. Regardless of what I may say or the lawyers may say, it's your collective recollection of the evidence that should control in your deliberations.

All right. Go on, Mr. Hughes.
MR. HUGHES: So Jazsman was aware that Mr. Phillips, in her mind, was having an affair with her mother. When Jazsman testified, she said how Mr. Phillips ran down to get his gun from her apartment. She talked around the fact that that gun, that apparently was found on the night, belonged to her boyfriend Vidal. He testified to that. Jazsman seemed to talk around some of the issues and was less than forthcoming about the ownership of that weapon or -- I'm sorry, that BB gun.

I want you to consider the possibility the other two black male adults that were connected to the Aviator Suites

JD Reporting, Inc.
could have taken part in some of these robberies. That would explain the height differentials that the witnesses testified to. And, remember, you're supposed to apply the evidence to each charge. They may be guilty of one. They may not be guilty of all.

Regarding the gun, in the first four events, there's not even a witness who says they saw a gun. They said they saw a note. It said gun and/or weapon or bomb. What they -- what was used in the first four robberies was lines of ink on paper. It was not a weapon. If I say I have something, and I tell you and you believe me, it doesn't mean that it exists. Try this when you get home. Go tell your spouse that you have a winning lottery ticket in your pocket and make her believe you. Jump around. Laugh, smile. And if she does believe you, you don't have a winning lottery ticket in your pocket, it's not fair. The fact that I say I have a gun and you believe me doesn't mean I have a gun. It doesn't mean I'm using a gun. I'm using the idea of a gun. And we haven't gone so far yet as to make ideas criminal.

The first four events, the State is giving you zero evidence of a gun or a bomb or a weapon of any nature being used. Try -- try this, spice up your tomorrow. The next time you're in the courthouse, come through the metal detector by security with a note in your pocket that says gun, and see if you breeze in. Then after lunch, you may -- I don't suggest
this -- but try walking in with a gun. It's an existential difference between a piece of paper that says gun and having the gun.

Also, the police apparently suspected some of these people in the Aviator Suites taking part in these robberies. And so they got a tracker on the car, and they had half of Metro and half of Henderson following. Do you believe that if the police department believed that these individuals were engaged in robbing banks and they were armed that they would have allowed that last one to happen? The police obviously did not believe these people had a weapon or that they were armed. They believed, like everybody else, they had a note and they wrote the weapon of the day on it -- bomb, gun. Because if they thought they really were going to walk into banks with firearms, they would not have allowed the last event to happen. It's disingenuous for the State to come in now and say they were armed in all of them when the police, they didn't think so.

I want you to keep the evidence of each count separate. Please consider not just what you've been shown but what you weren't shown, what they didn't test for. They didn't test -- they did not test, as far as I remember, for fingerprints of Jakari or Vidal on anything. Checked other people's. They never checked for those prints. We have some unidentified prints there. There may have been other people

JD Reporting, Inc.
involved in this. And I want you to consider all those, as you consider, each count separately.

Thank you for your attention.
THE COURT: All right. Thank you, Mr. Hughes. Rebuttal.

## REBUITAL ARGUMENT FOR THE STATE

MR. SCOW: I'm going to start seated. Can you guys tell me how tall I am? Write it down. Everybody write down what you think and then compare when you go back to deliberate. How tall do you think I am? You've walked past me every day for a week and a half. I'm seated right now which makes it harder, I'm sure.

And you heard questions all week last week and some of this week about discrepancies and witnesses and guessing height when they're not even trying to think about height. They're thinking about the note that's in front of them and that they don't want to get shot or blown up. They're not thinking about how tall the person is.

So if everybody has written it down -- I didn't see anybody writing. I really want you to do this. And then I'll tell you afterwards how tall I am.
$\operatorname{MR}$. BROWER: Judge, I think that would be evidence not in the --

THE COURT: Well, that's true.
MR. SCOW: That's why I said afterwards.

JD Reporting, Inc.

THE COURT: Oh, you mean --
MR. SCOW: Yeah. When everything is done, when everybody is able to talk.

Okay. Let me get this up going now. I just wanted to throw that out there. And while we're doing that, think about the tellers that gave heights of around five-five. Nur and Mary, what were they doing? They were sitting. And what did the individuals do that approached them? They're not paying attention to them when they're standing there in line because that's how every customer is in the bank. When they came to them, they sat down. How the heck are they going to know how tall they are?

And then the next one is Meghan and Shay. What did they do, Anthony and Damien? What did they do when they approached those two tellers? They leaned on the counter. I'll show you the video in a minute. But they leaned. How are they going to know how tall they are? They weren't paying attention. They didn't care. They just didn't want to get shot.

So let's -- let's talk about a few things. First, there's an instruction about reasonable doubt. I mean, the label of that phrase kind of says it all; it has to be reasonable. It can't be something that's made up or speculation or mere possibility. It has to be based on reasonableness.

And we have the videos. Go on, look at them. You won't see Jakari. You have a picture of him. Hold it up next to each video. His face is way different. His nose is what? Look at it. You guys are the judges of fact. It's not Jakari. And you saw Vidal in person; that's not him either. Because you all know who it is. It's these two guys. And we'll show some images. We'll go through that because it's important to keep in mind what the evidence is and not what the speculation is.

I'm going to first address some things that were brought up. I already addressed the height. We all know why that they gave them five-five, because they were either sitting or bending over and you'll see the slides in a minute. There's no video of the Smith's shopping center at 2540 South Maryland Parkway, as if that's a reason to acquit, as if the detectives watching them doing the crime isn't enough. They both said they went in. A few minutes later they came out. Why did they go in? Why did they go in the earlier Smith's a few days before that had a US Bank inside of it? They went in there to rob. And what were they doing this day? Looking for a place to rob. We know that because, ultimately, at the 801 East Charleston location, they robbed somebody.

What they're trying to tell you about the instructions is slightly off. When it says that evidence pertaining to each charge should be considered separately,
yeah, you need to go through and make sure the elements of each offense for each charge are met for each charge. You can't just say, oh, they committed the last one because the police saw them and arrested them right after. That means they did them all. No. That doesn't mean they did them all, but you can use that in establishing the identity of offenders in the ones before. You don't look at each one in a vacuum and say, Is this one alone? Do we have this? You look at it all. You know that. That's your common sense.

You look at all of them to determine whether the people that are committing these crimes are the same in each one. You can look at the video from the fifth one and compare it to the second one and say, hmm, those are the same guys. You're allowed to do that. You don't have to consider the evidence of each independently, as was argued to you.

And something that I want to make sure is clear for you as far as the act of one is the act of all. When Anthony Barr walks up to Sunny Shay Cortner, presents a note, says give me all your money, second drawer too, and then I'm going to shoot you if you cause an alarm, he's also responsible for the one that Damien is robbing next to him, Meghan Zitzmann, because they're in it together. It's not just the one that they approach. Each one is responsible for each teller that they rob when they're in it together.

They talked to you about the firearm and how it was
never displayed in the first four bank robberies. That's absolutely right. But the instruction doesn't tell you it's only by means of display that you can use it. It says by means or display. If I say I had a lottery ticket in my pocket and tomorrow you find one in my car, is it safe to assume that I had one in my pocket today? Of course it is. That's why it's reasonable to conclude. If you find that it's not reasonable to conclude, then find that it's not.

As far as the weapon being used in the first four bank robberies, that's your determination. But the evidence that you see and the fact that they have two different guns and one is brought out on the last one, because the bank is somewhat busy, there's customers scattered throughout, they don't want problems when they walk into that bank and can't do it in their own little isolated control teller window like the first four, that's when the gun comes out immediately. But you can conclude with their access to the guns and that they had them with them on that last one that they did on the previous ones too. And it's by means or display. It's not by display of the firearm.

A lot was talked about, like, look at all these differences. Of course, there's going to be differences. What idiot is going to rob a bank five different times wearing the same exact clothing? That's never going to happen. But what does happen, there's so many similarities that we'll go
through, it's going to blow your minds. But the only one that matters, the only similarity that matters is that it's these two guys in each one.

All right. Let's go through a little bit that's been prepared. I'll move as quickly as I can. First of all, you don't just have video to rely on. You have witnesses who were there and observed. First, Alex Orellana. This is the guy that described to you what each one was wearing from head to toe. A black do-rag. The other one had a hat, facial hair, eyeglasses, the red plaid shirt, the white jacket, the jeans on both, the black Air Force 1 shoes.

What did he miss? Nothing. Because then as he -- we were asking him questions and he kept pointing to the accusers, in his words, finally asked, do you see them? You keep pointing in the direction. He was, like, yeah, that one right there and that one right there, and he pointed out Damien Phillips and Anthony Barr. You can rely on that. And there's nothing that you've heard that suggests that he is mistaken or didn't pay attention. He got every bit of their clothing correct. And he identified Anthony Barr on the left and Damien Phillips on the right.

Chelsey Gritton, same thing. Was she a little bit off on which was which? Yeah, and she told you why. Because my employers are getting robbed and my first concern is their safety, but I'm not mistaken that we're being robbed and that

JD Reporting, Inc.
those are the guys that did it. She identifies both Damien Phillips and Anthony Barr.

Allyson Santomauro, she identified Phillips, if you recall. She was asked, Why didn't you point him out at the preliminary hearing? Well, I was never asked. If you were asked, would you have been able to identify them? Definitely. And she was certain in her identification of Damien Phillips, the one that approached her.

Manny Saenz, remember Manny? He's the greeter. And what's Barr doing when he walks in? Look at his hand. Oh, here, Manny. Manny says, Hey, welcome to the branch. He got a good look at him. And when he's sitting up here, it's like, Do you recognize anybody? Yeah, that one right there, Anthony Barr. Because they had a little conversation when he walked in, when you see that, because he's waving at him. And then as he's leaving, he's looking right at him. Goodbye, Manny. He was, like, have a good day customer, not knowing right then that he just robbed their bank and he's walking out counting the money. He identified Anthony Barr.

Regina Coleman also identified both. That's the guy that was in the dress, but he's got facial hair today. He didn't have it back then. And that's the guy who was in the towel. She identified both as well.

That's evidence. You don't have to rely just on the video; although, the video is all you need. But you heard it
from eyewitnesses. And you also hear it from the detectives who were following them, both before the entry of the Smith's, which is not on video -- everything else is. But they did watch them go in, watch them come out, and identified them. That's Anthony Barr and Damien Phillips.

Jazsman and Vidal, they also -- look, you saw Vidal. Is that Vidal? Is that Jakari? Again, pull up Jakari's picture. There's no way. They're, like, that's Damien, that's Damien, that's Damien. How do you know? Because I saw it on Jakari's cell phone. And that image from that will come up too. That's Damien and that's Damien.

And as to the other, Anthony wasn't at the first robbery/burglary of the first bank at 1440 Paseo Verde, but when he's in the images, they're identifying Anthony Barr. And his face is pretty distinguishable. You can tell each one. This is the only one that's somewhat blurry as far as the bank's camera, but there's plenty of other ways to identify this as Anthony Barr other than the one, two -- the two witnesses at this bank identified him. Anthony Barr -- that one couldn't be any clearer. And neither could that one because the police watched him go in and watched him come running out with the yellow bag of money. But Jazsman and Vidal, each one: Well, that's Anthony. That's Anthony. How do you know? His face, the way he moves. I've seen him, interacted with him. That's Anthony.

All right. And so we'll go through each of these. How do you know just based what you see in the video that these are these guys? The first one, as he's walking out, Damien is wearing the glasses. He's got his hat down low. And as was pointed out in the opening statement, the very beginning, when he comes in from the second one, he's got those same glasses hanging around his neck. That's a pretty unique identifying factor. What do we learn from those body cameras from the traffic stops? You learn a lot from those. Take a look at them. They're kind of fun. Because in them, you see those same glasses two months before the first robbery in Anthony Barr's car. They're so interconnect -- there's no way to separate them. It's impossible given the evidence in this case. But what was it that Amie said about the glasses? Do you remember? They were very reflective. I could see myself very well. And who can you see reflected in those glasses? Officer Okinaka.

All right. What else do we know about Damien? He's the guy that likes to touch things. He goes in on this check-writing counter and pushed his hands down on it and is writing something, maybe what he used on the note that day. But when you look at each of the arms, they don't stop to write a note. They come in prepared. Show the note, make the threats, get the money, and leave.

And when they process that, they find the right palm
of Damien Phillips. That's his Centennial [indiscernible] working card that was found in the Circus Circus. And that's the image of his palm, got the latent prints on those.

Damien Phillips. What else do we know? Okay, this image is a little bit grainy, but look right there, right through here. When you get the video, go look at it. It's fun. And you can see it in that one. Maybe it's my angle there. You can see it -- well, yeah, you can see it on both.

When he's arrested, what's he got there on the right side of his neck? Oh, a tattoo that he was covering. The ear piercing is the same. The ear -- it's the same. You didn't need Vidal to come in and say that's my cousin Damien over there through tears. Well, we also know because the note that he touched and dropped right on the ground there, those come back to not Oscar De La Hoya. They come back to Damien Phillips.

And again, you know all this. The Crayons that he puts down that they pull from the shelf because Navaal put them back. She's a very diligent employee. I hate it they don't buy them and they're not going to put them back.

The shopping carts, when they test those, they also -- that one's not Damien's. That one is an image to help you know that's a fingerprint. But they find Damien's prints on the Twistable crayons. Who else? David Krans and Navaal Ali, two employees that helped them. It's, like, they did
their job and they identified people who touched it because you saw it on video who touched it.

Now, Barr. I made reference to this in my opening statement. This is a guy that doesn't want people to know he's there. He's very careful. And I'll go through some images, but I invite you to go watch them too.

This one here, when he comes walking in, the doors open by themselves because there's a button out there. You don't see it, but I submit to you that he knocked it with his elbow, with his sleeve, to get those to open so he didn't have to touch anything. And why do I submit to you that he used his elbow? Because when he's leaving this branch, he uses his elbow -- go watch the video -- to open it and he opens the door with it, and then his foot or the elbow to keep the door propped open until Damien could come running out with him. Very careful.

Remember, at the check stand he doesn't touch anything. When he goes on that same bank -- I didn't put a still -- but when he goes to sit down, he doesn't put his hands on the counter. He holds the note up. And, if anything, he rests the sleeve on the edge. He doesn't touch anything so there's -- it's no wonder his prints aren't anywhere. Because he doesn't want it to be known that he's there. He doesn't touch anything. This one, he doesn't touch anything on the counter.

Damien, he must be nervous. He was touching papers there and something by the coffee stand, but Anthony doesn't. He doesn't touch a single thing. Walks up with the shirt touching the edge. You can see it there. Presents the note, puts it in his pocket, and then the only thing else that he touches is the money that he grabs to put in his pockets as he goes walking out.

Hear's another image from the fourth one, the third one that Barr is in, the 55 South Valle Verde. You can see it right there. His arms are rested on the counter and his hands are above with the note, not touching anything. So of course you're not going to have his prints. And then in the last one, the only thing he's touching there is the gun. He's walking around and pointing it at everybody. Get them on the ground, make sure that you get in and out because there's a lot of people in there, that he's surrounding them. Of course he's going to go right to the gun because if somebody somehow clues in as to what's going on, they're all over.

So Phillips on the last one, that -- that was a sidenote because Damien's prints are multiple locations. That doesn't explain why Barr's aren't anywhere. But back to Phillips. August 9th, the shirt he's wearing, the pants he's wearing, and when he's arrested. That couldn't be any clearer, especially when there's detectives that follow. Did they make a mistake in letting -- I say letting. They didn't let them
rob a bank. Those guys chose to rob the bank.
Looking back, should they have maybe have arrested them beforehand? Probably. But that's not what's on trial here. The trial is about their actions, what they chose to do, not what the police could have stopped from happening. The police didn't put a gun to their heads and say, You're going to commit this last robbery so we can have it on video and us following you. Got it. That didn't happen. They just did it. They didn't know they were being followed. I mean, what Damien told Jazsman was, I don't care about the cops. I'm going to keep doing this until I get caught. Fortunately for banks in the Valley, he got caught.

So Damien Phillips, we'll again look at each of these images. It's clearly him. You know that he's guilty of each at each location.

Anthony Barr. Let's look at some of the unique things that are consistent throughout. The glasses first, and then the one on the -- the first image was from the second robbery. The one on the right is from the fourth robbery. Same glasses. And with the face that close, there's no question in the world it's this guy sitting right here, Anthony Barr. Now, the third one. What's unique here? He's wearing a towel. That's pretty unique. You don't see people walking around with towels, long sleeves, long pants, in the middle of summer, making themselves even hotter. So there's the towel.

And then on the next one, this one is August 6th. Again, the towel. Where else is he wearing -- or had a towel? Like I said before, the body cams at the traffic stops, they're really fun because they give you a lot of information. He's also got a towel there too, and it appears to be the same color. He's wiping his face with it there.

What else? The one with the hat. This is from the third one where he's waving to Manny. The next one, he's wearing the same hat, same logo, same camouflage, the blue bill [indiscernible]. And in Jakari's video from his cell phone that Detective Ebert got, it's the same hat. When you look at the bottom, there's two stickers there. Oh, there's two stickers there, when Barr is wearing it and the next one at the Smith's. If you just look at the face, the hat. That's Anthony Barr.

What else do we know about this that helps connect it to these guys? The dog. When the police go back and take pictures, it was 2:42. That same dog is there. You know the video was taken at 2:42 where Damien Phillips was the registered tenant, and Anthony Barr was living with him there. And Jakari was, too. But, I mean, you look at this, it's not Jakari. You guys can see that.

Another interesting thing is, clothing sharing. When you look at the traffic stops and you see the skull cap is one, the detective said, or the black do-rag, look on little
[indiscernible] on top. It's there on this one, too, in the traffic stop. Just little interesting fun things from the video. There were some things mentioned about a ponytail when Barr gets in his car. What could that be? Well, when you look at Damien's, in a couple of these different videos, what do you see on the back of him on the do-rag? And when you play the video, it looks identical to the way it looks in this one here with Anthony Barr. And the same hat. And as you'll see, the same shoes. And Damien dressed with the same wig as the Bank of the West. It's got the same look. It's wig or do-rag. Well, you saw the pictures of the do-rag that were the same as to what you see here. But could it have been a wig? Well, yeah. I mean, the other guy was wearing a wig too.

So as you look at the face or the funny nose, the forehead, everything about him, the chin, the facial hair that's more prominent around the mouth. When you look at these, you know that this is Anthony Barr. And how else do you know that it's Anthony Barr on the right in Jakari's cell phone video? Because right here, you see Anthony Barr getting in Anthony Barr's car.

When you look at the back of that vehicle, everything that's so unique about it, the white paint on the back middle, the Mercury emblem, the trailer hitch, even the moving permit that Mr. Brower so helpfully pointed out from Dallas, Texas, when he'd already been here for four months and no registration
information. But it's the same car.
What's the only difference? In the traffic stops, the windows were never tinted. But as you look at the paint -I don't even need to point it out to you; it's so obvious. I mean, look at the paint. It's the car with the trailer hitch.

And how else do you know it's the same a car?
Officer Baldassarre. I don't know if you all finished writing the VIN when he said the VIN of the vehicle stopped, but it's the same VIN. It's the same car. They just tinted it when they started committed robberies to conceal who's inside. Officer Baldassarre read that number into the record when he talked about his vehicle stop, if you recall.

And how else did Karl Lippisch, the detective, determine that these four vehicle stops were the same vehicle? The VIN. Because each time, the officers have to run the VIN. So that's how Lippisch said, Oh, these are all the same vehicle, and Anthony Barr is in the car, driving, every time but the one that Sabrina is driving it. It's the same car. So they tinted the windows.

All right. This is the fun part. Anthony Barr, with no tattoos that you -- you don't see tattoos here. But what do you see in the body cam when he's arrested? First, there's a clear hood. Then when he's brought down to spread his feet so they could pat him down, make sure he didn't have any weapons, in the video you see his face kind of moving up and down on

JD Reporting, Inc.
that hood, and when he lifts, you see a smear of makeup covering his right cheek where there's tattoos [indiscernible]. Worley, Lippisch, they both said that he had smeared makeup on his right side because part of it's on the car, and they could start to see the tattoos coming through.

And you can also see it starting to come through on his neck, tattoos, and -- and as they said, makeup on his shirt. There's the tattoo -- the tattoo is not on the car. The makeup is on the car. When they go to Circus Circus, they find open makeup, like it had just been used, as it was, to cover up Anthony Barr.

All right. Let's look at the shoes. They're black laces. There's a black line that goes from the side, around to the back, to the other side. You can see that also in Jakari's video and in the Anthem Realty video. These are pretty unique features about the shoes. Oh, and by the way, there's the towel in Jakari's video that he had around his neck. You can see it hanging down on the table at the Smith's. He's also got those same shoes on, black laces in the front. You can see a black logo on the front of the shoes of his left foot. What's Damien arrested in? White shoes with black laces. There's a black line on the side, a Velcro thing, and the black line around the back and a black Fila logo on the front.

What else do you notice about this picture that the defense tries to say is not Anthony Barr? Look at those pants
with pretty unique tears in each knee and white -- from defects on the pants up above. Remember when he's arrested? What's in his wallet? Circus Circus room card. And when they go there, can't find the pants that he wore August 6th. See the little defects and the holes, and when you look at them compared to the video, it's pretty clear.

And then the final thing, do you see the clothing in the video that he's wearing? The police identify him beforehand. They also identify him running out. And by the way, this picture makes it abundantly clear that Damien Phillips knew there was a gun involved that was being used. It's right in front of his face at that point. So the police follow him to the stop location where Lee Damschen is able to pull them over and they jumped out and start running also with that yellow bag with the money. When he's arrested down here, look at the clothing he's wearing. Obviously it's the same because they'd followed them to that spot after he robbed the bank.

And listen carefully to what he says. You have to listen carefully because he's kind of soft in this video. I'll go back.

Do you hear that? They're females. He uses a swear word. I don't like to swear. But they didn't know spit -rhyme with that -- about this. They didn't know nothing about this, meaning that he did. You hear from himself yourself that JD Reporting, Inc.
he's involved, trying to protect the females. One of them is his girlfriend, Sabrina. But he's telling the officer the females didn't know anything about this. And what's this? The robbery that they had just committed.

So when you look at each surveillance video, you look at his face, the features, the clothing, the things connected between him and Damien Phillips, and after you do that, you've reviewed carefully the evidence, you'll come to the only conclusion possible, the one that they know is inevitable, come back and show them you know it too. Find them guilty.

Thank you.
THE COURT: All right. Thank you.
The clerk will now swear the officer to take charge of the jury.
(The clerk swears officer to take charge of the jury.)
THE COURT: All right. Ladies and gentlemen, in a moment, I'm going to ask all 14 of you to collect your belongings and your notepads and follow the bailiff through the rear door.

As you may now have figured out, a criminal jury is composed of 12 members. There are 14 of you. Two of you are the alternates who were seated in preselected chairs. Those are Jurors No. 7, Ms. Giovani and Juror No. 8, Ms. Chrisotomo. You are the alternates.

Before you leave today, please provide a member of my JD Reporting, Inc.
staff with phone numbers where you can be reached today or tomorrow. If, God forbid, one of the regular 12 jurors becomes ill or something like that before a verdict is reached, then you might be called in to deliberate with the jury.

For that reason, until you are contacted by a member of my staff and told that the jury has reached a verdict and you are excused, the prohibition that I've been reading you about discussing the case or reading about the case or doing anything else relating to the case is still very much in effect until you have been discharged as an alternate juror.

So if all 14 of you would get your notepads and your belongings and follow the bailiff through the rear door.

THE MARSHAL: All rise.
(Jury recessed to deliberate at 3:05 p.m.)
MR. BROWER: Judge, Mr. Hughes and I gave our numbers to your JEA earlier today so that she already has them, and we will hang around for quite a while. If the clerk would like our numbers, we can give them to her.

THE COURT: You know, what is the big deal? Give them to the clerk.

MR. BROWER: Well, no. By saying we already gave them to the JEA just so that's --

THE COURT: Give your numbers, stay, give your cell phones, whatever you have. Also, don't, you know, go to Boulder City. Don't go to Lake Mead.

JD Reporting, Inc.

MR. BROWER: I live in Henderson, Judge.
THE COURT: I know. Don't go to Henderson. Stay close.

MR. HUGHES: How long will you allow them to deliberate?

THE COURT: At 5:00 o'clock we go in and ask if they have a verdict and then if they want to keep deliberating, but we typically don't let them deliberate past, like, 5:45, 6:00. We try -- like, hopefully they'll leave at 5:00.

MR. HUGHES: We're turning the air off for --
THE COURT: And, actually, we might just kick them out at 5:00 because we're already way ahead of schedule.
(Pause in the proceedings)
(Proceedings recessed 3:07 p.m. to 4:41 p.m.)
THE COURT: All right. Court is now back in session. The record should reflect the presence of the State through the deputy district attorneys, the presence of the defendants along with their counsel, the officers of the court, and the ladies and gentlemen of the jury. Who is the jury foreperson?

JUROR NO. 09: I am, Your Honor.
THE COURT: All right. Juror No. 9, Mr. Mosley. Has the jury in this matter reached a verdict?

JUROR NO. 09: They -- we have, Your Honor.
THE COURT: All right. Would you please hand the forms of verdict to the bailiff.

JD Reporting, Inc.

All right. The clerk will now read the verdicts out loud and inquire if this is the verdict -- that these are the verdicts of the jury.

THE CLERK: District Court, Clark County, Nevada, State of Nevada versus Damien Alexander Phillips, Case No. C335500-1.

Verdict. We, the jury in the above entitled case, find the defendant, Damien Alexander Phillips, a.k.a. Travis Alexander Phillips, as follows:

Count 1, Conspiracy to commit burglary; Guilty of conspiracy to commit burglary.

Count 2, Conspiracy to commit robbery; Guilty of conspiracy to commit robbery.

Count 3, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 4, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 5, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 6, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 7, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

JD Reporting, Inc.

Count 8, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 9, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 10, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 11, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 12, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 13, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 14, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 15, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 16, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 17, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 18, Assault with a deadly weapon; Guilty of

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-13 | Day 8
assault with a deadly weapon.
Count 19, Assault with a deadly weapon; Guilty of assault with a deadly weapon.

Count 20, Assault with a deadly weapon; Guilty of assault with a deadly weapon.

Down 21, Assault with a deadly weapon, victim 60 years of age or older; Guilty of assault with a deadly weapon, victim 60 years of age or older.

Dated this 13th day of December 2018, jury foreperson.

District Court, Clark County, Nevada, the State of Nevada versus Anthony Barr, Case No. C335500-2, Department 21. Verdict: We, the jury, in the above entitled case, find the defendant, Anthony Barr, as follows:

Count 1, Conspiracy to commit burglary; Guilty of conspiracy to commit burglary.

Count 2, Conspiracy to commit robbery; Guilty of conspiracy to commit robbery.

Count -- I'm sorry.
Count 5, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 6, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 7, Robbery with use of a deadly weapon; Guilty
of robbery with use of a deadly weapon.
Count 8, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 9, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 10, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 11, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 12, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 13, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 14, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 15, Burglary while in possession of a deadly weapon; Guilty of burglary while in possession of a deadly weapon.

Count 16, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

Count 17, Robbery with use of a deadly weapon; Guilty of robbery with use of a deadly weapon.

JD Reporting, Inc.

Count 18, Assault with a deadly weapon; Guilty of assault with a deadly weapon.

Count 19, Assault with a deadly weapon; Guilty of assault with a deadly weapon.

Count 20, Assault with a deadly weapon; Guilty of assault with a deadly weapon.

Count 21, Assault with a deadly weapon, victim 60 years of age or older; Guilty of assault with a deadly weapon, victim 60 years of age or older.

Count 22, Carrying a concealed pneumatic weapon; Guilty of carrying a concealed pneumatic weapon.

Count 23, Preventing or dissuading witness or victim from reporting a crime or commencing prosecution; Not guilty.

Dated this 13th day of December 2018, jury foreperson.

Ladies and gentlemen of the jury, are these your verdicts as read, so say you one, so say you all?

THE JURY: Yes.
THE COURT: All right. Before the verdicts are recorded into the minutes of the court, does either side desire to have the jury polled?

MR. SCOW: Not the State, Your Honor.
THE COURT: Mr. Hughes?
MR. HUGHES: No, Your Honor.
THE COURT: Mr. Brower, do you want the jury polled? JD Reporting, Inc.

MR. BROWER: Court's indulgence, Judge.
No, we don't need them polled, Judge.
THE COURT: All right. The verdict will now be recorded into the minutes of the court.

Ladies and gentlemen, this concludes your service as jurors. I want to thank you very much for your willingness to serve and your attentiveness during these, what, eight days. The prohibition about speaking about the case is now lifted. You're free to speak with each other or anyone else you choose, including the lawyers who sometimes like to talk to the jurors and get feedback and whatnot. We've arranged -- oh, here they are in the bailiff's hand.

And may I see the bailiff at the bench for a moment. (Pause in the proceedings.)

THE COURT: All right. As you see, he's got your checks in his hand, and those will be distributed to you. Once again, thank you all for your service.

THE MARSHAL: All rise.
THE COURT: Please follow the bailiff. Get your
belongings and follow the bailiff through the rear door.
(Jury excused from service, 4:49 p.m.)
MR. BROWER: The jury is clear, Your Honor.
THE COURT: Wait until the door shuts.
Mr. Barr, yes.
DEFENDANT BARR: I've got a question. I didn't hear

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-13 | Day 8
the last one.
THE COURT: Oh. The last one was not guilty of preventing or dissuading a witness.

MS. SCHIFALACQUA: Correct.
THE COURT: That's what I heard.
MR. SCOW: That's what I heard too, Judge.
THE COURT: Okay. We'll refer the matter to the Department of Home Probation and give in-custody sentencing dates.

MR. SCOW: Judge, are they remanded without bail at this point? We would request that.

THE COURT: All right. It's academic, but they will be remanded based on the verdicts and the mandatory prison of the charges and held without bond.

MS. SCHIFALACQUA: Sentencing will be on January 31st at 9:30.

MR. BROWER: I'm sorry, what -- is that a Wednesday?
THE COURT: No, it's definitely not a Wednesday.
MS. SCHIFALACQUA: It's a Thursday.
MR. BROWER: It's a Thursday. That should be fine with me, Judge.

THE COURT: Do you -- I mean, it's kind of early to tell. Do you anticipate speakers?

MS. SCHIFALACQUA: Yes.
MR. BROWER: Judge, do we want to go a week or so JD Reporting, Inc.
after that or two -- I'm okay with the 31st, but I just -- I'm not sure.

MS. SCHIFALACQUA: We anticipate speakers.
THE COURT: Let us know kind of ahead of time how many people you anticipate speaking.

MS. SCHIFALACQUA: Sure.
THE COURT: Just so if it's going to be a lot of people, we can maybe close that day early, you know, instead of having a bunch of unrelated matters. Maybe we should put it on a Tuesday because the Tuesdays tend to be lighter than the Thursdays, so maybe --

MR. HUGHES: You know, ideally, we would put it on a Tuesday or Thursday when Department 2 in Henderson is in session, so we don't have to be back there.

THE COURT: That's fine.
MR. HUGHES: But I don't know --
MS. SCHIFALACQUA: We don't know their calendar.
Yeah, we do anticipate a number of speakers, Your Honor, so I would -- yeah.

THE COURT: Right. So what I'm saying is let us know ahead of time so we can keep that day sort of light with other matters and not have, you know, 30 matters and then this.

MS. SCHIFALACQUA: Yes. Understood, Your Honor.
Thank you.
THE CLERK: How about -- do you want to do

JD Reporting, Inc.

February 12th? February 5th?
MR. HUGHES: We have that trial coming up with -MR. BROWER: We have a trial starting that week. Judge, could we do --

THE COURT: We could do the end of January.
MR. BROWER: The 29th of January?
THE CLERK: That's February. Oh, that's what I have, the 31st. We could do that Tuesday.

MR. BROWER: Which would be the 29th?
THE COURT: Or that following Tuesday. Are you in trial the following --

MR. BROWER: We are set to start a trial right around that week, which is, like, the 3rd or whatever -- the 31st, 1st, 2nd --

THE COURT: So let's -- yeah, that would be the 3rd.
So --
MR. BROWER: If we could do the 29th, that would work.

THE COURT: Or the 2nd.
MR. HUGHES: So January --
MS. SCHIFALACQUA: Well, we can do January 29th.
THE COURT: Let's do that then.
All right. Some of the jurors had to leave right at 5:00, so I told Kenny that's fine; I don't need to talk to them, just take them, let them go. So if you want to catch JD Reporting, Inc.

C-18-335500-1,-2| State v. Phillips/Barr| 2018-12-13 | Day 8
them, run down to --
MS. SCHIFALACQUA: Absolutely. Thank you, Your Honor.

MR. SCOW: Are they checking into the third floor? THE COURT: No, they don't have to do that. I thought we were going to send them for their -- but we had already gotten their checks. And I know a few were worried about getting out of here, so I told Kenny, well, don't keep them for me.

MS. SCHIFALACQUA: Sure.
THE COURT: You know what I mean? Like, let them go if they have child care issues. So they may not be around, just FYI.

MS. SCHIFALACQUA: Thank you, Your Honor.
THE COURT: Usually I talk to them and everything, but I know people were really expressing concern.
(Pause in the proceedings)
MR. BROWER: Oh, procedurally, we know we're going to need transcripts in this case. Do you want me to submit a transcript order now?

