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Respondent.

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May 20 2020 12:49 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

## Docket 79036 Document 2020-19219

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**CHRISTOPHER SENA**  
**Case No. 79036**

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1 Q. All right. And what happens next?

2 A. He forces me to take off my clothes.

3 Q. And at this point the defendant and Deborah  
4 are in the pool; is that correct?

5 A. Yes.

6 Q. And where are you?

7 A. In the pool also because he forced me to go  
8 in.

9 Q. Okay. And you took off your clothes.

10 A. Yes.

11 Q. And what happens next?

12 A. He ends up having sex with her and trying  
13 to have me watch.

14 Q. Okay. Then what happens?

15 A. End up that time happened then I can  
16 finally leave the pool.

17 Q. So he tells you you can leave the pool.

18 A. We all do.

19 Q. What happens next?

20 A. He goes into the house to clean up and all  
21 that is what I know of, and I went back to go change  
22 back into my normal clothes.

23 Q. What happens next?

24 A. He ends up dragging me to his room and had  
25 me strip.

1 Q. Okay. So he brings you to the room and at  
2 the time he brings you to the room, what is he  
3 wearing?

4 A. Nothing.

5 Q. So he's nude?

6 A. Yes.

7 Q. And when you're brought to the room, is  
8 there anybody else in the room?

9 A. Deborah Sena.

10 Q. And does Deborah Sena have any clothes on?

11 A. No.

12 Q. What happens next?

13 A. He forces me to take off mine to get on the  
14 bed.

15 Q. Did you get nude and get on the bed?

16 A. Yes.

17 Q. What happens next?

18 A. He ends up having her sit on my dick and  
19 all that.

20 Q. Okay. So at some point you said she sat on  
21 your dick; is that correct?

22 A. Yes.

23 Q. So did your dick go inside of her vagina?

24 A. Yes.

25 Q. Was there any other position that you were

1 in while in that bedroom in which your dick went into  
2 her vagina?

3 A. Where I had to get on top of her.

4 Q. So after she was on top of you and your  
5 dick went in her vagina, she moved and then you were  
6 on top of her and your dick went in her vagina; is  
7 that correct?

8 A. Yes.

9 Q. Now, besides your dick touching her on the  
10 vagina, did your dick touch her anywhere else?

11 A. No.

12 Q. Now, do you remember giving a statement to  
13 the police that we just talked about; is that right?

14 A. Yes.

15 Q. I'm going to show you that statement  
16 again. It might refresh your recollection to look at  
17 this statement and help you remember what happened.

18 A. I can remember what happened.

19 Q. Would it help you to look at this to maybe  
20 remember what you told the police?

21 A. Yes.

22 Q. Okay. I'm turning to page 37. Again, take  
23 a look at this, just read it. Take your time and let  
24 me know.

25 A. From where to where?

1 Q. Just look at this page, page 37.

2 Are you done?

3 A. Yes.

4 Q. Did that help you remember at all?

5 A. Yes.

6 Q. Do you recall anything else happening in  
7 the room besides what you've already described?

8 A. Before all that, before we got, after I got  
9 into the room, he forced her to give me a blow job.

10 Q. When you say "blow job," just can you  
11 explain what you mean by that?

12 A. Definition oral sex.

13 Q. So your penis went into her mouth.

14 A. Yes.

15 Q. Now, the defendant was present during all  
16 the things that you've described; is that correct?

17 A. Yes.

18 Q. Okay. Is that the only occasion when you  
19 had sexual contact with Deborah, was it that occasion  
20 in the bedroom that you just described to us?

21 A. Yes.

22 Q. Did you ever tell anyone about what had  
23 been happening in your house?

24 A. No.

25 Q. Is there a reason why you didn't tell

1 anyone?

2 A. Yes.

3 Q. What would that be?

4 A. Death threats.

5 Q. When you say death threats, what do you  
6 mean by that?

7 A. He threatened to kill us with many  
8 different things and many different ways.

9 Q. When you say "he," who are you talking  
10 about?

11 A. Christopher Sena.

12 Q. The defendant?

13 A. Yes.

14 Q. Did he say why he was going to kill you?

15 A. If we told anyone what was going on with  
16 anything.

17 MR. SWEETIN: Pass the witness.

18 (Whereupon Mr. Sweetin concluded  
19 this portion of his examination  
20 at 2:35 p.m.)

21 MS. RADOSTA: Court's indulgence.

22 CROSS-EXAMINATION

23 BY MS. RADOSTA:

24 Q. Brandon, you didn't tell the police, did  
25 you, that there were death threats?

1 A. No.

2 Q. That's something that you're just talking  
3 about the first time today, correct?

4 A. I think I mentioned stuff about death  
5 threats the first time.

6 Q. You mean at the other preliminary hearing,  
7 the one for your mom?

8 A. I think I did.

9 Q. But you did not tell -- when you were  
10 initially interviewed by the police about a year ago,  
11 you did not say anything about death threats.

12 A. I do not remember if I told anything about  
13 that.

14 Q. You did mention something about break your  
15 legs.

16 A. Yes.

17 Q. That's what you told the police the threat  
18 was, correct?

19 A. Most likely 'cause that was the most one he  
20 used.

21 Q. Okay. And you understood that when you  
22 were talking about the police that they wanted to  
23 know everything that was going on in the home,  
24 correct?

25 A. Yes.



1 Q. And that the police were there to help you,  
2 correct?

3 A. Yes.

4 Q. At that point in time though you were under  
5 the impression that you were only there really to  
6 talk about your dad, correct?

7 A. Yes.

8 Q. You didn't think that your mom or your  
9 stepmom was going to get into any trouble for you  
10 talking to the police, correct?

11 A. No. I kind of figured. I just wasn't  
12 thinking about it fully through.

13 Q. I apologize. I'm not quite sure what you  
14 mean by that answer. When you were talking to the  
15 police, were you expecting your mom to ever be  
16 arrested as a result of what you were saying to the  
17 police?

18 A. I kind of figured it was going to happen.

19 Q. But you were really looking for your father  
20 to be arrested.

21 A. Yes.

22 Q. Is that a fair statement. Yes?

23 A. Yes.

24 Q. Did you have an opinion one way or another  
25 about your stepmom Terrie whether or not she got

1 arrested?

2 A. Did I have an opinion?

3 Q. Would you have been happy had she gotten  
4 arrested or had she not been arrested?

5 A. I would have never been happy because she  
6 really did not deserve to go through all that after  
7 more that I have learned.

8 Q. Okay. Who have you learned more about  
9 Terrie from?

10 A. I more learned stuff during the year of  
11 when this whole arresting time. I've learned more.

12 Q. Okay. From whom?

13 A. Just random things I hear.

14 Q. Who is telling you these random things?

15 A. I can't remember. I just remember hearing  
16 more that I've never known.

17 Q. Okay. Is this just people on the street  
18 that are talking to you?

19 A. No.

20 Q. Are you talking about family members?

21 A. I can't really remember. That's the thing.

22 Q. Is it fair to say, Brandon, that in your  
23 opinion your mom and Terrie are not responsible for  
24 the things that happened in that home?

25 A. I'm not going to say they aren't

1 responsible. I'm not going to say they are  
2 responsible.

3 Q. In your opinion do you feel that your  
4 father should be the one who is punished for the  
5 things that happened in that home?

6 A. Yes.

7 Q. So you don't have a problem with that but  
8 your mom and your stepmom, you're a little more on  
9 the fence about that.

10 A. Yes.

11 Q. Is that a fair statement?

12 A. Yes.

13 Q. And you are currently living with your half  
14 sister Anita, correct?

15 A. Yes.

16 Q. And you've been living with Anita since  
17 your mom was arrested. Is that a fair statement?

18 A. Yes.

19 Q. So for the last about eight months or so.

20 A. About.

21 Q. Okay. Prior to your mother being arrested,  
22 were you living with your mom?

23 A. Before that, yes.

24 Q. And Anita?

25 A. Yes.

1 Q. I want to talk about -- first I really want  
2 to talk about the night that you and your mom and  
3 Anita left the house at 6012 Yellowstone, the  
4 residence that the whole family lived in.

5 A. Yes.

6 Q. Okay. This was in about May or I'm sorry  
7 June 2014, correct?

8 A. Yes.

9 Q. That the three of you leave in the early  
10 morning hours. Is that a fair statement?

11 A. Yes.

12 Q. Okay. 5:00, 6:00 o'clock in the morning,  
13 something like that.

14 A. Yes. 4:00 o'clock.

15 Q. 4:00 o'clock in the morning.

16 A. Yes.

17 Q. It was your idea to have Deborah and Anita  
18 and you leave the house, correct?

19 A. It was more of my mom's idea because many  
20 things were starting to get very very very worse more  
21 by the day passes.

22 Q. Okay. This didn't have anything to do with  
23 the conversation that you and Anita had the day  
24 before.

25 A. We all brought it to each other at one

1 point.

2 Q. Okay. So Deborah, you, and Anita all had a  
3 conversation together about an incident the day  
4 before you left. Is that a fair statement?

5 A. Most likely, yes.

6 Q. So the incident that I'm referring to is  
7 that Anita was late for work and she asked you to fix  
8 her something to eat or you offered to fix her  
9 something to eat.

10 A. Yes.

11 Q. And there was an argument in the kitchen  
12 between you and your father.

13 A. Yes.

14 Q. Because you were fixing Anita something to  
15 eat.

16 A. Yes.

17 Q. And then there was some type of physical  
18 scuffle between you and your father.

19 A. Yes.

20 Q. Is that a fair statement? And Anita saw  
21 that.

22 A. Yes.

23 Q. And that got Anita upset.

24 A. That's one of them.

25 Q. But on that date at that time Anita was

1 upset because she saw this physical scuffle between  
2 you and your father.