THE COURT: If you want to, but I can't do anything until [indiscernible]. Okay.
$\operatorname{MR}$. BROWER: Well, we're going to make motions for appellate counsel which I've already explained to my client. I might just -- don't know how -- if it's easier for you to start

C-18-335500-1,-2। State v. Phillips/Barr| 2018-12-13 | Day 8
now since the Supreme Court is touchy with [indiscernible]. I mean, I'm just thinking for you, not for --

THE COURT: We'll have to send out.
MR. BROWER: Right. But I'm thinking for you it might be easier because it will already be done, so --

THE COURT: It will be better.
MR. BROWER: You're okay if I drop one off, an order off --

THE COURT: Yeah. MR. BROWER: And you did the entire trial; right? No days --

COURT RECORDER: No, I wasn't here -- Patty was here that one day.
(Parties talking over each other.)
COURT RECORDER: I got here that one day by the time we started, but what other day was it that --

THE COURT: I don't know the day, but --
MR. BROWER: Okay. Are you okay if I serve the department, though, just to --

COURT RECORDER: Yeah, that's okay. It doesn't matter. I'm responsible for it anyway.

MR. BROWER: Well, because some -- the Supreme Court makes you [indiscernible] but the transcript is already done, then it saves the appellate counsel the headache, so --

All right. Thank you. I'm going to go. I'm just JD Reporting, Inc.

```
C-18-335500-1,-2। State v. Phillips/Barr | 2018-12-13 | Day 8
```

going to bring the order in next week while I'm here. Thank you. Hey, it was fun. We'll do this again soon. COURT RECORDER: No, we won't.
(Proceedings concluded at 4:54 p.m.) -oOo-

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case.


## COURT RECORDER: <br> [4] 95/12 95/15 95/20

 96/4JUROR NO. 09: [2]
84/20 84/23
MR. BROWER: [72] 5/3 5/6 7/5 7/17 7/23 8/3 9/13 10/10 11/1 11/7 11/21 12/12 12/15 13/15 13/18 13/21 14/6 14/18 14/20 15/15 15/19 15/22 17/10 19/5 19/13 19/20 19/24 20/9 20/18 20/21 22/13 23/4 23/16 24/9 24/14 25/12 25/15 28/9 28/12 28/14 29/25 51/11 51/15 51/19 52/11 52/13 52/16 53/24 54/10 55/6 55/8 64/22 83/15 83/21 84/1 90/1 90/22 91/17 91/20 91/25 93/3 93/6 93/9 93/12 93/17 94/18 94/23 95/4 95/7 95/10 95/18 95/22
MR. HUGHES: [47] 3/7 3/9 3/12 3/15 4/14 4/18 6/9 6/22 8/9 8/23 9/17 11/24 12/19 13/8 13/22 14/5 14/19 15/14 16/2 19/12 20/12 20/17 21/4 21/12 21/22 21/25 22/25 23/3 24/1 24/19 25/19 26/2 28/16 30/1 52/12 54/19 57/10 60/24 61/8 61/15 84/4 84/10 89/24 92/12 92/16 93/2 93/20
MR. SCOW: [38] 5/25 6/4 6/12 6/21 7/10 7/13 9/2 9/4 9/23 10/7 10/11 10/15 10/19 11/11 11/14 11/20 12/6 12/8 23/1 23/9 24/4 24/8 26/3 27/8 28/4 29/24 51/17 52/7 52/17 54/15 60/22 64/7 64/25 65/2 89/22 91/6 91/10 94/4

## MS. SCHIFALACQUA:

[74] 4/4 4/10 4/15 4/24 5/9 5/14 5/20 6/15 6/18 7/1 8/17 8/25 10/22 11/2 11/15 13/4 13/10 13/13 14/16 15/2 15/5 15/10 15/13 15/25 16/23 17/1 17/3 17/6 17/13 17/15 19/4 19/16 19/22 20/20 20/22 21/15 22/2 22/6 22/12 22/16 23/2 25/1 25/7 25/21 26/7 26/10 26/13 26/15 26/17 26/19 26/22 27/3 27/7 27/11 29/23 30/6 30/8 52/24 53/2 54/12 60/25 61/4 91/4 91/15 91/19 91/24 92/3 92/6 92/17 92/23

93/21 94/2 94/10 94/14
THE CLERK: [4] 54/21 85/4 92/25 93/7
THE COURT: [184] THE MARSHAL: [6] 27/15 27/19 54/25 55/2 83/13 90/18

## \$

\$1,047 [1] 46/21
\$1,439 [1] 46/22 \$1,929 [1] 47/1
\$10,395 [1] 47/5
\$3,108 [1] 43/23
\$3,309 [1] 47/10
\$5,452 [1] 43/22
\$5,775 [1] 47/6
\$686 [1] 46/25
-oOo [1] 96/6
1
10 [3] 14/11 86/6 88/7
11 [5] 14/12 16/24 17/1 86/8 88/9
11:40 [1] 3/1
12 [5] 14/13 82/21 83/2 86/11 88/12
12:04 [1] 22/21
12:47 [1] 22/21
12:53 [1] 27/17
12th [1] 93/1
13 [12] 1/14 3/1 6/17
14/14 15/4 15/16 16/2
16/3 17/10 17/18 86/13
88/14
13th day [2] 87/9 89/14
14 [15] 7/18 7/19 7/24 8/15 8/17 9/24 16/2
16/4 17/20 57/15 82/17 82/21 83/11 86/15 88/16
1440 [1] 71/13
15 [6] 8/22 12/22 16/5 17/22 86/18 88/19 16 [4] 16/6 17/23 86/21 88/22
17 [4] 16/7 17/24 86/23 88/24
17th [1] 47/7
18 [4] 16/8 17/25 86/25 89/1
182 [2] 24/4 28/6
182-184 [1] 24/7
183 [1] 24/4
184 [3] 24/4 24/7 28/6
19 [5] 14/8 16/9 18/1
87/2 89/3
1st [1] 93/14
2
20 [4] 16/11 18/2 87/4 89/5
2018 [15] 1/14 3/1 30/9 31/1 35/20 40/23 41/7 43/8 43/25 45/22 46/13 47/3 47/7 87/9 89/14 21 [6] 16/12 18/3 18/17

87/6 87/12 89/7
22 [4] 10/5 16/13 18/4 89/10
23 [6] 10/5 16/14 18/5 29/16 29/21 89/12
23rd [1] 47/3
24 [5] 15/15 16/15 17/8
17/17 18/6
25 [5] 15/19 16/3 16/17
17/20 18/7
2540 [1] 66/14
2550 [1] 35/20
26 [3] 16/18 17/22 18/8
27 [2] 16/19 18/9
28 [2] 16/20 18/10
29 [1] 18/11
29th [3] 93/9 93/17 93/21
29th of [1] 93/6
2:03 [1] 51/10
2:08 p.m [1] 54/24
2:15 [1] 50/25
2:16 p.m [1] 54/24
2:17 [1] 55/1
2:42 [1] 77/18
2:42 where [1] 77/19
2nd [2] 93/14 93/19

## 3

30 [2] 18/12 92/22
30-some-odd [1] 57/18
31 [1] 18/13
31st [5] 46/23 91/15
92/1 93/8 93/13
32 [2] 3/13 18/14
33 [2] 18/15 18/16
34 [1] 18/17
35 [1] 18/18
36 [1] 18/19
37 [1] 18/20
38 [1] 18/21
39 [1] 18/22
3:05 [1] 83/14
3:07 [1] 84/14
3rd [2] 93/13 93/15
4
4,500 [1] 41/22
40 [1] 18/23
41 [1] 18/24
42 [1] 18/25
43 [1] 19/1
44 [1] 20/3
45 [1] 20/4
46 [1] 20/5
47 [1] 20/6
48 [1] 20/7
49 [2] 20/8 21/8
4:41 [1] 84/14
4:49 [1] 90/21
4:54 [1] 96/5
5
50 [1] 21/9
51 [1] 21/10
52 [1] 21/11
53 [3] 13/12 13/24
21/15
55 [2] 49/4 75/9

## A

5:00 [3] 84/9 84/12 93/24
5:00 o'clock [1] 84/6
5:45 [1] 84/8
5th [1] 93/1
6
60 [8] 31/10 31/16
45/11 45/19 87/6 87/8
89/7 89/9
66 [1] 6/4
6:00 [1] 84/8
6th [3] $42 / 1577 / 181 / 4$
7
76 [2] 45/13 45/13
8
801 [5] 30/10 36/13 40/16 49/11 66/21
9
9:30 [1] 91/16
9th [14] 30/9 31/1
35/20 40/23 41/7 42/15 43/8 43/24 43/25 45/22 46/16 58/25 59/4 75/22
a.k.a [3] $1 / 1050 / 185 / 8$
A.M [1] 3/1
abetted [1] 34/1
abetting [6] 14/15 16/1
16/21 33/21 34/6 34/20
abettor [3] 14/25 15/1
15/8
able [5] 39/14 50/13 65/3 70/6 81/13
about [76] 4/7 5/4 10/3
17/7 31/20 32/7 33/9 33/9 34/24 35/2 35/12
35/21 36/9 36/12 36/16
36/21 37/20 37/23
37/24 38/15 38/25 39/7
39/9 40/22 41/20 41/22
42/12 43/7 45/6 46/2
46/13 46/24 47/3 47/19
47/19 47/22 47/24
48/20 49/7 49/25 50/12
55/13 55/20 60/4 60/15
61/22 64/14 64/15
64/16 64/18 65/6 65/20 65/21 66/23 67/25
68/21 72/14 72/18 76/4
76/10 77/16 78/3 78/15
78/22 79/12 80/16
80/24 81/24 81/24 82/3
83/8 83/8 90/8 90/8
92/25 94/8
above [5] 75/11 81/2 85/7 87/13 96/8
above-entitled [1] 96/8
absolutely [7] 9/13
12/7 33/2 42/17 43/4 68/2 94/2
abundantly [1] 81/10
academic [1] 91/12
access [4] 42/19 42/21
42/24 68/17
accomplishments [1] 53/6
according [2] 60/5 60/6
account [1] 35/14
accurate [1] 24/14 accurately [2] 25/10 25/19
accusers [1] 69/13
acquit [1] 66/15
across [1] 50/19
act [11] 32/9 32/10
32/21 32/21 33/4 33/23
33/23 40/19 40/20
67/17 67/17
action [1] 38/18
actions [2] 40/14 76/4
acts [8] 32/5 32/15
32/18 32/24 33/3 33/13
33/16 44/16
actual [5] 36/22 37/17
37/19 37/22 44/6
actually [13] 5/4 6/13
19/6 21/2 22/17 32/17
36/13 36/22 37/1 39/20
53/24 59/7 84/11
ad [1] 59/11
ADAIR [1] 1/13
additionally [1] 48/25
address [4] 29/1 51/12
additionally [1] 48/25
address [4] 29/1 51/12
52/3 66/10
addressed [3] 19/6 51/25 66/11 $51 / 2566 / 11$
adds [1] $8 / 21$
admission [1] 23/25
admit [3] 23/11 23/14 23/20
admitted [7] 2/7 23/21
24/5 24/7 28/5 28/6 29/8
adults [1] 61/25
advice [2] 33/23 33/23
affair [2] 60/20 61/16
after [18] 14/17 15/6
$\begin{array}{lll}\text { after [18] } & 14 / 171516 \\ 32 / 4 & 36 / 4 & 36 / 11 \\ 36 / 12\end{array}$
36/14 43/15 47/24 48/2
48/2 51/23 59/15 62/25 67/4 81/17 82/7 92/1
67/4 81/17 82/7 92/1
afterwards [2] 64/21 64/25
again [14] 9/10 20/10
20/12 25/16 28/7 33/15 47/4 56/6 71/7 73/17
76/13 77/2 90/17 96/2
against [2] 44/4 48/12
against [2] 44/4 48/12
age [8] 31/10 31/16
as/2 45/12 45/19 87/7 87/8 89/8 89/9
ago [1] 14/3
agree [7] 15/7 15/20 24/22 34/7 34/13 54/15 54/18
agreed [1] 52/11
$\qquad$


76/4

0
agreement [3] 12/23
31/21 32/2
agrees [1] 11/17
ahead [5] 24/6 27/1
84/12 92/4 92/21
[1]

89/8 89/9 8

A
aided [1] 34/1
aider [2] 14/25 15/8 aiding [7] 14/15 16/1 16/21 33/21 34/6 34/20 39/22
aids [1] 33/22
air [2] 69/11 84/10
alarm [3] 41/22 42/6
67/20
alert [1] 9/19
Alex [1] 69/7
ALEXANDER [5] 1/9
1/10 85/5 85/8 85/9
Ali [2] 49/20 73/25
all [125]
allegation [2] 3/17 4/11
alleged [5] 32/1 38/20 50/5 55/18 56/12
allow [1] 84/4
allowable [2] 5/24 8/12 allowed [4] 4/23 63/10 63/15 67/14
Allyson [3] 41/23 47/6 70/3
almost [1] 55/11
alone [3] 48/24 53/1 67/8
along [7] 22/1 27/3 27/4 28/1 48/6 49/20 84/17
already [14] 9/8 10/7 10/8 12/16 13/25 66/11 78/25 83/16 83/21 84/12 94/7 94/24 95/5 95/23
also [32] 4/10 4/12 8/15 11/23 16/16 29/8 33/15 35/8 35/15 40/8 42/8 44/13 45/17 46/14 48/2 56/12 59/10 60/13 63/4 67/20 70/20 71/1 71/6 73/13 73/22 77/5 80/6 80/14 80/18 81/9 81/14 83/24
also of [1] 35/8
alternate [3] 52/8
54/22 83/10
alternates [5] 52/2 52/4 52/9 82/22 82/24
although [4] 5/16 20/6 37/18 70/25
always [3] 27/11 33/7 58/5
am [9] 12/19 13/22 29/3 55/6 57/6 64/8 64/10 64/21 84/20
Amie [4] 41/20 47/9 47/10 72/14
ammunition [1] 59/25
amount [1] 9/14
amounts [1] 58/7
analysis [2] 48/21 50/5
angle [1] 73/7
angry [4] 60/19 60/25 61/2 61/7
another [11] 8/21

20/23 37/5 44/3 44/5
45/10 47/15 50/13
57/21 75/8 77/23
answer [1] 32/6
Anthem [1] 80/15 ANTHONY [38] 1/10
30/21 33/10 46/3 46/8
50/1 65/14 67/17 69/17
69/20 70/2 70/13 70/19
71/5 71/12 71/14 71/18
71/19 71/23 71/23
71/25 72/11 75/2 76/16
76/21 77/15 77/20 78/8
78/17 78/18 78/19
78/20 79/17 79/20
80/11 80/25 87/12
87/14
anticipate [5] 23/21
91/23 92/3 92/5 92/18
anticipated [2] 23/18 23/18
any [39] 3/4 3/25 4/17 7/4 7/5 7/15 8/1 24/15 24/24 25/13 29/4 29/20 33/17 34/25 36/19 38/6 38/17 38/19 48/12 49/24 51/5 51/6 52/21 54/10 55/19 56/17 56/21 59/18 59/19 59/25 60/1 60/2 60/2 60/3 60/3 62/21 71/20 75/23 79/24
anybody [6] 36/17 47/22 55/15 56/19 64/20 70/13
anyone [3] 50/23 51/3 90/9
anything [22] 6/2
11/22 24/21 25/25 38/4 42/11 42/11 51/2 54/5 56/18 58/22 63/23 74/11 74/18 74/20 74/21 74/24 74/24 75/11 82/3 83/9 94/21 anyway [1] 95/21 anywhere [2] 74/22 75/21
apartment [1] 61/18 apologize [3] 19/5 19/14 27/23
apparently [3] 59/9 61/19 63/4 APPEARANCES [1] 1/16
appearing [1] 4/20 appears [1] 77/5
appellate [2] 94/24 95/24
applied [2] 30/20 57/23 apply [1] 62/3
appreciate [1] 4/4
apprehending [1] 31/4
apprehension [3] 37/15 44/3 44/6
approach [1] 67/23
approached [3] 65/8
65/15 70/8
approved [1] 22/23
are [87] 5/6 5/21 8/2

8/5 10/5 11/24 12/2 12/9 12/18 13/2 13/3 18/15 18/16 19/1 19/7 19/10 19/15 19/21 20/3 20/6 20/13 22/9 23/9 26/3 26/9 27/2 28/7 29/3 29/17 29/17 32/22 33/8 33/10 34/4 42/1 44/9 48/5 48/19 49/5 49/8 49/23 50/6 50/13 50/17 51/1 51/14 51/14 55/4 55/13 57/20 58/4 58/12 60/7 60/11 65/11 65/12 65/16 65/17 66/4 67/2 67/11 67/11 67/13 69/24 70/1 72/3 75/10 75/11 75/20 76/17 79/16 80/15 82/21 82/21 82/23 82/24 83/5 83/7 85/2 89/16 89/19 90/12 91/10 93/10 93/12 94/4 95/18 aren't [3] 54/7 74/22 75/21
argue [5] 40/24 41/4 41/14 43/1 61/5
argued [1] 67/15
argument [13] 2/2 2/3 2/4 2/5 8/7 28/10 30/5 30/7 40/25 55/5 55/7 57/9 64/6
arguments [4] 26/9 27/4 28/23 28/25
arise [1] 4/1
armed [3] 63/9 63/11 63/17
arms [2] 72/22 75/10 around [18] 14/23
35/25 57/25 61/3 61/18 61/21 62/14 65/6 72/7 75/14 76/24 78/16 80/13 80/17 80/23
83/17 93/12 94/12
arranged [1] 90/11
arrest [1] 59/15
arrested [8] 67/4 73/9
75/23 76/2 79/22 80/21
81/2 81/15
arresting [2] 31/3 31/4 articulate [1] 5/7
as [93] $4 / 127 / 238 / 13$
8/19 9/15 9/22 11/25
15/8 16/9 18/2 18/17
19/7 19/7 23/24 25/21
28/19 29/3 30/24 32/25
33/2 34/5 34/6 34/8
34/13 34/13 34/20
38/17 38/17 39/11 40/2 40/15 40/20 42/7 43/9
44/17 44/17 46/9 46/12
48/13 48/15 49/2 49/2
49/12 50/14 51/25 52/1
52/22 53/1 53/6 53/16
57/14 58/11 59/5 61/2 61/10 62/18 63/22
63/22 64/1 66/15 66/15
67/15 67/17 67/17 68/9 68/9 69/5 69/5 69/12
70/15 70/23 71/12

71/16 71/16 71/18 72/3 72/4 75/6 75/18 78/8 78/9 78/11 78/14 79/3 80/7 80/10 82/20 83/10 85/9 87/14 89/17 90/5 90/15
ask [5] 41/1 41/2 50/18 82/17 84/6
asked [6] 25/2 40/3 69/14 70/4 70/5 70/6
asking [1] 69/13
asleep [1] 53/25
aspect [1] 56/2
assault [23] 31/9 31/9 31/15 31/15 44/1 45/10 45/19 86/25 87/1 87/2
87/3 87/4 87/5 87/6
87/7 89/1 89/2 89/3
89/4 89/5 89/6 89/7
89/8
assaults [1] 44/17
assume [1] 68/5
assuming [2] 5/15 55/11
at [115]
attempt [2] 38/10 44/4
attempted [1] 48/12
attempts [1] 18/14
attention [13] 51/20
51/22 51/24 51/25
53/21 54/5 55/12 56/6
57/13 64/3 65/9 65/18 69/19
attentiveness [1] 90/7
ATTEST [1] 96/7
attorneys [6] 1/18 20/1 27/25 28/22 40/24 84/17
audio [1] 96/8
audio/video [1] 96/8
August [20] 30/9 31/1
35/20 40/23 41/4 41/7
42/15 42/15 43/8 43/24
43/25 45/22 46/13
46/16 50/20 58/25 59/5
75/22 77/1 81/4
August 6 [1] 46/13
August 6th [3] 42/15
77/1 81/4
August 9 [1] 41/4
August 9th [13] 30/9
31/1 35/20 40/23 41/7
42/15 43/8 43/24 43/25
45/22 46/16 58/25
75/22
automatically [1]
19/25
availability [1] 42/24
Aviator [4] 59/17 60/11
61/25 63/5
aware [1] 61/15
away [3] 36/11 44/23
44/25
B
back [30] 17/8 17/10
24/16 24/20 29/6 41/15 45/13 49/15 50/18 55/3
56/3 57/11 64/9 70/22

73/15 73/15 73/19
73/20 75/21 76/2 77/17 78/6 78/21 78/22 80/14 80/23 81/21 82/10
84/15 92/14
bad [2] 22/12 45/16
bag [3] 42/2 71/22 81/15
bail [1] 91/10
bailiff [7] 51/23 82/18
83/12 84/25 90/13
90/19 90/20
bailiff's [1] 90/12
Baldassarre [2] 79/7 79/11
ball [2] 38/17 39/14
bank [31] 30/10 34/18
35/9 35/13 35/14 35/14
35/20 37/11 46/18
46/23 47/3 47/5 47/8
49/3 49/4 56/18 65/10
66/19 68/1 68/10 68/12
68/14 68/23 70/18
71/13 71/19 74/18 76/1
76/1 78/9 81/18
bank's [1] 71/17
banks [7] 35/9 58/6
58/12 60/8 63/9 63/14
76/11
BARBARA [2] 1/17 21/12
barely [1] 53/1
BARR [53] 1/10 1/21
2/4 10/6 28/16 31/4
42/8 44/11 44/15 45/7
46/3 46/8 46/12 47/21
48/11 50/1 57/9 60/2
60/11 60/13 60/17
60/18 67/18 69/17
69/20 70/2 70/10 70/14
70/19 71/5 71/14 71/18 71/19 74/3 75/9 76/16
76/22 77/13 77/15
77/20 78/4 78/8 78/17
78/18 78/19 79/17
79/20 80/11 80/25
87/12 87/14 90/24
90/25
Barr's [7] 30/21 31/11 39/4 60/3 72/12 75/21 78/20
based [5] 8/4 57/25
65/24 72/2 91/13
BB [4] 58/25 59/1 59/7 61/22
BBs [1] 39/14
be [82] 6/1 6/24 7/2 14/24 15/17 16/19 17/18 17/18 18/10 22/16 23/6 24/5 25/13 32/16 32/16 33/24 34/7 34/8 34/12 34/14 37/1 37/7 37/14 38/10 38/10 38/13 39/19 39/25 40/11 40/15 41/8 41/9 41/11 41/16 44/6 45/24 48/14 52/21 53/16 53/22 54/4 54/21 55/2 55/9 56/15 57/5 57/15

| B |  | 68/12 79/23 | 45/25 46/6 53/11 53/12 |  |
| :---: | :---: | :---: | :---: | :---: |
|  | believed [3] 60/20 63/8 | BROWER [11] 1/19 2 |  | changed [2] 10/12 59/6 |
| ..19 59/22 61/9 62/4 | 63 | 9/11 24/13 25/18 28/8 | 65/23 67/2 68/14 81 | ges [6] 6/1 22/ |
| 62/4 64/22 65/22 65/23 | belonged [ | 40/23 55/4 57/7 78/24 | 94/21 | 4/22 24/23 24/25 |
| 65/24 66/25 68/22 | belongings [3] 82/18 | 89/2 | cannot | /24 |
| 71/20 74/23 75/1 75/23 | 83/12 90/20 | Bryce [3] 49/12 49/13 | canvassed [1] 51/2 | arge |
| 83/4 | bench [1] 90/13 |  | 24 | 12157 |
| 91/1 | bending [1] 66/1 beneficial [1] 9/2 | 6/10 | 8/5 | 66/25 67/2 67/2 82/1 |
| 92/7 92/10 92/14 | beneficial [1] 9/3 benefit [1] $9 / 18$ | bulge [1] 36/10 bullshit [1] 41/25 | 72/12 78/4 78/20 79/1 | charged [7] 18/23 |
| 93/15 94/12 95/5 | better [7] 14/1 14/21 | bunch [2] 57/2 92/9 | 79/5 79/6 79/9 79/17 | 9/19 20/16 21 |
| 1] 38/18 | 21/2 21/6 26/23 27/5 | burden [2] 28/24 55/ | 79 | 33/9 47/8 |
| 1] $38 / 18$ | 95/6 |  |  | charges [5] 7/21 10/6 |
| $\begin{gathered} {[1]} \\ {[86]} \end{gathered}$ |  |  | care [3] 65/18 76/10 | 50/19 57/19 91/14 |
| 5/22 6/6 6/10 8/1 | 33/14 58/15 60/7 63 | 47 | /12 | ton [5] |
| 10/6 11/9 11/16 13/2 | 82/7 | burglarized [3] 36/6 | eful [2] 74/574 | 49/11 |
| 14/2 14/22 14/24 15/7 | beyond [2] 20/ | 46/23 47/9 | carefully [3] 81/19 | 66/22 |
| 15/13 16/1 17/11 21/2 | big [1] 83/19 | burglary [45] 16/8 181 | 81/20 82/8 | ase [1] 36/14 |
| 22/13 26/5 26/6 2 | bill [1] 77/9 | 31/7 31/7 31/13 31/1 | Carr [2] 41/20 | 5 |
| 32/19 | bit [4] 69/4 69/ | 34/25 35/2 35/2 35/18 | carried [1] 45/23 | 17 72/20 74/17 |
| 36/12 38/3 38/15 40/1 |  |  | carries [1] 18/20 | check-writing [1] |
| 41/3 44/9 45/7 | black [17] 58/5 59/13 | 19 43/20 5 | carrying [4] 31/16 | 72/20 |
| 45/17 46/6 46/7 46/1 | 59/13 60/5 60/10 | 71/13 85/10 85/11 |  | checked [2] 63/23 |
| 48/22 49/18 49/21 | 69/11 77/25 80/ | 85/14 85/15 85/19 | ca |  |
| 50/16 53/8 53/9 53/1 | 80/13 80/19 80/20 | 85/20 86/1 86/2 86/8 | Carter [1] 13/2 | checking [1] 94/4 |
| 57/2 58/19 59 | 80/22 80/22 | 8 | 1] 3 | [2] 90/16 |
| 60/20 63/13 65/10 66/5 |  |  |  |  |
| 66/7 66/12 66/21 67/3 |  |  |  |  |
| 67/22 68/12 69/12 | blue | 88/19 88/20 | 5/17 5/22 8/4 21/ | Cherry [1] 8/11 |
| 69/23 70/14 70/15 71/9 |  |  |  |  |
| 71/21 72/10 73/13 | blurry [1] 71/16 | busy [2] 36/2 68/13 | 23/7 23/12 28/19 28/24 |  |
| 73/18 74/1174/8 74/12 | $\begin{aligned} & \text { blurry [1] } \\ & \text { 71/16 } \\ & \text { bodily [3] } \\ & 38 / 8 \end{aligned}$ | button [1] 7 | 35/19 37/9 37/19 38/13 | Chi-Raq [3] 50/1 50 $50 / 10$ |
| $\begin{aligned} & 74 / 2275 / 1575 / 17 \\ & 75 / 2077 / 478 / 1979 / 15 \end{aligned}$ | 44/3 | buy [1] 73/20 | 38/16 39/16 44/7 47/8 | 56/20 |
| 80/4 81/17 81/20 8 |  | C | 51/2 51/4 51/5 |  |
| 92/10 95/5 95/22 | bo | C-18 | /25 56/2 56/ | 8 |
|  | 2 | C-18-335500-2 [1] | 57/4 57/12 57/25 58/18 | choice [1] 34/1 |
|  | 2/2 | C335500 [2] 85/6 87/12 | 58/24 58/25 59/15 | choose [1] 90/10 |
|  | 63/13 | calendar [2] 27/22 | 72/14 83/8 83/8 83/9 | chose [2] 76/1 76/ |
| 38/3 38/4 46/15 48/18 | bomb-making [1] 60/1 | 2/1 | 87/1 | Chrisotomo [2] 52/ |
| 51/22 56/2 56/5 57/24 | bond [1] 91/14 |  | 90/8 94/19 96/9 | 82/23 |
| 59/2 60/19 63/20 63/25 | both [22] 8/20 23/2 |  | cases [4] 58/9 58/ | ms |
| 8/25 | 2034 | came [5] 38/1 45/13 | 58/12 58/14 | 34/22 |
| 10 | 37/13 41/1 41/24 $42 / 23$ |  | casing [1] 56/23 | circumstances [2] |
| before [32] 1/13 10/1 | 66/16 69/11 70/1 70/20 |  |  |  |
| 7 23/11 23/22 | 70/23 71/2 73/8 80/3 | cameras [1] 72/8 |  | $\begin{aligned} & \text { Circus [8] 59/17 59 } \\ & 73 / 273 / 280 / 9 \\ & 80 / 9 \end{aligned}$ |
| 36/19 38/16 40/22 | bottom [4] 12/3 15 | camouflage [2] 59/ | caught [3] 43/18 76/11 | 81/3 81/3 |
| 44/1 | 42/10 77/12 |  |  | citizenry [1] 40/2 |
| $40 / 24$ 41/4 42/15 44/16 $45 / 1746 / 546 / 946 / 17$ | bottoms [1] 14/22 | cams [ | cause [2] 38/8 | citizens [1] 39/23 |
| 49/2 | bought [1] 56/20 | can [65] 6/7 7/8 | 8/1 | 25 |
| 2/11 77 | Boulder [1] 83/25 | 0/1 10/15 10/24 1 | cell [6] 43/15 46/1 | clarify [1] 29/4 |
| 89/19 | bound [1] 32/9 | 20/14 20/2 | 71/10 77/10 78/18 | CLARK [4] 1/2 |
| orehand [2] 76/3 | box [1] 49/6 | 24/6 24/16 24/20 25/14 | 83/23 | $87 / 11$ |
| 81/9 | boyfriend [1] 61/2 |  | C | Claudia [1] $43 / 22$ clean [1] 10/15 |
| ginning [5] 9/9 | bra [1] 45/17 |  |  |  |
| /15 55/14 72/5 | branch [7] 34 <br> $43 / 1244 / 1$ |  | certain [3] 56/15 56/23 | 37/10 40/21 |
| [1] $41 / 25$ |  |  |  | 4/8 67/18 76/23 8 |
| [13] 5/13 13/1 | break [3] | 53/15 53/20 55/20 5 | $\text { certify [1] } 96 / 7$ | 81/10 90/22 |
| ng [13] 5/13 13/1 | 54/20 | 61/5 64/7 67/6 67/12 | chair [6] 53/4 53/7 | c |
| $\begin{aligned} & 826 / 3 \text { 30/16 39/؛ } \\ & 53 / 14 \text { 62/21 } \end{aligned}$ | breaking | 68/3 68/17 69/5 69/1 | 53/15 53/23 54/8 54 | clearly [3] 4/11 56/22 |
|  | breeze [1] 62/25 | 15 | airs [9] 51/8 53 | 76/14 |
|  | brief [2] 51/1 55/9 | 75 | 8 53/9 53/11 53/12 | clerk [8] 8/20 24/6 |
| 13/4 29/20 | bring [4] 20/1 26/1 | 77/22 80/6 80/14 80/17 | 17 82/ | 13 82/15 |
| 60/12 60/24 62/11 | 26/25 96/1 | 80/19 83/1 83/18 92/8 | 1] | 83/17 83/20 85/1 |
| 62/14 62/16 63/7 | brought [8] 39/4 51/20 51/21 56/5 57/4 66/11 | can't [14] 3/24 23/19 001697 | chance [1] 59/11 <br> change [6] 10/16 19/9 | clicker [1] 36/24 client [2] 60/17 94/24 |

clients [2] 13/6 19/7 close [5] 28/25 57/13 76/20 84/3 92/8
closing [11] 2/2 2/3 2/4 28/10 28/23 28/25 30/5
30/7 55/5 55/7 57/9
clothes [1] 59/20
clothing [7] 59/12
68/24 69/19 77/23 81/7
81/16 82/6
clues [1] 75/17
CO2 [2] 39/10 39/13
coconspirator [3] 32/24 34/6 34/20
coconspirators [3] 32/1 33/6 33/19 coffee [1] 75/2
Coleman [1] 70/20 collaborating [2] 35/22 35/23
collect [3] 27/11 46/2
82/17
collected [2] 49/4 49/8 collecting [1] 40/15 collective [1] 61/12 color [1] 77/6
combination [1] 33/17
come [16] 7/19 43/16
46/10 62/23 63/16 71/4
71/10 71/21 72/23
73/12 73/14 73/15
74/15 80/6 82/8 82/9
come because [1] 46/10
comes [8] 24/10 41/2 43/8 45/7 48/22 68/16 72/6 74/7
comfortable [2] 53/23 54/7
coming [2] 80/5 93/2
commencing [3] 31/18 47/18 89/13
commentaries [1] 51/4
commercial [1] 35/8
commission [4] 33/24
36/19 39/22 40/11
commit [27] 14/9 31/5
31/6 31/7 31/12 31/13
31/20 31/22 32/13
32/15 32/19 34/11 35/1
35/5 35/16 37/3 43/16
46/5 76/7 85/10 85/11
85/12 85/13 87/15
87/16 87/17 87/18
commits [6] 16/8 18/1
18/5 36/17 40/9 40/10
committed [21] 33/25
33/25 34/10 34/21
34/24 35/4 41/7 43/7
43/19 45/18 45/21
45/22 48/19 48/23
50/11 50/19 58/3 59/20 67/3 79/10 82/4
Committee [1] 53/7
committing [4] 30/12 34/5 50/4 67/11
common [1] 67/9
compare [2] 64/9 67/12
compared [1] 81/5 complete [3] 35/7
36/13 44/16
completing [1] 36/7 compliment [1] 21/19 composed [1] 82/21 conceal [1] 79/10 concealed [6] 31/17 45/23 45/23 46/6 89/10 89/11
concern [2] 69/24 94/16
concerned [1] 53/25
conclude [4] 41/2 68/7 68/8 68/17
concluded [1] 96/5
concludes [3] 28/18 30/3 90/5
conclusion [1] 82/9
conduct [4] 32/4 36/4 39/19 39/20
confident [1] 34/8 confined [2] 20/13 20/24
confirmed [1] 47/24
conforms [1] 3/17
confronted [1] 48/2
Congratulations [1] 21/12
connect [1] 77/16 connected [3] 60/11
61/25 82/6
consciousness [3]
48/10 48/15 50/13
consequences [1] 33/1
consider [8] 20/3 20/6 21/9 61/24 63/20 64/1 64/2 67/14
considered [3] 48/14 57/17 66/25
considering [1] 27/16 consistent [5] 41/3 44/23 49/9 49/18 76/17 conspiracy [28] 12/23 14/8 14/10 31/6 31/7 31/12 31/13 31/20 31/21 31/25 32/8 32/8 $32 / 1032 / 1133 / 133 / 6$ 33/14 33/16 34/11 43/8 85/10 85/11 85/12 85/13 87/15 87/16 87/17 87/18
conspire [1] 33/2 conspired [1] 33/12 conspiring [1] 34/20 constitute [1] 18/23 constitutional [1] 18/25
construction [1] 38/7 constructive [2] 36/22 37/2
contacted [1] 83/5 contemplated [1] 38/7 continue [3] 30/13 30/25 34/11
contract [1] 31/24
control [3] 36/23 61/13 68/15
convenience [1] 29/9 conversation [2] 51/23 70/14
convict [1] 40/11 coordinated [3] 32/5 33/3 40/14
Copeland [1] 46/10 copies [1] 29/5
cops [2] 22/9 76/10 copy [4] 10/7 10/9 10/13 26/11
corner [1] 44/21
correct [19] 3/22 4/3
5/14 6/18 7/8 8/9 15/19
17/3 23/6 25/1 25/7
28/12 29/22 29/24
29/25 30/1 61/4 69/20