3 A. Yes.

4 Q. After that did you and Anita go outside and  
5 have a conversation?

6 A. No.

7 Q. Did you stay inside the house and have a  
8 conversation?

9 A. No.

10 Q. Is that when the decision was made between  
11 you and Anita that you wanted to leave the house?

12 A. Say that again. I just blacked out for a  
13 minute.

14 Q. No problem. After that physical scuffle  
15 between you and your dad, is that when you and Anita  
16 decided that you wanted to leave the house?

17 A. Yes.

18 Q. And was Deborah part of that conversation?

19 A. Yes.

20 Q. Okay. She was not working that day or home  
21 from work already.

22 A. She was home from work already.

23 Q. Okay. So this was the day before you guys  
24 actually moved out. Correct?

25 A. I don't remember exactly if it was the day

1 before but maybe in that week before.

2 Q. Okay. So the decision to move out was made  
3 fairly quickly. Is that a fair statement?

4 A. Yes.

5 Q. It wasn't months and months of  
6 conversation, correct?

7 A. Yes.

8 Q. But you decided to take some of your  
9 belongings with you, correct?

10 A. Yes.

11 Q. Your clothes, your Playstation, things like  
12 that.

13 A. Yes.

14 Q. You made the decision not to tell your  
15 brother Ryan or your stepmom Terrie that you were  
16 leaving, correct?

17 A. Yes.

18 Q. Or your other brother Tails.

19 A. Yes.

20 Q. Was that a decision that you made yours or  
21 was that a decision that you and Anita and Deborah  
22 all made together?

23 A. We all made together.

24 Q. Okay. Why did you guys decide not to tell  
25 Terrie or Ryan or Tails that you were leaving?

1       A.     Because at that time we all acted  
2 differently in our personalities than we are today  
3 because it most likely would have been brought up  
4 somehow or some way to where everything would have  
5 been stopped in our tracks, and it would have been  
6 really bad after that.

7       Q.     So from what you just said, is it fair to  
8 say that you and Deborah and Anita did not trust  
9 Terrie, Ryan, and Tails with that information that  
10 you guys wanted to leave the house?

11      A.     We did not want anyone to know.

12      Q.     Because you were worried that they would  
13 tell Christopher.

14      A.     No, but if something did happen.

15      Q.     Like what?

16      A.     I don't know. There could be many variety  
17 of ways or things that could happen.

18      Q.     I'm sorry. I'm just not understanding.

19      A.     I don't know how to explain it.

20      Q.     What would happen that would prevent you  
21 from moving out of the house?

22      A.     Some way of preventing.

23      Q.     Okay. So when you and Deborah and Anita  
24 left the house, was it your understanding that Anita  
25 stayed up awake all night long the night before you



1 left?

2 A. Yes.

3 Q. But you were sleeping in your room --

4 A. Yes.

5 Q. -- with Ryan.

6 A. Yes.

7 Q. And after you guys left the house, you  
8 watched the video feed on Anita's phone, correct?

9 A. Yes.

10 Q. You watched Christopher's reaction on the  
11 phone, correct?

12 A. Yes.

13 Q. That was June of 2014, correct?

14 A. Yes.

15 Q. And then from the house that day you guys  
16 went to the safe house, correct?

17 A. Yes.

18 Q. While you were living at the safe house,  
19 did you get any type of counseling or any type of  
20 therapy while you were staying at the safe house?

21 A. I think a little bit before I left.

22 Q. Okay. How long if you recall did you stay  
23 at the safe house?

24 A. About one month.

25 Q. Now, when you were staying at the safe

1 house, all three of you were there.

2 A. Yes.

3 Q. Deborah, Anita, and yourself.

4 A. Yes.

5 Q. While you were staying there, there were  
6 other people at the safe house as well, correct,  
7 people that you didn't know prior to living there?

8 A. Yes.

9 Q. Were any of those people contacting the  
10 police regarding whatever was going on in their  
11 lives, if you know?

12 A. I am not sure but if I'm right, it's for  
13 people that's living like I'd say a hard life or  
14 abusive life, stuff like that.

15 Q. And yet you and your mom and Deborah -- I'm  
16 sorry. You and your mom and Anita opted not to go to  
17 the police at that point in time, correct?

18 A. Yes.

19 Q. You didn't go to the police for two or  
20 three months, correct?

21 A. Yes.

22 Q. Do you recall during your interview with  
23 the police telling the police that Terrie, your  
24 stepmom, would flash you occasionally?

25 A. Yes.

1 Q. In other words pull up her shirt and show  
2 you her breasts.

3 A. Yes.

4 Q. And that would happen occasionally when  
5 Christopher wasn't around, correct?

6 A. No, he was around.

7 Q. In the room?

8 A. Yes.

9 Q. Was anybody else in the room when that  
10 would happen?

11 A. No.

12 Q. After -- the first time that something like  
13 that happened, did you tell your mom about it?

14 A. No.

15 Q. What part of the house were you in when  
16 that happened?

17 A. I do not remember.

18 Q. You don't remember if it was the office,  
19 the livingroom, or the master or nowhere?

20 A. Do not remember.

21 Q. Do you remember how old you were when that  
22 happened the first time?

23 A. No.

24 Q. Now, for a period of time when you were 14  
25 or 15 Terrie and Ryan moved out of the house,

1 correct?

2 A. Yes.

3 Q. Okay. How -- what grade were you in when  
4 Terrie and Ryan moved out of the house?

5 A. They were two things, they were really  
6 thrown out of the house being blamed.

7 Q. What grade were you in, Brandon --

8 A. Oh, sorry.

9 Q. -- when they left the house.

10 A. I was I think starting to become a junior.

11 Q. A junior. You're a senior. You're going  
12 into your senior year right now.

13 A. Yes.

14 Q. So this time last year is when you recall  
15 Terrie and Ryan being or leaving the house.

16 A. Yes.

17 Q. Okay. Is it possible that it could have  
18 been a year before that?

19 A. Being thrown out?

20 Q. No. I'm not speaking of after you and  
21 Deborah and Anita left. Prior to that.

22 A. Before?

23 Q. Sorry. I apologize. Maybe my question was  
24 a little misleading. Before you and Deborah and  
25 Anita left the house--

1 A. Yes.

2 Q. -- there was a time that Terrie and Ryan  
3 left, correct?

4 A. Yes.

5 Q. Do you recall -- and that's the incident  
6 I'm talking about. What grade were you in at that  
7 point when Terrie and Ryan left?

8 A. I do not remember.

9 Q. Okay. Do you remember was it before or  
10 after the incident of sex that you said you had with  
11 Terrie?

12 A. I don't recall if it was before or after.

13 Q. Do you remember if it was before or after  
14 the alleged incident you talked about with your mom?

15 A. I don't remember.

16 Q. Do you recall how long Terrie and Ryan were  
17 out of the house?

18 A. Out of all the times.

19 Q. Let me interrupt you. Are you saying there  
20 was more than one time that Terrie and Ryan left the  
21 house?

22 A. Yes.

23 Q. You lived at that house your whole entire  
24 life or from a young age until you were 15 or 16,  
25 correct?

1 A. Yeah.

2 Q. How old were you when the family moved to  
3 that house?

4 A. I was just born that I know of.

5 Q. All right. And during the course of the  
6 time that you lived at that household, how many times  
7 do you remember Terrie leaving the house with Ryan?

8 A. About seven to nine times.

9 Q. Seven to nine times. Okay. Was this she  
10 would go for a day or two or she would go for a  
11 longer period of time?

12 A. For a longer period of time.

13 Q. Okay. And you pretty much your whole life  
14 shared a room with Ryan, correct?

15 A. Yes.

16 Q. So when Terrie took Ryan, did you get the  
17 room to yourself or was Tails in the room?

18 A. Tails was with us for a long time until he  
19 moved out the first time because of an argument.

20 Q. Okay. How old do you recall Tails being  
21 that he moved out the first time?

22 A. 16.

23 Q. Okay. How long was Tails gone at that  
24 point?

25 A. Wait, sorry. 18.

1 Q. He was 18. Was it just after his 18th  
2 birthday?

3 A. Maybe, most likely.

4 Q. Do you recall how long Tails was gone at  
5 that point?

6 A. He was gone for about maybe a half a year.

7 Q. Okay. And when going back to the last  
8 time -- well, the last time that you were living in  
9 the house and Terrie and Ryan left, did that change  
10 the atmosphere in the house that Terrie was gone?

11 A. When Terrie and Ryan left the last time,  
12 when he was still there the last time? Not really.  
13 Like it did for a while, then it just went back to  
14 normal.

15 Q. Okay. How did it change?

16 A. It just got a little less violent for a  
17 little bit.

18 Q. Okay. And who -- you say it was violent,  
19 against yourself, against your sister, against your  
20 mom? Who was the violence?

21 A. My dad being violent. He was always  
22 violent to everyone. I really don't know how.

23 Q. Okay. Isn't it true that there was one  
24 incident where you volunteered to be tasered because  
25 you wanted to see what that feels like?

1 A. Yes.

2 Q. That -- were you yourself ever physically  
3 hit by your father?

4 A. Yes.

5 Q. Did you ever have bruises?

6 A. Yes.

7 Q. Okay. Did anybody outside of the family  
8 see those bruises such as teachers or other friends?

9 A. No.

10 Q. How is it that teachers did not see the  
11 bruises?

12 A. Because normally it would be hidden  
13 because -- I don't know. Normally it's hidden.

14 Q. Hidden under your clothes?

15 A. Yes.

16 Q. So that if you lifted up your shirt and  
17 showed a teacher, they would have been able to see  
18 it, correct?

19 A. Yes.

20 Q. But you just did not ever show anybody  
21 proof.

22 A. Yes.

23 Q. Okay. After any of these incidents of  
24 physical violence, you didn't call the police and  
25 say, "My dad's hitting me, I need to get out of



1 here."

2 A. No.

3 Q. You didn't ask your sister Anita to call  
4 the police for you and say, "We need to get out of  
5 here. He's physically hurting us."

6 A. No.

7 Q. Of all of your brothers and sisters would  
8 you say that you and Anita have the closest  
9 relationship?

10 A. Yes.

11 Q. And I guess I mean that more from your  
12 perspective. Are you closer to Anita than you are to  
13 any of your brothers and sisters?

14 A. Yes.

15 Q. But you never confided in Anita about the  
16 sexual goings-on in the house, correct?

17 A. Yes.

18 Q. You first confided in her right before you  
19 guys decided to move out of the house or was it after  
20 you moved out of the house?

21 A. I think before.

22 Q. All right. Was it right before you left  
23 the house?

24 A. Yes.

25 Q. Did it contribute to the decision for you

1 to move out of the house, for all three of you to  
2 move out of the house?

3 A. Yes.

4 Q. Anita was upset to hear about that, those  
5 sexual things that you told her about, correct?

6 A. Yes.

7 Q. It made her very angry, correct?

8 A. Yes.

9 Q. But on that day that you were talking to  
10 Anita you only told her about things that had  
11 happened with your mom, correct?

12 A. I think it was about Terrie.

13 Q. Oh, you only told her about things that  
14 happened with Terrie. You didn't say anything that  
15 was happening with Deborah?

16 A. Yes.

17 Q. You only told her half about what you've  
18 been testifying to today, correct?

19 A. Yes.

20 Q. At that point in time did Anita confide in  
21 you about any sexual encounter that she may have had  
22 with Deborah or with Terrie?

23 A. Only heard about my dad raping her. That's  
24 it.

25 Q. Anita didn't tell you about things with

1 Deborah or things with Terrie; is that correct?

2 A. Yes.

3 Q. Now, the house that you all lived in, it  
4 wasn't an overly large house, correct?

5 A. Yes.

6 Q. There were seven people living in that  
7 house when you were all there, correct?

8 A. Yes.

9 Q. And in all that time you never saw Chris  
10 touch Anita in a sexual manner, correct?

11 A. Yes.

12 Q. You did not ever see that?

13 A. Never.

14 Q. And you didn't see him ever touch Brandon  
15 in a sexual manner, correct? I'm sorry. I realized  
16 it when I said it.

17 You didn't see him touch Ryan at all in a  
18 sexual manner, correct?

19 A. Never saw.

20 Q. Never saw him touch Tails in a sexual  
21 manner, correct?

22 A. Correct.

23 Q. There was a, some incident with the TV  
24 remote control, correct?

25 A. Yes.

1 Q. Where it would be hitting somebody on the  
2 leg with the TV remote control, correct?

3 A. Yes.

4 Q. And some of the incidents of abuse,  
5 physical abuse that you talked about, correct?

6 A. Yes.

7 Q. You put those in that category, correct?

8 A. I would put it that way because he did it a  
9 lot.

10 Q. But you also took the TV remote and you hit  
11 other people in the family including Chris with the  
12 TV remote, correct? It wasn't just a one-way thing  
13 with Chris.

14 A. I never really hit him in the remote.

15 Q. Did anybody else in the family grab the  
16 remote and do that same action?

17 A. No.

18 Q. You never saw Ryan or Tails take the remote  
19 and hit anybody with it.

20 A. No. May I also add one thing?

21 THE COURT: You have to wait for a  
22 question.

23 THE WITNESS: Okay.

24 THE COURT: Sorry.

25 MS. RADOSTA:

1 Q. After you moved out of the house with  
2 Deborah and Anita, whose decision was it not to call  
3 the police?

4 A. I don't remember.

5 Q. This wasn't a collective decision on your  
6 part to not call the police.

7 A. I don't think I remember that part.

8 Q. So you could have called the police once  
9 you moved out if you wanted to, correct?

10 A. Yes.

11 Q. Did you -- you were -- at that point you  
12 were at Western High School; is that correct?

13 A. Yes.

14 Q. Did you have a favorite subject or favorite  
15 teacher at Western?

16 A. No.

17 Q. Did you participate in any like  
18 after-school activities, any sports, anything like  
19 that?

20 A. No.

21 Q. So you didn't have anybody at school that  
22 you felt you could confide in what was going on at  
23 your house.

24 A. No.

25 Q. Who is your best friend?

1       A.    Used to be my best Elaina (phonetic) but  
2 now it's like Q.

3       Q.    While you were living at the house, who was  
4 your best friend?

5       A.    Elaina and my dude Q (phonetic).

6       Q.    Did you ever confide in Elaina or Q what  
7 was going on in the home?

8       A.    A tiny bit.

9       Q.    At what point, if you recall, did you talk  
10 to Elaina about this stuff?

11      A.    Whenever -- I don't remember when it was,  
12 but normally whenever we were at school.

13      Q.    So did you have more than one conversation  
14 with Elaina about this what you say what was going on  
15 at home?

16      A.    A few.

17      Q.    What about Q, did you have one conversation  
18 or more than one?

19      A.    More than one.

20      Q.    Did they advise you that you should try to  
21 call the police or try to tell somebody that could  
22 help you?

23      A.    They were telling me a place I could go  
24 before we moved. He was helping me saying if I need  
25 a place to escape for the time, to come to his house,

1 he would protect me.

2 Q. And that was Q?

3 A. Yes.

4 Q. But there was no advice to call the police  
5 or anything like that.

6 A. There was, it was at someplace but I can't  
7 remember.

8 Q. So I'm not quite understanding your  
9 answer. Did Q give you the advice or Elaina give you  
10 the advice to call the police or was it somebody else  
11 entirely?

12 A. Q's mother.

13 Q. So Q's mother also was aware of some of the  
14 stuff that was going on at home.

15 A. Yes.

16 Q. Did Q tell you or did you tell her?

17 A. Q was talking to her a little bit about it  
18 because I let him.

19 Q. Do you happen to know Q's mom's name?

20 A. No.

21 Q. Is it true that you were under the  
22 impression that Anita had actually told somebody  
23 outside the family years earlier about abuse?

24 A. No.

25 Q. She never told you the story that she had

1 told at school and nothing happened. She never got  
2 any help.

3 A. Oh, I remember that one. Yes, I remember  
4 that, yes.

5 Q. So Anita told you, "I told and nobody ever  
6 helped me." Was that kind of a summary of it?

7 A. There was a point to where the CPS came to  
8 the house and father got away buck free.

9 Q. Okay. So your understanding of what  
10 happened and this was much, many many years ago,  
11 correct?

12 A. Yes, when it happened to her.

13 Q. Okay. When she told was years ago.

14 A. When she told me was like, I don't remember  
15 when but the first time but I've gotten told two or  
16 three times.

17 Q. So you heard the story from Anita a couple  
18 of different times, correct?

19 A. Yes.

20 Q. Just for clarification, when Anita actually  
21 told CPS was a very very long time ago.

22 Is that your understanding?

23 A. Yes.

24 Q. Okay. She was under the age of ten.

25 A. Yes. She was in elementary school.



1 Q. Okay. And your understanding of that story  
2 is that CPS came to the house and nothing happened.

3 A. Practically.

4 Q. Okay. And Anita's the one that told you  
5 that.

6 A. Yes.

7 Q. Did you ever ask your mom about CPS coming  
8 to the house?

9 A. No.

10 Q. Did you ever ask Terrie about CPS coming to  
11 the house?

12 A. No.

13 Q. Did that story make you feel like there was  
14 very little that could be done to get you out of the  
15 situation?

16 A. Yes.

17 Q. But you never heard of Anita getting  
18 punished for telling, correct?

19 A. Yes, I heard that story.

20 Q. How did she get punished?

21 A. I think she was grounded for more than a  
22 year but I don't -- I know there's one more thing I  
23 think but I can't remember.

24 Q. And Anita's the one who told you that,  
25 correct?

1 A. Yes.

2 Q. It's your understanding that your dad had  
3 friends that worked at Metro, correct?

4 A. Yes.

5 Q. And that was something that you felt  
6 prevented you from being able to contact Metro.

7 A. Yes.

8 Q. You felt that his friends and acquaintances  
9 at Metro would side with him, correct?

10 A. Yes.

11 Q. I believe you told the police that he had  
12 Metro friends coming -- I'm sorry. I believe you  
13 told the police that your father had Metro friends  
14 coming over to the house regularly.

15 A. Yes.

16 Q. Okay. Do you recall the names of any of  
17 those Metro officers that came over to the house  
18 regularly?

19 A. Officer Brinkley (phonetic).

20 Q. Do you know Officer Brinkley's first name  
21 by any chance?

22 A. No.

23 Q. Any other Metro officers that came over to  
24 the house?

25 A. I know their faces but not their names.

1 Q. Okay. Approximately how many different  
2 Metro officers did you see come to your house  
3 regularly?

4 A. Mainly just Brinkley I heard regularly came  
5 over, but I physically seen him a few times.

6 Q. You physically saw Brinkley or others a few  
7 times.

8 A. Brinkley whenever like if I came home and  
9 he was there.

10 Q. Okay. So in a given month how often would  
11 Officer Brinkley be at your house?

12 A. Me hearing about him coming over at least  
13 maybe ten, 12 times. Me seeing him once or twice.

14 Q. Okay. A month?

15 A. About.

16 Q. And did he hang out at the house, Officer  
17 Brinkley?

18 A. He'd do a quick stop by.

19 Q. Would it be like when he was on duty or  
20 when he was off duty?

21 A. I don't know.

22 Q. Was he in uniform when he would stop by?

23 A. Depending, most of the time yes.

24 Q. Pull up in a patrol vehicle?

25 A. Not sure.

1 Q. Did he ever go into the back office? Did  
2 Officer Brinkley ever go into the back office?

3 A. Yes.

4 Q. Okay. And why -- what prevented you from  
5 going to like the substation down the street and  
6 reporting it to somebody that didn't know your  
7 father?

8 A. Because it would eventually get to most  
9 likely Metro was what I thought.

10 Q. Okay. So ultimately you didn't go to Metro  
11 because you didn't want to tell Metro. Is that your  
12 understanding?

13 A. No. It's because he had friends and I was  
14 sure they were going to side with him because my dad  
15 is a good manipulative liar.

16 Q. Okay. But ultimately when you did go to  
17 Metro with your mom, they believed everything that  
18 you said, correct?