## 91/4

correctly [2] 22/23

## 96/7

correspond [1] 6/11
Cortner [3] 42/3 46/22 67/18
could [24] 4/1 9/13
13/23 14/24 22/22 38/3
38/3 54/13 57/22 59/22
60/19 62/1 71/20 72/15
74/15 76/5 78/4 78/12
79/24 80/4 93/4 93/5 93/8 93/17
couldn't [7] 42/4 42/8
53/10 53/17 54/10
71/20 75/23
counsel [8] 21/19 23/7
24/23 28/1 49/6 84/18 94/24 95/24
count [56] 4/20 5/11 6/5 6/17 6/18 6/23 9/8 10/5 18/17 29/18 47/7 57/1 63/19 64/2 85/10 85/12 85/14 85/17
85/19 85/22 85/24 86/1
86/4 86/6 86/8 86/11
86/13 86/15 86/18
86/21 86/23 86/25 87/2 87/4 87/15 87/17 87/19 87/20 87/23 87/25 88/2
88/5 88/7 88/9 88/12
88/14 88/16 88/19
88/22 88/24 89/1 89/3
89/5 89/7 89/10 89/12
counter [6] 56/21
65/15 72/20 74/20 74/25 75/10
counting [1] 70/18
counts [6] 5/11 9/7
10/1 29/13 29/16 29/21
COUNTY [4] 1/2 3/1
85/4 87/11
couple [6] 9/23 20/14
21/25 24/22 28/5 78/5
course [7] 21/8 42/20
60/17 68/6 68/22 75/11
75/16
court [25] 1/2 1/13
1/24 8/11 8/20 9/11
24/24 25/5 28/1 29/15 001698

29/21 38/21 38/24 39/1
39/5 51/21 55/3 84/15
84/18 85/4 87/11 89/20 90/4 95/1 95/22
court's [3] 13/15 14/16 90/1
courthouse [1] 62/23
cousin [1] 73/12
cover [1] 80/11
covering [2] 73/10
80/2
Crafton [3] 49/12 49/13 49/16
Crayola [1] 49/6
crayon [1] 49/6
crayons [3] 49/20 73/17 73/24
create [1] 37/14
credibility [1] 20/4 cried [1] 42/7
crime [48] 5/22 16/8
18/1 18/5 18/23 30/13
30/22 30/25 31/18
31/21 31/23 32/13
32/15 32/19 32/23
32/25 33/19 33/24
33/24 34/1 34/10 34/12
35/6 35/18 36/16 36/17
36/19 37/25 38/20
39/22 40/9 40/10 40/11
45/18 47/13 47/14
47/16 47/16 47/18
47/21 48/5 48/6 48/7
48/9 48/17 48/23 66/16
89/13
crimes [36] 3/22 4/6
19/11 19/19 20/16 21/1
21/3 30/19 31/5 31/6
31/11 31/12 32/4 32/22 34/24 37/3 41/4 41/6 41/11 41/18 42/14 43/6 43/7 43/16 44/1 44/10
45/21 47/12 48/18 50/4
50/11 50/19 58/3 58/4
59/20 67/11
criminal [8] 5/22 14/10 32/8 33/22 35/4 46/12 62/19 82/20
Cromwell [1] 39/2
cross [1] 21/20
cross-examination [1] 21/20
crucial [1] 59/6
Crystal [1] 26/5
custody [1] 91/8
customer [3] 49/14
65/10 70/17
customers [3] 30/9
30/14 68/13

## D

DA [1] 51/15
Dallas [1] 78/24
DAMIEN [37] 1/9 31/3
31/6 33/10 46/10 48/20
48/22 50/11 65/14
67/21 69/16 69/20 70/1
70/7 71/5 71/8 71/9
71/9 71/11 71/11 72/3

72/18 73/1 73/4 73/12
73/15 74/15 75/1 76/9
76/13 77/19 78/9 80/21
81/10 82/7 85/5 85/8
Damien's [4] 73/22
73/23 75/20 78/5
Damschen [2] 50/15 81/13
danger [1] 37/15
dark [1] 55/24
dashes [1] 7/18
date [1] $6 / 20$
Dated [2] 87/9 89/14
dates [2] 43/6 91/9
David [2] 49/20 73/24
day [26] 1/15 15/17
17/20 30/15 30/15
34/25 36/4 37/20 43/8
46/14 46/23 49/14
49/16 63/13 64/10
66/20 70/17 72/21 87/9
89/14 92/8 92/21 95/13
95/15 95/16 95/17
days [7] 14/2 22/1
58/12 58/13 66/18 90/7 95/11
De [1] 73/15
deadly [131]
deal [1] 83/19
death [2] 38/8 38/11
DECEMBER [4] 1/14
3/1 87/9 89/14
decide [1] 57/25
decide [1] 57/25
decided [1] $8 / 7$
declaration [2] 32/9 32/10
defects [2] 81/1 81/5
defendant [35] 1/19
1/21 2/3 2/4 10/17
14/13 16/19 16/20
18/10 18/11 18/12
18/24 19/2 19/3 19/11 19/18 20/15 31/4 31/11 $19 / 18$ 20/15 31/4 31/11
$31 / 1232 / 23 ~ 35 / 4 ~ 39 / 1$ $39 / 441 / 2042 / 444 / 11$
$47 / 2148 / 1155 / 757 / 9$ $39 / 441 / 2042 / 444 / 11$
$47 / 2148 / 1155 / 757 / 9$ 58/9 85/8 87/14 90/25 defendant's [2] 20/25 34/14
defendants [21] 1/11
19/2 20/9 25/23 28/1 $30 / 1630 / 1933 / 233 / 9$
$34 / 934 / 1634 / 1735 / 13$ $30 / 1630 / 1933 / 233 / 9$
$34 / 934 / 1634 / 1735 / 13$
35/22 38/1 40/3 42/13
$43 / 544 / 957 / 1984 / 17$
defense [15] $3 / 47 / 15$
43/5 44/9 57/19 84/17
defense [15] 3/4 7/15
8/1 13/3 13/14 14/4
20/1 21/19 23/11 24/23
28/9 28/11 35/10 49/6
80/25
defer [1] 13/21
deficiency [1] 57/21
defined [1] 15/24
defined [1] $15 / 24$
defines [1] $38 / 16$
definitely [2] 70/6
91/18
definition [1] 22/2
degree [1] 37/23
delete [2] 11/18 12/20



,

${ }^{4}$
 9
$\qquad$
 ,

$\qquad$
deliberate [6] 50/18
64/9 83/4 83/14 84/5 84/8
deliberating [1] 84/7
deliberation [2] 20/7
29/6
deliberations [4] 21/10
29/7 29/19 61/13
Dennis [1] 30/17
department [7] 53/8
53/11 63/8 87/12 91/8
92/13 95/19
departments [1] 26/18
depending [1] 59/3
DEPT [1] 1/8
deputy [3] 1/18 27/25
84/17
described [2] 3/25 69/8
design [1] 38/7 designed [2] 38/17 39/11
desire [1] 89/20
despite [1] 55/21
Destro [1] 52/9
detective [11] 30/17 30/18 30/22 30/23 30/23 35/21 36/1 36/9 77/11 77/25 79/13 detectives [3] 66/15 71/1 75/24
detector [1] 62/23
determination [5] 20/14 20/24 41/12 41/13 68/10
determine [7] 19/1
19/7 19/10 56/1 57/1 67/10 79/14
detract [1] 11/22 device [2] $4 / 1238 / 12$ did [70] 4/1 4/11 5/18 7/15 8/1 8/3 13/4 16/25 17/12 21/4 22/23 23/1 23/14 23/24 24/13
24/17 24/19 24/21 25/5 25/8 25/15 27/20 27/22 28/4 31/5 33/1 34/11 35/23 36/1 36/2 36/3 36/5 36/8 36/11 37/3 38/24 39/12 41/17 41/21 42/7 42/8 42/14 45/15 48/16 49/12 50/15 55/22 59/4 59/8 60/18 61/6 63/10 63/22 65/8 65/13 65/14 66/17 66/18 67/4 67/5 68/18 69/12 70/1 71/3 73/25 75/24 76/8 79/13 81/25 95/10
didn't [59] 6/1 6/2 6/5
6/6 17/5 17/6 17/11
17/13 19/25 21/24
22/18 23/21 24/24 25/3
30/11 30/15 30/16
30/22 36/5 40/12 41/4 41/7 44/25 52/19 56/10 56/17 56/18 56/19

56/20 56/21 59/1 59/22 59/24 59/25 60/1 60/1 60/2 61/1 63/17 63/21 63/21 64/19 65/18 65/18 69/19 70/4 70/22 73/11 74/10 74/18 75/25 76/6 76/8 76/9 79/24 81/23 81/24 82/3 90/25
difference [2] 63/2 79/2
differences [2] 68/22 68/22
different [17] 3/24 5/10 6/20 20/15 32/15 32/15 34/4 36/21 38/25 57/24 58/25 59/3 60/7 66/3 68/11 68/23 78/5
differentials [1] 62/2 differently [2] 3/25 7/7 diligent [1] 73/19 directed [1] 29/18 directing [1] 44/14 direction [1] 69/15 directly [3] 34/5 34/10 34/19
discernible [1] 45/24 discharged [1] 83/10 discouraging [1] 48/13 discrepancies [2] 60/6 64/14
discuss [2] 8/3 51/2 discussing [1] 83/8 discussion [1] 25/19 disingenuous [1] 63/16
display [8] 39/21 40/7 41/16 55/19 68/3 68/4 68/19 68/19
displayed [2] 56/7 68/1 disputes [1] 61/10 dissertation [1] 53/20 dissimilar [1] 58/15 dissimilarities [1] 58/8 dissuades [1] 47/16 dissuading [6] 31/17 47/13 47/17 48/8 89/12 91/3
distinctive [1] 59/12 distinguishable [1] 71/15
distributed [1] 90/16 district [8] 1/2 1/13 1/18 8/11 27/25 84/17 85/4 87/11
DNA [1] 60/3
do [121] do-rag [5] 69/9 77/25 78/6 78/10 78/11 does [22] 3/4 11/12 21/3 25/10 25/12 25/21 31/23 32/11 32/17 33/12 38/5 39/18 42/16 44/5 45/25 48/9 48/9 49/21 50/23 62/14 68/25 89/20
doesn't [21] 33/13 36/6 40/2 40/5 44/5 62/11 62/16 62/17 67/5 68/2
$74 / 474 / 1774 / 1974 / 21$ during [9] 21/8 21/10 74/23 74/23 74/24 75/2 75/3 75/21 95/20
dog [2] 77/17 77/18 doing [10] 34/22 47/22 48/5 65/5 65/7 66/16 66/20 70/10 76/11 83/8 dollars [2] 38/2 38/2 dominion [1] 36/23 don't [80] 3/16 3/19 4/5 5/12 6/7 7/5 7/6 8/21 9/19 10/5 11/8 11/21 12/13 13/5 13/6 13/7 13/8 14/20 14/22 14/25 15/7 15/9 15/20 19/6 19/25 20/1 21/3 23/19 24/14 25/12 26/16 26/20 27/13 34/7 34/12 35/6 36/14 37/22 51/7 53/19 53/20 56/10 58/6 58/10 58/12 58/21 58/22 59/18 61/1 61/8 62/14 62/25 64/17 67/7 67/14 68/14 69/6 70/24 72/22 73/19 74/9 76/10 76/23 79/4 79/7 79/21 81/23 83/24 83/25 84/2 84/8 90/2 92/14 92/16 92/17 93/24 94/5 94/8 94/25 95/17
done [6] 21/13 55/16 59/5 65/2 95/5 95/23
door [6] 74/13 74/14 82/19 83/12 90/20 90/23
doors [3] 35/16 51/9 74/7
Dorina [1] 8/4
dotted [1] 31/24
double [3] 24/13 24/17 51/9
double-check [1] 24/17
doubt [4] 13/12 20/25 48/24 65/21
down [22] 7/19 13/22 30/11 45/1 51/15 56/9 61/17 64/8 64/8 64/19 65/11 72/4 72/20 73/18 74/19 79/23 79/24 79/25 80/18 81/15 87/6 94/1
downstairs [1] 50/7
drawer [3] 42/9 42/10 67/19
drawers [1] 41/24
drawing [1] 59/14
dress [1] 70/21
dressed [1] 78/9
dresses [1] 58/11
driver [3] 32/16 43/18 46/15
driving [3] 43/18 79/17 79/18
drop [2] 44/22 95/7
dropped [4] 44/25 45/2

## 45/9 73/14

dropping [3] 44/7 45/5
45/6
001699
employers [1] 69/24 encompassed [1] 8/6 encountered [1] 22/10 encourages [1] 33/23 end [4] 13/10 47/21 52/2 93/5
engaged [1] 63/9 enough [4] 5/7 42/10 46/7 66/16
enter [2] 36/3 36/14 entered [3] 35/4 35/6 $36 / 5$
entering [1] 27/17 enters [3] 16/5 17/23 34/25
entire [1] 95/10
entitled [4] 4/2 85/7 87/13 96/8 entry [7] 34/17 35/12 35/25 46/4 46/4 46/18 71/2
equipment [1] 60/1 escape [1] 37/9 especially [2] 35/8 75/24
ESQ [4] 1/17 1/17 1/19 1/21
essentially [1] $8 / 6$ establishes [1] 34/13 establishing [1] 67/6 establishment [1] 35/10
establishments [1] 35/9
estimated [1] 60/15 even [18] 4/6 22/17 31/25 33/15 35/5 35/5 37/21 40/12 41/6 44/11 44/14 58/22 60/23 62/7 64/15 76/25 78/23 79/4 event [1] 63/15 events [7] 32/5 40/14 58/13 59/11 60/4 62/6 62/20
ever [2] 21/13 25/13
every [18] 4/18 6/23
16/7 16/8 17/25 18/1
32/9 33/18 34/25 48/23
56/2 56/16 57/4 59/21
64/10 65/10 69/19
79/17
everybody [7] 11/17
55/2 63/12 64/8 64/19 65/3 75/14
everything [7] 42/5 42/9 65/2 71/3 78/15 78/21 94/15
evidence [37] $3 / 17$ 18/19 20/3 28/19 29/9 34/13 38/23 39/5 40/25 41/3 41/15 43/1 47/12 48/11 48/12 48/14 49/1 49/7 56/25 57/16 57/20 57/24 58/1 60/22 61/10 61/13 62/3 62/21 63/19 64/22 66/8 66/24 67/15 68/10 70/24 72/13 82/8 exact [3] 7/2 7/3 68/24 exactly [1] 29/3
examination [1] 21/20 example [2] 35/19 38/13
except [2] 7/1 34/18
excess [1] 57/22
excuse [4] 39/13 43/20 49/11 50/7
excused [2] 83/7 90/21
exhibit [2] 3/18 24/7
exhibits [9] 2/7 23/9
23/10 23/14 23/25 24/1
28/5 29/8 57/11
existed [2] 25/13 56/22
existential [1] 63/1
exists [1] 62/11
expel [1] 38/17
explain [2] 62/2 75/21
explained [1] 94/24
explosive [2] 4/12
38/12
expound [1] 29/4
express [2] $32 / 251 / 7$
expressing [1] 94/16
extent [3] 3/23 5/20 49/6
eyeglasses [1] 69/10
eyes [2] 30/24 47/12
eyewitnesses [1] 71/1

## F

face [12] 45/2 52/25
66/3 71/15 71/24 76/20 77/6 77/14 78/14 79/25 81/12 82/6
facial [3] 69/9 70/21 78/15
facilitate [1] 37/9
fact [9] 34/2 53/5 54/1 54/6 58/24 61/18 62/16 66/4 68/11
factor [1] 72/8
fair [3] 4/15 4/15 62/15 familiar [1] 47/25
far [5] 62/18 63/22
67/17 68/9 71/16
Farrington [1] 31/2
fear [9] 37/6 37/7 37/10 37/18 37/18 37/22 39/21 40/17 41/16
features [2] 80/16 82/6
February [3] 93/1 93/1 93/7
February 12th [1] 93/1
February 5th [1] 93/1
feedback [1] 90/11
feet [4] 53/1 53/5 53/15 79/23
felony [2] 35/1 35/17
female [2] 58/10 58/11
females [3] 81/22 82/1 82/3
few [4] 65/20 66/17 66/18 94/7
fifth [1] 67/12
figured [1] 82/20
Fila [1] 80/23
film [1] 22/13
final [2] 47/21 81/7 finally [3] 43/9 45/5 69/14
find [28] 3/7 3/9 12/4 15/8 15/10 15/25 18/12 18/15 18/16 49/19 50/18 57/20 59/23 59/24 59/25 60/1 60/2 60/3 68/5 68/7 68/8 72/25 73/23 80/10 81/4 82/10 85/8 87/13 finding [1] 54/4
fine [22] $5 / 8$ 10/13 11/1 11/23 12/9 12/12 12/18 15/22 19/15 19/21 20/18 23/15 24/19 52/5 52/15 52/16 52/18 54/3 54/17 91/20 92/15 93/24
fingerprint [2] 49/1 73/23
fingerprints [1] 63/23 finished [1] 79/7 firearm [2] 67/25 68/20 firearms [1] 63/15 first [32] $3 / 19$ 9/7 21/2 21/4 21/5 21/6 21/13 34/4 34/18 46/4 51/20 52/8 55/18 59/5 62/6 62/9 62/20 65/20 66/10 68/1 68/9 68/16 69/5 69/7 69/24 71/12 71/13 72/3 72/11 76/17 76/18 79/22
firsthand [2] 31/2 31/3 fit [5] 53/1 53/4 53/10 53/12 53/15
five [18] 55/23 55/23 56/6 56/6 58/3 58/6 58/12 58/13 60/4 60/8 60/8 60/15 60/15 65/6 65/6 66/12 66/12 68/23 five-five [5] 55/23 60/8 60/15 65/6 66/12
five-foot-five [1] 56/6
fix[5] $6 / 26 / 66 / 86 / 21$ 7/23
fixed [3] 10/8 10/9 10/10
fled [1] 50/16
flee [1] 50/16
flexibility [1] 54/8
flexible [2] 52/22 52/24
flight [2] 18/21 50/12
flip [1] $12 / 4$
floor [1] 94/4
folks [1] 13/17
follow [7] 51/8 75/24
81/13 82/18 83/12 90/19 90/20
followed [4] 28/20
56/13 76/9 81/17
following [9] 27/3 27/4
28/10 28/22 63/7 71/2
76/8 93/10 93/11
follows [3] 32/25 85/9 87/14
foot [4] 56/6 60/16
74/14 80/20
footage [3] 22/7 31/2 50/15
forbid [1] 83/2
force [7] 37/6 37/7
37/10 37/23 39/21 44/4 69/11
forehead [1] 78/15
Forensic [2] 39/8 49/1
foreperson [3] 84/19
87/10 89/15
form [12] 6/1 7/4 7/6
7/7 9/5 12/6 12/7 22/23
22/24 24/13 24/18 51/7
formal [2] 31/23 32/2
forms [2] 10/16 84/25
forth [1] 29/13
forthcoming [1] 61/21
Fortunately [1] 76/11
forward [1] 30/24
found [6] 16/19 18/10 41/6 49/17 61/19 73/2
foundational [1] 22/4
four [12] 55/18 58/6
58/15 59/5 62/6 62/9
62/20 68/1 68/9 68/16
78/25 79/14
fourth [2] 75/8 76/19
fourth robbery [1]
76/19
frame [3] 42/22 43/14 46/17
fraud [1] 5/17
free [1] 90/9
front [5] 64/16 80/19
80/20 80/23 81/12
full [1] 55/11
fully [1] 39/11
fun [6] 72/10 73/7 77/4
78/2 79/20 96/2
funny [1] 78/14
furtherance [1] 32/10
FYI [1] 94/13
G
gains [1] 36/18
gas [1] 39/11
gave [4] 65/6 66/12 83/15 83/21
Gayle [2] 49/2 49/10
general [2] 32/25 35/10
general-intent [1]
32/25
generally [1] 6/7
generously [1] 5/18 gentlemen [15] 28/2
28/18 29/12 30/3 30/8
35/3 41/12 47/11 48/21
57/10 61/9 82/16 84/19 89/16 90/5
get [34] 22/12 27/13
28/25 33/7 37/11 38/22
40/24 41/14 43/1 45/1
45/14 45/16 45/20 49/7
53/11 54/10 56/3 57/3
57/11 59/10 61/17
62/12 64/17 65/4 65/18
72/24 73/6 74/10 75/14
75/15 76/11 83/11
90/11 90/19
001700
getaway [1] 43/18
gets [5] 7/6 32/12
32/14 43/18 78/4
getting [4] 40/17 69/24 78/19 94/8
Giovani [2] 52/10
82/23
girlfriend [1] 82/2 gist [1] 35/3
give [23] $4 / 3$ 13/16 22/23 23/4 24/6 41/23 41/24 41/25 42/1 42/5 42/9 56/9 58/20 58/21
58/23 58/23 67/18 77/4
83/18 83/19 83/23
83/23 91/8
given [5] 4/2 8/6 53/25
56/2 72/13
giving [1] 62/20
Gizmo [1] 59/14
glaring [1] 24/15
glasses [7] 72/4 72/6
72/11 72/14 72/16
76/17 76/20
go [56] 4/25 6/5 6/17
6/21 8/16 9/8 11/13
12/3 12/8 12/10 15/4
21/15 24/6 29/18 33/3
44/14 48/2 48/6 48/7
50/17 56/3 56/25 57/1
57/5 57/11 60/8 61/14
62/12 64/9 66/1 66/7
66/18 66/18 67/1 68/25
69/4 71/4 71/21 72/1
73/6 74/5 74/6 74/13
75/17 77/17 80/9 81/3
81/21 83/24 83/25 84/2
84/6 91/25 93/25 94/11
95/25
God [1] 83/2
goes [6] 43/11 72/19
74/18 74/19 75/7 80/13
going [51] $3 / 123 / 20$
9/9 11/11 11/24 11/24
12/8 13/5 13/21 13/23
15/11 17/18 23/11
23/17 25/15 26/6 28/5
29/16 40/1 42/6 52/21
55/8 55/10 57/5 57/5
57/6 57/10 63/14 64/7
65/4 65/11 65/17 66/10
67/19 68/22 68/23
68/24 69/1 73/20 75/12
75/17 75/18 76/6 76/10
82/17 92/7 94/6 94/18
94/23 95/25 96/1
gone [1] 62/18
good [6] 9/14 11/20
13/16 24/10 70/12 70/17
Goodbye [1] 70/16
got [31] 10/4 23/3 26/7
26/19 26/19 33/19 39/2 39/8 41/21 45/18 49/10 57/2 59/7 59/15 63/6
69/19 70/11 70/21 72/4 72/6 73/3 73/9 76/8
76/12 77/5 77/11 78/10
80/18 90/15 90/25

95/15
gotten [1] 94/7
grabs [1] 75/6
Grace [2] 42/1 46/25 gracious [1] 5/7
grade [1] 57/23
grainy [1] 73/5
Grand [3] 30/21 39/4 42/20
Great [1] 13/13
greeter [1] 70/9
Gritton [1] 69/22
ground [14] 44/7 44/21
44/22 44/25 45/1 45/2
45/5 45/6 45/9 45/14 45/16 45/20 73/14 75/14
guess [4] 6/8 11/8 16/16 26/23
guessing [1] 64/14
guilt [9] 19/1 20/10
20/25 34/8 34/14 48/10
48/15 48/24 50/14
guilty [76] 6/5 6/19
14/14 15/8 17/18 18/12 19/11 19/11 19/18
19/19 20/15 20/15
34/14 35/1 35/18 36/15
36/20 41/11 44/9 47/1
47/11 47/17 48/8 48/11 48/15 48/16 50/16 50/17 50/18 62/4 62/5
76/14 82/10 85/10
85/12 85/15 85/17
85/20 85/22 85/24 86/2 86/4 86/6 86/9 86/11 86/13 86/16 86/19 86/21 86/23 86/25 87/2 87/4 87/7 87/15 87/17 87/21 87/23 87/25 88/3 88/5 88/7 88/10 88/12 88/14 88/17 88/20 88/22 88/24 89/1 89/3 89/5 89/8 89/11 89/13 91/2
gun [53] 31/17 36/22
38/14 38/17 39/3 39/3 39/4 39/6 39/9 39/9
39/15 39/16 41/23 42/5 42/20 42/21 44/11
44/14 44/15 44/22 45/2 45/7 45/23 46/1 46/6 46/8 46/11 58/17 59/1 59/1 59/2 59/7 61/18 61/19 61/23 62/6 62/7 62/8 62/16 62/17 62/17 62/18 62/21 62/24 63/1 63/2 63/3 63/13 68/16 75/13 75/17 76/6 81/11
guns [6] 38/15 40/4 42/18 42/21 68/11 68/17
guy [7] 69/7 70/20 70/22 72/19 74/4 76/21 78/13
guys [18] 8/16 11/10
11/19 15/20 22/17 26/9 55/10 56/11 64/7 66/4 66/6 67/13 69/3 70/1

| G |  |  |  | 74/5 76/14 |
| :---: | :---: | :---: | :---: | :---: |
| $2 / 376 / 1$ | 69112 69112 69/13 | 61/20 62 | 60/16 61/17 64/8 64/10 | [ |
| 77/17 77/22 | 69/12 69/12 69/13 | 83/18 | 64/18 64/21 65/1 | ediate [1] $44 / 3$ |
| H | 69/15 69/16 69/18 | here [37] $8 / 6$ 9/6 $13 / 3$ $13 / 819 / 119 / 619 / 8$ | 65/11 65/12 65/16 <br> 65/17 67/25 71/9 71/23 | ately [1] 68 |
|  | 70/11 70/14 70/16 | 19/10 20/10 20/13 23 | 72/2 78/17 79/6 79/13 | lement [1] 38/17 |
|  | 70/18 70/19 70/21 | 33/9 33/10 40/21 44/20 | 79/16 84/4 92/4 92/25 | port [2] 35/8 38/2 |
| 30/13 30/18 30/24 | 71/24 72/6 72/19 72/21 | 51/20 55/10 55/21 | 94/25 | importance [1] 40/19 |
| 34/16 40/18 40/20 | 73/9 73/10 73/14 73/17 | 70/11 70/12 73/6 74/7 | however [3] 8/5 39/4 | important [3] 29/2 |
| 42/16 42/18 42/19 | 74/7 74/9 74/10 74/11 | 76/4 76/21 76/22 78/7 | 51/24 | 9/17 66/7 |
| 42/20 42/20 42/21 | 74/12 74/13 74/17 | 78/12 78/19 78/25 | Hoya [1] 73/15 | possible [1] 72/13 |
| 42/24 43/5 43/5 44/11 | 74/18 74/19 74/19 | 79/21 81/15 90/12 94/8 | Hubbard [1] 30/23 | impounded [1] 39/9 |
| /12 45/2 51/24 54/1 | 74/20 74/20 74/21 | 95/12 95/12 95/15 96/1 | HUGHES [23] 1/21 $2 / 4$ | in [289] |
| 56/15 58/25 59/1 | 74/23 74/23 74/24 75 | Here's [1] 10/15 | 3/6 5/7 7/2 8/8 9/15 | in-custody [1] 91/8 |
| -/5 59/7 59/11 59/14 | 75/1 75/3 75/5 75/6 | hereby [1] 96/7 | $12 / 9$ 12/18 13/21 24/17 | INC [1] 1/25 |
| 63/6 63/11 63/12 66/19 | 79/8 | hesitate [1] 44/25 | 25/2 25/18 28/15 40/23 | incendiary [1] 38/12 |
| 68/4 68/6 68/17 69/9 | 79/24 80/1 80/3 | hesitated [1] 44/15 | 54/18 57/5 57/8 61/ | include [2] 31/11 31/1 |
| 70/14 77/2 80/3 80/10 | 81/4 81/17 81/19 | hey [4] 56/13 56/15 | 61/14 64/4 83/15 89/23 | included [2] 8/19 44/1 |
| 17 82/4 93/23 94 | 81/22 81/25 | 70/11 96/2 | hundred [1] $17 / 15$ | includes [1] 43/3 |
| hadn't [1] 46/11 |  |  | I | 90/10 |
| r [3] 69/9 70/2 | 48/15 48/16 49/13 57/5 | 44/14 45/1 45/5 47/24 | I'd | 4/15 55/22 56/5 |
| 3] $63 / 663$ | 60/15 67/20 70/9 70/12 | 48 | I'II [13] 8/21 10/16 | correctly [1] 61/11 |
| half [3] 63/6 6 halt [1] $43 / 9$ | 70/ | 50/ | 10/19 12/6 15/17 41 | 40/5 |
| hand [7] 27/5 36 | 70/18 70/21 71/14 7 | $67 / 2$ | $54 /$ | 32/13 |
| 44/12 70/10 84/24 | 72/4 72/6 7218 | 70/ | 65/16 69/5 74/5 81/20 | pendent [1] 51/5 |
| 90/12 90/16 | 74/4 74/5 74/12 74/23 | 71/21 71/21 71/2 | I'm [69] 3/7 3/9 3/12 | [1] |
| handgun [1] 59/2 | 75/13 75/13 75/16 | 71/25 74/15 76/14 | 6/16 8/23 9/9 10/3 11/1 | 67/15 |
| hands [4] 40/18 72/20 | 75/16 75/22 75/22 | 77/20 78/6 78/15 79/24 | /1111/20 11/23 12 | indiscernible [15] 7/1 |
| 74/19 75/10 | 75/23 76/14 76/22 77/ | 81/8 81/9 81/13 82/7 | 12/10 12/16 | 20/21 44/22 46/15 |
| hang [1] 83/17 | 77/6 77/8 77/8 79/22 | himself [2] 48/12 81/2 | 13/21 | 50/3 51/9 54/1 73/1 |
| hanging [2] $72 / 78$ | 79/23 80/18 81/2 81/8 | Hiner [1] 49/1 | /10 15/11 | 29 |
| happen [7] 5/18 38 | 81/16 81/20 82 | hips [1] 53/4 | 15/25 16/21 $17 / 8$ | 1 95/23 |
| 3/10 63/15 68/24 | 82/2 90/15 | his [52] 36/18 42/20 | 18/15 19/9 22/25 2 | individuals [6] 56/14 |
| 68/25 76/8 | head [1] 69/8 | 42/20 44/12 45/2 46/8 | 25/15 26/6 26/18 29/15 | 58/3 59/4 59/22 63/8 |
| happened [6] 5/17 | headache [1] 95/24 | 47/21 48/9 | 42/6 52/5 52/12 52/15 | 65/8 |
| 23/16 25/10 37/20 | heads [1] 76/6 | 61 | 53/6 54/4 55/8 55/11 | vid |
| 43/25 45/4 | hear [4] 71/1 81/22 | 70 | 56/2 56/9 56/23 57/5 |  |
| happening [1] | 81/25 90/25 | 72/7 72/20 73/1 73/3 | 57/6 61/22 62/17 62/17 | indulgence [3] 13/1 |
| harder [1] 64/12 | Hear's [1] 75/8 | 73/10 74/9 74/10 74/11 | 64/7 64/11 64/12 66/10 | 14/17 9 |
| harm [7] 38/8 38/11 | heard [9] 18/22 37/19 | 74/12 74/14 74/19 | 67/19 69/25 76/10 | vitable [1] 82 |
| 39/20 39/21 40/ | 58/19 59/3 64/13 69/18 | 74/22 75/5 75/6 75/10 | 82/17 87/19 91/17 921 | infer [1] 53/21 |
| 4 | 70/25 91/5 91/6 | 75/10 75/12 77/6 77/10 | 92/1 92/20 95/2 95/4 | inferences [1] 61/6 |
| $5[25]$ | hearing [1] 70/5 | 78/4 79/12 79/23 7 | 95/21 95/25 95/25 96/1 | inferred [1] 32/2 |
| 22/16 28/24 29/9 31/24 | heavier [1] 53/17 | 80/2 80/4 80/7 80/7 | I've [12] $3 / 313 / 8$ 17/15 | information [18] 8/13 |
| 33/8 36/17 37/7 37/ | heck [1] 65/11 | 80/17 80/20 81/3 81/12 | 21/13 22/10 22/10 23/3 | 8/14 8/18 9/1 9/12 9/21 |
| $41 / 1643 / 1344 / 22$ | height [6] 55/23 55/24 | 82/2 82/6 90/16 | 55/12 71/24 83/7 90/25 | 11/6 11/25 26/11 29/1 |
| 46/10 46/11 5 | 62/2 64/15 64/15 66/1 | history [1] 57/22 | 94/24 | 29/14 29/16 29/21 $33 /$ |
| 53/22 54/6 54/7 64/19 | heights [2] 60/7 65/6 | hit [1] 39/24 | idea [1] | 57/14 57/18 77/4 |
| 65/24 83/6 83/16 | held [1] 91/14 | hitch [2] 78/23 | ideally [1] 92/12 | ormatio |
|  | help [3] 27/19 52/17 | hmm [1] 67/13 | ideas [1] 62/19 | jury [3] 37/6 37/1 |
| hasn't [1] | 73/22 | hold [3] 26/6 36/2 | identical [1] 78/7 |  |
| hat [8] 59/13 69/9 72/4 | helped [4] 34/10 49/21 $49 / 22$ 73/25 |  | identification [1] 70/7 identified [8] 69/20 | ink [1] 62/9 innocence [3] 19/2 |
| 777/9 77/11 77/14 | 49/22 73/25 | holds [1] 74/20 | identified [8] 69/20 | innocence [3] 19 |
| 78/8 | helpful [1] 6/13 | holes [1] $81 / 5$ | 70/20 70/23 |  |
| hate [1] 73/19 | helpfully [1] $78 / 2$ | Holman [2] 50/9 6 |  | nocent [2] 18/2 |
| hats [1] 59/21 | helping [1] 40/17 | home [2] 62/1 |  |  |
| have [159] | $\begin{array}{\|l} \text { helps [1] 77/16 } \\ \text { Henderson [10] } 30 / 13 \end{array}$ | $\begin{aligned} & \text { homed [1] } 21 / 23 \\ & \text { Honor [18] } 4 / 46 / 9 \end{aligned}$ | $\begin{aligned} & \text { 70/6 71/17 81/8 81/9 } \end{aligned}$ | inquire [1] 85 |
| haven't [1] having [6] [6/18 | $\begin{aligned} & \text { Henderson [10] } 30 / 13 \\ & 30 / 1933 / 1133 / 16 \end{aligned}$ | $\begin{gathered} \text { Honor [18] 4/4 6/9 } \\ 10 / 23 \text { 16/24 19/17 } \end{gathered}$ | identifying [3] 5/10 | $\begin{aligned} & \text { inside [3] } 56 / 186 \end{aligned}$ |
| having [6] 23/21 45/14 60/20 61/16 63/2 92/9 | 43/17 46/13 63/7 8 | 2/19 28/16 29/23 30/6 | 71/14 72/7 | 79/10 |
| he [89] 8/11 8/12 8/14 | 84/2 92/13 | /20 84/23 89/22 | identity [4] 48/20 | instance [2] 36/8 |
| 8/18 32/24 36/10 39/2 | her [33] 37/16 37/16 | 89/24 90/22 92/18 | 49/25 $67 / 6$ |  |
| 39/14 40/12 44/13 | 1/21 42/5 42/8 45/6 | 92/23 94/3 94/14 | idiot [1] 68/23 | [1] 33/23 |
| 44/15 44/16 44/16 | 45/8 45/14 45/15 45/16 | HONORABLE [1] 1/13 |  | ucted [3] 15/6 |
| 44/25 45/2 46/9 46/10 | 45/17 45/17 45/17 | hood [2] 79/23 80/1 |  | 18/15 18/16 |
| 46/11 47/8 47/20 48/7 | 46/16 47/20 51/24 521 | hopefully [1] 84/9 |  |  |
| 48/15 48/15 48/23 | 52/3 52/19 53/4 53/5 <br> 53/15 53/25 60/21 61/1 | hotter [1] 76/25 how [28] 33/3 35/23 | $\begin{array}{\|c} 73 / 573 / 2275 / 876 / 18 \\ \text { images [4] 66/7 71/14 } \end{array}$ | $\begin{aligned} & 8 / 1911 / 2212 / 112 / 22 \\ & 13 / 214 / 714 / 814 / 15 \end{aligned}$ |