19 A. Yes.

20 Q. As a result of your -- as a result of you  
21 going to Metro, your dad got arrested, correct?

22 A. Well, I'm not sure if they were Metro. I'm  
23 not sure what they were. I just know the police  
24 office.

25 Q. Well, you told somebody outside of the

1 family and after you told somebody outside the  
2 family, your father was arrested, correct?

3 A. Yes.

4 Q. And then a few months later your mom was  
5 arrested, correct?

6 A. Yes.

7 Q. How did that make you feel when your mom  
8 got arrested?

9 A. I felt really sad.

10 Q. Okay. And is it fair to say you don't  
11 think she should be charged with a crime?

12 A. In my honest opinion no.

13 Q. Are you in any way angry that your mom is  
14 being prosecuted at this point in time, angry with  
15 the prosecutors for going after your mom?

16 A. I'm not angry and I am.

17 Q. You mean you are a little angry and you  
18 aren't. You're kind of --

19 A. Yes, I'm both.

20 Q. You're both. Okay. But you're not angry  
21 that they are prosecuting your dad, correct?

22 A. No.

23 Q. How many times have you met with the  
24 prosecutors to discuss your testimony?

25 A. Maybe four times.

1 Q. Four different times. And sometimes it's  
2 in relationship to Deborah and sometimes it's in  
3 relationship to Chris, correct?

4 A. Just basically my mom I think.

5 Q. Okay. Have you met with your mom's defense  
6 attorney?

7 A. Yes.

8 Q. How many times have you met with your mom's  
9 defense attorney?

10 A. Once, twice.

11 Q. Do you know your mom's defense attorney's  
12 name?

13 A. No, I do not.

14 Q. Did you -- now you're still living with  
15 Anita and have been since your mom got arrested,  
16 correct?

17 A. Yes.

18 Q. Do you and Anita ever sit down and talk  
19 about everything that's going on, the testimony,  
20 having to come to court, things like that?

21 A. I do my best not to.

22 Q. Okay. And why is that?

23 A. Because she has an easy heart to break, and  
24 I don't want to see her cry.

25 Q. Does she try to start conversations with

1 you about it and you avoid it?

2 A. If it does ever get started up, I mainly  
3 try avoid that conversation.

4 Q. So you're saying yes, sometimes she does  
5 try to start conversations with you.

6 A. Only about court dates coming up and D.A.s  
7 coming over.

8 Q. Are you saying some D.A.s have come over to  
9 your house?

10 A. Yes.

11 Q. Do you know which D.A.s those were that  
12 came over to your house?

13 A. Them two.

14 Q. They have actually come to your residence  
15 to talk to you instead of you coming down to their  
16 office?

17 A. They only came over once. Other times we  
18 were at their office.

19 Q. Okay. When Tails moved out right after his  
20 18th birthday, Chris didn't stop him from moving out,  
21 correct?

22 A. He didn't and he did because he did say get  
23 out of my house because something was going on and  
24 then he tried to pull that, don't do it again because  
25 something happened, and my brother decided at the end

1 he's just going to leave.

2 Q. And he was allowed to pack his bags and  
3 leave the house, correct?

4 A. Yes.

5 MS. RADOSTA: Court's indulgence .

6 Q. The times that Terrie would pack up and  
7 leave with Ryan, she was allowed to pack up her bags  
8 and leave, correct?

9 A. Yes.

10 Q. And there were never any -- withdraw that.

11 You said a lot of times, for example, you  
12 got into the swimming pool. He forced you to get  
13 into the swimming pool.

14 A. Yes.

15 Q. He forced you to take off your clothes.

16 A. Yes.

17 Q. How did he force you to do that?

18 Did he say, "Get in the pool, Brandon"?

19 A. Yes, and if I didn't, he normally said, "Do  
20 You want me to hit you?"

21 Q. And so did you ever say no?

22 A. No.

23 Q. So you don't know for a fact that you would  
24 have been hit. You just know that a threat was  
25 made.



1 A. I do know he would have hit.

2 Q. How do you know that if you never said no?

3 A. He's always hit us before.

4 Q. But not necessarily if you had said no to  
5 this stuff. You never said no.

6 A. What's that?

7 Q. You said just a moment ago that you never  
8 said no, correct?

9 A. Correct.

10 Q. So you don't know for a fact that you would  
11 have been hit, correct? You assume it but you don't  
12 know it for a fact.

13 A. Because he's hit me before and even if I  
14 don't -- like he's always hit me before for anything.

15 Q. Okay. Did you ever see him hit Anita?

16 A. Yes.

17 Q. Did you ever see him hit Tails?

18 A. Yes.

19 Q. Did you ever see him hit Ryan?

20 A. Yes.

21 Q. Okay. And did you tell Q and Elaina about  
22 that as well?

23 A. No.

24 Q. You only told them about stuff that was  
25 going on with you?

1 A. Yes.

2 Q. Do you remember finding out or thinking  
3 that Chris had hacked into your mom's Facebook  
4 account after you guys had all left the house?

5 A. Yes, I found out.

6 Q. That made you pretty angry, correct?

7 A. Yes.

8 Q. And that was before you all went to the  
9 police, correct?

10 A. I can't remember if that was before or  
11 after.

12 Q. Well, if you told the police that the  
13 hacking had occurred in your statement, is it fair to  
14 assume that the hacking occurred before you talked to  
15 the police?

16 A. It must have been before if I mentioned it.

17 Q. Did you also believe that your father  
18 hacked into your phone and started contacting your  
19 friend pretending to be you?

20 A. Yes.

21 Q. That made you pretty angry as well,  
22 correct?

23 A. Yes.

24 Q. You felt like your privacy was being  
25 violated.

1 A. Yes.

2 Q. And once again that was before you went to  
3 the police, correct?

4 A. Yes.

5 Q. 'Cause you told the police about that as  
6 well.

7 A. Yes.

8 Q. Things that you were angry at your father  
9 for.

10 A. Yes.

11 Q. It was your impression, was it, that Terrie  
12 was trying to get you and Anita and Deborah to move  
13 back in the house once you guys all left.

14 A. I don't, no, they were never trying to get  
15 us back.

16 Q. You don't recall telling the police that.

17 A. No.

18 Q. You don't remember ever even thinking  
19 that.

20 A. No, I don't remember.

21 Q. Okay. Did you think that Terrie liked your  
22 mom or disliked your mom?

23 A. To what it seemed in the house it seemed  
24 like she disliked my mom.

25 Q. What about Terrie's behavior gave you that

1 impression?

2           Was it things that she said or things that  
3 she did?

4       A.    How she acted.

5       Q.    It was like, "Deborah, I hate you," or,  
6 "Get out of the house," it was more just her  
7 actions.

8       A.    Actions and how her wording was.

9       Q.    Okay. What actions did you see that made  
10 you think that Terrie didn't like Deborah, your mom?

11      A.    Whenever like me or Ryan got in trouble for  
12 something, there was always some argument with them.

13      Q.    And did Terrie always take Ryan's side and  
14 your mom always take your side?

15      A.    More Terrie took Ryan's side but my mom  
16 also tried to take Ryan's side if he did right and I  
17 did wrong.

18      Q.    But what about that made you think that  
19 Terrie didn't like your mom? I'm sorry. I just  
20 asked what actions did Terrie do that made you think  
21 she didn't like your mom, and you said when there  
22 were fights between you and Ryan. What made you  
23 think Terrie didn't like your mom?

24      A.    There was more than that. They got in an  
25 argument once when we were backing up the trailer at

1 like 2:00 in the morning and they got into an  
2 argument on both sides of the car yelling at each  
3 other.

4 Q. Do you recall what the argument was about?

5 A. No.

6 Q. Was it about Chris?

7 A. I don't remember.

8 Q. Do you remember when that was, how old you  
9 were when that happened?

10 A. No.

11 MS. RADOSTA: Court's indulgence.

12 Q. Your friend that you spoke to about what  
13 you spoke to about what was going on in the house,  
14 that was before you and Anita had ever moved out?

15 A. Yes.

16 Q. Are you still going to school with Elaina  
17 and Q now?

18 A. No.

19 Q. They were at Western with you.

20 A. No.

21 Q. They didn't go to school with you.

22 A. We all were at school at Sunrise.

23 Q. What is Elaina's last name?

24 A. Pargay (phonetic).

25 Q. Did she live in your neighborhood or she

1 just went to --

2 A. School.

3 Q. She went to Sunrise middle school or high  
4 school?

5 A. High school.

6 Q. And Q, that's a nickname I assume.

7 A. Yes.

8 Q. What is Q's full name?

9 A. Michael Sims.

10 Q. It wasn't what I was expecting. Why is he  
11 called Q?

12 A. 'Cause we always played online together and  
13 his name is Q-ey die pie (phonetic).

14 MS. RADOSTA: Nothing further, Your Honor.

15 (Whereupon Ms. Radosta concluded  
16 this portion of her examination  
17 at 3:15 p.m.)

18 REDIRECT EXAMINATION

19 BY MR. SWEETIN:

20 Q. Brandon, you mentioned earlier that first  
21 you thought your mom was sort of responsible. When I  
22 say your mom, Deborah was sort of responsible and  
23 then later when she was arrested, then you got other  
24 information that caused you to question that.

25 Do you remember that?

1 A. Yes.

2 Q. What other information did you get?

3 A. I just more heard of like -- okay. I more  
4 heard of kind of what was going on learning more  
5 stuff. I didn't care. I don't know how to really  
6 explain it.

7 Q. Who was it you got the information from?

8 A. I don't remember who I got the information  
9 was. I most likely was paying more attention to my  
10 video games when I was hearing about it.

11 Q. Who were you talking to or hearing about it  
12 from?

13 A. I don't remember.

14 Q. Now you -- you did meet with us back in I  
15 believe December. When I say us, myself and Mary Kay  
16 Holthus here; is that right?