|  |  | 25/15 25/23 26/10 28/6 | L | $32 / 832 / 2434 / 5$ |
| :---: | :---: | :---: | :---: | :---: |
|  |  | 37/14 38/4 41/8 47/7 |  | life [2] 47/22 57/23 |
| 15/16 16/2 16/9 16/22 | 48/16 50/2 50/9 60/17 | 51/15 52/3 52/17 | label [1] | 2] 49 |
| 17/18 17/20 17/22 | 60/19 60/19 61/15 | 52/20 53/22 53/25 54/3 | [ | 1] 90/9 |
| 17/23 17/24 29/9 29/12 | 61/17 61/20 71/6 71/ | 54/14 60/10 63/20 65/4 | 80/21 | [1] 80/1 |
| 65/21 68/2 | 76/10 | 65/18 67/3 67/22 69/6 | ladies [15] 28/2 28/18 | t [2] 55/24 92/21 |
| instructions [26] 3/5 | Jazsman's [1] 47/2 | 70/18 70/24 72/2 76/8 | 30/3 30/8 35/2 | [1] 92/10 |
| 7/15 7/16 8/2 8/5 8/14 | JD [1] 1/25 | 4 78/2 79/9 80 | 41/12 47/11 48/21 | [45] 5/17 5/23 6 |
| /20 11/3 11/5 18/2 | JEA [2] 83/16 83/2 | 83/22 84/11 9 | 57/10 61/9 82/16 84/18 | 0 6/17 9/2 12/20 |
| 21/14 24/22 25/11 26/3 | jeans [1] 69/10 | 92/7 93/25 94/13 94/25 | 89/16 90/5 | 7 21/2 21/4 21/4 |
| 27/2 27/10 28/20 28/22 | Jeff [1] 49/11 | 95/2 95/19 95/25 | Lake [1] 83/25 | 21/6 22/5 22/18 26/23 |
| 29/2 29/6 29/11 29/17 | job [4] 11/18 55/14 | Justice [1] 8/11 | LAS [1] $2 / 9$ | 35/9 38/23 39/25 46/16 |
| 30/4 57/13 66/24 |  | K | last [19] 9/24 9/25 |  |
| instrument [1] 38/6 |  | Kar | 51/20 54/1 57/13 57/ |  |
| intended [1] 32/23 |  | keep [9] 12/2 63/ | 58/24 59/4 63/10 63 | 68/21 69/15 70/12 |
| intending [1] 35/15 | joint [5] 5/6 32/19 37/1 | 66/8 69/14 74/14 76/11 | 64/13 67/3 68/12 68/ |  |
| intent [13] 32/19 32/22 | $56 / 1956 / 23$ | 84/7 92/21 94/8 | 75/12 75/19 | 80/10 81/23 83/3 83/17 |
| 32/23 32/25 33/22 35/1 |  | KEITH [1] 1/19 | 91/2 | 8 84/9 90/10 93/13 |
| 35/2 35/4 35/5 35/12 | judge [54] 1/13 5/3 5/9 | Kenny [3] 27/21 93/24 | late [2] 27/16 27/22 |  |
| 2 40/14 46/12 | 54/25 7/17 8/3 8/11 9/13 | K4/8 | latent [1] | likely [3] 37/14 38 |
| intention [1] 33/24 | 11/1 11/2 11/11 11/21 | kept [1] 69/13 | later [7] 13/22 1 |  |
| intentional [1] $44 / 2$ | 12/12 12/15 13/18 14/6 | Kerri [2] 44/24 45/6 | 5/2 15/4 15/9 5 | likes [1] $72 / 19$ |
| interacted [1] 71/25 |  | Kick [1] 84/11 | 66/17 | line [5] 31/25 65/9 |
| interconnect [1] 72/12 | 19/5 19/13 19/20 19/24 | kind [10] 12/21 21/23 | [1] | 80/13 80/22 80/22 |
| interesting 77/23 78/2 | 20/9 20/18 22/14 23/16 | 25/23 52/20 65/22 | law [29] 3/23 4/3 16/14 | lines [3] 10/4 10/5 62 |
| Internet [1] 51/6 | 24/8 24/14 25/12 25/21 | 72/10 79/25 81/20 |  | Lippisch [4] 30/18 |
| intimidating [1] 47/15 | 28/4 28/9 28/12 51/1 | 1/22 92/4 |  | 3 79/16 80/3 |
| intimidation [2] 37/14 | 51/19 52/7 52/14 52/16 | kinds [2] | 36/21 36/25 | listen [8] 9/21 21/11 |
| 48/13 | 54/15 55/6 60/22 | knee [1] | 38/16 38/21 | 26/20 41/1 51/4 |
| into [12] 29/8 34/17 | 64/22 83/15 84/1 90/ | knees [1] 45/16 | 39/22 40/1 40 | 81/20 |
| 43/11 47/8 56/14 | 90/2 91/6 91/10 91/2 | knew [3] 22/17 50/16 | 41/15 44/5 48/4 | ing [1] 9/20 |
| 4 68/14 |  |  |  | litigants [1] 53/10 |
| 89/20 90/4 94/4 |  |  | 90/10 |  |
| investigator [1] 51/17 | 23 47/3 |  | lead [2] 21/20 21 |  |
| invite [1] 74/6 |  |  | lea |  |
| invited [1] 48/7 |  |  | leak [1] 39/12 | live [3] 45/15 49/24 |
| involved [7] 33/5 43/10 |  |  | leaned [2] 65/15 65/16 |  |
| 58/6 60/5 64/1 81/11 | July 31st [1] 46/23 | 21/23 22/5 22/15 23/10 | learn [2] 72/8 72/9 | [2] 50/6 60/12 |
| 82 | Jump [1] 62/13 | 25/23 27/11 30/11 | leave [12] 11/9 11/17 | lives [1] 30/10 |
| Irish [3] 44/24 45/4 | jumped [1] 81/1 | $30 / 15$ 30/16 30/22 32/3 $35 / 13$ $35 / 13$ $35 / 15$ | 3/23 13/23 14/1 20/2 | living [3] 50/7 60/10 |
| 49/13 | juror [5] 51/21 52/9 |  | 51/8 72/24 82/2 |  |
| 32] | jurors [12] 4/2 12 | 42/12 42/14 43/10 | 84/9 93/23 | location [3] 66/22 |
| isn't [2] 33/17 66/16 | 52/4 53/9 53/17 53/17 | 43/17 43/17 44/12 46/1 | leaving [3] 36/19 70/1 | 76/15 81/13 |
| isolated [1] | 82/23 83/ | 46/3 46/3 48/19 49/13 |  | locations [4] |
| issues [3] 7/18 61/21 | 90/11 93/23 | 50/2 50/6 50/17 50/17 |  | 60/2 60/3 75/20 |
| 94/12 ${ }^{\text {a }}$ | jury [49] 1/15 3/21 7/14 | 52/20 54/10 55/12 | 69/20 80/20 | logo [3] 77/9 80/20 |
| it [289] | 7/16 8/7 8/14 11/3 11/4 | 55/14 65/12 65/17 66/6 |  | 80/23 |
| it's [142] | 11/12 24/9 24/22 25/11 | 66/11 66/21 67/9 71/9 |  | long [10] 8/12 8/1 |
| items [2] 59/19 59/24 | 25/17 26/1 26/3 27/15 | 71/24 72/2 72/18 73/4 | lengthy [2] 9/12 | 12/21 34/13 36/1 40/20 |
| its [3] 38/7 39/23 40/2 | 27/17 28/2 28/10 29/2 | 73/13 73/17 73/23 74/4 | less [1] 61/21 | 53/20 76/24 76/24 84/4 |
| J | 53/7 54/25 55/1 57/11 | 78/17 78/18 79/6 79/7 | let [12] 15/13 | look [44] 4/22 12/16 |
|  | 61/6 82/14 82/15 82/20 | 81/23 81/24 82/3 82/9 |  | 1/5 32/3 32/4 46/17 |
|  | 83/4 83/6 8 | 82/10 83/19 83/24 84/2 | 75/25 84/8 92/4 92/20 | 6/11 56/12 58/7 58/2 |
| Jada [3] 43/23 44/14 | 84/19 84/22 85/3 | 92/4 92/8 92/12 92/16 | 93/25 94/11 | 6/1 66/4 67/7 67/8 |
|  | 87/9 87/13 89/14 89/16 | 92/17 92/20 92/22 94/7 | let's [26] 17/8 $17 / 17$ | 7/10 67/12 68/21 |
| Jakari [8] 60/13 60/14 63/23 66/2 66/4 71/7 | 89/18 89/21 8 | 94/11 94/16 94/18 | 31/5 $31 / 2032 / 7$ 34/24 | 0 70/12 71/6 72/9 |
| 63/23 66/2 6 | 90/21 90/22 | 94/25 95/17 | 372 | 72/22 73/5 73/6 76/ |
|  | just [79] 4/7 5/3 5/25 | knowing [1] 70/17 |  | 6/16 77/11 77/14 |
| 77/10 78/18 80 | 6/12 6/12 7/9 8/14 8/14 | knowingly [1] 33/22 |  | /21 77/24 77/25 7 |
| 80/17 | 8/18 9/3 9/4 9/23 9/24 | knowledge [4] 40/21 |  | 8/10 78/14 78/16 |
| Janie [1] 96/12 | 10/21 11/17 11/18 12/2 | 44/10 44/12 46/11 |  | 78/21 79/3 79/5 80/12 |
| January [5] 91/15 93/5 | 12/10 12/17 13/22 | known [1] 74/23 | [2] 75/25 75/25 | (25 81/5 81/16 82/ |
| 93/6 93/20 93/21 | 15/25 16/23 17/9 | knows [3] 48/11 48/1 | liability [4] 15/7 | 82/5 1711555122 |
| January 29th [1] 93/21 | $22 / 122 / 9 ~ 22 / 9 ~ 22 / 18 ~$ $23 / 623 / 723 / 7 ~ 23 / 19$ |  | 34/9 34/16 | d [3] 17/15 55/22 |
| January 31st [1] 91/15 | $23 / 20 \quad 24 / 10 \quad 24 / 11$ | $001702$ | liable [5] 32/7 32/7 | looking [7] 16/21 |

L
looking...[6] 22/25
35/24 35/25 66/20 70/16 76/2
lookout [5] 43/11 43/16 46/14 46/15 56/22
looks [5] 24/14 24/19 60/17 78/7 78/7
lot [14] 21/20 22/4 53/5 53/12 53/16 54/6 54/8 57/6 57/11 68/21 72/9 75/15 77/4 92/7
lottery [3] 62/13 62/15 68/4
loud [1] 85/2
low [2] 60/8 72/4
lunch [1] 62/25

## M

Madam [1] 21/17 made [9] 22/22 24/23 25/24 35/25 42/25 47/20 54/1 65/23 74/3
make [32] 11/12 11/18 12/5 12/10 12/17 19/23 22/22 23/6 23/15 27/9 28/23 34/17 35/12 36/14 40/2 41/6 41/12 46/4 46/17 49/21 52/9 54/2 57/21 62/13 62/18 67/1 67/16 72/23 75/15 75/24 79/24 94/23
makes [10] 12/13
12/15 39/22 40/4 40/8 40/13 46/4 64/11 81/10 95/23
makeup [5] 80/1 80/3 80/7 80/9 80/10
making [6] 26/9 27/2
32/1 52/3 60/1 76/25
male [2] 58/11 61/25
males [3] 58/5 60/5
60/10
man [4] 37/15 45/1 45/13 47/20
mandatory [1] 91/13
manner [3] 38/6 45/24 48/12
Manny [6] 70/9 70/9 70/11 70/11 70/16 77/8 many [7] 4/25 11/17
21/3 34/2 37/19 68/25 92/5
mark [1] 24/6
marked [1] 23/18
Marquis [3] 30/21 39/4 42/20
Mary [3] 42/1 46/25 65/7
Maryland [2] 35/21 66/14
matter [6] 33/12 36/6 51/5 84/22 91/7 95/21 matters [6] 25/18 69/2 69/2 92/9 92/22 92/22
may [24] 14/3 22/9 36/25 38/17 40/11

46/14 51/22 53/15 57/8 58/16 59/2 59/2 61/9 61/10 61/11 61/11 61/12 62/4 62/4 62/25 63/25 82/20 90/13 94/12
maybe [13] 11/8 11/8 11/16 11/17 17/4 51/23 53/17 72/21 73/7 76/2 92/8 92/9 92/11
Mazda [2] 39/1 42/20 me [38] 3/20 6/21 7/10 10/1 12/15 14/1 15/13 15/21 20/18 23/4 24/9 24/14 26/24 39/13 40/4 41/23 41/24 41/25 42/1 42/9 43/20 49/11 50/7 56/9 57/2 58/20 58/21 58/22 58/23 62/11 62/16 64/8 64/10 65/4 67/19 91/21 94/9 94/19 Mead [1] 83/25 mean [32] $3 / 84 / 22$ 5/22 5/23 6/7 7/8 13/19 14/1 20/14 21/3 21/21 22/18 32/11 39/13 45/25 51/14 52/19 54/13 58/22 62/11 62/17 62/17 65/1 65/21 67/5 76/9 77/21 78/13 79/5 91/22 94/11 95/2 meaning [2] $28 / 25$ 81/25
means [14] 16/10 37/6 39/21 40/7 41/16 41/17 42/1 42/13 43/2 45/23 67/4 68/3 68/3 68/19 meant [1] 25/17 medium [1] 51/6 meeting [1] 32/1 Meghan [5] 42/3 42/4 46/21 65/13 67/21
Melanie [2] 41/22 47/5 Melissa [4] 33/11 33/17 43/10 46/16 member [5] 14/10 32/8 32/9 82/25 83/5 members [3] 11/4 54/25 82/21
men [5] 30/12 37/3 41/17 46/17 48/19 mentioned [1] 78/3 Mercury [1] 78/23 mere [1] 65/24 merely [1] 50/6 messing [1] 61/3 met [1] 67/2 metal [2] 39/14 62/23 Metro [3] 22/9 30/23 63/7
Michael [3] 44/24 45/4 49/13
middle [3] 7/19 76/24 78/22 might [15] 3/21 3/23 7/23 11/14 11/15 11/16 11/18 22/16 32/16 32/16 40/15 83/4 84/11 94/25 95/5

Mike [1] 39/2
Mr. Barr's [1] 60/3
mind [3] 7/6 61/16 66/8 Mr. Brower [9] 9/11
minds [2] 4/2 69/1
mine [2] 10/10 23/4
minute [4] 10/3 45/1 65/16 66/13
minutes [5] 8/22 43/15 66/17 89/20 90/4
miss [2] 16/25 69/12
missed [1] 23/10
mistake [4] 8/15 41/6 41/12 75/25
mistaken [2] 69/18 69/25
modis [2] 58/7 59/6 moment [3] 28/21 82/17 90/13
money [18] 37/11
37/21 40/15 40/17 41/21 41/23 41/24 41/25 42/2 58/21 58/21 58/23 67/19 70/19 71/22 72/24 75/6 81/15 months [2] 72/11 78/25
Moorehead [2] 47/19 50/9 more [29] 5/18 8/6 14/12 16/6 16/13 17/24 18/5 18/13 21/7 21/13 31/22 32/12 32/14 33/6 33/18 34/22 40/8 40/9 40/14 45/14 51/24 52/22 52/24 53/22 54/6 54/7 58/14 60/10 78/16 morning [1] 27/22 Mosley [1] 84/21 most [6] 22/17 34/18 38/22 51/22 58/15 59/6 mother [2] 60/21 61/16 motions [1] 94/23 mouth [1] 78/16 move [6] 10/1 14/23 23/11 23/13 52/1 69/5 moved [1] 21/18 moves [2] 30/16 71/24 movies [1] 57/12 moving [3] 23/19 78/23 79/25
Mr [7] 2/3 2/4 2/5 24/17 28/15 52/8 60/14
Mr. [56] 3/6 5/7 7/2 8/8 9/11 9/15 10/6 12/9 12/18 13/21 15/13 22/25 24/13 25/2 25/18 25/18 28/8 28/14 28/15 28/16 36/25 39/8 40/23 40/23 46/1 46/12 47/7 48/1 48/25 51/20 52/9 54/18 55/4 57/5 57/7 57/8 60/2 60/3 60/11 60/12 60/12 60/13 60/14 60/17 60/20 61/5 61/14 61/15 61/17 64/4 78/24 83/15 84/21 89/23 89/25 90/24
Mr. Barr [8] 10/6 28/16 46/12 60/2 60/11 60/13 60/17 90/24 001703

24/13 25/18 28/8 40/23 55/4 57/7 78/24 89/25
Mr. Destro [1] 52/9
Mr. Hughes [20] 3/6
5/7 7/2 8/8 9/15 12/9 12/18 13/21 25/2 25/18 28/15 40/23 54/18 57/5 57/8 61/5 61/14 64/4 83/15 89/23
Mr. Jakari [1] 60/14
Mr. Mosley [1] 84/21
Mr. Phillips [9] 22/25
28/14 47/7 48/25 60/12 60/12 60/20 61/15 61/17
Mr. Scott [1] 51/20
Mr. Scow [3] 15/13 36/25 48/1
Mr. Wilcox [2] 39/8 46/1
Ms [1] $2 / 2$
Ms. [10] $3 / 2015 / 18$ 25/5 45/12 45/20 50/22 52/10 52/10 82/23 82/23
Ms. Chrisotomo [2] 52/10 82/23
Ms. Giovani [2] 52/10 82/23
Ms. Schifalacqua [4]
3/20 15/18 25/5 50/22
Ms. Teri [2] 45/12 45/20
much [7] 15/2 31/11 46/16 47/10 52/24 83/9 90/6
multiple [5] 4/6 25/4 34/17 39/15 75/20
must [3] 10/11 17/18
75/1
mutual [1] 31/22
my [23] 9/18 10/9 26/5 29/4 36/22 42/2 53/3 53/6 53/19 57/22 57/23 60/17 68/4 68/5 68/6 69/24 69/24 73/7 73/12 74/3 82/25 83/6 94/24
myself [3] 36/24 52/24 72/15

N
name [2] 50/1 50/2
named [2] 5/13 23/18
names [1] 4/20
naming [1] 23/10
natural [1] 33/1
nature [1] 62/21
nauseam [1] 59/11
Navaal [3] 49/20 73/18 73/24
near [1] 13/10
necessarily [1] 53/19
necessary [7] 12/24
14/11 16/4 17/22 31/25
37/13 37/17
neck [4] 72/7 73/10
80/7 80/17
need [16] 8/16 9/8 9/21

13/19 25/25 39/19
49/24 50/23 51/12 67/1 70/25 73/12 79/4 90/2 93/24 94/19
needed [1] 31/24
needs [1] 35/11
neither [4] 35/13 35/14 53/24 71/20
nervous [1] 75/1
NEVADA [8] $1 / 21 / 6$ 3/1 35/17 85/4 85/5 87/11 87/12
never [8] 22/10 51/24
55/19 63/24 68/1 68/24 70/5 79/3
new [1] 9/21
news [1] 47/24
next [9] 36/25 62/22
65/13 66/2 67/21 77/1
77/8 77/13 96/1
nice [1] 22/10
niceness [1] 22/11
night [4] 15/17 17/21 34/25 61/19
no [50] 1/8 3/17 4/19
5/23 7/17 12/1 17/13
19/16 20/20 21/20
23/23 24/1 25/5 26/2
26/5 26/12 26/12 26/16
26/16 27/19 31/23
31/24 35/10 35/11 36/1
40/4 40/4 40/18 41/6
41/12 41/22 41/24
49/24 60/22 66/14 67/5
71/8 72/12 74/22 76/20
78/25 79/21 83/21
89/24 90/2 91/18 94/5
95/10 95/12 96/4
No. [7] 51/21 52/9
82/23 82/23 84/21 85/6
87/12
No. 6 [1] 52/9
No. 7 [1] 82/23
No. 8 [2] 51/21 82/23
No. 9 [1] 84/21
No. C335500-1 [1] 85/6
No. C335500-2 [1]
87/12
Nobody [1] 17/11
none [1] 55/25
nonstop [1] 21/25 normally [2] 11/17 12/20
NOS [1] 1/7
nose [2] 66/3 78/14 not [120]
note [26] 41/21 41/21
41/23 42/4 42/8 49/3
56/7 56/8 56/8 56/8 58/16 58/17 58/17 59/1
62/8 62/24 63/12 64/16
67/18 72/21 72/23
72/23 73/13 74/20 75/4 75/11
notepads [5] 27/18
27/21 51/8 82/18 83/11
notes [5] 12/16 26/6
27/9 59/7 59/8
nothing [4] 10/24
69/12 69/18 81/24 notice [3] 46/9 55/18 80/24
noticed [1] 7/24 now [39] 6/14 8/1 12/8 14/21 20/9 21/11 22/13 26/4 31/5 33/12 38/15 38/19 39/18 40/22
40/24 42/24 44/9 44/19 45/16 49/13 53/7 53/11 54/21 55/3 55/11 57/3
63/16 64/11 65/4 74/3
76/22 82/13 82/20
84/15 85/1 90/3 90/8
94/20 95/1
nowhere [1] 21/20
number [15] 10/25
11/1 11/4 11/5 11/22
11/25 14/8 14/22 17/10 24/21 29/5 29/9 29/13 79/11 92/18
Number 1 [1] 11/4 Number 13 [1] 17/10
Number 2 [1] $11 / 5$
Number 3 [1] 29/13
numbers [19] 6/10
6/11 7/11 10/19 11/9
11/13 11/18 11/19
11/21 12/2 12/2 23/17
23/17 24/3 24/7 83/1
83/15 83/18 83/23
numerous [2] 55/22 57/19
Nur [3] 41/25 46/25 65/6

## 0

o'clock [1] 84/6
object [5] $3 / 124 / 18$
4/20 32/11 33/1
objected [1] 3/10
objecting [1] 5/12
objection [10] $3 / 54 / 17$
4/19 7/4 7/6 19/16
23/23 24/24 29/20
60/22
objections [3] 5/4 5/6 7/15
observation [1] 45/25
observe [1] 51/16
observed [1] 69/7
obtain [1] 37/7
obvious [1] 79/4
obviously [4] 33/10
46/1 63/10 81/16 occasions [2] 34/18 42/17
occur [1] 35/11
occurred [1] 58/13 occurs [4] 3/20 45/11 46/20 46/21
odd [1] 57/18
off [10] 12/6 12/7 26/6 45/7 49/10 66/24 69/23 84/10 95/7 95/8
offender [1] 40/20
offenders [1] 67/6
offense [5] 34/6 34/14 34/21 36/7 67/2 offering [1] $8 / 2$
officer [11] 31/2 31/3 47/17 50/15 51/17 72/17 79/7 79/11 82/2 82/13 82/15
officers [4] 28/1 56/13 79/15 84/18 Oftentimes [1] 32/16 oh [23] 3/11 3/13 3/13 7/22 8/15 10/3 10/9 15/8 17/2 20/12 21/3 23/3 65/1 67/3 70/10 73/10 77/12 79/16 80/16 90/11 91/2 93/7 94/18
okay [31] 3/14 3/19 5/2 6/3 7/4 7/8 7/13 8/8 11/11 12/9 13/13 13/18 16/16 20/19 23/5 23/13 23/23 24/12 26/15 27/8 52/12 52/20 65/4 73/4 91/7 92/1 94/22 95/7 95/18 95/18 95/20 Okinaka [1] 72/17 old [2] 45/13 45/13 older [9] 31/10 31/16 45/12 45/20 53/17 87/7 87/8 89/8 89/9
Olsen [1] 96/12
on [174]
on the [2] 3/13 9/4
Once [1] 90/16 one [130]
one's [1] 73/22 ones [5] 30/15 33/5 43/9 67/7 68/19 only [18] $4 / 5$ 10/6 30/14 33/5 39/20 43/9 45/21 47/13 53/6 56/4 68/3 69/1 69/2 71/16 75/5 75/13 79/2 82/8 oOo [1] 96/6 open [8] 28/25 35/10 58/12 74/8 74/10 74/13 74/15 80/10
opening [2] 72/5 74/3
opens [1] 74/13
operable [1] 59/3
operandi [2] 58/7 59/6
operational [1] 39/11
opinion [2] 9/18 51/7
opportunity [1] 28/23
opposed [1] 53/16
opposition [1] 20/20
or [157]
order [9] 16/12 18/4
30/19 39/19 39/25 52/8 94/20 95/7 96/1
ordinary [2] 38/6 45/24 Orellana [1] 69/7 organic [1] 57/23 original [2] 7/20 7/20 Oscar [1] 73/15 other [36] 4/17 7/15 9/18 32/9 32/18 34/10 34/21 35/24 35/24 37/3

37/24 40/7 40/16 43/6 44/1 49/8 49/19 51/3 51/6 54/8 58/4 59/24 61/10 61/24 63/23 63/25 69/9 71/12 71/17 71/18 78/13 80/14 90/9 92/21 95/14 95/16 others [3] 33/10 58/9 58/10
otherwise [1] 41/5 our [12] 3/17 5/9 16/1 34/18 37/15 44/7 51/17 53/1 54/20 58/20 83/15 83/18
ours [1] 49/14
out [40] 6/23 7/10 7/17
10/19 25/6 26/16 27/5
27/21 43/14 43/15
44/15 46/11 51/9 51/13 54/14 58/6 65/5 66/17 68/12 68/16 69/16 70/4 70/18 71/4 71/22 72/3 72/5 74/8 74/15 75/7 75/15 78/24 79/4 81/9 81/14 82/20 84/12 85/1 94/8 95/3
out through [1] 51/9 outset [1] 28/19 outside [1] 51/12 over [14] 17/17 22/10 23/6 33/14 33/15 36/23 44/16 53/9 57/6 66/13 73/12 75/18 81/14 95/14
overabundance [1] 57/20
overcome [1] 37/8 own [4] 29/4 47/12 50/5 68/15
ownership [1] 61/22 Ozawa [1] 30/17
P
p.m [12] 22/21 22/21

27/17 51/10 54/24
54/24 55/1 83/14 84/14 84/14 90/21 96/5 package [1] 57/14 packet [1] 3/3
page [34] 3/13 6/4 6/10 6/10 6/17 6/20 7/10 7/18 7/19 7/24 7/24 9/24 10/19 11/9 11/13 11/18 11/19 11/23 11/25 11/25 12/1 12/2 12/22 13/12 14/8 15/15 15/19 16/3 17/8 17/17 17/20 17/22 57/13 57/15
pages [4] 11/21 14/22 15/12 57/18
paid [1] 55/12
paint [3] 78/22 79/3
79/5
palm [2] 72/25 73/3
pants [5] 75/22 76/24
80/25 81/2 81/4
Papazian [1] 31/3
paper [2] 62/9 63/2 001704
papers [1] 75/1
paragraph [1] 9/25 Parkway [2] 35/21 66/15
part [11] 5/9 8/13 8/19
9/7 29/17 37/16 57/14 62/1 63/5 79/20 80/4
parted [1] 37/21
particular [1] 36/8
parties [4] 12/25 52/2
52/11 95/14
parts [1] 41/1
Paseo [1] 71/13
pass [1] 26/16
passed [1] 41/21
passing [1] 27/21
past [2] 64/10 84/8
pat [1] 79/24
Patty [1] 95/12
Pause [4] 22/20 84/13 90/14 94/17
pay [2] 57/13 69/19
paying [7] 51/22 51/24
51/25 53/21 54/4 65/9 65/17
peace [1] 47/17
Pedroza [2] 44/24 45/6 pellet [1] 38/18
pen [1] 38/3
people [22] 26/23 27/2
32/15 35/12 38/22 48/5
50/6 53/12 56/7 59/20
60/7 63/5 63/11 63/25
67/11 74/1 74/4 75/16
76/23 92/5 92/8 94/16
people's [1] 63/24
perfect [1] 6/24
period [1] 45/3
permit [1] 78/23
person [38] 15/17 16/5
16/7 16/8 16/13 17/20
17/23 17/25 18/1 18/5
18/13 18/14 18/18
18/20 18/21 32/12
32/14 32/17 33/18
33/21 34/25 37/5 37/17
40/9 40/10 40/15 40/15 40/16 44/3 44/5 45/24
47/14 47/15 51/4 52/22
56/6 64/18 66/5
personal [4] 16/17
18/8 37/5 38/4
personally [1] 40/12
persons [4] 14/12 16/6
17/24 31/22
pertain [2] 25/5 25/9
pertaining [3] 57/16
58/1 66/25
PHILLIPS [41] 1/9 1/10 1/19 2/3 22/25 28/14 28/15 31/3 41/20 44/12 46/10 47/7 48/20 48/22 48/25 49/21 55/7 60/12 60/12 60/18 60/20 61/15 61/17 69/17 69/21 70/2 70/3 70/7 71/5 73/1 73/4 73/16 75/19 75/22 76/13 77/19 81/11 82/7 85/5

85/8 85/9
Phillips's [5] 31/6
31/12 39/1 49/2 49/19
phone [6] 43/15 46/17
71/10 77/10 78/18 83/1
phones [1] 83/24
phonetic [2] 8/5 49/12
photograph [1] 60/15
photographed [1] 39/3
photographing [1] 59/18
photographs [2] 50/3 57/12
phrase [1] 65/22
physical [1] 44/4
physically [3] 32/17
40/18 44/11
picked [1] 49/10
picture [4] 66/2 71/8
80/24 81/10
pictures [2] 77/18
78/11
piece [1] 63/2
piercing [1] 73/11
pistol [1] 39/10
place [6] 25/20 36/6
46/5 56/15 59/22 66/20
placed [1] 30/20
places [1] 56/17
placing [1] 44/2
plaid [1] 69/10
Plaintiff [1] 1/7
plan [2] 30/13 30/24
play [1] 78/6
played [1] 56/23
please [7] 51/6 51/8
57/13 63/20 82/25
84/24 90/19
plenty [1] 71/17
plus [6] 9/18 27/9 53/7
53/10 53/11 54/14
plus-size [3] 53/7
53/10 53/11
pneumatic [13] 31/17
38/14 38/15 38/18 39/6 39/9 39/10 39/16 45/23 46/1 59/1 89/10 89/11
pocket [6] 62/13 62/15 62/24 68/4 68/6 75/5
pockets [1] 75/6
point [10] 9/22 53/3
53/14 53/19 57/2 57/3
70/4 79/4 81/12 91/11
pointed [5] 25/6 45/2
69/16 72/5 78/24
pointing [4] 45/8 69/13
69/15 75/14
points [1] 57/22
police [12] 59/15 63/4 63/8 63/10 63/17 67/3 71/21 76/5 76/6 77/17 81/8 81/12
polled [3] 89/21 89/25 90/2
ponytail [1] 78/3
portion [3] 44/21 44/21 57/15
positions [1] 54/11
possessed [1] 36/24
possession [35] 18/6 31/8 31/14 36/15 36/18 36/18 36/20 36/21
36/23 37/1 41/9 43/19
43/20 85/14 85/15
85/19 85/20 86/1 86/2 86/8 86/9 86/15 86/16 86/18 86/19 87/20 87/21 88/2 88/3 88/9 88/10 88/16 88/17 88/19 88/20
possibility [2] 61/24 65/24
possible [4] 47/16 52/1 59/22 82/9
possibly [1] 60/19 potentially [1] 8/4 powered [1] 39/10 precluded [1] 29/3 prefer [3] 19/12 19/13 27/6
preliminary [1] 70/5 prepared [2] 69/5 72/23
preselected [1] 82/22 presence [7] 27/15 27/24 27/25 51/12 51/13 84/16 84/17
presentation [1] 28/18 presented [4] 39/16 48/1 48/18 49/8 presents [2] 67/18 75/4
press [1] 47/25
pressure [2] 38/18 39/11
presume [1] 37/21
presumed [1] 18/24
pretty [8] 22/18 56/9
71/15 72/7 76/23 80/15
81/1 81/6
prevent [1] 37/8
preventing [5] 31/17
47/17 48/8 89/12 91/3
prevents [1] 47/15
previous [1] 68/18
print [1] 49/17
printed [1] 9/4
prints [14] 49/3 49/5 49/8 49/18 49/19 49/23 60/2 63/24 63/25 73/3 73/23 74/22 75/12 75/20
prior [1] 41/7
prison [1] 91/13
probable [1] 32/25
probably [5] 8/21
13/23 21/7 27/19 76/3
Probation [1] 91/8 problems [1] 68/14 procedurally [1] 94/18 proceed [3] 30/4 55/4 57/8
proceedings [10] 1/11 22/20 22/21 54/24 84/13 84/14 90/14 94/17 96/5 96/8
process [1] 72/25 produce [3] 4/6 4/11 38/20
produced [1] 4/13 produces [2] 39/20 39/20 prohibition [2] 83/7 90/8
prominent [1] 78/16 promotes [1] 33/22 proof [2] 25/13 28/24 property [8] 16/17 18/8 37/5 37/8 37/9 37/16 37/25 38/4
proposed [2] 3/5 7/16 propped [1] 74/15 prosecution [3] 31/19 47/18 89/13
protect [2] 52/17 82/1
protecting [1] 40/2
protects [1] 39/23
Protege [1] 39/2
proud [1] 53/6
prove [5] 16/18 33/25
37/13 37/17 55/15
proved [1] 57/3
proven [1] 20/25
proves [3] 41/17 47/12 48/24
provide [1] 82/25
providing [1] 48/14 public [1] $35 / 11$
pull [3] 71/7 73/18 81/14
pulled [3] 22/10 44/15 46/11
pulling [1] 46/8
purely [1] 8/12
purported [1] 5/1
purpose [1] $9 / 24$
purposes [1] 5/9
pursuant [1] 34/11
pushed [1] 72/20
put [21] $4 / 16$ 9/19 10/1
10/5 13/5 13/11 14/17
17/8 45/17 50/24 53/1
53/15 54/14 73/18
73/20 74/18 74/19 75/6
76/6 92/9 92/12
puts [2] 73/18 75/5
question [6] 3/22 4/1 4/7 5/17 76/21 90/25
questioning [1] 35/22 questions [2] 64/13 69/13
quick [1] 50/24
quickly [2] 21/18 69/5
quite [2] 52/21 83/17
R
$\overline{\text { rag [5] 69/9 77/25 78/6 }}$
78/10 78/11
ran [1] 61/17
range [1] 23/10
rap [1] 22/12
Raq [3] 50/1 50/3 50/10
rate [1] 32/13
rather [3] 3/4 27/22 60/14
re [1] 10/21
re-email [1] 10/21 reached [4] 83/1 83/3 83/6 84/22
read [18] 8/13 8/14
8/19 8/21 9/7 9/9 9/9
26/6 28/20 29/2 29/14
42/4 42/8 51/3 56/10
79/11 85/1 89/17
readily [1] 38/11
reading [11] 8/13 8/25
9/19 26/21 27/1 27/1
29/11 29/21 30/2 83/7 83/8
ready [2] 30/4 55/4
realized [1] 16/23
really [11] 5/16 9/20
21/18 21/19 30/10
53/12 58/4 63/14 64/20
77/4 94/16
Realty [1] 80/15
rear [3] 82/19 83/12 90/20
reason [3] 14/17 66/15
83/5
reasonable [14] 13/11
20/25 42/16 42/17 43/4
43/4 44/3 44/6 48/24
61/5 65/21 65/23 68/7 68/7
reasonableness [1] 65/25
Rebuttal [3] 2/5 64/5 64/6
recall [6] 29/14 51/19
61/1 61/2 70/4 79/12
received [1] $3 / 3$
recently [1] 10/11
recess [1] 51/1
recessed [5] 22/21
51/10 54/24 83/14
84/14
recognize [2] 40/1 70/13
recognized [2] 33/13 48/1
recognizes [8] 16/14
18/6 32/12 32/14 32/18 36/25 40/6 40/8
recollection [1] 61/12
reconvened [1] 55/1
record [11] 5/3 5/25
9/23 25/22 27/24 52/17
52/21 53/25 54/2 79/11
84/16
recorded [3] 1/24
89/20 90/4
RECORDER [1] 1/24
recover [2] 25/3 38/20
recovered [4] 3/16
25/8 25/13 39/15
red [2] 59/13 69/10
redo [1] 17/4
refer [2] 29/7 91/7
reference [2] 29/10
74/3
reflect[3] 25/10 27/24 001705

84/16
reflected [1] 72/16
reflective [1] 72/15
reflects [1] 25/19
refused [1] 48/2
refusing [1] $48 / 6$
regard [1] 42/3
regarding [3] 25/3
57/21 62/6
regardless [2] 35/17
61/11
Regina [1] 70/20
registered [1] 77/20
registration [1] 78/25
regular [2] 49/13 83/2
regularly [1] 50/8
relating [3] 51/2 51/5
83/9
releases [1] 47/25
reliability [2] 49/9
49/18
rely [3] 69/6 69/17 70/24
remanded [2] 91/10
91/13
remember [29] 3/24
14/3 14/18 14/19 14/20
35/22 36/9 42/10 44/13
47/23 47/25 49/1 49/8
55/13 55/21 56/10
59/10 59/12 59/13
59/18 60/4 61/10 61/11
62/3 63/22 70/9 72/15

## 74/17 81/2

reminded [2] 14/22
51/1
reminds [1] 14/3
remotely [1] 60/23
remove [1] 25/3
removing [1] 6/23
renumber [2] 15/12

## 17/9

reopening [2] 23/13 23/20
reporting [8] 1/25
31/18 47/14 47/16
47/18 48/6 48/8 89/13
reports [1] 51/4
reprinted [1] 26/3
request [2] 13/20
91/11
requested [5] 19/10
19/23 24/23 25/24 27/6
requesting [2] 13/3
13/14
required [7] 3/15 4/13
16/11 18/3 33/25 38/19
38/23
reread [1] 29/16
rereading [2] 8/20 9/11
research [1] 51/6
researching [1] 30/18
reserve [1] 23/14
resistance [1] 37/8
resolve [1] 52/13
respectfully [1] 41/15
responsibility [1] 40/19
responsible [4] 32/18

67/20 67/23 95/21
rest [3] 7/14 23/12 28/4
rested [3] 23/15 23/24

## 75/10

resting [1] 28/7
rests [3] 28/11 28/16 74/21
Resumes [1] 30/2
retain [1] 37/7
retire [1] 21/9
reviewed [1] 82/8
rewrite [1] 20/14
rhyme [1] 81/24
RICHARD [1] $1 / 17$ rid [2] 38/22 59/7 right [117]
rise [4] 27/15 54/25
83/13 90/18
risk [1] 40/5
road [2] 13/23 49/5
rob [12] 36/5 36/5
39/25 46/18 47/4 56/15
66/20 66/21 67/24
68/23 76/1 76/1
robbed [9] 38/1 46/22
46/24 47/9 66/22 69/24
69/25 70/18 81/17
robberies [12] 25/4
30/12 44/16 44/18 46/5
55/18 62/1 62/9 63/5
68/1 68/10 79/10
robbery [67] 16/15
18/7 31/7 31/8 31/13
31/14 35/5 35/16 36/13
37/3 37/4 37/12 37/17
37/24 41/10 41/24
43/21 43/22 43/23
46/20 47/1 47/6 59/4
71/13 72/11 76/7 76/19
76/19 82/4 85/12 85/13
85/17 85/18 85/22
85/23 85/24 85/25 86/4
86/5 86/6 86/7 86/11
86/12 86/13 86/14
86/21 86/22 86/23
86/24 87/17 87/18
87/23 87/24 87/25 88/1
88/5 88/6 88/7 88/8
88/12 88/13 88/14
88/15 88/22 88/23
88/24 88/25
robbery/burglary [1]
71/13
robbing [4] 34/19 60/8
63/9 67/21
room [4] 29/6 57/11
59/17 81/3
rooms [1] 59/17
run [2] 79/15 94/1
running [4] 71/22
74/15 81/9 81/14

## S

Sabrina [6] 33/11
33/16 43/17 46/13
79/18 82/2
Saenz [1] 70/9
safe [1] 68/5
safer [1] 54/2





15



3
19
/4
$8 / 1$



0/8

## 

$$
0
$$

I
,
safety [2] 37/16 69/25 said [29] 4/8 5/23
23/24 25/5 42/5 43/5 43/9 46/10 49/13 54/6 56/8 56/8 56/9 58/17 58/18 59/14 61/2 61/17 62/7 62/8 64/25 66/16 72/14 77/3 77/25 79/8 79/16 80/3 80/7
same [44] $3 / 217 / 27 / 3$ 12/2 34/12 34/23 38/9 44/12 45/8 46/11 47/23 49/16 59/5 59/20 67/11 67/13 68/24 69/22 72/6 72/11 73/11 73/11 74/18 76/20 77/5 77/9 77/9 77/9 77/11 77/18 78/8 78/9 78/9 78/10 78/11 79/1 79/6 79/9 79/9 79/14 79/16 79/18 80/19 81/16
Santomauro [1] 70/3 sat [3] 55/10 55/21 65/11
Sauer [1] 39/10 save [1] 9/14
saved [1] 10/12
saves [1] 95/24
saw [19] 13/9 24/1
31/2 36/10 38/15 40/16 45/15 45/17 47/24 50/8 53/25 62/7 62/7 66/5 67/4 71/6 71/9 74/2 78/11
say [38] 3/18 3/20 8/14 8/18 9/7 12/20 19/3 20/9 20/23 22/9 23/24 24/3 24/9 25/14 25/16 25/17 40/25 40/25 41/22 42/8 42/11 54/7 58/22 61/12 61/12 62/10 62/16 63/16 67/3 67/7 67/13 68/4 73/12 75/25 76/6 80/25 89/17 89/17
saying [4] 10/6 61/2 83/21 92/20
says [13] 19/1 23/11 41/16 58/20 62/7 62/24 63/2 65/22 66/24 67/18 68/3 70/11 81/19
scattered [1] 68/13
scenarios [1] $3 / 25$
schedule [1] $84 / 12$
SCHIFALACQUA [6]
1/17 2/2 3/20 15/18 25/5 50/22
SCHOFIELD [1] 1/24 scientific [1] 49/7 scientist [2] 39/8 49/1 Scott [1] 51/20 scouting [1] 58/10 SCOW [5] 1/17 2/5 15/13 36/25 48/1 search [1] 59/15 searched [4] 59/16 59/16 59/17 59/21
searching [1] 59/25 seated [4] 55/2 64/7 64/11 82/22 second [7] 11/25 55/10 55/11 67/13 67/19 72/6 76/18
security [1] 62/24 see [59] 6/4 9/7 13/7 16/21 17/6 17/11 24/15 33/15 34/2 39/6 43/21 44/20 45/5 45/25 46/6 47/12 52/19 56/17 56/18 56/19 56/20 56/21 62/24 64/19 66/2 66/13 68/11 69/14 70/15 72/2 72/10 72/15 72/16 73/7 73/8 73/8 74/9 75/4 75/9 76/23 77/22 77/24 78/6 78/8 78/12 78/19 79/21 79/22 79/25 80/1 80/5 80/6 80/14 80/18 80/19 81/4 81/7 90/13 90/15 seeing [3] 14/18 14/19 35/21
seemed [2] 58/19 61/20
seems [1] 51/23
seen [8] 13/8 18/22 33/14 39/3 42/22 55/12 56/16 71/24
seizing [1] 59/18 send [2] 94/6 95/3 sense [6] 39/22 40/4 40/8 40/13 49/21 67/9
sent [1] 10/11
sentencing [2] 91/8 91/15
separate [2] 63/20 72/13
separated [1] 9/25 separately [5] 9/8 10/22 57/17 64/2 66/25 series [4] 32/5 33/3 40/14 58/3
seriously [3] 21/21 48/4 48/4
serve [2] 90/7 95/18
service [3] 90/5 90/17 90/21
Services [1] 53/7
session [3] 55/3 84/15 92/14
set [1] 93/12
sets [1] 29/13
settling [1] 25/11
several [1] 12/25
shall [2] 19/3 28/20
sharing [1] 77/23
Shay [4] 42/3 46/22
65/13 67/18
she [64] 22/23 24/6 32/24 40/12 42/4 42/6 42/7 42/7 42/10 43/11 43/11 43/13 43/13 43/14 43/15 43/18 45/8 45/8 45/12 45/13 45/16 45/18 46/14 46/15 46/16 47/22 47/22

47/24 47/24 47/25 48/1 48/1 48/2 48/16 49/12 49/17 51/23 51/25
52/20 53/4 53/14 53/15 54/4 54/5 54/7 60/20 60/24 61/1 61/2 61/2 61/6 61/7 61/8 61/17 61/18 62/14 69/22 69/23 70/1 70/3 70/4 70/7 70/23 83/16 she'll [1] 26/8 she's [15] 43/11 43/14 43/16 45/7 52/21 52/22 52/22 53/3 53/4 53/14 53/14 53/16 53/21 53/22 73/19
shelf [1] 73/18 shirt [6] 59/13 59/13 69/10 75/3 75/22 80/8 shoes [7] 69/11 78/9 80/12 80/16 80/19 80/20 80/21
shoot [6] 39/15 39/24 42/6 42/11 42/19 67/20 shoots [1] 39/14 shopping [2] 66/14 73/21
short [2] 43/14 60/15 shot [2] 64/17 65/19 should [19] 6/17 11/9 15/3 15/4 15/16 16/15 19/5 20/9 20/12 23/6 27/24 42/24 57/16 61/13 66/25 76/2 84/16 91/20 92/9
show [15] 31/25 33/13 38/24 39/24 40/4 40/6 41/19 46/8 48/9 48/10 50/13 65/16 66/6 72/23 82/10
showed [3] 39/1 42/10 58/17
shown [2] 63/20 63/21 shows [1] 46/15 shuts [1] 90/23 sic [2] 35/20 49/5 sick [1] 53/8 side [6] 73/10 80/4 80/13 80/14 80/22 89/20
sidenote [1] 75/20 sides [2] $8 / 20$ 29/20 Sig [1] 39/10
sign [1] 31/24
similar [5] 5/11 58/4
58/14 58/15 60/17
similarities [1] 68/25
similarity [2] 58/5 69/2
since [5] 5/1 5/25 19/2 25/4 95/1
single [4] 33/18 48/23
56/2 75/3
sit [6] 19/7 53/9 53/17
53/18 54/8 74/19
sitting [5] 53/16 65/7
66/12 70/12 76/21
six [3] 54/21 60/9
60/16
six-something [1] 60/9
size [4] 53/7 53/10
53/11 54/14
skilled [1] 40/23
skinned [2] 55/24
55/24
skull [1] 77/24
sleep [1] 9/19
sleeping [3] 52/20
53/21 54/5
sleeve [2] 74/10 74/21
sleeves [1] 76/24
slides [2] 45/5 66/13
slight [1] 13/1
slightly [1] 66/24
smart [4] 32/20 38/21
39/23 45/17
smear [1] 80/1
smeared [1] 80/3
smile [1] 62/14
Smith [1] 49/11
Smith's [13] 35/20
36/1 46/19 49/5 56/13
56/14 56/17 56/19
66/14 66/18 71/2 77/14
80/18
so [154]
soft [1] 81/20
sole [1] 37/1
some [31] 6/17 7/18
14/17 20/1 20/2 26/23
38/22 52/25 56/13
56/22 57/18 58/9 58/10
58/11 58/11 58/12
59/14 59/24 60/6 61/21
62/1 63/4 63/24 64/13
66/7 66/10 74/5 76/16
78/3 93/23 95/22
somebody [4] 56/20
58/20 66/22 75/17
somehow [2] 23/10
75/17
someone [7] 25/17
32/16 32/16 39/24 39/24 39/24 39/25
something [14] 16/25
30/15 32/17 46/9 51/11 56/9 60/9 60/14 62/10
65/23 67/16 72/21 75/2 83/3
sometimes [1] 90/10
somewhat [3] 27/23
68/13 71/16
soon [2] 20/21 96/3
sorry [11] 4/22 6/16
15/3 17/5 17/6 17/8
17/16 18/15 61/22
87/19 91/17
sort [1] 92/21
South [3] 49/4 66/14 75/9
space [1] 9/24
spaced [1] 7/6
spacing [7] 6/2 6/16
6/23 7/9 7/18 7/20 8/15
speak [1] 90/9
speakers [3] 91/23
92/3 92/18
speaking [2] 90/8 92/5
specific [2] 32/22
$32 / 23$
specific-intent [2]
32/22 32/23
speculation [2] 65/24 66/8
speed [1] 22/1
spice [1] 62/22
spit [1] $81 / 23$
spot [2] 7/2 81/17
spouse [1] 62/12
spread [1] 79/23
spree [3] 30/13 30/22 33/20
staff [2] 83/1 83/6
stand [6] 39/2 39/8
42/7 44/23 74/17 75/2
standard [1] 22/18
standing [2] 48/23
65/9
start [7] 17/17 27/23
64/7 80/5 81/14 93/12 94/25
started [2] 79/10 95/16 starting [3] 15/14 80/6 93/3
state [36] 1/6 1/17 2/2
2/5 3/4 3/5 3/15 4/22 7/9 8/5 16/11 18/3
19/15 20/24 24/24 27/24 28/3 28/24 30/4 30/7 35/17 38/19 41/5 55/8 56/23 58/2 59/2 60/1 60/6 62/20 63/16 64/6 84/16 85/5 87/11 89/22
STATE'S [6] 2/7 7/7
20/19 24/7 55/14 55/20
statement [4] 3/23 4/3 72/5 74/4
statements [1] 42/25
statutes [1] 5/21
stay [3] 36/1 83/23 84/2
stickers [2] 77/12
77/13
still [5] 7/2 11/22 43/12
74/19 83/9
stipulate [4] 24/2 52/5 52/15 54/3
stipulation [5] 24/10
24/11 28/6 52/2 54/16
stop [5] 36/14 72/22
78/2 79/12 81/13
stopped [3] 31/1 76/5 79/8
stops [5] 72/9 77/3
77/24 79/2 79/14
struck [1] 60/16
struggle [1] 45/15
stuff [2] 22/4 56/1
subject [2] 23/25 51/5
submit [7] 23/21 28/9
37/18 55/15 74/9 74/11 94/19
submits [1] 41/5
submitted [3] 3/3 3/5 3/18
substantial [2] 38/8 38/11
success [1] 32/13 successful [2] 35/18 36/7
successfully [1] 39/14 such [6] 22/10 26/10 33/24 37/6 45/24 48/13
suggest [1] 62/25 suggests [2] 49/14 69/18
Suites [4] 59/17 60/11 61/25 63/5
summer [1] 76/25 Summlears [3] 33/11 33/17 43/11
Sunny [4] 42/3 42/7 46/21 67/18
supposed [1] 62/3 supposedly [1] 60/8 suppress [1] 48/12 Supreme [2] 95/1 95/22
sure [19] 22/22 23/6 23/15 26/10 27/7 36/2 36/6 51/13 56/3 56/9
57/5 64/12 67/1 67/16 75/15 79/24 92/2 92/6 94/10
surrounding [1] 75/16 surveillance [7] 33/15 36/10 44/20 45/15 50/9
56/21 82/5
SUSIE [1] 1/24
suspect [1] 58/9
suspected [1] 63/4
suspects [3] 58/16
58/25 59/12
swear [3] 81/22 81/23 82/13
swears [1] 82/15 switch [1] 57/24
$T$
T-shirt [1] 59/13
table [1] 80/18 take [14] 7/10 10/19 12/6 14/24 42/25 43/3 48/4 50/24 54/20 72/9 77/17 82/13 82/15 93/25
taken [11] 6/22 43/22 43/22 46/21 46/21 46/25 47/6 47/10 57/22 62/1 77/19
takes [1] 48/4
taking [6] 7/17 16/15
18/7 37/5 37/8 63/5
talk [22] 31/20 32/7
34/24 36/16 37/23
38/15 38/25 40/22
41/20 43/7 46/13 47/3 48/20 49/7 49/25 50/12
61/21 65/3 65/20 90/10 93/24 94/15
talked [13] 5/4 35/21 36/9 39/8 45/6 46/1 46/24 55/13 55/20 61/18 67/25 68/21

79/12
talking [6] 10/3 33/8 33/9 35/24 60/4 95/14
talks [1] 36/21
tall [6] 64/8 64/10
64/18 64/21 65/12 65/17
Tanya [1] 49/1
tardy [1] 27/23
tattoo [3] 73/10 80/8 80/8
tattoos [5] 79/21 79/21 80/2 80/5 80/7 tears [3] 37/20 73/13 81/1
technically [1] 23/20
tell [22] 9/4 14/25 15/7
15/9 31/23 38/5 39/18
40/3 42/7 42/16 44/5
58/3 58/21 60/18 62/10
62/12 64/8 64/21 66/23
68/2 71/15 91/23
teller [2] 67/23 68/15
tellers [8] 34/19 37/11
40/2 42/18 58/17 58/20
65/6 65/15
telling [1] $82 / 2$
tells [4] 33/21 35/3
36/16 57/15
tenant [1] 77/20
tend [1] 92/10
tender [1] 8/7
Terada [1] 41/22
Teri [3] 44/13 45/12 45/20
term [1] 15/23
terms [1] 40/19
TERRELL [1] $1 / 10$ test [4] 63/21 63/22 63/22 73/21
testified [9] 45/8 47/23 49/2 49/22 60/24 61/8 61/17 61/20 62/2 testified to [1] 61/8 testify [5] 13/7 56/13 58/20 61/1 61/6 testimony [3] 44/13 48/14 56/16
Texas [1] 78/24
text [1] 15/13
than [20] 12/4 16/13
18/5 18/13 21/7 21/13 32/12 32/14 34/22 40/9 40/9 40/15 45/14 52/24 54/8 57/6 60/10 61/21 71/18 92/10
thank [18] 19/20 24/8 28/17 50/21 50/22 55/2 57/7 64/3 64/4 82/11 82/12 90/6 90/17 92/24 94/2 94/14 95/25 96/2 that [488]
that's [91] 4/9 4/15 4/15 4/16 5/8 5/15 6/18 8/9 10/7 15/19 17/10 20/18 21/12 23/15 25/1 25/23 28/12 28/19 30/1 31/1 34/12 35/16 37/11 37/17 38/12 41/3 41/11

44/23 45/11 45/21 46/6 46/22 47/4 47/13 49/4 49/22 50/1 50/9 52/11 53/23 54/17 56/10
56/18 58/23 59/3 64/16 64/24 64/25 65/10 65/23 66/5 66/15 67/9 68/1 68/6 68/10 68/16 68/24 69/4 70/20 70/22 70/24 71/5 71/8 71/8
71/9 71/11 71/11 71/16 71/23 71/23 71/25 72/7 73/1 73/2 73/12 73/23 76/3 76/23 77/14 78/16 78/22 79/16 83/22 91/5 91/6 92/15 93/7 93/7 93/24 95/20
their [47] 10/4 11/18
23/12 27/2 27/9 27/18 28/1 28/23 30/5 30/10 30/13 30/16 30/24 32/1 33/1 33/14 34/11 34/20 36/3 36/12 38/3 42/13
42/14 42/25 42/25 43/3 43/16 43/22 49/22
50/14 53/9 55/16 55/20
58/23 59/6 68/15 68/17 69/19 69/24 70/18 74/1 76/4 76/6 84/18 92/17 94/6 94/7
them [111]
themselves [3] 44/18 74/8 76/25
then [53] 4/1 4/10 6/18
6/20 7/9 7/14 7/20 9/7 10/16 10/20 10/21
11/13 11/25 15/8 15/11
17/4 17/9 17/17 20/10
24/16 26/7 26/8 27/1
27/9 32/24 35/25 41/8
42/9 43/7 45/4 52/3
62/25 64/9 64/20 65/13
67/19 68/8 69/12 70/15
70/17 70/22 74/14 75/5
75/12 76/18 77/1 79/23
81/7 83/3 84/7 92/22

## 93/22 95/24

theories [5] 15/7 34/2 34/3 34/4 34/5
theory [3] 34/7 34/9 34/23
there [82] 3/22 4/6 4/10
4/16 6/1 6/12 7/5 9/24
13/1 13/18 21/13 21/15 23/9 23/17 24/21 25/2 25/4 25/12 25/25 28/4 32/5 36/1 39/19 41/16 43/2 43/2 43/10 44/5 45/18 46/16 49/8 49/14 49/16 49/23 50/4 50/4 50/6 53/12 54/14 55/19 56/6 56/7 56/15 56/22
58/16 60/10 60/16 61/9 63/25 63/25 65/5 65/9 66/19 69/7 69/16 69/16 70/13 73/5 73/8 73/9 73/13 73/14 74/5 74/8 74/23 75/2 75/4 75/10 75/13 75/16 77/5 77/6

## 77/12 77/13 77/18

 77/20 78/1 78/3 81/3 81/11 82/21 92/14there's [52] 3/17 7/18 7/20 8/15 10/16 10/24 11/13 11/16 11/22 21/2 21/6 26/20 31/23 33/6 33/7 33/10 33/11 33/11 35/11 45/10 57/18 57/18 58/5 58/14 58/14 60/4 60/6 60/22 62/6 65/21 66/13 68/13 68/22 68/25 69/17 71/8 71/17 72/12 74/8 74/22 75/15 75/24 76/20 76/25 77/12 77/12 79/22 80/2 80/8 80/13 80/16 80/21
thereafter [1] 29/13 thereof [1] 33/17
thereto [2] 37/6 37/10 these [61] 5/4 11/5 12/11 16/9 18/2 22/9 23/11 29/2 29/5 32/5 34/4 34/5 34/9 35/13 35/22 37/3 40/3 41/7 41/17 42/1 42/17 44/10 44/16 45/5 48/18 48/19 53/13 56/16 58/2 58/13 58/14 58/15 59/19 59/19 59/20 59/22 60/2 60/3 60/7 62/1 63/4 63/5 63/8 63/11 66/6 67/11 68/21 69/2 72/1 72/2 72/3 76/13 77/17 78/5 78/17 79/14 79/16 80/15 85/2 89/16 90/7 they [273]
they'd [1] 81/17
they'Il [1] 84/9
they're [43] 4/2 4/22 5/15 7/17 9/19 13/5 19/6 22/13 26/5 27/1 27/1 27/3 33/5 34/22 35/17 35/18 36/15 41/11 43/9 44/9 47/1 47/11 48/7 49/20 50/3 51/15 64/15 64/16 64/17 65/8 65/9 66/23 67/22 67/24 71/8 71/14 72/10 72/12 73/20
75/18 77/3 80/12 81/22
they've [3] 56/4 56/5
57/4
thick [1] 3/4
thin [2] 53/4 53/14 thing [10] 7/3 37/24 58/15 69/22 75/3 75/5 75/13 77/23 80/22 81/7 things [13] 9/23 14/23 37/1 39/25 56/10 59/23 65/20 66/10 72/19
76/17 78/2 78/3 82/6
think [51] 3/16 3/21
3/23 4/2 4/25 5/12 8/23 9/13 9/21 11/10 11/19 11/21 12/13 13/4 13/10 13/16 14/16 15/4 15/16 19/6 19/25 21/18 23/16

25/12 27/5 36/3 36/12 41/15 51/14 51/14 52/20 52/22 53/15 53/19 53/20 53/22 54/5 56/7 56/8 56/16 57/14 58/7 58/18 58/24 61/8 63/17 64/9 64/10 64/15 64/22 65/5
thinking [5] 13/22
64/16 64/18 95/2 95/4
thinner [1] 52/23
third [4] 75/8 76/22
77/8 94/4
this [132]
those [48] 6/12 6/23 8/5 8/7 10/21 23/21 24/5 24/6 24/23 24/24 26/18 30/12 35/16 37/1 39/15 42/6 46/17 47/11 47/25 49/20 49/25 51/14 54/10 57/2 57/3 58/13 59/19 59/20 59/23 63/24 64/1 65/15 67/13 70/1 72/6 72/8 72/9 72/10 72/16 73/3 73/14 73/21 74/10 76/1 80/19 80/25 82/22 90/16
though [5] 22/5 39/12
40/12 44/11 95/19
thought [4] 52/13 54/2 63/14 94/6
thousands [2] 38/1 38/2
threat [1] 38/13
threatened [2] 38/10 47/21
threatening [1] 47/15 threats [4] 47/20 48/5 48/10 72/24
three [2] 23/9 58/13
through [35] 5/16/5
6/21 8/16 9/8 10/4 11/13 12/3 12/4 12/11 23/17 27/25 28/5 28/6 29/18 37/20 50/20 51/9 56/4 57/1 62/23 66/7 67/1 69/1 69/4 72/1 73/6 73/13 74/5 80/5 80/6 82/18 83/12 84/16 90/20
throughout [5] 29/7 29/18 30/22 68/13 76/17

## throw [1] 65/5

THURSDAY [4] 1/14 91/19 91/20 92/13
Thursdays [1] 92/11 ticket [3] 62/13 62/15 68/4
tight [1] 10/5
time [22] 4/18 9/14 21/5 21/19 23/20 28/7 29/17 30/11 34/23 36/19 42/5 42/22 43/14 45/11 45/14 46/17 62/22 79/15 79/17 92/4 92/21 95/15
timed [1] 43/13
times [5] 4/25 17/16 39/15 42/15 68/23
timing [1] 47/23
tinted [3] 79/3 79/9 79/19
tirelessly [1] 30/18 today [5] 68/6 70/21 82/25 83/1 83/16
toe [1] 69/9
together [11] 32/12
32/14 33/2 33/3 33/4
33/4 33/19 44/10 46/4
67/22 67/24
told [23] 14/2 26/5 28/19 39/2 42/6 42/18 42/21 43/3 44/14 44/23 44/24 45/1 45/12 45/20 47/22 50/10 55/25 56/4 69/23 76/10 83/6 93/24 94/8
tomorrow [3] 62/22 68/5 83/2
too [17] 4/25 7/11 7/23 20/21 27/16 45/9 50/17 67/19 68/19 71/11 74/6 77/5 77/21 78/1 78/13 82/10 91/6
took [1] 25/20
top [3] 6/5 7/19 78/1
tops [1] 17/9
totally [1] 51/12
touch [7] 72/19 74/11
74/17 74/21 74/24
74/24 75/3
touched [3] 73/14 74/1 74/2
touches [1] 75/6
touching [4] 75/1 75/4 75/11 75/13
touchy [1] 95/1
towel [7] 70/23 76/23
76/25 77/2 77/2 77/5
80/17
towels [1] 76/24
tracker [2] 30/20 63/6
tracted [1] 30/16
traffic [6] 22/19 72/9
77/3 77/24 78/2 79/2
trailer [2] 78/23 79/5
training [2] 58/20 58/23
TRAN [1] 1/1
transcribed [4] 1/25 29/11 30/2 96/8
Transcriber [1] 96/12 transcript [3] 1/10 94/20 95/23
transcripts [1] 94/19
TRAVIS [2] $1 / 1085 / 8$
trial [13] 1/15 21/8
29/15 38/19 51/7 51/22
76/3 76/4 93/2 93/3
93/11 93/12 95/10
tries [1] 80/25
true [1] 64/24
truly [1] 96/7
try [6] 55/8 62/11 62/22