17 A. Yes.

18 Q. That was at your house; is that right?

19 A. Yes.

20 Q. And we didn't talk about the facts at all  
21 about this case at that time, did we?

22 A. No.

23 Q. And you did come into our office after that  
24 but you didn't want to meet with us without a lawyer  
25 present; is that correct?

1 A. Yes.

2 Q. Okay. So you never met with us after that  
3 initial meeting without a lawyer present to discuss  
4 the facts of the case; is that right?

5 A. Yes.

6 Q. And you met with us I think in about  
7 February of this year. Do you remember that?

8 A. A little.

9 Q. Okay. Was that the only other time that  
10 you met with us?

11 A. That's all I can remember.

12 Q. Okay. And we never talked to you about the  
13 case on any other occasions; is that correct?

14 A. Yes, that I know of.

15 Q. Now, you mentioned that you had met with  
16 Deborah's attorney; is that right?

17 A. Yes.

18 Q. And how many times have you met with  
19 Deborah's attorney?

20 A. Maybe once, twice.

21 Q. Once or twice. When was that?

22 A. I don't remember.

23 Q. You don't remember her name.

24 A. No.

25 Q. Do you see her in the courtroom?



1 A. Yes.

2 Q. Yes. Where is she at, in the back of the  
3 room back there?

4 A. Uh-huh.

5 Q. So you talked to her about this.

6 A. Not about the case I don't think.

7 Q. Did you receive any of the information that  
8 you're talking about that made you think that maybe  
9 Deborah wasn't responsible from her?

10 A. I never heard any information from her.

11 Q. No. So she didn't talk to you about  
12 whether or not Deborah was responsible.

13 A. No.

14 Q. How about Anita, have you talked to Anita  
15 about the case?

16 A. Not really. I tried to avoid it.

17 Q. Could Anita be one of the people that  
18 you're getting this information from?

19 A. No.

20 Q. Who else knew about the case besides the  
21 lady back here that's Deborah's attorney. I believe  
22 that's Kristina Wildeveld; is that right?

23 A. Yes.

24 Q. And Anita, who else would have been people  
25 that you would have talked to about the case?

1 A. I talked to my cousin.

2 Q. Who is your cousin?

3 A. Richard.

4 Q. Richard. Richard who?

5 A. Tuckman.

6 Q. Did he know anything about the case?

7 A. Just whatever he reads online and stuff and  
8 when he talked to my mom so that's it.

9 Q. So he really didn't know anything about the  
10 case to be able to give you information about why you  
11 might not think that Deborah's responsible; is that  
12 right?

13 A. I don't think she's responsible.

14 Q. That's what I'm trying to ask you because  
15 you said initially you thought she was but then you  
16 got information from someone else that caused you to  
17 question that.

18 A. Well, what I'm saying I don't think she's  
19 responsible 'cause any dad is always forcing,  
20 hitting, throwing remotes, everything at my mom. She  
21 didn't want to do it yet when I heard that -- I can't  
22 remember who I heard it from -- but like that even  
23 though that did happen, it was her responsibility to  
24 call the police but yeah, I know that my dad's cop  
25 friends were on his side 'cause I see two different

1 ways.

2 Q. And someone talked to you about that and  
3 told you those things; is that right?

4 A. Yes.

5 Q. Who was that?

6 A. I'm kind of getting the memory back a  
7 little bit. I can't.

8 Q. Okay.

9 A. I think it may be when I was at the --  
10 maybe the, I was talking to the police is when they  
11 were saying even though what happened it was still  
12 her fault but it's not like. Like I don't know how  
13 to explain it.

14 MR. SWEETIN: That's fine. Maybe you'll  
15 remember later. We'll talk about it later.  
16 Thanks. Nothing further.

17 (Whereupon Mr. Sweetin concluded  
18 this portion of his examination  
19 at 3:21 p.m.)

20 MS. RADOSTA: Just a couple questions.

21 RECROSS-EXAMINATION

22 BY MS. RADOSTA:

23 Q. You said that there was your cousin  
24 Richard. How are you related to this cousin? Is this  
25 on your mom's side of the family or your dad's side

1 of the family?

2 A. My mom's.

3 Q. Okay. So Richard is the child of one of  
4 your mom's siblings.

5 A. I don't know how they're related.

6 Q. Okay. Well, you call him your cousin so  
7 generally speaking your cousin would be the child of  
8 a brother or sister of your mom. Is that how you  
9 understand how you're related to a cousin?

10 A. I'm not sure how. I just know that I met  
11 him after all this started happening.

12 Q. Oh. Okay. So you didn't know him. When  
13 all of this started happening, are you talking about  
14 talking to the police and people getting arrested?

15 A. People being arrested.

16 Q. Okay. So prior to people arrested, your  
17 father and then a few months later your mom, you  
18 didn't know this person was a member of your family.

19 A. Yes.

20 Q. Richard. What was Richard's last name?

21 A. Tuckman.

22 Q. Could you just say it a little bit slower  
23 for us.

24 A. Tuckman.

25 Q. Like T-U-C-K-M-A-N.

1 A. Yes.

2 Q. How did you meet Richard?

3 A. When everything started happening, we  
4 called everyone on my mom's phone to find out who we  
5 could get help from.

6 Q. So this was after your mom was arrested.

7 A. Yes.

8 Q. So his name was in your mom's phone.

9 A. Yes.

10 Q. Okay. And when you called him -- did you  
11 make the phone calls or did somebody else?

12 A. My sister.

13 Q. So Anita is making phone calls and this  
14 person identified himself I presume to Anita as a  
15 cousin.

16 A. Yes.

17 Q. Just trying to -- we're just really trying  
18 to figure out facts behind some of the things that  
19 you're saying.

20 You also said that during one of the  
21 interviews that you had with the D.A.s you had an  
22 attorney present with you.

23 A. Yes.

24 Q. Was that your attorney?

25 A. Yes.

1 Q. How did you get an attorney?

2 A. Oh, sorry. I don't know.

3 Q. I mean was it somebody that a court said  
4 this is somebody that can help you out?

5 A. Yes.

6 Q. Do you remember was that something at  
7 family court or somebody through CPS?

8 A. I don't fully know how all that works.

9 Q. Okay. Do you know the attorney's name?

10 A. Candace Barr.

11 Q. Candace Barr, B-A-R-R?

12 A. Uh-huh.

13 Q. And just one follow-up to something that I  
14 asked on cross. I asked you if you did any  
15 counseling while at the safe house. Beyond that have  
16 you done any counseling?

17 A. Yes.

18 Q. You have been doing counseling.

19 A. Yes.

20 Q. Are you currently doing counseling?

21 A. Yes.

22 Q. Where at?

23 A. I just know it's a safe house area.

24 Q. Do you know the name of the counseling  
25 agency?

- 1 A. No.
- 2 Q. Do you know the name of the counselor that
- 3 you're seeing?
- 4 A. Jurisha.
- 5 Q. Like D-U.
- 6 A. No, J-R-U like.
- 7 Q. J-R-U-S-L-I-A-O something like that?
- 8 A. Yes.
- 9 Q. First name or last name?
- 10 A. First.
- 11 Q. Okay. And is it just you and Jurisha?
- 12 A. Jurisha, yeah.
- 13 Q. Is it private sessions or group sessions?
- 14 A. Private.
- 15 Q. How often were you going to counseling?
- 16 A. Like once every two weeks.
- 17 Q. How do you get there?
- 18 Do you drive yourself or did somebody drive
- 19 you?
- 20 A. Someone drives me.
- 21 Q. Do you know where her office is located?
- 22 A. Henderson.
- 23 Q. Specifically do you know what street that
- 24 you're going to?
- 25 A. Huh-uh.

1 THE COURT: Is that no? You have to answer  
2 out loud.

3 THE WITNESS: Sorry. No.

4 MS. RADOSTA: Okay.

5 Q. And you're going once every two weeks. How  
6 long have you been seeing her as your counselor?

7 A. About a year now.

8 Q. Okay. So and then is that the only  
9 counselor outside of safe house that you've seen?

10 A. Yes.

11 MS. RADOSTA: Okay. All right. Thank  
12 you. I have nothing further.

13 (Whereupon Ms. Radosta concluded  
14 her examination at 3:26 p.m.)

15 MR. SWEETIN: Just one quick question.

16 REDIRECT EXAMINATION (further)

17 BY MR. SWEETIN:

18 Q. Who is it that drives you over to see  
19 Jurisha?

20 A. Kalina (phonetic).

21 Q. And who is that, a CPS worker?

22 A. Yes.

23 Q. Kalina Edwards?

24 A. Yes.

25 MR. SWEETIN: Thanks. Nothing further.



1 (Whereupon Mr. Sweetin concluded

2 his examination at 3:26 p.m.)

3 MS. RADOSTA: Nothing further.

4 (Whereupon Brandon Sena

5 was excused from the witness

6 stand at 3:26 p.m.)

7 THE COURT: We are done. I have a sexual

8 assault prelim scheduled for Friday at 10:00.

9 (Discussion off the record.)

10 THE COURT: If you'll give your phone

11 numbers to us, we'll let you know if we can start at

12 12:30 just because I'm going to have to give her a

13 break. 12:30 on Thursday.

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1 AFFIRMATION

2

3

4 Pursuant to NRS 239B.030:

5

6 The undersigned does hereby affirm that the  
7 preceding transcript of preliminary hearing in  
8 District Court Case No. C-15-311453-1 does not  
9 contain the social security number of any person.

10

11 Dated this 19th day of September, 2015.

12

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16 /s/ Cheryl Gardner, CCR 230, RPR, RMR

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CHERYL GARDNER, RPR-RMR, CCR 230

1 REPORTER'S CERTIFICATE

2

3 State of Nevada )  
4 County of Clark ) ss

5

6 I, Cheryl Gardner, CCR 230, RPR, RMR, do  
7 hereby certify that I took down in Stenotype all of  
8 the proceedings had in the before-entitled matter at  
9 the time and place indicated and that thereafter said  
10 shorthand notes were transcribed into typewriting by  
11 me and that the foregoing transcript constitutes a  
12 full, true, and accurate record of proceedings had to  
13 the best of my ability.