62/22 63/1 84/9
trying [14] 3/7 3/9 12/4
12/10 12/16 12/17
15/10 15/25 29/3 45/16 53/22 64/15 66/23 82/1
Tuesday [5] 28/4 92/10 92/13 93/8 93/10
Tuesdays [1] 92/10
turn [1] 57/6
turned [1] 30/11
turning [3] 7/14 14/7 84/10
twice [1] 29/1
Twistable [2] 49/5 73/24
two [39] 10/16 14/12 16/6 17/24 18/6 19/2 21/7 30/12 31/22 32/5 33/14 37/3 41/7 41/17 46/17 56/7 57/2 57/3 57/19 58/2 58/5 58/10 59/16 59/16 60/5 60/10 61/24 65/15 66/6 68/11 69/3 71/18 71/18 72/11 73/25 77/12 77/12 82/21 92/1
type [1] 38/22
types [1] 36/21
typically [1] 84/8
$\mathbf{U}$
ultimate [1] 35/6
ultimately [2] 30/23 66/21 unanimous [3] 17/19 34/7 34/8 unarmed [1] 40/20 unaware [1] 30/17 uncomfortable [1] 53/23
under [2] 38/9 38/9 underlying [1] 36/7 understand [2] 4/5 26/17
understanding [1] 31/22
understands [1] 38/22
Understood [1] 92/23
unidentified [1] 63/25
unique [10] 34/1 34/15
34/22 72/7 76/16 76/22
76/23 78/22 80/15 81/1
unlawful [4] 16/15 18/7
37/5 44/4
unlawfully [1] 18/14 unlike [2] 53/5 55/8 unnecessary [2] 16/18 18/9
unrelated [1] 92/9
until [12] 15/1 15/2
15/9 22/21 44/15 54/24
74/15 76/11 83/5 83/10 90/23 94/22
up [35] 10/1 10/5 13/16 13/19 14/1 20/1 31/24 40/24 41/14 43/1 49/7 53/1 53/15 56/19 56/20 57/21 58/11 60/16 61/6 62/22 64/17 65/4 65/23

66/2 66/11 67/18 70/12 71/7 71/10 74/20 75/3 79/25 80/11 81/2 93/2 upon [2] 29/4 45/23 upside [2] 30/11 56/9 upstairs [2] 50/7 60/12 us [28] 6/13 7/9 25/10 30/10 31/23 33/21 34/18 35/3 35/9 35/14 35/20 38/5 39/19 42/5 44/5 47/3 47/8 49/4 50/24 52/25 53/5 53/24 56/18 58/6 66/19 76/7 92/4 92/20
use [71] 4/23 10/15
16/12 18/4 31/8 31/9
31/10 31/14 31/15
31/15 36/25 37/4 39/18
39/19 40/13 40/21
41/10 41/17 42/13
42/14 43/21 43/23 44/1
44/4 44/17 44/19 45/19
46/24 46/25 47/1 47/5 47/9 54/14 55/19 59/1
67/6 68/3 85/17 85/18
85/22 85/23 85/24
85/25 86/4 86/5 86/6
86/7 86/11 86/12 86/13
86/14 86/21 86/22
86/23 86/24 87/23
87/24 87/25 88/1 88/5 88/6 88/7 88/8 88/12 88/13 88/14 88/15 88/22 88/23 88/24 88/25
used [27] 3/16 3/18 3/21 4/19 4/25 8/11 16/9 18/2 30/21 37/7 38/6 38/10 38/10 38/10 39/25 40/6 41/18 42/14 44/8 55/25 62/9 62/22 68/9 72/21 74/11 80/10 81/11
uses [4] 40/10 46/9 74/12 81/22 using [5] 5/10 15/23 40/12 62/17 62/17 usually [3] 13/11 19/24 94/15

## V

vacuum [1] 67/7
VALERIE [1] 1/13
Valle [2] 49/4 75/9
valley [2] 50/20 76/12
value [1] 37/24
various [1] 59/11
VEGAS [1] $3 / 1$
vehicle [7] 43/19 78/21
79/8 79/12 79/14 79/14
79/17
Velcro [1] 80/22
verbally [1] $42 / 5$
Verde [2] 71/13 75/9
verdict [24] 6/1 7/4
10/16 12/6 12/7 14/14
17/18 21/9 22/23 22/24
24/12 24/13 24/17
34/14 41/8 83/3 83/6 001708

84/7 84/22 84/25 85/2 85/7 87/13 90/3
verdicts [6] 4/19 85/1 85/3 89/17 89/19 91/13
verify [1] 23/7
version [1] 55/20
versus [2] 85/5 87/12
very [12] $8 / 128 / 13$
43/13 58/14 72/5 72/15
72/16 73/19 74/5 74/16 83/9 90/6
victim [15] 4/18 4/21
4/23 5/1 6/22 31/10
31/16 31/18 45/11
45/19 87/6 87/8 89/7
89/9 89/12
victims [8] 5/10 5/16
5/21 37/19 38/1 40/5
43/3 44/7
Vidal [16] 42/22 50/2
50/9 60/14 60/14 60/16
60/17 60/18 61/20
63/23 66/5 71/6 71/6
71/7 71/23 73/12
video [42] 33/15 36/10
43/12 43/13 43/21
44/20 46/7 48/23 49/14
50/3 50/8 56/16 56/17
56/21 60/6 65/16 66/3
66/14 67/12 69/6 70/25
70/25 71/3 72/2 73/6
74/2 74/13 76/7 77/10
77/19 78/3 78/7 78/19
79/25 80/15 80/15
80/17 81/6 81/8 81/20
82/5 96/8
videos [4] 49/25 59/10
66/1 78/5
view [1] 9/22
viewed [1] 50/8
VIN [5] 79/8 79/8 79/9
79/15 79/15
Vince [2] 44/23 44/24
violence [3] 37/6 37/10
37/13
visiter [1] 60/13

## w

waistband [1] 46/8 wait [3] 10/3 15/17 90/23
waited [1] 44/15
waive [7] $8 / 208 / 21$
8/23 8/25 9/11 9/15 29/20
walk [3] 56/19 63/14 68/14
walked [4] 35/16 56/20 64/10 70/14
walking [8] 36/11 63/1
70/18 72/3 74/7 75/7
75/13 76/23
walks [9] 43/11 43/13 43/13 43/14 43/14
43/15 67/18 70/10 75/3
wallet [2] 45/17 81/3 want [35] 4/5 4/14 5/7 6/21 7/10 8/25 10/1
12/4 13/5 13/6 14/23

21/19 23/7 24/9 40/5
40/22 54/4 61/24 63/19
64/1 64/17 64/20 65/18
67/16 68/14 74/4 74/23
84/7 89/25 90/6 91/25
92/25 93/25 94/19
94/21
wanted [2] 53/18 65/4
wants [2] 14/4 58/2
warrant [1] 30/20
warrants [1] 59/16
was [125]
was angry [1] 61/7
wasn't [7] 3/21 10/10
42/9 43/2 54/4 71/12 95/12
wasting [1] 21/19
watch [11] 33/2 45/15
46/7 49/25 50/14 51/3
59/11 71/4 71/4 74/6
74/13
watched [2] 71/21 71/21
watching [3] 53/8
59/10 66/16
waving [2] 70/15 77/8
way [17] 20/23 21/2
23/7 29/4 34/16 49/15
50/13 51/6 52/18 66/3
71/8 71/24 72/12 78/7
80/16 81/10 84/12
ways [4] 20/15 21/7
34/17 71/17
we [172]
we'Il [11] 17/9 26/7
50/24 66/6 66/7 68/25
72/1 76/13 91/7 95/3
96/2
we're [29] $4 / 135 / 10$
5/25 11/24 12/12 13/23
14/8 15/23 20/10 24/10
24/10 24/12 27/16 33/9
33/25 34/8 38/23 51/11 51/13 52/16 52/18
56/14 60/4 65/5 69/25
84/10 84/12 94/18 94/23
we've [3] 15/6 50/5 90/11
weapon [149]
weapons [5] 38/25
42/17 42/18 43/5 79/24
wearing [14] 59/12
59/20 68/23 69/8 72/4
75/22 75/23 76/22 77/2
77/9 77/13 78/13 81/8 81/16
Wednesday [2] 91/17 91/18
week [14] 51/20 53/9 54/1 55/11 55/11 58/13
64/11 64/13 64/13 64/14 91/25 93/3 93/13 96/1
weigh [1] 56/25
weight [1] 58/12
welcome [1] 70/11
well [46] 3/21 4/14
4/15 5/12 5/18 7/23

W
well... [40] 9/16 9/22
13/8 14/24 17/4 21/15 22/4 25/14 25/21 31/21 32/11 35/2 35/23 36/2 44/17 44/19 46/14 48/20 49/2 49/10 50/14 52/25 53/5 58/19 59/8 64/24 70/5 70/23 71/23 72/16 73/8 73/13 78/4 78/11 78/12 83/21 93/21 94/8 94/23 95/22 went [10] 13/25 27/22 30/24 44/16 47/8 49/15 50/1 56/14 66/17 66/19
were [71] 4/6 22/17
22/22 23/15 23/17
23/17 23/18 24/22
24/23 25/24 28/4 29/8
30/16 30/17 34/20
35/15 35/23 35/24
35/24 35/25 36/7 44/1
45/21 46/22 47/22 49/3
49/3 50/7 50/16 51/19
51/25 53/12 53/25 55/9
55/23 55/23 55/24
55/24 56/22 58/6 59/5
59/8 59/19 59/21 59/24 61/2 61/25 63/8 63/9
63/11 63/14 63/17 65/7 65/7 66/10 66/12 66/20 69/6 69/13 70/5 71/2 72/15 76/9 78/3 78/11 79/3 79/14 82/22 94/6 94/7 94/16
weren't [5] 28/5 30/14 36/8 63/21 65/17
West [5] 35/9 35/14 46/23 49/3 78/10
what [131]
what's [11] 48/6 49/9
70/10 73/9 75/18 76/3
76/22 79/2 80/20 81/2
82/3
whatever [3] 10/4
83/24 93/13
whatnot [1] 90/11
when [102]
Whenever [1] 13/1
where [27] 5/17 6/16 10/4 12/25 13/9 14/12 14/20 16/20 16/21 17/8 18/11 21/13 22/6 34/22 39/3 44/14 50/7 50/13 55/12 56/13 59/21 77/2 77/8 77/19 80/2 81/13 83/1
whether [9] 5/16 19/10 20/15 20/24 40/18 51/25 56/20 57/3 67/10
which [23] 9/20 20/3 28/20 33/14 36/7 38/6 38/9 39/20 40/21 43/2 48/6 48/7 49/16 49/17 57/15 59/2 64/11 69/23 69/23 71/3 93/9 93/13 94/24
while [39] 12/8 14/14

17/18 26/8 27/21 31/7 31/13 34/19 36/15 36/20 40/16 41/9 43/19 43/20 65/5 83/17 85/14 85/15 85/19 85/20 86/1 86/2 86/8 86/9 86/15 86/16 86/18 86/19 87/20 87/21 88/2 88/3 88/9 88/10 88/16 88/17 88/19 88/20 96/1 white [4] 69/10 78/22 80/21 81/1
who [49] 15/17 16/5 16/7 16/8 17/20 17/23 17/25 18/1 18/18 18/20 20/5 25/18 32/7 33/12 33/22 33/25 34/1 34/25 36/17 36/17 36/25 42/21 43/10 44/19 45/12 47/14 48/1 48/1 48/5 49/12 53/5 53/12 53/17 55/22 59/4 59/20 60/18 62/7 66/6 69/6 70/22 71/2 72/16 73/24 74/1 74/2 82/22 84/19 90/10
who's [3] 32/7 44/21 79/10
whodunit [1] $5 / 19$ whoever [1] 58/16 whole [2] 53/19 57/2 why [27] $4 / 165 / 10$ 10/5 14/21 14/22 19/25 36/2 37/20 38/21 40/1 48/7 49/17 49/21 49/22 50/15 53/16 59/5 59/8 64/25 66/11 66/17 66/18 68/6 69/23 70/4 74/11 75/21 wig [5] 59/13 78/9 78/10 78/12 78/13 wigs [1] 59/21 Wilcox [2] 39/8 46/1 will [35] 21/11 24/5 25/15 26/11 27/5 28/9 28/23 29/5 29/8 29/14 32/15 34/8 34/14 37/21 38/7 40/24 40/24 41/1 41/4 42/11 46/7 49/7 54/21 57/14 71/10 82/13 83/17 84/4 85/1 90/3 90/16 91/12 91/15 95/5 95/6
Williams [2] 45/12 45/20
Williams's [1] 44/13 willing [2] 8/23 19/9 willingness [1] 90/6 window [2] 49/17 68/15
windows [2] 79/3 79/19 winning [2] 62/12 62/15
wiping [1] 77/6 without [3] 23/20 91/10 91/14
witness [12] 20/4 20/5 31/18 47/13 47/16

47/17 48/8 48/13 48/14 62/7 89/12 91/3
witnesses [9] 3/24
21/13 21/16 48/5 55/21 62/2 64/14 69/6 71/19
woefully [1] 30/17
women [1] 37/16
won't [3] 6/11 66/2
96/4
wonder [1] 74/22
wondering [1] 52/1 word [6] 4/18 4/21 4/23 42/25 43/3 81/23
words [7] 6/23 29/4
32/21 32/22 33/8 42/6 69/14
wore [1] 81/4
work [2] 26/8 93/18
worked [1] 22/6
working [5] 30/19
44/10 58/19 59/8 73/2
world [1] 76/21
Worley [4] 30/23 35/21
36/9 80/3
worried [1] 94/7
would [39] 6/1 6/23 7/1
8/13 8/14 8/18 9/2 12/2
19/12 19/13 21/20
23/21 27/19 34/17
37/18 38/13 38/22 41/8
41/9 42/19 52/9 52/13
56/23 57/23 59/5 62/1
63/9 63/15 64/22 70/6
83/11 83/17 84/24
91/11 92/12 92/19 93/9
93/15 93/17
wouldn't [2] 4/14
41/11
write [3] 64/8 64/8 72/22
writing [4] 64/20 72/20
72/21 79/7
written [3] 29/3 29/5
64/19
wrong [1] 6/17
wrote [1] 63/13
X
XXI [1] 1/8
$Y$
yeah [27] 6/13 9/6 9/15
15/5 15/16 17/1 17/11 19/4 19/23 20/22 24/1 24/11 26/13 26/14 30/1 65/2 67/1 69/15 69/23 70/13 73/8 78/13 92/18 92/19 93/15 95/9 95/20 years [10] 31/10 31/16 45/12 45/13 45/13 45/19 87/7 87/8 89/8 89/9
yellow [2] 71/22 81/15 yes [23] 5/14 9/2 10/22 11/2 12/7 12/12 13/4 14/5 14/6 15/2 19/22 23/2 29/23 30/6 32/6 51/17 51/18 54/15 54/23 89/18 90/24 001709

91/24 92/23
yet [4] 15/24 46/10 46/11 62/18
yoga [1] 54/12
you [433]
you'll [8] 9/7 10/21
55/18 57/12 59/10
66/13 78/8 82/8
you're [13] 5/5 23/13
32/18 51/1 51/3 57/10
62/3 62/23 67/14 75/12
76/6 90/9 95/7
you've [9] 10/4 33/14
55/12 56/2 56/16 63/20
64/10 69/18 82/7
young [3] 52/21 53/3 53/14
younger [1] 52/22
your [81] 4/4 6/9 10/13 10/22 13/6 16/21 16/23 19/16 20/7 20/13 20/24 21/9 21/10 22/2 22/7
24/19 26/9 28/16 29/7 29/9 29/18 29/23 30/6 31/17 34/8 34/12 34/14 41/8 41/12 41/13 41/23 41/24 41/25 42/1 42/9 47/12 50/5 51/8 51/8 51/23 55/4 55/10 55/11 56/5 56/25 57/14 61/12 61/13 62/12 62/13 62/15 62/22 62/24 64/3 67/9 67/19 68/10 69/1 82/17 82/18 83/11 83/11 83/16 83/23 83/23 84/20 84/23 89/16 89/22 89/24 90/5 90/6 90/7 90/15 90/17 90/19 90/22 92/18 92/23 94/2 94/14 yourself [4] 41/2 48/21 48/22 81/25

zero [1] 62/20
Zitzmann [3] 42/3
46/21 67/21

RTRAN

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

VS.
DAMIEN ALEXANDER PHILLIPS; ANTHONY TERRELL BARR,

Defendants.

CASE\#: C-18-335500-1 C-18-335500-2

DEPT. XXI

BEFORE THE HONORABLE DOUGLAS SMITH, DISTRICT COURT JUDGE
TUESDAY, JANUARY 29, 2019
RECORDER'S TRANSCRIPT OF HEARING:
SENTENCING
APPEARANCES:

For the State:

For the Defendant BARR
For the Defendant PHILLIPS

RICHARD SCOW, ESQ.
Chief Deputy District Attorney
EDWARD HUGHES, ESQ.
KEITH BROWER, ESQ.

RECORDED BY: SUSAN SCHOFIELD, COURT RECORDER

Las Vegas, Nevada, Tuesday, January 29, 2019
[Hearing began at 9:30 a.m.]
THE COURT: C335500, Damien Phillips and Anthony Barr.
Time set for rendition of sentence. Is there any cause or reason why sentencing should not proceed today?

MR. HUGHES: Yes, Your Honor, two reasons. Number one, Mr. Brower, the attorney for Mr. Phillips, is in the building but he's not here yet.

THE COURT: Call him, get him here, we're sentencing today.
MR. HUGHES: Your Honor, regarding Mr. Barr, I have not had an opportunity to go over his massive PSI with him to check for inaccuracies.

THE COURT: Well, you better get with him. I'm sentencing today. So get your PSI over to your client. Have a seat, your attorney's going to come over and talk to you.

And somebody get Brower here.
[Pause in proceeding]
MS. STEWART: Your Honor, l'm Sandra Stewart and l'm here to confirm as appointed appellate counsel for Mr. Phillips and I'm wondering if --

THE COURT: What page?
THE CLERK: 12.
THE COURT: 12 ?
THE MARSHAL: That's for the Phillips and Barr matter.

MS. STEWART: I wonder if we can do that before the sentencing or if you want me to wait here.

THE COURT: Well, no, l've got to sentence him, then you can be appointed for appeal.

MS. STEWART: All right.
THE COURT: Thank you.
MS. PANDUKHT: And Mr. Scow's coming back on that one?
THE COURT: Yes.
[Pause in proceeding]
THE COURT: C335500, Damien Alexander Phillips and Anthony Terrell Barr.

Time set for rendition of sentence.
Let's do Mr. Barr first.
MR. BROWER: Well, Judge, may I approach very briefly.
THE COURT: Sure.
MR. BROWER: With the State.
[Bench conference -- not recorded]
THE COURT: Give me a second to read this.
[Pause in proceeding]
THE COURT: Yeah, you should have thought about your consequences. I'm sure your church didn't teach you this.

You want -- was this for the judge?
MR. BROWER: Judge, the paperwork --
THE COURT: For the file?
MR. BROWER: -- I gave you was for Mr. Phillips who's --

THE COURT: Right.
MR. BROWER: And he's got his copy of it. I made a copy for the Court.

THE COURT: Okay. So this can be filed in -- on the left side file?

MR. BROWER: He wanted that turned into the Court, Judge for his sentencing --

THE COURT: All right.
MR. BROWER: -- statement. So, yes, it can be filed for Mr. Phillips.

THE COURT: All right. We'll start with Mr. Brower -- or Mr. Barr. I think that's what I said I would do first anyway.

State wish to be heard?
MR. SCOW: Yes, Your Honor.
MR. HUGHES: Your Honor, l'd like to make a record that l've spoken to Mr. Barr, with his PSI, while the court was in session. Mr. Barr tells me that the criminal record included in the PSI is inaccurate.

THE COURT: I didn't look at it but -- well, I did look at it but I'm not taking that into consideration in sentencing.

MR. HUGHES: I -- well, Your Honor, I would object to you sentencing without taking in consideration the PSI.

THE COURT: No, I took the PSI, the convictions, the four prior convictions I wasn't looking at them. Now, you've drawn my attention to them.

MR. HUGHES: Your Honor, my client tells me the PSI is
inaccurate and I would request a continuance for the Department to investigate this and provide an accurate presentence investigation.

THE COURT: What is the problem with the PSI?
MR. HUGHES: Mr. Barr tells me his prior criminal record is inaccurate.

THE COURT: What is inaccurate about it?
MR. HUGHES: Your Honor, he tells me that --
THE COURT: No, l'm asking him.
What's inaccurate about it?
DEFENDANT BARR: Well, they say right here I went -- I went to prison four times, never been to prison four times.

THE COURT: Four counts.
DEFENDANT BARR: Right here it say prison. It say incarcerated four time.

Also l've got some charges on here that -- that's not my charges due to the fact this -- l've got somebody else social on there so. That social is whoever I think charges - some of the charges is, that, and, um, arrested before.

THE COURT: All right. Under Stockmeyer we have to have a clean PSI.

MR. SCOW: Objection, I can --
THE COURT: I'll --
MR. SCOW: -- I can clarify. I have Judgments of Convictions for every felony conviction on there. You can ignore everything else, criminal history-wise -- under that decision --

THE COURT: But if it's wrong --
MR. SCOW: It's not wrong. I have the JOC's.
THE COURT: Let me see the convictions you have.
This is robbery with -- causing bodily injury, that's a second degree felony in Texas. You went to prison for that.

Fingerprints. Seven years?
MR. SCOW: Yes, Judge.
THE COURT: Is that right?
DEFENDANT BARR: Yes, yes, Your Honor.
THE COURT: Okay. That one's correct.
Then Exhibit 2 is aggravated robbery with a weapon, firearm, an Indictment, first degree felony. You got seven years for that one. That's the second one.

Is that right?
DEFENDANT BARR: Yes, sir.
THE COURT: Then another one out of Texas, Judge was Silvant (phonetic); your attorney was Dan Pitzer, harassment of a public servant, third degree felony.

You went to prison for that?
DEFENDANT BARR: Yes.
THE COURT: Then the next one is Silvant, Pitzer again was your attorney, it's retaliation, third degree felony, guilty.

You got seven years for that?
DEFENDANT BARR: Yes.
THE COURT: Well, there's four that you went to prison on.

DEFENDANT BARR: Yeah, but -- but all of them was jury -by one juror. I got charged by one judge. But I was -- not four different judges.

THE COURT: I didn't say four different judges.
DEFENDANT BARR: Well -- well, the problem that I was having was -- I had went over it earlier with my lawyer about it, Mr. Hughes, some -- l've got some stuff on there that's not me.

THE COURT: What? I've asked you what it is.
DEFENDANT BARR: I told you. I've got socials on there that's not me. I've got a social security on there. I've got a weight that say I weigh 170. Your Honor, I never weighed no 170.

THE COURT: Okay.
DEFENDANT BARR: It say I'm five-ten, I'm five-nine.
THE COURT: All right.
DEFENDANT BARR: I feel like the -- that the charges, that whoever was (unintelligible) Gregory Reynolds was, this is his -- this is him. This is him and they're trying -- they're trying --

THE COURT: Well, the ones that concern me were the four felonies and you -- you admit to those, you went to prison for those -DEFENDANT BARR: That's correct.

THE COURT: -- and they have certified documents for those.
MR. SCOW: And the aka listed in the JOC's is -- oh, here they are, it's Gregory Reynolds. It's one of the aka's listed in the PSI that he's trying to challenge now --

THE COURT: All right.

MR. SCOW: -- different social security numbers.
THE COURT: All right.
MR. SCOW: And just --
THE COURT: It appears to the Court that the State has done their homework. I'm sentencing him today.

DEFENDANT BARR: And, Your Honor, I wasn't -- I wasn't locked up for no possession of marijuana. I never was locked up for that. On here it say I was locked up for possession of marijuana, um, somethin' a fugitive, there's a lot of things on here that's not me.

MS. SCOW: That's a misdemeanor offense listed in there, Judge.

DEFENDANT BARR: That's what I'm saying.
THE COURT: I'm going to sentence him today on this.
MR. HUGHES: Your Honor, I would just like to --
THE COURT: They went to trial, he went to trial, he admits to those four felonies, and that's what he says it wasn't him, the other stuff is nonconsequential to the sentencing.

MR. HUGHES: Your Honor, I would request a corrected PSI be done regarding any inaccuracies. This is a document that's going to follow Mr. Barr --

THE COURT: I understand.
MR. HUGHES: -- throughout the system. Mr. Barr's probably going to be in the system for quite a while, it's important that he have a corrected PSI.

In addition, Mr. Barr arrived at this point after a two-week trial
and 50 some odd witnesses. Another judicial officer did that trial, Your Honor doesn't have the benefit of all the information that was brought forth in two weeks, you have the PSI. So all Your Honor's aware of -and we've got questions about the accuracy of some of the PSI.

I would request --
THE COURT: The weight --
MR. HUGHES: I'm sorry?
THE COURT: -- the weight and a misdemeanor? He's got four prior felony convictions and he filed -- he's got 'em there and he admits to it. Mr. Barr admits to it.

DEFENDANT BARR: Your Honor, I've got more than that on there. I've got more on that. I got more than that on there. I just can't point it all out right now. I've got more than that on there. More than that.

MR. SCOW: And, Judge, just --
DEFENDANT BARR: I pointed -- I pointed some of 'em out to my lawyer. Your Honor, it's like this, why I needed Mr. Hughes is because if you see on there it say I got a third grade education level. So I need him to help read some of this stuff. I need him to go over this. And I told him I need him to help me read some of this stuff.

MR. SCOW: Judge, if I may. What l've seen in this case from the very beginning are strategies by the defense to either try to hold us to the fire, to see if maybe we don't get it together in time to get the case presented and maybe we lose counts because we can't get witnesses or evidence gathered. That was a strategy throughout the prelim stage and
the trial stage.
And I'm going to go into that a little bit more in a second.
But now we're at sentencing, we have a victim speaker here who's 76 years old, has bad knees. She doesn't want to have to come back. And if she speaks today, and it's continued to another judge, she'd have to come back and speak again.

They're wanting to continue because they want a different judge sentencing. I know that for a fact. I know the Court knows that. And it's not a proper reason to continue, the little minor discrepancies he brings up, which aren't even discrepancies, have no bearing on whether this should be continued or not.

But here's what happened. At the preliminary hearing stage when I got the case the preliminary hearing was in four days. I got it from another deputy. We didn't have all or really any of the evidence. We had no video surveillance. I sent out an email that said, hey, let's continue this, let me get this together. If it got dismissed at prelim, I could just go the grand jury. It wasn't a big deal. But I just thought, you guys might want everything too in order to proceed at prelim.

In those four days I gathered everything that I could, provided it to the defense, and we went forward because they wanted it to go forward in the hopes that we wouldn't be ready.

The same thing happened at trial. The trial date was set, they wanted it the next week, that's how -- that's how badly they wanted the case to go forward and be done with it, also in the hopes that we wouldn't be able to get the evidence and witnesses ready in time for trial.

So it was set for the December $3^{\text {rd }}$ trial date.
I emailed the Court and said, hey, look, I know this was a short setting, the defense represented it would be a week-long trial; there's no way. And I know the Court had asked about overflow. But the judge said we'll keep it at that time and just see what happens. And we got everything together. And they were unyielding in any discussion about having it continued, more time, because there was still evidence coming in. Even during trial there was evidence coming in but it was their strategy to go forward.

And now they're asking for time. So I want you to give them the same amount of time and leniency that they gave me, which is zero. So I'm asking that the case be sentenced today.

MR. HUGHES: Your Honor --
DEFENDANT BARR: Your --
THE COURT: All right. I've heard -- l've heard him. I've heard you counsel. I'm going to go forward with the sentencing today. DEFENDANT BARR: And, Your Honor, can I say one more thing, please.

THE COURT: Sure.
DEFENDANT BARR: Hey, this is my life on the line. This small error right here is still my life on the line. I gave -- I gave -- look, I told them l'd give them more time, a continuance, if he wanted a continuance, Your Honor, if he OR'd me --

THE COURT: All right.
DEFENDANT BARR: -- and set a new trial date. He said, no.

I gave him all the time. I gave him more than 60 days.
THE COURT: All right.
MR. SCOW: And we went forward.
THE COURT: Before he's --
MR. SCOW: So we're going forward today.
THE COURT: -- the State wish to be heard?
MR. SCOW: I do, Judge.
THE COURT: We'll do Mr. Barr first.
MR. SCOW: I will speak as to Mr. Barr first.
The victim speaker, would you like to proceed after you hear everything from both or are you going to sentence Barr first?

THE COURT: No, l'll -- l'll hear from the victim speaker after both parties have had a chance.

MR. SCOW: Okay. Your Honor, I've submitted -- or I will submit, they're marked now, and l've provided them all to Mr. Hughes, email, PDF copies, and you've reviewed them as well. These are felony convictions and they're also listed in the notice of habitual.

We've noticed three and l'll tell you why there's only three noticed. The first one is a conviction from 2011 out of Fort Worth, Texas. That case number is 12 -- I should have kept it convictions to be able to state 'em. I think the first one is 1211119D. The second one is 1211085D. The first is a robbery resulting in substantial bodily injury. And the second one is aggravated robbery.

And I'll briefly tell you about these cases. The first one was a May $29^{\text {th }}$ robbery, 2010, victim, Allen Polk. At trial the defendant tried to
argue that these were the same case, the same charges, and they're not. They have different case numbers, different offense dates, they just all happen to be sentenced on the same day, if you look at the sentencing or judgment date. The victim on that first one is Allen Polk. The defendant and another unknown co-conspirator beat him with a metal broomstick causing him to need staples or stitches on his head and they took his property.

The second case, the aggravated robbery, is a firearm used in a 7-Eleven convenience store robbery. The defendant walks in, points the gun at the clerk, and they steal money from the register.

Those two convictions are sufficient for the mandatory habitual felon in that the Court has no discretion, it must be a minimum 10-year sentence on that large mandatory felon habitual.

The other conviction there, the harassment and the retaliation, is from the defendant spitting on police officers when he was being arrested for trespassing. He also had these outstanding robbery warrants. And after spitting on the one officer, when they're putting him in the vehicle, he tells the other officer that he's going to have an X put on him as marked. That's the kind of individual we're dealing with.

What's missing from the PSI, the defendant also has a juvenile robbery adjudication where he carjacked an individual who was stopped at a stoplight, him and two other individuals. The defendant was the one with the gun. From the reports it appears that it was a BB gun. But at the age of 14 that's what he's already up to. Carjacks an individual and I have the paperwork here, if the Court would like to see it,

I've provided that also to Ed Hughes.
This is the defendant's life and livelihood. When he comes to Vegas, in the videos that were presented at trial, in the traffic stops, the defendant says he -- he'd only been here in Vegas for a few months. So when he comes to Vegas what he does then is starts robbing banks. And it's not just a single bank robbery. It's five different bank robberies. One of them, as to Mr. Barr, is an attempt, as they're being followed by the police, once they catch on to whose doing these robberies, the police follow them to one Smith's that has a bank inside of it. They go in but they don't -- they choose not to rob it because it's too busy. And then the police follow them to the fifth and final bank robbery location and they're arrested immediately after.

What l'd like to point out briefly in the PSI, in one of the events the -- the -- Mr. Phillips said that they had a bomb. There's two -- there's two victims at each bank robbery except for the first. And the reason I mention that is because $\mathrm{P} \& \mathrm{P}$, in their infinite wisdom, they recommend concurrent on every charge. It blew me away when I saw that. Because the message that they're really sending to this community is, if you have already committed a robbery or you're about to, don't just stop at the first one, keep on going, because everything else after that's going to be run concurrently, the victims after that don't matter, we'll just sentence on the first, run 'em all concurrent. Which I think is absolutely a horrible recommendation. Not just the circumstances of this case but the message that would send to our community.

Based on Mr. Barr's prior felony convictions, he's mandatory
eligible. We have for him four banks that were robbed, eight victims. And if you look at it just from a numbers perspective, this would apply to Phillips also. Each robbery victim, it's a minimum sentence of three years. And if you apply a three year sentence to each victim because really which one doesn't matter. If you're going to run one or a few of them concurrent, which one doesn't matter? If you give a minimum three-year sentence for each victim, for Mr. Barr that's already -- that's 24 years and without any habitual. Then you add in the assault with the use charges for the last bank, 'cause Mr. Barr's walking around the bank pointing the gun at everybody in the bank, including the 76-year-old victim in the back. Who, when she's struggling to get to the ground, 'cause she's elderly and she has bad knees, after he's already pointed the gun at her face told her to get down, he comes back, while she's struggling to get down, as you see on video, and tells her to get on the ground again. I mean it's such callous behavior.

I've had a prior case that went to trial on a mandatory habitual felon, a guy that robbed three convenient stores, no guns in the first two, a gun in the last one, that guy got life without, which, for Mr. Barr, I don't think that's out of the question. He's shown from a juvenile age through all of his adult years, he's committing robberies, he's either been in prison for it or he's out committing more. I know it's a mandatory habitual sentence but l'm asking either for life without or you run at least five of them consecutive because there were five different bank locations where either there was an attempt made or victims were actually robbed, terrorized at their work, when they're just trying to go about their day,
make a living, and instead they're traumatized by the actions of Mr. Barr.
THE COURT: Before your attorney has an opportunity to speak, is there anything you want to say.

DEFENDANT BARR: Yes.
Your Honor, that -- that -- that -- the elderly lady that's back there, she -- the DA -- he ask her, can she point out the victim that -- the -- the -- the defendant that supposedly robbed her; right? She never pointed me out. She said it wasn't me, what she said. And he -- excuse me when I say this, he trying to make like I'm -- I'm a big bad person. Some of that stuff right there, that wasn't that -- that stuff wasn't me.

When I was young I was hanging with the wrong people at the wrong time, you know what I'm sayin'? That -- that situation's over. And I feel like to me I never really had a chance because when they send me to prison, for them robberies that I went to prison for, they send me to a closed custody unit. In Texas, they sent me to a common unit. I'm pretty sure you know what that is. That was one of the worse units in Texas. And I spent four years in closed custody, couldn't go to school, couldn't get my GED, couldn't read, couldn't write, couldn't do none of that. And I did -- I did six and a half years on that seven year sentence, straight. And it wasn't 'cause no behavior. It was because of the crimes I committed. Supposedly it's because the crimes I committed. I didn't commit no murder. I was -- I was charged and convicted for a robbery, not a murder. I feel that I shouldn't be -- I shouldn't get my life thrown away in prison and just rot in a cell. I'm only 28. I don't have no kids, Your Honor.

And not just that -- and -- and what I was telling you about my PSI, they asked me, do I got any family? When I -- when I was in prison, my mom, my dad, my grannie, my aunties, all of 'em passed away or either got killed. Now -- now -- now everybody looking at me like some type of way because l've probably got tear drops on my face or whatever but those are because all of the people that I -- that I -- that passed away while I was in prison or something happened to 'em while I was in prison, Your Honor.

And on the other hand is they asked me, do I got any family? I said, yes, I got one -- one person that I care about. And every time I got pulled over on a traffic stop, which is they already know, he know, everybody that went to trial with me know, I had a -- an autistic little brother. And -- and -- I-- I-- I grew up with him but I went away for them seven years so I kind of lost touch with him. I taught him how to tie his shoe. I taught him to do a lot of things that my parents didn't teach him because they had passed away.

But every time I got pulled over I made sure I told the officers they say, who is this? I tell 'em this is my autistic brother and I'm taking care of him. And I'm all he got. Like I told you, I don't got no kids, Your Honor. He --that's like my son. And now he -- he -- he with a family member that I don't know what's going on with him. And they didn't even put that in my PSI that I got a family member. I don't care if it was just one, that's still my little brother.

And they got something to do with my point schedule. Now -now -- now I probably coulda got a point while -- probably could got
nothin' point. But I got no family support on here. But I should have. But it made me like I'm a bad criminal right here. They made sure they put everything on me and put this and put that it's making me like I'm a bad person, but l'm not.

And I'm not who that gentleman said I am. Now, l'm sorry for being in this courtroom and I apologize for that elderly lady back there, you know what l'm sayin'? I can't change your mind of what you're going to do, Your Honor, of putting me away but I feel I should deserve a chance and not just thrown away. Because I didn't commit no murder and get a life sentence. In those cases was all concurrent. All of them was ran concurrent. The only reason why I fought, Your Honor, to go to trial is because I had no choice, Your Honor. It was a worser charge than that they was offering me. I wasn't going to see the daylight with that, Your Honor. So I feel I might as well go out with a fight. That's the honest God truth. And that's all I got to say.

THE COURT: Thank you.
Counsel.
MR. HUGHES: Your Honor, I renew my objection in proceeding with sentencing today based on the inaccuracies in the PSI and the legibility limitations with Mr. Barr.

That being said, Mr. Barr has been to prison one time, it was three charges or four charges, they were all run concurrent. I don't think that that meets the intent of the habitual criminal enhancement. That is intended for people who had more than one opportunity to correct their behavior and refused to do so after having the opportunity.

Mr. Barr may have four charges but he went to prison once. He was sentenced once. He served one sentence. He's basically had one opportunity to correct his behavior and failed to do so. I don't think that the habitual criminal enhancement is appropriate.

That being said, Mr. Barr in the PSI, accurate portion, as far as I can tell, was removed from his parents' custody due to abuse. He spent some time with a grandmother, as one of 12 children she was caring for and then he bounced around from various group homes. He made it to sixth grade to his education. He started out with no chance. It's not surprising what has happened. I would ask you, if you insist upon sentencing him despite everything, to follow the recommendation of the Department of Parole and Probation, which has spent a lot of time on this case. If you're going to sentence him as a habitual criminal, I would request that you do it and give him 10 to 25 years, run all of these charges concurrently as recommended by the Department of Parole and Probation.

Hopefully, if Mr. Barr has that period of time in prison, he's 28 years old, he will have an opportunity to maybe get a GED, moving up from sixth grade. If he does that, it's possible that he'll be able to earn a living and be self-sufficient if and when he ever gets out. I would ask you to consider the absolute part of the PSI that there is no inaccuracy with -- in setting a sentence.

THE COURT: Thank you.
All right. I'll take the same arguments if -- do you want to argue anymore on Mr. Phillips?

MR. SCOW: Yeah, l'll say a little more for Phillips.
THE COURT: I'm ready to go on Phillips.
MR. SCOW: Okay. As to Mr. Phillips, I anticipate -- I didn't see this letter until this morning. But I anticipated that he would come in and ask the Court for leniency because he's never been in trouble before. He's educated. He had a good job. And someone else --

THE COURT: CNA, he was a certified nurse's assistant.
MR. SCOW: That's right.
-- and somebody else was probably the ring leader. When I read the letter it was exactly that. But here's why I think that he does not deserve much, if any, leniency, because with his education, with his lack of criminal history, he says he just got in with the wrong crowd. But what Your Honor may not know, but what was displayed in the video at trial, the first bank robbery that occurred he committed by himself. There wasn't anybody in there telling him what to do or do this, do that. He went in by himself. He did the first one alone. It shows that he -- he's perfectly capable and willing to do this criminal behavior.

One of the witness that testified at trial, Jazsman Morehead, when talking about seeing this case on the news and recognizing the defendants and the clothing, confronted Mr. Phillips about it and he said, I don't care about the police. I'm not going to stop until l'm caught. That doesn't sound like a guy who's just falling in line based on what other people are trying to get him to do. And he's trying to toss the blame over to Mr. Barr.

That's -- that's the main thing I wanted to say. But again, in
relation to the time recommended by P\&P, everything running concurrent, it's absurd. Not in this community. We don't want the message being sent that anything after the first is a free shot, just keep on committing crimes because it'll all be run concurrent. And like I said before, if you give a minimum of three for each robbery location, that's six locations for Mr. Phillips, that's already 18 years. If you do it for every victim, which I think is more appropriate, you're looking at quite a few more years because as to Mr. Phillips, there's nine victims that he was involved with robbing.

THE COURT: Before your attorney has an opportunity to speak, is there anything you want to say?

DEFENDANT PHILLIPS: Yes, sir.
First and foremost, I just want to apologize to the Las Vegas and Henderson community. You know, I would like to go back in time and change, you know, my actions I definitely would do so. I know I'm educated. I've been, you know, but I want to speak on that, on the education perspectives. I grew up in group homes. My mother was a drug dealer, who turned into a user. My father, I never really knew my father. I spoke that in the letter.

Just --
THE COURT: I read the letter.
DEFENDANT PHILLIPS: -- just to touch base on a few things. When I came out here I came out here to be closer to my son, you know what I mean. And I may have -- I'm not pointing the finger at nobody, you know, I don't wanna -- I don't want anyone to think that I'm pointing
the finger at anybody in -- in this case. You know I did do what I did. I've been trying to take responsibility for my actions. Going to trial, I had to go, like, there was nothing else for me to do but to go to trial. I've never been in court. I don't really know how the court system works and so on and so forth. So l'm really, like, going to trial, which was going through the motions and throwing away, you know, what -- what I did. I didn't really have anything, like, to base this trial or -- or -- what my decisions or anything is doing here, you know, like.

Honestly, like I said, I just want to apologize. You know I'm not -- l'm not a bad a person. I did work in the community. I did make a -- a few mistakes and I just want --

THE COURT: Serious mistakes.
DEFENDANT PHILLIPS: -- and I'm just asking for another chance you know to go out. I do have a 10 year old son. And like I said, like, I don't -- I don't -- I just want to be able go out and show him that you can go through something and turn around.

THE COURT: Mr. Brower.
MR. BROWER: Well, Judge, I'm going to start with Mr. Scow's original address to the Court that we were trying to continue sentencing. I actually wasn't trying to continue sentencing today at all. I just want to address that because it goes to the next part of what I'm going to say.

Mr. Phillips has addressed this briefly but he didn't have a choice in this case. Mr. Phillips went to the State, asked for a negotiation, and they said all negotiations were contingent on Mr. Barr.

There was no offers for Mr. Phillips regardless if Mr. Barr didn't want to take one. And Mr. Barr did not want to take anything because of the potential sentence that he's facing. So we ended up at trial. I went to the State numerous times, and I don't think they're going to dispute this, trying to work out a negotiation for Mr. Phillips. He wanted to accept responsibility for why we're here and ultimately we're here to be sentenced, which is what he was trying to do from the beginning. There were no negotiations.

So when the State's saying, we had this trial tactic of going forward. Well, we didn't have a choice. Mr. Barr exercised his rights, as did Mr. Phillips, to have a speedy trial. Because of that we ended up in a speedy trial. And when the Court said, hey, we can have a speedy trial, calendar call will be tomorrow, we actually said, okay. There was 15 witnesses done. I know that that's a bit absurd but we got a trial date 28 days later. And for the State to couch this as this was a tactic, it -- it was not. I went to them repeatedly and asked for a negotiation.

THE COURT: I don't want to listen to that, that -- that stuff.
MR. BROWER: Well, it's important because he's -- he's trying to tell you that he made a mistake. He did tell you that he made a -THE COURT: He made a huge mistake.

MR. BROWER: He did, Judge. And he's here to pay the price for that by Your Honor.

THE COURT: Huge mistake.
MR. BROWER: So that said, I'm going to reiterate what Mr. Hughes said. P\&P spent a lot of time doing this recommendation. My
client does not have the priors. He absolutely made a mistake. He's here to be sentenced for it. They recommend quite a stiff sentence in my opinion but it is concurrent counts.

The State -- you did not have the benefit of the actual trial. They were found guilty with the first four places for using a firearm. No firearm was ever displayed or used. There was a note. One of the notes said Oscar De La Hoya give me the money. And the banks did what they were trained to do and what they testified about for a week. And they said we just hand the money over. We don't question them. We don't ask to see a gun. We don't do anything else. We just hand them the money.

The last robbery that they were charged with, and convicted of, has an awful set of facts with the video. And my client, again, wanted to accept responsibility. I think the recommendation is appropriate. My client would ask that you give him a 3-to-7 but the 6-to-20 with everything concurrent I do believe is appropriate and I know we're going to have a victim speaker. So --

THE COURT: All right. Thank you.
MR. BROWER: -- I'll wait for after that.
MR. SCOW: And before the victim speaker gets up, just one point I wanted to address as to the habitual and the convictions, to the extent that he's trying to argue that they're the same or don't qualify, if you look at them, they each have separate case numbers, the offense dates are --

THE COURT: I've looked -- l've looked at them.

MR. SCOW: -- the offense dates are different on each, they are certainly --

THE COURT: I've looked at them.
MR. SCOW: -- separate and independent. Okay.
THE COURT: I look at things.
Bring your victim up here.
Ma'am, if I could have you raise your right hand, please.

## TERI WILLIAMS

[having been called as a speaker and being first duly sworn, testified as follows:]

THE CLERK: Please state and spell your first and last names for our record.

THE SPEAKER: It's Teri, T-e-r-i, Williams, W-i-l-I-i-a-m-s.
THE COURT: Go ahead.
THE SPEAKER: I'm here in this court because you two decided to be criminals. The only good outcome is that no one was shot. I am 76 and will live the rest of my remaining life having visions of a gun being pointed at me.

Many years ago I was caught up in a casino shooting. That shooting wrecked my nerves. October 1 shooting was a reminder of the shooting at the casino. Now I have August incident to add to my memory.

The two of you caused fear and trauma to me and a lot of other people.

That's it, Your Honor.

THE COURT: Do you have any questions?
MR. SCOW: No.
THE COURT: No --
MR. BROWER: No, Judge.
THE COURT: Mister --
MR. HUGHES: No, Your Honor.
THE COURT: Thank you.
THE SPEAKER: Thank you, Your Honor.
THE COURT: Mr. Barr you are adjudged guilty of Count 1, conspiracy to commit burglary, a gross misdemeanor. Count 2, conspiracy to commit robbery, a felony. Counts 3,5 , and 8 , burglary while in possession of a deadly weapon; 11, 14, and 15 as well.

Robbery with use of a deadly weapon, $4,6,7,9,10,12,13,16,17$ counts. Counts 18 and 19 assault with a deadly weapon, all felonies, and 20. 21, assault with a deadly weapon victim over 60 years of age or older.

At some point we have to live with the consequence of our actions.

Mr. Barr on Count 1 you're sentenced to 364 days in the Clark County Detention Center.

Count 2, a concurrent 12 to 48 months in Department of Corrections.

Count 3, a concurrent 36 to 120 months in Department of Corrections.

Count 4 , robbery with the use, 36 to 120 , plus 36 to 120
consecutive, concurrent to Counts 1, 2, and 3 .
MR. SCOW: And, Judge, is this -- is this as to Mr. Phillips?
THE COURT: No, this is Mr. Barr.
MR. SCOW: Okay. And Mr. Barr's the mandatory habitual. I just want to make sure that you're -- I'm not trying to interrupt. I'm just trying to make sure it's --

THE COURT: Yeah, well, you guys all interrupt.
Count 5, 36 to 120 months in Nevada Department of Corrections, concurrent to Count 4.

Count 6 , consecutive 36 to 120 , plus 36 to 120 for robbery with use.

Count 7,36 to 120 , plus 36 to 120 for robbery with the use, consecutive.

Count 8,36 to 120 months, concurrent.
Count 9 , robbery with the use, 36 to 120 months, plus 36 to 120 months in Nevada Department of Corrections.

Count 10, a consecutive -- and that's consecutive.
Count 10's a consecutive 36 to 120 months, plus 36 to 120 months in Nevada Department of Corrections.

Count 11, 36 to 120 months concurrent to the consecutive times.

Count 12, 36 to 120 , plus 36 to 120 for robbery with use, consecutive to Count -- the other robbery with the use, 1, 2, 3, 4, 5 .

Count 13 , robbery with the use, 36 to 120 , plus 36 to 120 consecutive to the other robberies.

Count 14,36 to 120.
Count 15, 36 to 120, both concurrent, concurrent to the consecutive time.

Count 16,36 to 120 , plus 36 to 120 for the robbery with the use, consecutive to the other robberies with the use.

Count 17, 36 to 120, plus 36 to 120 , consecutive to the other robberies with the use.

Count 18, 12 to 48 months in Nevada Department of Corrections, concurrent.

19, 12 to 48 months, concurrent.
20, 12 to 48 months, concurrent.
And Count 21, 12 to 48 , plus 12 to 48.
Credit for time served 174 days and that's concurrent. So -[Colloquy between the Court and the Clerk]

THE COURT: Which I have it calculated as 54 years to 180 years. But you want me to sentence him as a habitual?

MR. SCOW: I think you have to. And you can't use the habitual to give less time by statute.

THE COURT: Each robbery with the use you're sentenced to a habitual life without the possibility of parole, consecutive.

So that's one, two, three, four, five, six, seven, eight, nine.
Mr. Phillips you're sentenced on Count 1, conspiracy to commit burglary, a gross misdemeanor, 364 days. Count 2, conspiracy to commit robbery, 12 to 48 months, concurrent to Count 1. Count 3, 5, and $8,11,14,15$, burglary while in possession of a deadly weapon, 36
to 120 , concurrent. Count 4 , robbery with the use, 36 to 120 , plus 36 to 120, concurrent to the concurrent ones. Count 6 , for robbery with the use of a deadly weapon, 36 to 120 , plus 36 to 120, consecutive; consecutive to Count 4. Count 7, 36 to 120, plus 36 to 120 , for the use of a deadly weapon, consecutive to 6 and 4 . Count 9,36 to 120, plus 36 to 120 , consecutive to 7,6 , and 4 .

The remaining counts are all going to be concurrent, 36 to 120 , plus 36 to 120, it has to be consecutive. But 10 is concurrent to the other counts. Count 12, 36 to 120, plus 36 to 120 , concurrent to the consecutives. Count 13, 36 to 120, plus 36 to 120, concurrent to Count 12 and the other orders. Count 16, 36 to 120, plus 36 to 120 , concurrent. Count 17, 36 to a hundred -- but those two have to be consecutive. 36 to 120 , plus 36 to 120. Count 17 is concurrent. Counts 18, 19, 20, are each 12 to 48 concurrent.

Now, 21 is 12 to 48 , plus 12 to 48 concurrent.
So -- let me see if I can figure this out.
My calculation on Mr. Phillips is 360 months to 1200 months in Nevada Department of Corrections. Credit for time served 174 days.

MR. BROWER: Judge, before we move on, we contacted -both defense counsel --

THE COURT: Oh, yeah.
MR. BROWER: -- contacted Mr. Christensen's office. We have substitutions of attorney for Mr. Phillips that we'd like you to sign an order on.

THE COURT: All right.

MR. BROWER: And I know Ms. Hua's here for Mr. Barr's case.

THE COURT: All right. That's fine.
MR. HUGHES: Your Honor, I don't have a substitution, but l'd move to withdraw --

THE COURT: That's granted.
MR. HUGHES: -- and to have Ms. Hua to --
MR. BROWER: Judge, can I -- oh, sorry.
MR. HUGHES: And would the record reflect l've already turned my entire file over to Ms. Hua.

MS. HUA: That's correct.
THE COURT: Okay.
MR. SCOW: Thank you, Judge.
MS. HUA: So, Your Honor, I'm appointed --
THE COURT: Yes.
MS. HUA: -- for Mr. Barr's appeal?
THE COURT: Yes.
MS. HUA: Thank you.
THE COURT: And you'll be appointed for Mr. Phillips.
MS. STEWART: As appointed appellate counsel, yes, Your Honor.

THE COURT: Yes.
MR. BROWER: And, Judge, l've been asked to retain the actual file, which l'm doing. Now, current appellate counsel, after you've just signed the order, has indicated she'll order any of this -- the
transcripts and other things that she needs from the Court. If she needs anything else, she can just contact me directly.

THE COURT: You probably should make copies of --
MR. BROWER: It's 24 or 30 CD's and a two terabyte hard drive and a bunch of other stuff, Judge, which I understand volume-wise why a lot of the electronics would be kept with me.

THE COURT: All right. Thank you.
MS. STEWART: Thank you, Your Honor.
MR. BROWER: Thank you, Judge.
[Hearing concluded at 11:10 a.m.]

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.


Gina Villani Court Recorder/Transcriber

RTRAN

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

VS.
DAMIEN PHILLIPS and ANTHONY BARR,,

Defendants.
BEFORE THE HONORABLE DOUGLAS SMITH, DISTRICT COURT JUDGE MONDAY, FEBRUARY 04, 2019

RECORDER'S TRANSCRIPT OF HEARING: CLARIFICATION OF SENTENCE

APPEARANCES:
For the State:
BARBARA SCHIFALACQUA, ESQ. RICHARD SCOW, ESQ.
Chief DeputY District Attorneys
For the Defendants
Anthony Barr:
EDWARD HUGHES, ESQ. JEANNIE HUA, ESQ.

Damian Phillips
KEITH BROWER, ESQ.

RECORDED BY: GINA VILLANI, COURT RECORDER

Las Vegas, Nevada, Monday, February 04, 2019
[Hearing began at 8:38 A.M.]
THE COURT: C335500, Damien Phillips and Anthony Barr.
I have missed two sentencings on their - that's why l've called it back. And that was on Mr. Phillips, it was -- I missed Count 22, carrying a concealed firearm with pneumatic gun.

MR. SCOW: That sentence is to Mr. Barr.
THE COURT: I thought that --
MR. BROWER: It's not Mr. Phillips, Judge.
THE COURT: I was told it was both. That's why both are on today.

MS. SCHIFALACQUA: No, Judge, I think they made Barbara Schifalacqua for the State. They made a clerical error. Mr. Phillips' sentencing was fine.

THE COURT: Okay.
MS. SCHIFALACQUA: Mr. Barr is who we needed the modification.

THE COURT: Okay. That's why you were so upset to come. MS. SCHIFALACQUA: Correct.

THE COURT: Why didn't you call and tell us.
MR. BROWER: But what I said, Judge, is (a) they didn't tell me exactly why you wanted to be here; and (b) that there was appellate counsel appointed on this case that should be here.

THE COURT: Right. Should have been here, but that's all
right.
MR. BROWER: And that I was confused at sentencing because you went so fast, and then I said maybe it should go back to Judge Adair since it was from her department.

THE COURT: No.
MR. BROWER: So those were my concerns.
THE COURT: I've already talked to Judge Adair about it, and that's why it's over here. But thank you for coming. I appreciate it.

THE CLERK: Can we have everybody's names?
MR. BROWER: Judge, that was Keith Brower, 7288, for Mr.
Phillips, or actually, l've already withdrawn from this case.
THE COURT: 7288, yeah, that's pretty old, 7288.
MR. HUGHES: Ed Hughes, 1603.
THE COURT: All right.
MR. HUGHES: I was the trial counsel -
THE COURT: You were released on it as well. But on 22, carrying a concealed pneumatic gun, a felony, you're not going to get any extra time. I'm going to sentence him to 12-to-48 months in Nevada Department of Corrections, concurrent to all counts.

MS. SCHIFALACQUA: And, Judge, for the record, we do need to address with Mr. Barr. He was not on Counts 3 and 4. It was Mr. Phillips, alone, that did those two, so we would just ask that you strike the adjudication of Counts 3 and 4 -

THE COURT: Okay.
MS. SCHIFALACQUA: -- for the record.

Nevada Supreme Court
State of Nevada, Plaintiff
v.

Anthony Barr, Appellant
Docket Number 78295

## APPELLANT'S APPENDIX Vol. VIII

NRAP 26.1 Disclosure
The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1(a), and must be disclosed. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal.

Jeannie Hua, Esq., Attorney of record for Appellant, Anthony Barr Clark County District Attorney's Office for the State of Nevada

## Appellant's Appendix Table of Contents

Information ..... Vol. I, p. 1-14
Judgment of Conviction ..... Vol. VIII, p. 1767-1771
Notice of Appeal. ..... Vol. VIII p. 1772-1773
Presentence Investigation Report ..... Vol. VIII p. 1746-1766
Resentencing Transcript. ..... Vol. VII, p. 1741-1745
Sentencing Transcript. ..... Vol. VII, p. 1710-1740
Transcript of Jury Trial Day 1 ..... Vol. I, p. 15-213
Transcript of Jury Trial Day 2. ..... Vol. I, p. 214 - 374
Transcript of Jury Trial Day 3 ..... Vol. II, III, p. 375-666
Transcript of Jury Trial Day 4 ..... Vol, III, IV, p. 667-858
Transcript of Jury Trial Day 5. ..... Vol. IV, V, p. 859-1161
Transcript of Jury Trial Day 6 ..... Vol. V, VI, p. 1162-1412
Transcript of Jury Trial Day 7. ..... Vol, VI, VII, p. 1413-1598
Transcript of Jury Trial Day 8 ..... Vol, VII, VIII, p. 1599-1709

THE COURT: All right.
MS. SCHIFALACQUA: And then with regard to the burglaries while in possession, we understand that it will run concurrent, but by law, he needs to be adjudicated under the violent habitual criminal statute for those counts as well. We know you've already run them concurrent to the robbery counts, but we do need -

THE COURT: Why, by law, it has to?
MS. SCHIFALACQUA: Right.
THE COURT: Why, by law, does it have to?
MS. SCHIFALACQUA: The statute requires because he's a mandatory violent criminal.

THE COURT: Provide it to me and I'll look at it.
MS. SCHIFALACQUA: Sure.
MR. SCOW: Okay.
MS. HUA: And just for the record, Jeannie Hua appearing -
THE COURT: Yes.
MS. HUA: -- on behalf of Mr. Barr. 5272.
THE COURT: All right, thank you. And we'll get the transcripts for you if it is statutory that I have to do it, l'll have to do it, but it's concurrent.

MS. HUA: Okay. Thank you, Your Honor.
THE COURT: Okay. Thank you. And thanks for coming in, Mr. Hughes.

THE CLERK: And Mr. Sgro and Ms. Schifalacqua? MR. SCOW: Yes.

THE CLERK: Okay.
THE COURT: Scow, not Sgro. He looks like Sgro but it's not.
MR. SCOW: We'll provide that statute to your chambers.
MS. SCHIFALACQUA: Thank you, Your Honor.
[Hearing concluded at 8:41 A.M.]

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.


me EABFI:

# PRESENTENCE INVESTIGATION REPORT 

The Honorable Valerie Adair Department XXI, Clark County Eighth Judicial District Court

Date Report Prepared: January 10, 2019

 both fine and impisonment.

Offense: Count $2=$ Conspiracy to Commit Robbety $(5)-m$
NRS: $\quad 200.380,199,480$
NOC: 50147
Penalty: By imprisonment in the state prison for a minimum termoftotess than 1 year and a maximum term of not more than 6 years.

Offense: Counts 5, 8, 11, 14, and 15 - Burglary While in Possession of a Deadly Weapon (F)
NRS: 205.060 Category: B
NOC: 50426
Penalty: By imprisonment in the state prison for a minimum term of not less than 2 years and a maximum term of not more than 15 years, and may be further punished by a fine of not more than $\$ 10,000$, each count.

PRESENTENCE INVESTIGATION REPORT ANTHONY TERRELL BARR
CC\#: C-18-335500-2
Offense: Counts $6,7,9,10,12,13,16$, and 17 - Robbery with Use of a Deadly Weapon (F)
NRS: $\quad 200.380,193.165$
NOC: 50138
Category: B
Penalty: By imprisonment in the state prison for a minimum term of not less than 2 years and a maximum term of not more than 15 years plus a consecutive term of not less than 1 year and a maximum term of not more than 15 years for the use of a deadly weapon, enhancement.

Offense: Counts 18, 19 and 20-Assault with a Deadly Weapon (F)
NRS: 200.471
Category: B
NOC: 50201
Penalty: By imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, or by a fine of not more than $\$ 5,000$, or by both fine and imprisonment.

Offense: Count 21 - Assault with a Deadly Weapon, Victim 60 Years of Age or Older (F)
NRS: 200.471,193.167 Category: B
NOC: 50202
Penalty: By imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 6 years, or by a fine of not more than $\$ 5,000$, or by both fine and imprisonment, plus a consecutive minimum term of not less than 1 year and a maximum term of not more than 6 years, for the victim 60 years of age or older enhancement.

Offense: Count 22 - Carrying a Concealed Pneumatic Weapon (F)
NRS: 202.350 Category: C
NOC: 51459
Penalty: By imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 5 years. In addition to any other penalty, the court may impose a fine of not more than $\$ 10,000$, unless a greater fine is authorized or required by statute.

IF ADJUDICATED AS A SMALL HABITUAL:
NRS: 207.010 (a)
Category: B
NOC: 53138
Penalty: By a minimum term of not less than 5 years and a maximum term of not more than 20 years in the NDOC

## IF ADJUDICATED AS A LARGE HABITUAL:

NRS: 207.010 (b)
Category: A
NOC: 53139
Penalty: For life without the possibility of parole; For life with the possibility of parole, with eligibility for parole beginning when a minimum of 10 years has been served; or for a definite term of 25 years, with eligibility for parole beginning when a minimum of 10 years has been served.

## IF ADJUDICATED AS A HABITUAL FELON:

NRS: 207.012

## Category: A

NOC: 53140
Penalty: For life without the possibility of parole; For life with the possibility of parole, with eligibility for parole beginning when a minimum of 10 years has been served; or for a definite term of 25 years, with eligibility for parole beginning when a minimum of 10 years has been served.

## PRESENTENCE INVESTIGATION REPORT ANTHONY TERRELL BARR <br> CC\#: C-18-335500-2

## III. DEFENDANT INFORMATION

Address: Homeless
City/State/Zip: Texas
NV Resident: No
SSN: 319-86-6246
POB: Chicago, Lllinois
Date of Birth: 03-11-90
Age: 28
Phone: (504) 300-2342 (message)
Driver's License: 41865545 (Identification Card)
State: Texas
Status: Valid

FBI: 807657EC4
SID: NV04619819
Aliases: Anthony Barr, Anthony Terrell Barr, Jr., Gregory Reynolds, Arthur Lord Fields, Gregory Montreal Reynolds
Additional SSNs: 321-64-3155
Additional DOBs: 03-19-88, 02-24-90
Additional POB: None
Alien Registration: N/A
US Citizen: Yes
Notification Required per NRS 630.307: No

## Identifiers:

Sex: M Race: B Height: 5'9" (SCOPE reflects: 5'10") Weight: 150 (SCOPE reflects: 170)
Hair: Black Eyes: Brown
Scars: Both ears pierced once (unverified); (NLETS reflects: Scar on left arm)
Tattoos (type and location): Heart, cards, gambling items, naked lady, portrait of lady on right arm; "Somona" on right hand; "Anthony" on left hand; portrait of mother, "Amber" on chest; graffiti design on neck (all unverified); five teardrops on face; dollar symbol on bridge of nose (all verified)

Social History: The following social history is as related by the defendant on December 28, 2018, and is unverified unless otherwise noted:

Childhood/Family: The defendant reported his childhood as poor stating he was abused by his parents at a very young age, was removed from the home by social services and placed with his grandmother. He was periodically placed into group homes as his elderly grandmother was raising twelve children. There was no abuse or neglect while in his grandmother's care and substance abuse was not present in the home.

Marital Status: Single
Children: None reported
Custody Status of Children: N/A

## Monthly Child Support Obligation: N/A

Employment Status: The defendant was employed with a temporaty agency as a porter from April 2018 to June 2018. He also worked as a mover from February 2018 to June 2018. He reported past employment in Texas as a porter, a fruit chopper and crate assembler.

Number of Months Employed Full Time in 12 months Prior to Commission of Instant Offense: 4 months

Age at first arrest: 19 or younger $\boxtimes$
Income: None reported

20-23
 24 or older $\square$

Other Sources: None reported

Assets: None reported
Debts: None reported
Education: He completed the $6^{\text {th }}$ grade, never receiving his diploma or GED. No further education was reported beyond this level.

Military Service: None reported
Health and Medical History: He reported his health as fair stating he has acid reflux and takes Zantac to ease the symptoms.

Mental Health History: While incarcerated in Texas, he participated in mental health counseling. The defendant was diagnosed with Attention Deficit Hyperactivity Disordex, Bipolar Disorder and Schizophrenia. He is not currently receiving treatment and is not taking medication. He believes his mental health has contributed to problems in his life and affects his ability to gain and maintain employment stating he does not like being around other people and feels they are "out to get" him.

Gambling History: He believes gambling to be problematic, spending $\$ 1,200.00$ per week trying to achieve monetary gain.

Substance Abuse History: The defendant began smoking marijuana at the age of 14 , smoking eight times per year until his last use in 2008. He used ecstacy once at the age of 16 then began consuming alcohol at the age of 17 drinking five times per year with his last reported drink in 2016. While incarcerated, he attended mandatory substance abuse treatment and received a certificate of completion.

Gang Activity/Affiliation: None reported

## IV. CRIMUNAL RECORD

As of December 28; 2018, records of the Las Vegas Metropolitan Police Department, the National Crime Information Center and the Federal Bureau of Investigation reflect the following information:

CONVICTIONS- FEL: 4
GM: 0
MUSD: 1
INCARCERATIONS-
PRISON: 4
JAIL: 1
SUPERVISION HISTORY:
CURRENT- Probation Terms: 0
Parole Terms: 0
PRIOR TERMS:

| Probation" | Revoked: 0 | Discharged: | Honorable: 0 | Other: 0 |
| :--- | :--- | :--- | :--- | :--- |
| Parole- | Revoked: 0 | Discharged: | Honorable: 0 | Other: 0 |

## ANTHONY TERRELL BARR

CCH: C-18-335500-2
Active Arrest Warrants:
Warrant\#: 4213535 Issued: 06-21-18 Jurisdiction; Las Vegas Municipal Court Charges: Drive Without Driver's License (M) Extraditable: Clark County only Bail Amount: $\$ 563.00$

Warrant\#: 4218182 Issued: 06-28-18 Jurisdiction: Las Vegas Municipal Court Charges: Drive Without Driver's License (M) Extraditable: Clark County only Bail Annount: $\$ 743.00$

Warrantt: 4248279 Issued: 07-17-18 Jurisdiction: North Las Vegas Municipal Court Charges: Drive Without Driver's License (M) Extraditable: Clark County only
Bail Amount: \$763.00
Adult:

## Arrest Date:

04-21-10
Pantego, Texas
Pantego PD

## Offense:

Assault Causes Bodily Injury to Family Member (M)

08-13-10
Fort Worth, Texas
Fort Worth PD

1. Obstruction or Retaliation Against Juror ( F )
2. Assault Public Servant (F)
3. Criminal Trespass (M)

## Disposition:

1197232001
10-15-10: Convicted of Assault Causes Bodily Injury to Family Mexuber (M), 45 days jail and \$267 fine

1209761001
08-18-1 1: Convicted of Count 1 Harassment of Public Servant (F); Count 2 - Obstruction or Retaliation (F), 7 years prison for each count

1211085001
08-18-11: Convicted of Count 1 Aggravated Robbery ( F ), 7 years prison for each count 08-12-17: Discharged

1211119001
08-18-11: Convicted of Robbery ( F ), 7 years prison 08-12-17: Discharged

M1762639B
03-22-18: Warrant Issued
Warrant \#: 773415273
Jurisdiction: Dallas County Sheriff's Office
Extraditable: Texas only
Bail: Unknown

08-09-18
Henderson, Nevada HPD

1. Robbery ( F ) (3 Counts)
2. Burglary, ( $1^{\text {st }}$ ) ( F ) (3 Counts)
3. Conspiracy Robbery (F) (3 Counts)
4. Conspiracy Burglary (GM) (3 Counts)
RMD: 08-21-18
RMDR: 10-05-18
5. Burglary While in Possession of Gun/Deadly Weapon (F)
6. Robbery, Enhancement/Deadly Weapon (F)
7. Assault, With Deadly Weapon (F) (3 Counts)
RMDR: 10-11-18
8. Conspiracy Burglary (GM) RMDR: 10-12-18
9. Assault, With Deadly Weapon (F)
10. Carry Conceal Weapon Without Permit ( F )
11. Prevent/Dissuade Report Crime/Cause Prosecution/Arrest (F)

Additionally, the defendant was arrested, detained or cited in Texas between April 21, 2010, and November 13, 2017, for the following offenses for which no disposition is noted, prosecution was not pursued or charges were dismissed: (Texas): Failure to Identify Fugitive Intent to Give False Information; Possess Marijuana Less Than Two Ounces.