14 IN WITNESS WHEREOF, I have hereunto set my  
15 hand and affixed my signature in the County of Clark,  
16 State of Nevada this 19th day of September, 2015.

17

18

19

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21 /s/ Cheryl Gardner, CCR 230, RPR, RMR

22

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CHERYL GARDNER, RPR-RMR, CCR 230

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2 Tran  
CASE NO. C-15-311453-1

3

IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP  
COUNTY OF CLARK, STATE OF NEVADA

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6 STATE OF NEVADA,

7 Plaintiff,

8 vs.

9 CHRISTOPHER SENA,

10 Defendant.

11

VOLUME III

12

REPORTER'S TRANSCRIPT

13

OF

14

PRELIMINARY HEARING

15

16 BEFORE THE HON. JANIECE MARSHALL  
JUSTICE OF THE PEACE

17

THURSDAY, SEPTEMBER 3, 2015  
1:07 p.m.

18

19

APPEARANCES:

20

For the State: JAMES SWEETIN, ESQ.  
MARY KAY HOLTHUS, ESQ.  
Chief Deputies District  
Attorney

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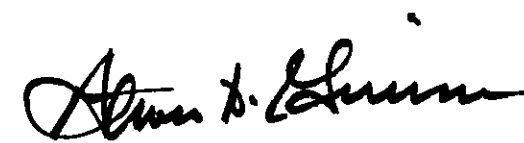
23 For the Defendant: VIOLET RADOSTA, ESQ.  
Deputy Public Defender

24

Reported by: CHERYL GARDNER, RMR-RPR  
CCR No. 230

25

CHERYL GARDNER, RPR-RMR, CCR 230

  
CLERK OF THE COURT

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1 LAS VEGAS, CLARK COUNTY, NV, THURS., SEPT. 3, 2015  
1:07 p.m.

2 -oOo-

3 THE COURT: All right. So Christopher  
4 Sena, 14F14785X. Are the parties ready to proceed?

5 MR. SWEETIN: Yes, Your Honor.

6 MS. RADOSTA: I'm sorry.

7 THE COURT: Ready to proceed.

8 MS. RADOSTA: Yeah. Sorry. Maybe not.

9 THE COURT: Next witness.

10 MR. SWEETIN: Anita Sena.

11 ANITA SENA,

12 having first duly affirmed to tell  
13 the truth under the pain and penalty  
14 of perjury, was examined and testified  
15 as follows:

16 THE CLERK: Please be seated. State your  
17 name and spell it for the record.

18 THE WITNESS: Anita Sena, A-N-I-T-A, Sena,  
19 S-E-N-A.

20 THE COURT: Let's just make sure you  
21 understand the proceeding. The lady in front of you  
22 is the court reporter. She needs to hear you. I need  
23 you to speak up because I can hear you're a soft  
24 speaker. The people on the other side of the  
25 courtroom need to hear you as well so if you could

1 speak up.

2           You need to verbalize your responses, make  
3 sure you say yes or no as opposed to shaking or  
4 nodding your head, as opposed to saying uh-huh or  
5 huh-uh or yeah because we'll have to prompt you to  
6 say yes or no.

7           There is a difference between I don't know  
8 and I don't remember. I don't remember means at one  
9 point in time you did know the answer to the question  
10 being asked but as you sit here today you don't  
11 recall. I don't know means you never knew the  
12 answer.

13           So you understand the difference between I  
14 don't remember, I don't recall versus I don't know.

15           THE WITNESS: Yep.

16           THE COURT: The attorneys are going to ask  
17 you questions. The other side may object to a  
18 question. If you can wait before you start answering  
19 any question to make sure the question has been fully  
20 asked to you and that the other side has the  
21 opportunity to object so pause until it's completely  
22 done before you start answering.

23           If at any point in time you don't  
24 understand the question, you need to let the attorney  
25 know you don't understand the question. If you

1 answer a question and you don't tell anybody you  
2 don't understand what's being asked of you, it's not  
3 going to be reflected on the record.

4           That's not what the attorneys want. They  
5 want to know what you know today. So don't hesitate  
6 to tell the attorney if you don't understand the  
7 question. Sometimes they use words I don't  
8 understand. Sometimes the question is not clear.  
9 Sometimes they have the wrong basis for the question  
10 so if that occurs, you need to make sure you speak up  
11 and if you're not answering their question, explain  
12 to them what your answer is.

13           If at any point in time you need a break,  
14 you let me know, and there's water right in front of  
15 you. Go ahead.

16                                 DIRECT EXAMINATION

17 BY MS. HOLTHUS:

18         Q.    Anita, how old are you?

19         A.    I am 25.

20         Q.    When is your birthday?

21         A.    May 22, 1990.

22               THE COURT: I'm sorry. May 22nd?

23               THE WITNESS: 1990.

24               MS. HOLTHUS:

25         Q.    When did you graduate from high school?



1 A. 2008.

2 Q. What month was it?

3 A. June.

4 Q. Do you remember the date by chance, early  
5 June, late June?

6 A. Was early June.

7 Q. Of 2008?

8 A. Yes.

9 Q. Just briefly, tell me a little about your  
10 family, brothers, sisters, mom, dad.

11 A. Brandon is a gamer.

12 Q. Okay. Brandon is your brother?

13 THE COURT: I don't think she understood  
14 the question.

15 MS. HOLTHUS:

16 Q. I meant more of name, age, relationship.

17 A. Okay. Father, Christopher Sena. I don't  
18 remember his age.

19 Q. Is he sitting here in court?

20 A. Yes.

21 Q. Point to him and tell me where he's  
22 sitting.

23 A. He's right there.

24 THE COURT: The record will reflect the  
25 witness has identified the defendant.

1 MS. HOLTHUS: Thank you.

2 Q. Mom?

3 A. Deborah Sena, also don't know her age.

4 Q. Okay. Is she your biological mom?

5 A. She is my stepmother.

6 Q. What about your biological mother?

7 A. Her name is Terrie Sena and I don't know  
8 her age.

9 Q. Okay. Brothers?

10 A. Three of them; Brandon Sena -- he is 17 --  
11 Ryan Sena -- he is 17, half brother -- Tails Sena,  
12 20 years old.

13 Q. Okay. That's everybody. Tails is?

14 A. Terry. His name is Terry Tails Sena.

15 Q. Is he half or full?

16 A. Full.

17 Q. You know why you're here.

18 A. Yes.

19 Q. Did something happen with your father Chris  
20 Sena, the defendant, that causes you to be in court  
21 today?

22 A. Yes.

23 Q. When did it begin?

24 A. When I was 11.

25 Q. Where were you living?

1 A. At 6012 Yellowstone Avenue.

2 Q. And is that in North Las Vegas, Clark  
3 County, Nevada?

4 A. That is at Sunrise Manor.

5 Q. Is that Clark County, Nevada, though?

6 A. I believe so.

7 Q. Who were you living there with?

8 A. With Chris, Terrie and Deborah.

9 Q. Any of your siblings?

10 A. Yes.

11 Q. Which ones?

12 A. It was Tails, Brandon, and Ryan.

13 Q. You said you were how old?

14 A. 11.

15 Q. How did it begin?

16 A. It began like after school.

17 Q. 11. You were in approximately what grade?

18 A. I was in sixth grade I believe.

19 Q. Okay. What happened?

20 A. I came home. Everybody was gone normally  
21 at school or at work. Chris was normally home so I  
22 came home. We were just acting like a normal  
23 daughter between father --

24 MS. RADOSTA: Your Honor, I'm going to have  
25 to object, lack of foundation. At this time we have

1 11 years old in sixth grade. I have no idea what  
2 time of year, what day of the week, anything. So  
3 lack of foundation.

4 MS. HOLTHUS: That's cross-examination.  
5 She told you where she was, how old she was.

6 THE COURT: I'll overrule it at this time.  
7 You can ask the question on direct examination or  
8 cross-examination. I'm sorry. Go ahead.

9 THE WITNESS: Then it became to where we  
10 were doing -- he asked me if I loved him and stuff.

11 MS. HOLTHUS: Okay.

12 THE WITNESS: I said yes.

13 MS. HOLTHUS:

14 Q. Do you remember where you were?

15 A. I was in the livingroom.

16 Q. Just briefly we've heard a little bit about  
17 the property, but describe the property at 6012.

18 A. 6012 is a two-bedroom house that was  
19 restructured to be a three bedroom. There is a  
20 livingroom, the boys' bedroom, master bedroom, my  
21 bedroom, kitchen, and bathroom.

22 Q. One bathroom.

23 A. Just one bathroom.

24 Q. Okay. And who stayed there back when you  
25 were living there?

1 A. I stayed in the back room near the master  
2 bathroom or near the bathroom and then the master  
3 bedroom.

4 Q. And then how old were Brandon and Tails at  
5 the time?

6 A. They were real young.

7 Q. What's the age difference among you?

8 A. Between me and Terry is four years, between  
9 me Brandon and Ryan eight years.

10 Q. Okay. So if you were 11, Brandon and Ryan  
11 were about three.

12 A. Yes, I believe so.

13 Q. Tails was about seven.

14 A. Yes.

15 Q. And when they were three, three, and seven,  
16 were the boys staying together in one room?

17 A. Yes.

18 Q. You had another room.

19 A. Yes.

20 Q. Who was in the master?

21 A. Deborah and Chris.

22 Q. And Terrie.

23 A. She was in the livingroom at the time.

24 Q. The livingroom. That's where she stayed.

25 A. Yes.

1 Q. How old were you when -- Terrie and Chris  
2 were married, correct?

3 A. Yes. No. Yes.

4 Q. They were divorced?

5 A. Yes.

6 Q. And then at some point Deborah moved into  
7 the home.

8 A. About four years before I turned 11 Chris  
9 and Deborah were together.

10 Q. And your mom had come back into the home.

11 A. Yes.

12 Q. Do you know how old you were? And when I'm  
13 talking mom, I'm talking bio mom.

14 A. Okay. About nine she came back.

15 Q. Back to you're 11.

16 A. Uh-huh.

17 Q. Tell me about the first incident you  
18 remember.

19 A. He was asking me if I loved him and stuff  
20 like that, and I said yes, and he wanted me to show  
21 that I loved him.

22 Q. And did he indicate to you how you could  
23 show him?

24 A. Yes.

25 Q. Did he do that by gestures or by voice?

1 A. By voice then gesture.

2 Q. Tell me what happened. What did he say,  
3 what did he do?

4 A. After asking me those questions, I said  
5 yes. Then he asked me to take my clothes off.

6 Q. What did you do?

7 A. I took my clothes off.

8 Q. Why did you take your clothes off?

9 A. 'Cause he told me to.

10 Q. Did you want to?

11 A. I didn't know what was going on.

12 Q. All right. Then what happened?

13 A. So I started taking off my clothes. He  
14 started touching my breasts and asking me how do I  
15 feel, do I like that. Of course I didn't know. I  
16 was like I don't know. So he started touching me in  
17 the lower regions and was asking me again, I'm like I  
18 don't know. I don't know what's going on.

19 Q. When you say lower region now, what part of  
20 your body are we talking about?

21 A. I'm talking about the pussy area.

22 Q. Was it over or under your clothes?

23 A. At this time it was under the clothes  
24 because I was taking my clothes off.

25 Q. Got you.

1 A. So contact.

2 Q. So you were completely naked at this  
3 point.

4 A. Yes.

5 Q. And when he was touching your pussy, what  
6 was he touching it with?

7 A. He was using his fingers.

8 Q. And can you tell me what he was doing to  
9 your pussy with his fingers?

10 A. He was rubbing my clit.

11 Q. And by "clit," do you mean clitoris?

12 A. Yes.

13 Q. Are you referencing between the lips the  
14 clitoris or in the actual --

15 A. It was inside on the top of the clit right  
16 in there.

17 Q. On top of the vagina.

18 A. Yes.

19 Q. But between the lips.

20 A. It was right there. I'm trying to  
21 understand what you're saying.

22 Q. I understand. We're talking about lips of  
23 your vagina and then we have the outer lips and then  
24 right inside where it's the clitoris and then the  
25 hole into the vagina.



1 A. It was inside.

2 Q. It was inside?

3 A. Yes.

4 Q. Okay. So he's rubbing you there with his  
5 hand.

6 A. Yes.

7 Q. And then what?

8 A. Then he told me to get on the bed so I got  
9 on the bed then he started rubbing his against me.

10 Q. What part of his body?

11 A. His dick.

12 Q. You may have said this. What was he  
13 wearing?

14 A. He was wearing a black shirt and normal  
15 jeans.

16 Q. So was he rubbing the jeans against you?

17 A. No. He unzipped his pants, pulled out his  
18 dick. He was still wearing clothes and he was  
19 rubbing up against me.

20 Q. Do you have another word for dick?

21 A. Penis.

22 Q. So he was rubbing that up against what part  
23 of you?

24 A. He was rubbing on the outside of my pussy  
25 or of my vagina.

1 Q. Did his penis go between the lips of your  
2 vagina, of your pussy?

3 A. Rubbing on the outside.

4 Q. What happened then?

5 A. Then he was -- then he told me to spread  
6 out a little bit while he continued rubbing his dick  
7 up against me.

8 Q. So when you spread out, describe for me how  
9 your body was.

10 A. I was partially on top of the bed. I was  
11 laying on my back.

12 Q. Okay.

13 A. My back on the bed, my legs off of the bed  
14 where he could handle me a little bit better. He  
15 lifted up my legs. He spit in his hand and he rubbed  
16 his saliva on his dick or penis and then he went to  
17 kind of penetrate against my anus.

18 Q. Did he put his penis in your anus?

19 A. Yes.

20 Q. And what did that feel like?

21 A. It hurt.

22 Q. Did you say anything?

23 A. I said, "It hurts." He said it was going  
24 to hurt but this is life.

25 Q. Did he do anything else that first time?

1 A. No. After the intercourse I guess when he  
2 came in me he told me to get dressed and I felt  
3 really dirty.

4 Q. When you say after the intercourse, what  
5 part of his body what part of your body?

6 A. His penis was in my anus.

7 Q. And where did -- did you say he finished?

8 A. Yes.

9 Q. And by finish, what do you mean?

10 A. He came inside me.

11 Q. In your anus?

12 A. Yes.

13 Q. And then what happened?

14 A. He told me to get dressed because at this  
15 time the moms are starting to come home.

16 Q. Is this the only time this happened?

17 A. No.

18 Q. Did it happen more than one time?

19 A. Yes.

20 Q. Was it frequent or rare?

21 A. Frequent at the time.

22 Q. Starting at the age of 11.

23 A. Yes.

24 Q. Until the age of what?

25 A. Until 2009.

1 Q. Over the course between -- you said it  
2 started when you were 11 which would be, you turned  
3 eleven May 22nd of 2001 if my math is right up until  
4 2009.

5 A. Yes.

6 Q. Was it how frequent?

7 A. It was normally during the weekdays when  
8 the moms were gone so it would happen about three or  
9 twice a week.

10 Q. Every week?

11 A. Almost every week, yeah.

12 Q. Did he ever go more than one week without  
13 doing it?

14 A. On a rare occasion, yes.

15 Q. Did he ever go more than one month?

16 A. No.

17 Q. So at least once a month.

18 A. At least once a month until 2009 it did  
19 become less frequent.

20 Q. In 2009 it became less frequent.

21 A. Yes.

22 Q. Why is that?

23 How old were you in 2009?

24 A. I was 19.

25 Q. And by the time you turned 19, what changed

1 then it was less frequent if you know?

2 A. I was doing everything in my power to  
3 prevent myself to have sex with Chris.

4 Q. And by preventing, are you saying that you  
5 were fighting him or avoiding?

6 A. Avoiding.

7 Q. Between the time that you were eleven and  
8 13, was it always the same kind of thing or was it  
9 different?

10 A. It was almost all the time until like  
11 summer when the boys are off of school. It still  
12 happened but it was when nobody was around.

13 Q. And what about physically, what was he --  
14 what did he do?

15 Did he ever do anything different to you?  
16 You described that he was --

17 A. Just act like a normal father and daughter  
18 thing like none of that ever happened.

19 Q. You said it happened that first time it  
20 happened in the bedroom, his room.

21 A. It happened in the livingroom and then it  
22 went into the bedroom.

23 Q. That first time?

24 A. Yes.

25 Q. Did it always happen in the same room?

1 A. No. It happened in different rooms.

2 Q. Which rooms?

3 A. It happened in my room, the master bath,  
4 master bathroom, the master bedroom, the livingroom,  
5 and the boys' room.

6 Q. Was one more frequent than the other, a  
7 favorite spot?

8 A. It was mainly in the livingroom or the  
9 bedroom.

10 Q. The bedroom being?

11 A. The master bedroom.

12 Q. And then you described -- well, let's see.  
13 The first time was the livingroom into the bedroom.

14 A. Livingroom into the bedroom.

15 Q. Would it always be the same act?

16 A. No. It just -- there are times when he  
17 just, when I'd come home from school, he would be in  
18 the bedroom and he'd be naked. He was always running  
19 around naked in the house so he would play with  
20 himself indicating you automatically know what he  
21 wanted.

22 Q. And then what did you do?

23 A. I had to do what he wanted me to do.

24 Q. Which was what?

25 A. To have intercourse with him.

1 Q. And what do you mean by intercourse?

2 A. Having sex with him.

3 Q. And I need to know specifically what part  
4 of your body and what part of his body.

5 A. Normally the penis in the anus.

6 Q. You say normally. Were there other types  
7 of things going on?

8 A. It was just, just rubbing up against the  
9 boobs sometimes.

10 Q. What would he rub against the boobs?

11 A. His hands.

12 Q. And did that happen more than once a week?

13 A. Sometimes.

14 Q. Sometimes it didn't.

15 A. Yes.

16 Q. Did it happen at least once a month?

17 A. At least, yeah.

18 Q. What about you talked about the anal  
19 intercourse. Any other acts that he was doing at the  
20 time?

21 A. The other time that I would have known, I  
22 didn't know at the time.

23 Q. I'm sorry.

24 A. I'm sorry. Ask your question.

25 Q. Now I don't know what my question was.

1 Sorry.

2           So he was basically touching your breasts  
3 and putting his penis in.

4       A.    Yes.

5       Q.    Did there come a time when it changed and  
6 it included something different?

7       A.    Yes.  At the age of 14.

8       Q.    What happened at the age of 14?

9       A.    I was 14 years old.

10      Q.    You turned 14 on 5/22/2004.

11      A.    2004, yes.

12      Q.    Okay.  What happened when you turned 14?

13      A.    I was taking a shower.  He came into the  
14 bathroom and he jumped into the shower with me.  He  
15 started rubbing my boobs at this point, then he told  
16 me to go up against the wall which I did.  He was  
17 trying to go into my anus again but he didn't go into  
18 my anus, he went into my vagina this time taking my  
19 virginity.

20      Q.    And that was the first time he'd ever put  
21 his penis anywhere but your anus?

22      A.    Yes.

23      Q.    Did that happen again after that?

24      A.    Yes.

25      Q.    More than one time?



1 A. Yes.

2 Q. Can you describe for us how often it would  
3 happen.

4 A. At this point it happened at least three  
5 every two weeks.

6 Q. Three every two weeks?

7 A. Every two weeks.

8 Q. So never did he go more than a month  
9 without doing it.

10 A. Yes.

11 Q. At least once a month I guess is the way I  
12 should have said that.

13 A. Yes.

14 Q. Did it change?

15 Was there a variety or was it for the most  
16 part the same?

17 A. It changed but he mainly did the anal.

18 Q. Did he ever put his penis in your vagina  
19 again?

20 A. Yes.

21 Q. Was it always in the shower?

22 A. No.

23 Q. Where else did that happen?

24 A. In the livingroom, in the boys' bedroom, in  
25 the master bathroom, in the master bedroom, and in my

1 room.