Additionally, the defendant's criminal history consists of several instances of failure to appear, failure to comply, and/or failure to pay traffic citations.

Supplemental Information: N/A
Institutional/Supervision Adjustment: 1209761001/1211119001: The defendant was convicted of Count 1 - Harassment of Public Servant (F) and Count 2 - Obstruction or Retaliation (F) in 1209761001 and convicted of Robbery ( F ) in case 1211119001 and sentenced to 7 years prison for each count.

## V. OFRENSE SYNOPSIS

Records provided by the Henderson Police Department and the Clark County District Attorney's Office reflect that the instant offense occurred substantially as follows:

On July 17, 2018, a male adult entered a local US Bank. He produced a note demanding money and warned the teller, Victim \#1, he was in possession of a firearm. The teller complied and provided money to the suspect who fled the scene.

On July 23, 2018, two male adults entered a local US Bank. Both suspects produced notes demanding money and warned the tellers, Victim \#2 and Victim \#3, they were in possession of firearns. Both tellers complied and provided money to the suspects who fled the scene.

On July 31, 2018, two male adults entered a local Bank of the West. Both suspects produced notes demanding money and warned the tellers, Victim \#4 and Victim \#5, they were in possession of firearms. Both tellers complied and provided money to the suspects who fled the scene. Officers were able to obtain surveillance footage which showed the two suspects arriving at the scene in a 1994 Mercury Grand Marquis. The vehicle was driven by a third suspect who did not leave the driver's seat. Following the robbery, the video shows the two male suspects enter the vehicle and the three suspects leave the scene in the same vehicle.

On August 6,2018 , officers were dispatched to a local US Bank, located inside a Smiths grocery store, referencing a reported robbery. Upon arrival, officers met with two bank tellers, Victim \#6 and Victim \#7, who were approached at their windows by two male adults. Both suspects produced notes demanding money and warned the tellers they were in possession of firearms. Both tellers complied and provided money to the suspects who fled the scene. US Bank was able to provide still images of the suspects. Upon viewing the photos, officers were able to identify them as participants in the prior robberies. Latent prints were obtained at the scenc and compared to prints obtained at the Bank of the West robbery. The prints returned to a male identified as the co-defendant Damien Alexander Phillips. Photos of Mr. Phillips were obtained and proved to match the suspect in three of the robberies.

Officers confirmed the involved vehicle had been stopped in the past and was driven by the defendant Anthony Terrell Barr. Further investigation revealed Mr. Barr and Mr. Phillips were living at a local apartunent complex. On August 8,2018 , officers conducted surveillance at the complex and observed the suspect vehicle pulling into the parking lot. They followed the vehicle to another apartment complex and observed Mr. Barr, Mr. Phillips and the co-defendant Sabrina Henderson exit the car. At that time, officers were able to attach a tracking device to the vehicle.

On August 9,2018 , officers received an alert that the vebicle was moving. Officers began surveillance on the car which eventually parked in an alleyway near a US Bank. A female adult exited the vehicle, entered the bank and returned to the car. Mr. Phillips and Mr. Barr then exited the vehicle and entered the US Bank. After a short period of time, officers observed them run from the bank carrying a yellow bag and enter the vehicle. A traffic stop was conducted on the vehicle. Mr. Barr and Mr. Phillips fled the car and a foot pursuit ensued. Both men were taken into custody. Officers detained Ms. Henderson and the fermale adult.

Evidence recovered at the scene revcaled Mr. Barr and Mr. Phillips had committed a robbery at the US Bank. Ms. Henderson admitted driving the vehicle to three of the robberies and waiting while Mr. Barr and Mr. Phillips committed the robberies. She also admitted entering the store prior to the robberies to surveil them and reported the conditions inside to the co-defendants prior to the commnission of the offenses.

## PRESENTENCE INVESTIGATION REPORT ANTHONY TERRELL BARR <br> CC\#: C-18-335500-2

Mr. Barr was arrested, transported to the Clark County Detention Center and booked accordingly
Co-Defendant Information: On October 31, 2018, Sabrina Marie Henderson pleaded guilty to Conspiracy to Commit Robbery ( F ), Robbery ( F ) and Attempt Burglary ( F ) in C-18-335500-3 and is scheduled to appear in the Eighth Judicial District Court Department XXI on January 10, 2019, for sentencing.

Co-Defendant: On December 13, 2018, Damien Alexander Phillips was found guilty by a jury verdict in C-18-335500-1 of Conspiracy to Commit Burglary (F), Conspiracy to Commit Robbery (F), Burglary While in Possession of a Deadly Weapon (F) (6 Counts), Robbery with Use of a Deadly Weapon (F) (9 Counts), Assault with a Deadly Weapon ( $F$ ) ( 3 Counts) and Assault with a Deadly Weapon, Victim 60 Years of Age or Older ( F ) and is scheduled to appear in the Eighth Judicial District Court Department XXI on January 29, 2019 for sentencing.

## VI. DEFENDANT'S STATEMENT

See Attached
Defendant interviewed, no statement submitted
Defendant not interviewed

## VII. VICTIM INFORMATION/STATEMENT

The Division was able to make contact with Victim \#2 (VC2258254) and Victim \#4 (VC2258256) who are not requesting restitution and do not wish to speak at sentencing. The Division attempted to make contact with Victim \#1 (VC2258253); Victim \#3 (VC2258255); Victim \#5 (VC2258257); Victim \#6 (VC2258258); and Victim \#7 (VC2258259); however a response has not been received as of the date of this report. Therefore, the Division is unable to provide this information. If the requested information is received after this report has been submitted, it will be provided to the court at sentencing.

Contact with the District Attomey Victim Witness Assistance Center regarding US Bank (VC2133072) and Bank of the West (VC2228864) and they reported they have not requested restitution or made speaker reservations.

## VIII. CUSTODY STATUS/CREDIT FOR TIME SERVED

Custody Status: In Custody, CCDC CTS: 174 DAYS: 08-09-18 to 01-29-19 (CCDC)

## IX. PLEA NEGOTIATIONS

N/A

## X. RECOMMENDATIONS

Based on information obtained and provided in this report, the following recommendations are submitted.

FEES

Administrative Assessment: $\$ 25.00$
DNA Adxain Assessment: $\$ 3.00$
Domestic Violence Fee: N/A

Chemical/Drug Analysis: N/A
Extradition: N/A

DNA: $\$ 150.00$
Psychosexual Fee: N/A

## SENTENCE

COUNT 1 - CONSPIRACY TO COMMIT BURGLARY (GM) Minimum Term: N/A Maximum Term: 365 Days
Consecutive to/Concurrent With: N/A Probation Recommended: No

Fine: None

Restitution: None

COUNT 2 - CONSPIRACY TO COMMIT ROBBERY (F)
Minimum Term: 24 months
Concurrent With: Count 1
Fine: None

Maximum Term: 72 months
Probation Recommended: No
Restitution: None

Location: CCDC
Probation Term: N/A
Mandatory Probation/ Prison: N/A

Location: NDOC
Probation Term: N/A.
Mandatory Probation/ Prison: N/A

IF ADJUDICATED AS A SMALL HABITUAL

Minimum Term: 84 months
Concurrent With: Count 1
Fine: N/A

Maximum Term: 240 months
Probation Recomonended: No
Restitution: N/A

Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes

IF ADJUDICATED AS A LARGE HABITUAL
Maximum Term: Life, with the
Minimunn Term: $N / A$ possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Consecutive to/Concurrent With: Count 1 Probation Recommended: No Fine: N/A

Restitution: N/A
Probation Term: N/A
Mandatory Prison: Yes
IF ADJUDICATED AS A HABITUAL FELON
Maximum Term: Life, with the
Minimum Term: $\mathrm{N} / \mathrm{A}$
Concurrent With: Count 1
Fine: $\mathrm{N} / \mathrm{A}$
ten (10) years has been served.
Probation Recommended: No
Restitution: N/A

Probation Term: N/A
Mandatory Prison: Yes

| COUNT 5-BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F) |  |  |
| :--- | :--- | :--- |
| Minimum Term: 48 months | Maximum Term: 180 months | Location: NDOC |
| Concurrent With: Count 2 | Probation Recommended: No | Probation Term: N/A |
| Fine: None | Restitution: None | Mandatory Probation/ |
|  |  | Prison: N/A |

IF ADJUDICATED AS A SMALL HABITUAL

Minimum Term: 84 months
Concurrent With: Count 2
Fine: N/A

Maximum Term: 240 months
Probation Recommended: No
Restitution: N/A

Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes

IF ADJUDICATED AS A LARGE HABITUAL
Maximum Term: Life, with the
Minimaum Term: N/A
Concurrent With: Count 2
Fine: None possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Probation Recommended: No Probation Term: N/A
Restitution: None
Mandatory Prison: Yes

## IF ADJUDICATED AS A HABITUAL FELON

Maximum Term: Life, with the
Minimum Term: N/A
Concurrent With: Count 2
Fine: N/A
possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Probation Recommended: No . Probation Term: N/A
Restitution: N/A
Mandatory Prison: Yes
COUNT 6 - ROBBERY WITH USE OF A DEADLY WEAPON (F)
Miniooum Term: 48 months Maximum Term: 180 months Location: NDOC
Enhancement: A consecutive minimum Enhancement: A consecutive sentence of 48 months for the Deadly Weapon Enhancement
Concurrent With: Count 5
Fine: None maximum sentence of 180 months for the Deadly Weapon Enhancement Probation Recommended: No
Restitution: None
Probation Term: N/A
Mandatory Prison: Yes
If ADJUDICATED AS A SMALL HABITUAL
Minimum Term: 84 months
Concurrent With: Count 5
Fine: N/A

Maximum Term: 240 months
Probation Recommended: No
Restitution: N/A

Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes
PRESENTENCE INVESTIGATION REPORT ANTHONY TERRELL BARR CCH: C-18-335500-2
IF ADJUDICATED AS A LARGE HABITUAL
Maximum Term: Life, with the
Minimum Term: N/Apossibility of parole after a minimum of Location: NDOCten (10) years has been servedConcurrent With: Count 5Fine: None
Probation Recommended; No
Restitution: None
Mandatory Prison: Yes
If ADJUDICATED AS A HABITUAL FELONMaximum Term: Life, with the
Minimum Term: $\mathrm{N} / \mathrm{A}$
possibility of parole after a minimum of Location: NDOCten (10) years has been servedConcurrent With: Count 5
Fine: N/A
Probation Recommended: NoProbation Term: N/A
Restitution: N/A. Mandatory Prison: Yes
COUNT 7 - ROBBERY WITH USE OF A DEADLY WEAPON (F)Minimum Term: 48 months Maximum Term: 180 months
Location: NDOC
Enhancement: A consecutive minimum Enhancement: A consecutivesentence of 48 months for the DeadlyWeapon Enhancement
Concurrent With: Count 6
Fine: Nonemaximum sentence of 180 months forthe Deadly Weapon EnhancementProbation Recommended: NoRestitution: None
Probation Term: N/AMandatory Prison: Yes
IF ADJUDICATED AS A SMALL HABITUAL

Minimum Term: 84 months
Concurrent With: Count 6
Fine: N/A

Maximum Term: 240 months
Probation Recommended: No
Restitution: N/A

Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes

## IF AD.JUDICATED AS A LARGE HABITUAL

Maximum Term: Life, with the

Minimum Term: N/A.
Concurrent With: Count 6
Fine: None
IF ADJUDICATED AS A HABITUAL FELON
Minimum Term: N/A.
Concurrent With: Count 6
Fine: N/A

Maximum Term: Life, with the
possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Probation Recommended: No Probation Term: N/A
Restitution: None $\cdots$ Mandatory Prison: Yes
possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Probation Recommended: No
Restitution: N/A.

Probation Term: N/A
Mandatory Prison: Yes
PRESENTENCE INVESTIGATION REPORTANTHONY TERRELL BARR

| COUNT 8 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F) |  |  |
| :--- | :--- | :--- |
| Minimum Term: 48 months | Maximum Term: 180 months | Location: NDOC |
| Concurrent With: Count 7 | Probation Recommended: No | Probation Term: N/A |
| Fine: None | Restitution: None | Mandatory Probation/ |
|  |  | Prison: N/A |

IF ADJUDICATED AS A SMALL HABITUAL

| Minimum Term: 84 months | Maximum Term: 240 months | Location: NDOC |
| :--- | :--- | :--- |
| Concurrent With: Count 7 | Probation Recommended: No | Probation Term: N/A |
| Fine: N/A | Restitution: N/A | Mandatory Prison: Yes |

IF ADJUDICATED AS A LARGE HABITUAL

Maximum Term: Life, with the $\quad$\begin{tabular}{lll}

Minimum Term: N/A \& | possibility of parole after a minimum of Location: NDOC |
| :--- |
| ten (10) years has been served | <br>

Concurrent With: Count 7 \& Probation Recommended: No \& Probation Term: N/A <br>
Fine: None \& Restitution: None \& Mandatory Prison: Yes
\end{tabular}

$\left.\begin{array}{ll}\text { IF ADJUDICATED AS A HABITUAL FELON } \\ \text { Maximum Term: Life, with the }\end{array}\right]$.
COUNT 9 - ROBBERY WITH USE OF A DEADLY WEAPON (F)Minimum Term: 48 months
Maxinuum Terms 180 months ...... Location: NDOC
Enhancement: A consecutive minimum Enhancement: A consecutivesentence of 48 months for the Deadly maximum sentence of 180 months forWeapon Enhancement ...... the Deadly Weapon Enhancement

Concurrent With: Count 8
Fine: None
IF ADJUDICATED AS A SMALL HABITUAL

Mininoum Term: 84 months
Concurrent With: Count 8
Fine: N/A

Maximum Term: 240 months
Probation Recommended: No
Restitution: N/A

Location: NDOC Probation Term: N/A Mandatory Prison: Yes


## IF ADJUDICATED AS A HABITUAL FELON

Minimum Terim: N/A
Coacurrent With: Count 8
Fine: N/A

Maximum Term: Life, with the possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Probation Recommended: No
Restitution: N/A

Probation Term: N/A
Mandatory Prison: Yes

COUNT 10 - ROBBERY WITH USE OF A DEADLY WEAPON (F)
Minimum Term: 48 months Maximum Term: 180 months Location: NDOC

| Enhancement: A consecutive minimum Enhancement: A consecutive |  |  |
| :--- | :--- | :--- |
| sentence of 48 months for the Deadly | maximum sentence of 180 months for |  |
| Weapon Enhancement | the Deadly Weapon Enhancement |  |
| Concurrent With: Count 9 Probation Recomonended: No Probation Term: N/A <br> Fine: None Restitution: None Mandatory Prison: Yes |  |  |

IF ADJUDICATED AS A SMALL HABITUAL
Minimum Term: 84 months *....... Maximum Term: 240 months .... Location: NDOC"
Concurrent With: Count $9 \quad$ Probation Recommended: No Probation Term: N/A
Fine: N/A Restitution: N/A Mandatory Prison: Yes

| IF ADJUDICATED AS A LARGE HABITUAL |  |  |
| :---: | :---: | :---: |
| Minimum Term: N/A | Maximux Term: Life, with the | Location: NDOC |
|  | possibility of parole after a minimum of ten (10) years has been served |  |
| Concurrent With: Count 9 | Probation Recommended: No | Probation Term: N/A |
| Fine: None | Restitution: None | Mandatory Prison: Y |

IF ADJUDICATED AS A HABITUAL FELON
Minimum Term: N/A Maximum Term: Life, with the Location: NDOC possibility of parole after a minimum of ten (10) years has been served Probation Recommended: No

Probation Term: N/A
Restitution: N/A
Mandatory Prison: Yes

| COUNT 11 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F) |  |  |
| :--- | :--- | :--- |
| Minimum Term: 48 months | Maximum Term: 180 months | Location: NDOC |
| Concurrent With: Count 10 | Probation Recommended: No | Probation Term: N/A |
| Fine: None | Restitution: None | Mandatory Probation/ |
|  |  | Prison: N/A |

IF ADJUDICATED AS A SMALL HABITUAL

Minimum Term: 84 months
Concurrent With: Count 10
Fine: $\mathrm{N} / \mathrm{A}$

Maximum Term: 240 months
Probation Recommended: No
Restitution: N/A

Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes
IF ADJUDICATED AS A LARGE HABITUAL
Maximum Term: Life, with the
Minimum Term: N/A possibility of parole after a minimum of Location: NDOC ten (10) years has been served

Concurrent With: Count 10
Fine: None
If adJUdICATED AS A HABITUAL FELON
Minimum Term: $\mathrm{N} / \mathrm{A}$

Concurrent With: Count 10
Fine: $\mathrm{N} / \mathrm{A}$.

> Maximum Term: Life, with the Location: NDOC possibility of parole after a minimum of ten (10) years has been served. Probation Recommended: No $\quad$ Probation Term: N/A Restitution: N/A.

COUNT 12 - ROBBERY WITH USE OF A DEADLY WEAPON (F)
Minimum Term: 48 months . ...... Maximum Term: 180 months ..... Location; NDOC
Enhancement: A consecutive minimum Enhancerment: A consecutive sentence of 48 months for the Deadly maximum sentence of 180 months for Weapon Enhancement $\qquad$ the Deadly Weapon Enhancement
Concurrent With: Count 11 Probation Recommended: No
Fine: None
Restitution: None
Probation Term: N/A
Mandatory Prison: Yes
IF ADJUDICATED AS A SMALL HABITUAL
Minimum Term: 84 months
Concurrent With: Count 11
Fine: $\mathrm{N} / \mathrm{A}$

Maximum Term: 240 months
Probation Recommended: No
Restitution: N/A

Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes

TRESENTENCE INVESTIGATION REPORT
ANTHONY TERRELL BARR
CC\#: C-18-335500-2
COUNT 14 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F)
Minimum Term: 48 months
Concurrent With: Count 13
Fine: None
IF ADJUDICATED AS A SMALL HABITUAL

| Minimum Term: 84 months | Maximum Term: 240 months | Location: NDOC |
| :--- | :--- | :--- |
| Concurrent With: Count 13 | Probation Recommended: No | Probation Term: N/A |
| Fine: N/A | Restitution: N/A | Mandatory Prison: Yes |

IF ADJUDICATED AS A LARGE HABITUAL

| Minimum Term: N/A | Maximum Term: Life, with the Location: NDOC |
| :--- | :--- | :--- |
| possibility of parole after a minimum of |  |
| ten (10) years has been served |  |


| Concurrent With: Count 13 | Probation Recommended: No. | Probation Term: N/A |
| :--- | :--- | :--- |
| Fine: None | Restitution: None | Mandatory Prison: Yes |


| If ADJUDICATED AS A HABITUAL FELON |  |  |
| :---: | :---: | :---: |
| Minimum Term: N/A | Maximum Term: Life, with the possibility of parole after a minimum of ten (10) years has been served | Location: NDOC |
| Concurrent With: Count 13 | Probation Recommended: No | Probation Term: N/A |
| Fine: $\mathrm{N} / \mathrm{A}$ | Restitution: N/A. | Mandatory Pris |

COUNT 15 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F)

Minimum Term: 48 months
Concurrent With: Count 14
Fine: None

Maximum Term: 180 months
Location: NDOC
Probation Recommended: No Probation Term: N/A
Restitution; None

Mandatory Probation/ Prison: N/A

## IF ADJUDICATED AS A SMALL HABITUAL

Minimum Term: 84 months
Maximuxa Term: 240 months Location: NDOC

Concurrent With: Count 14
Fine: $\mathrm{N} / \mathrm{A}$

Probation Recommended: No
Restitution: N/A

Probation Term: N/A
Mandatory Prison: Yes

IF ADJUDICATED AS A LARGE HABITUAL

Minimum Term: N/A

Concurrent With: Count 14
Fine: None

Maximum Term: Life, with the Location: NDOC
possibility of parole after a minimum of
ten $(10)$ years has been served Probation Recommended: No Probation Term: N/A Restitution: None Mandatory Prison: Yes

## gRESENTENCE INVESTIGATION REPORT

ANTHONY TERRELL BARR
CC\#: C-18-335500-2
IF ADJUDICATED AS A HABITUAL FELON

Minimum Term: N/A

Concurrent With: Count 14
Fine: N/A

Maximum Term: Life, with the Location: NDOC possibility of parole after a minimum of ten (10) years has been served Probation Recommended: No

Restitution: N/A
Probation Term: N/A
Mandatory Prison: Yes

COUNT 16-ROBBERY WTTH USE OF A DEADLY WEAPON (F)
Mininaum Term: 48 months

Maximum Term: 180 months

Enhancement: A consecutive minimum Enhancement: A consecutive sentence of 48 months for the Deadly Weapon Enhancement
Concurrent With: Count 15
Fine: None
maximum sentence of 180 months for
the Deadly Weapon Enhancement
Probation Recommended: No
Restitution: None
Probation Term: N/A
Mandatory Prison: Yes
IF ADJUDICATED AS A SMALL HABITUAL
Minimum Term: 84 months
Maxinnum Term: 240 months
Concurrent With: Count 15
Probation Recommended: No
Fine: $\mathrm{N} / \mathrm{A}$
Restitution: N/A.
Location: NDOC
Probation Term: N/A
Mandatory Prison: Yes

## IF ADJUDICATED AS A LARGE HABITUAL

Maximum Term: Life, with the
Minimum Term: N/A
possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Concurrent With: Count 15
Fine: None
Probation Recommended: No Probation Term: N/A
Restitution: None
Mandatory Prison: Yes

## IF ADJUDICATED AS A HABITUAL FELON <br> Maximum Term: Life, with the

Minimum Term: N/A
possibility of parole after a minimum of Location: NDOC ten (10) years has been served
Concurrent With: Count 15
Probation Recommended: No
Probation Term: N/A
Fine: N/A
Restitution: N/A Mandatory Prison: Yes

COUNT 17 - ROBBERY WITH USE OF A DEADLY WEAPON (F)
Minimum Terma: 48 months
Enhancement: A consecutive minimuxn sentence of 48 months for the Deadly Weapon Enhancement
Concurrent With: Count 16
Fine: None

Maximum Term: 180 months
Location: NDOC
hancement: A consecutive maximum sentence of 180 months for the Deadly Weapon Enhancement Probation Recommended: No Probation Term: N/A Restitution: None

Mandatory Prison: Yes

| PRESENTENCE INVESTIGATION REPORT ANTRONY TERRELL BARR CCH: C-18-335500-2 |  | Page 18 |
| :---: | :---: | :---: |
| IF ADJUDICATED AS A SMALL HABITUAL |  |  |
| Minimum Term: 84 months | Maximum Term: 240 months | Location: NDOC |
| Concurrent With: Count 16 | Probation Recommended: No | Probation Term: N/A |
| Fine: $\mathrm{N} / \mathrm{A}$ | Restitution: N/A | Mandatory Prison: Yes |
| IF ADJUDICATED AS A LARGE HABITUAL |  |  |
| Minimum Term: N/A | Maximum Term: Life, with the possibility of parole after a minimum of ten (10) years has been served | Location: NDOC |
| Concurrent With: Count 16 | Probation Recommended: No | Probation Term: N/A |
| Fine: None | Restitution: None | Mandatory Prison: Yes |
| IF ADJUDICATED AS A HABITUAL FELON |  |  |
| Minimum Term: N/A | Maximum Term: Life, with the possibility of parole after a minimum of ten (10) years has been served | Location: NDOC |
| Concurrent With: Count 16 | Probation Recommended: No | Probation Term: N/A |
| Fine: N/A | Restitution: N/A | Mandatory Prison: Yes |
| COUNT 18-ASSAULT WITH A DEADLY WEAPON (F) |  |  |
| Minimum Term: 24 months | Maximum Term: 72 months Loca | tion: NDOC |
| Concurrent With: Count 17 | Probation Recommended: No Prob | ation Term: N/A |
| Fine: None | $\begin{aligned} & \text { Restitution: None } \end{aligned} \begin{aligned} & \text { Man } \\ & \text { Priso } \end{aligned}$ | datory Probation/ <br> n: N/A |
| IF ADJUDICATED AS A SMALL HABITUAL |  |  |
| Minimum Term: 84 months | Maximum Term: 240 months :. | Location: NDOC |
| Concurrent With: Count 17 | Probation Recommended: No | Probation Term: N/A |
| Fine: N/A | Restitution: N/A | Mandatory Prison: Yes |
| If ADJUDICATED AS A LARGE HABITUAL |  |  |
| Minimum Term: N/A. | Maximum Term: Life, with the | Location: NDOC |
| . . ... ... | possibility of parole after a minimum of ten (10) years has been served | $\cdots \quad: \quad \cdots \quad . .$ |
| Concurrent With: Count 17 | Probation Recommended: No | Probation Term: N/A |
| Fine: None | Restitution: None | Mandatory Prison: Yes |


COUNT 21 - ASSAULT WITH A DEADLY WEAPON, VICTIM 60 YEARS OF AGE OR OLDER (F)Minimum Term: 24 months

Enhancement: A consecutive minimum Enhancement: A consecutive sentence of 24 months for the victim 60 years of age or older Concurrext With: Count 20

Fine: None
maximum sentence of 72 months for the victim 60 years of age or older Probation Recommended: No

Restitution: None

Probation Term: N/A Mandatory Probation/ Prison: No

IF ADJUDICATED AS A SMALL HABITUAL

Minimum Term: 72 months

Maxionum Term: 174 months
Probation Recommended: No:
Restitution: N/A

Location: NDOC
Concurrent With: 20
Fine: N/A
Probation Term: N/A
Mandatory Prison: Yes

IF ADJUDICATED AS A LARGE HABITUAL
Minimum Term: N/A Maximum Term: Life, with the Location: NDOC possibility of parole atter a minimum of ten (10) years has been served.
Concurrent With: $20 \quad$ Probation Recommended: No Probation Term: N/A
Fine: N/A
Restitution: $\mathrm{N} / \mathrm{A}$
Mandatory Prison: Yes

IF ADJUDICATED AS A HABITUAL FELON
Minimum Term: N/A

Concurrent With: Count 20
Fine: N/A

Maximum Term: Life, with the Location: NDOC possibility of parole after a minimum of ten (10) years has been served. Probation Recommended: No Probation Term: N/A
Restitution: N/A

# PRESENTENCE INVESTIGATION REPORT ANTHONY TERRELL BARR 

COUNT 22 - CARRYING A CONCEALED PNEUMATIC WEAPON (F) Minimum Term: 18 months<br>Concurrent With: Count 21<br>Fine: None<br>Maximum Term: 60 months<br>Probation Recommended: No<br>Restitution: N/A<br>Location: NDOC<br>Probation Term: N/A<br>Mandatory Probation/<br>Prison: N/A<br>IF ADJUDICATED AS A SMALL HABITUAL<br>Minioum Term: 84 months<br>Concurrent With: Count 21<br>Fine: N/A<br>Maximum Term: 240 months<br>Probation Recommended: No<br>Restitution: N/A<br>Location: NDOC<br>Probation Term: N/A.<br>Mandatory Prison: Yes<br>\section*{LF ADJUDICATED AS A LARGE HABITUAL}<br>Concurrent With: Count 21<br>Fine: None<br>Maximum Term: Life, with the Location: NDOC<br>possibility of parole after a minimum of ten (10) years has been served<br>Probation Recommended: No Probation Term: N/A<br>Restitution: None Mandatory Prison: Yes<br>\section*{IF ADJUDICATED AS A HABITUAL FELON}<br>Minimum Term: N/A<br>Maximum Term: Life, with the Location: NDOC<br>possibility of parole after a minimum of<br>ten (10) years has been served<br>Concurrent With: Count 21<br>Probation Recommended: No Probation Term: N/A<br>Restitution: N/A.<br>Mandatory Prison: Yes

$\boxtimes$ Pursuant to NRS 239B.030, the undersigned hereby affirms this document contains the social security number of a person as required by NRS 176.145.

Pursuant to NRS 239B.030, the undersigned hereby affirms this document does not contain the social security number of any person.

Per the Nevada Revised Statutes, any changes to factual allegations in the Presentence Investigation Report may be ordered by the court within 180 days of the entry of Judgement of Conviction. The prosecuting attorney and defendant must agree to correct the contents.

The information used in the Presentence Investigation Report may be utilized reviewed by federal, state and/or local agencies for the purpose of prison classification, program eligibility and parole consideration.

In accordance with current Interstate Commission for Adult Offender Supervision rules and requirements, all felony convictions and certain [gross] misdemeanants are offense eligible for compact consideration. Due to Interstate Compact standards, this conviction may or may not be offense eligible for courtesy supervision in the defendant's state of residence. If not offense eligible, the Division may still authorize the offender to relocate to their home state and report by mail until the term of probation is complete and/or the case has been completely resolved.

200.471; COUNT 21 - ASSAULT WITH USE OF A DEADLY WEAPON, VICTIM 60 YEARS OF AGE OR OLDER (Category B Felony) in violation of NRS 200.471, 193.167; COUNT 22 - CARRYING CONCEALED PNEUMATIC GUN (Category C Felony) in violation of NRS 202.350; and COUNT 23 - PREVENTING OR DISSUADING WITNESS OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION (Category D Felony) in violation of NRS 199.305; the matter having been tried before a jury and the Defendant having been found guilty of the crimes of COUNT 1 - CONSPIRACY TO COMMIT BURGLARY (Gross Misdemeanor) in violation of NRS 205.060, 199.480; COUNT 2 - CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480; COUNTS 5, 8, 11, 14 and 15 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony) in violation of NRS 205.060; COUNTS 6, 7, 9, 10, 12, 13, 16 and 17 - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165; COUNTS 18, 19 and 20 - ASSAULT WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.471; COUNT 21 - ASSAULT WITH USE OF A DEADLY WEAPON, VICTIM 60 YEARS OF AGE OR OLDER (Category B Felony) in violation of NRS 200.471, 193.167; and COUNT 22 CARRYING CONCEALED PNEUMATIC GUN (Category C Felony) in violation of NRS 202.350; thereafter, on the $29^{\text {th }}$ day of January, 2019, the Defendant was present in court for sentencing with counsel EDWARD G. HUGHES, ESQ., and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses under the VIOLENT HABITUAL Criminal Statute as to COUNTS 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 and, in addition to the $\$ 25.00$ Administrative Assessment Fee, $\$ 250.00$ Indigent Defense Civil Assessment Fee and \$150.00 DNA Analysis Fee including testing to determine genetic
markers plus $\$ 3.00$ DNA Collection Fee, the Defendant is SENTENCED to the Nevada Department of Corrections (NDC) as follows: COUNT 1 - THREE HUNDRED SIXTYFOUR (364) DAYS in the Clark County Detention Center (CCDC); COUNT 2 - a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS, CONCURRENT with COUNT 1; COUNT 5-a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS, CONCURRENT with COUNT 2; COUNT 6 - LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon; COUNT 7 - LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 6; COUNT 8 - a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS, CONCURRENT with COUNT 5; COUNT 9 - LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 7; COUNT 10 - LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 9; COUNT 11 - a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS, CONCURRENT with COUNT 8; COUNT 12 - LIFE WITHOUT THE

POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 10; COUNT 13 - LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 12; COUNT 14 - a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS, CONCURRENT with COUNT 11; COUNT 15-a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS, CONCURRENT with COUNT 14; COUNT 16 LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 13; COUNT 17 - LIFE WITHOUT THE POSSIBILITY OF PAROLE plus a CONSECUTIVE term of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of THIRTY-SIX (36) MONTHS for the Use of a Deadly Weapon, CONSECUTIVE to COUNT 16; COUNT 18 - a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS, CONCURRENT with COUNT 15; COUNT 19- a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS, CONCURRENT with COUNT 18; COUNT 20- a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS, CONCURRENT with COUNT 19; COUNT 21 - a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS plus a

CONSECUTIVE term of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS for the Use of a Deadly Weapon, CONCURRENT with COUNT 17; and COUNT 22- a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS, CONCURRENT with COUNT 21 with ONE HUNDRED SEVENTY-FOUR (174) DAYS credit for time served. The AGGREGATE TOTAL sentence is LIFE WITHOUT PAROLE ELIGIBILITY. DATED this 25 day of February, 2019.


NOASC
JEANNIE N. HUA, ESQ.
Nevada Bar \# 5672
5550 Painted Mirage Road
Suite 320
Las Vegas, Nevada 89149
(702) 589-74540

Fax (702) 901-6032
E-Mail: jeanniehua@aol.com
Attorney for Defendant
ANTHONY BARR

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,
vS.
ANTONY BARR, \#8437104

Defendant.
Case No.: C-18-335500-2
Dept. No.: 21

## NOTICE OF APPEAL

Notice is hereby given that ANOTHONY BARR, defendant above named, hereby appeals to the Supreme Court of Nevada Judgment of Conviction entered in this action on the 27th day of February 2019.
/s/Jeannie Hua, Esq.
Jeannie Hua, Esq.
Attorney for Appellant
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149


[^0]:    $\qquad$

[^1]:    