2 Q. In your room?

3 A. In my room.

4 Q. Those are the times that you're talking  
5 about after you turned 14 --

6 A. Yes.

7 Q. -- that he would put it in your vagina.

8 A. Yes.

9 Q. During that same time would he also put it  
10 in your anus? By that time if you had a sexual  
11 encounter in -- let's talk about the one in the  
12 livingroom. You said he put his penis in your vagina  
13 there.

14 MS. RADOSTA: Objection, Your Honor. She  
15 never testified to that.

16 MS. HOLTHUS: I thought she did.

17 THE COURT: Your objection is she never  
18 testified --

19 MS. RADOSTA: Sorry. Assumes facts not in  
20 evidence.

21 THE COURT: Overruled.

22 MS. HOLTHUS:

23 Q. What places can you tell me he put his  
24 penis in your vagina?

25 A. He put his penis in my vagina in the

1 bathroom, master bedroom, my room, the boys' room,  
2 and the livingroom.

3 Q. Okay. So and what -- when he put his penis  
4 in your vagina in the livingroom, did he also put his  
5 penis in your anus at this point or no?

6 A. There would be days when he would put  
7 himself in the vagina and then he would put it in the  
8 anus.

9 Q. The same time. Obviously not the, you know  
10 what I'm saying, the same encounter.

11 A. Yes.

12 Q. And then were there times where on one day  
13 he would do anus and one day vagina?

14 A. Yes.

15 Q. So it's the livingroom.

16 A. In the livingroom and any of the other  
17 rooms also.

18 Q. And by any "other rooms," boys' room,  
19 master bathroom.

20 A. The bathroom not so much.

21 Q. Okay. Master bedroom and your room.

22 A. My room.

23 Q. Did he -- in those places would he touch  
24 you anywhere else on the body with any other part of  
25 his body?

1 A. There would be days when he wanted his  
2 penis up against my boobs or he wanted me to give him  
3 a blow job.

4 Q. Did you do that?

5 A. Yes.

6 Q. How old were you when you gave him a blow  
7 job?

8 A. I was 12.

9 Q. Is that the only time?

10 A. No. After 12 all the way up to 2013.

11 Q. And how often would that happen?

12 A. Not very often.

13 Q. Once a year?

14 A. Once or twice every month, some months not  
15 at all.

16 Q. Where did that happen?

17 A. Mainly in the livingroom and the master  
18 bedroom.

19 Q. 2013 you were how old?

20 A. I was 23.

21 Q. And that is when you left.

22 A. Yes.

23 Q. When exactly did you leave?

24 A. I left June.

25 Q. Of 2013?

1 A. Of 2013.

2 Q. When was the last time he did anything to  
3 you before you left?

4 A. It was January.

5 Q. Of 2012?

6 A. Of 2013. That was the last.

7 Q. Do you specifically remember that?

8 A. No.

9 Q. How is it that you happen to know it was  
10 January 2013?

11 A. All I know is that it was that month of  
12 that year right before I left. I didn't want to  
13 remember anything else.

14 Q. Was it worse than any other time or --

15 A. No.

16 Q. Was there a time where it was not just you  
17 and the defendant?

18 A. Yes.

19 Q. Tell me about that. Tell me the first  
20 time.

21 A. The first time was when I was 14 2004. I  
22 don't remember what month or day, but I was in the  
23 back office where his computer rooms were at.  
24 Somehow we got into the subject of sex between me  
25 Chris and Terrie and --

1 Q. Terrie?

2 A. -- Terrie Sena, my real mother. He told  
3 her that I wanted to experience anal sex, that I'd  
4 never done it before which was a lie.

5 Q. Was he telling her this in front of you?

6 A. Yes.

7 Q. And were you saying anything?

8 A. No.

9 Q. Was your mom Terrie saying anything?

10 A. No.

11 Q. What happened then?

12 A. I was on the floor. He was undressed.

13 Q. How did you get undressed?

14 A. I got undressed.

15 Q. You undressed yourself.

16 A. What dad said I would show.

17 THE COURT: You would show.

18 THE WITNESS: Yeah, show Terrie.

19 MS. HOLTHUS:

20 Q. So you were going to show Terrie how to  
21 have anal.

22 A. That it was my first time having anal.

23 Q. Got you. Okay.

24 A. So he prepared himself after Terrie was  
25 also giving him a blow job.

1 Q. While Terrie was giving -- and we talked I  
2 think about blow jobs. What part of his body, what  
3 part of Terrie's body?

4 A. Her mouth was on his penis.

5 Q. And that's the same thing you meant before  
6 when you were talking about giving your dad a blow  
7 job.

8 A. Yes.

9 Q. Your mouth on his penis.

10 A. Yes.

11 Q. All right. So Terrie was giving him a blow  
12 job. What are you doing during that?

13 A. I was just laying there watching.

14 Q. You weren't naked.

15 A. Yes.

16 Q. Were they both naked?

17 A. Terrie became undressed, Chris was slowly  
18 undressing himself.

19 Q. How old were you with when that happened?

20 Oh, you were 14 you already said. Sorry.

21 A. Yes.

22 Q. So then what happened?

23 A. After Terrie gave him a blow job, he went  
24 down on his knees and he slowly prepared himself. Of  
25 course it hurts.

1 Q. Where was this taking place?

2 He was on his knees where?

3 A. He was on his knees on the floor in the  
4 office.

5 Q. Okay.

6 A. Which is outside of the home.

7 Q. All right. He's on his knees. You said  
8 he's preparing himself. What does that mean?

9 A. Sometimes he wets his lips and he put it on  
10 his penis.

11 Q. And then what happened?

12 A. He slowly entered me in the anus with his  
13 penis. My mom was on the side of me just watching  
14 while he was having intercourse with me in front of  
15 her. I was in tears because it hurt.

16 Q. Did you say anything to him?

17 A. In the beginning before all this back when  
18 I was 12 and eleven years old I said it felt wrong  
19 and my dad used that against me saying that if you  
20 love me, you will do this.

21 Q. That's what he said.

22 A. Yes.

23 Q. Was your mom saying anything when this was  
24 happening?

25 A. No.



1 Q. What was her demeanor?

2 What was her facial expression?

3 Was she trying to stop it?

4 A. I don't know what was going on in her  
5 head. All I know is that she was a little bit tipsy.

6 Q. By "tipsy" you mean --

7 A. She was drunk. I don't know what was going  
8 on in her head.

9 Q. So he finished. Did he come?

10 A. Yes, but not in me. He came on my stomach.

11 Q. And then what happened?

12 A. That was it. He got dressed. Mom got  
13 somewhat dressed. I got dressed and I just walked  
14 out of there. I don't know what happened the rest of  
15 the way after I left.

16 Q. Were there any other time that anything  
17 happened with your mom?

18 A. No. That was the last incident with Terrie  
19 my real mother.

20 Q. That was the first and last?

21 A. That was the first and last.

22 Q. Did that change your relationship with your  
23 mom?

24 A. I became more hateful.

25 Q. Because she let it happen.

1 A. Yes.

2 THE COURT: Are you okay?

3 MS. HOLTHUS:

4 Q. You said that was the only time with your  
5 mom.

6 A. Yes.

7 Q. Was there any other time it involved anyone  
8 else?

9 A. Yes.

10 Q. Who was that?

11 A. Deborah.

12 Q. Your stepmom.

13 A. Yes.

14 Q. How old were you then?

15 A. I was 17 to 18.

16 Q. When was it? When you say 17 to 18 --

17 A. It was my last few months of school.

18 Q. And last few months of high school.

19 A. Of high school.

20 Q. So we're talking senior year.

21 A. Yes.

22 Q. Was it graduation week?

23 A. No. Luckily for me it wasn't.

24 Q. So it was a few weeks at least before  
25 graduation.

1 A. Yes.

2 Q. Tell me what happened.

3 A. I got home from school which is normally  
4 when it happens. My dad was already naked, and he  
5 brought Deborah out and told me to get undressed so I  
6 did. He wanted to see us play with each others boobs  
7 and he wanted us to rub each others clits, then he  
8 told me to lie down and Deborah to crawl on top of  
9 me.

10 Q. Did you play with Deborah's clit?

11 A. I had to.

12 Q. Did she play with your clit?

13 A. She only rubbed on the outside.

14 Q. The outside of your clit?

15 A. The outside of my vagina.

16 Q. Okay. When she was rubbing, was she  
17 rubbing between the lips where it's moist?

18 A. No.

19 Q. But when you rubbed her, it was between the  
20 lips.

21 A. Yes.

22 Q. What was your demeanor?

23 What were you saying, doing?

24 A. He was pretty much telling us what to do.

25 Q. Were you crying?

1 A. I was almost in tears but I had hold it  
2 back.

3 Q. And why was that?

4 A. Because normally my dad would give you a  
5 reason to cry.

6 Q. What about Deborah?

7 A. She was a little bit emotional.

8 Q. Did you want to have sex, touch Deborah?

9 A. No.

10 Q. Why did you?

11 A. Because I was told.

12 Q. By?

13 A. Chris.

14 Q. Did anything else happen that time?

15 A. That was when Chris started doing  
16 penetration of me on the floor. He was behind us  
17 when he put his penis in my pussy at this time.

18 Q. Okay.

19 A. He went a while before he took himself out  
20 and then he put himself in Deborah.

21 Q. Where in Deborah if you saw or know?

22 A. I believe it was anal. I'm not quite sure.

23 Q. While his penis was in your vagina, where  
24 was Deborah?

25 A. She was still on top of me.

1 Q. I'm sorry. You probably said this. Were  
2 you on your front?

3 A. I was on my back.

4 Q. So you're on your back. Deborah's on top  
5 of you.

6 A. Yeah. She's like on her hands and knees on  
7 top of me.

8 Q. Facing you.

9 A. Over facing me.

10 Q. How does Chris get his penis into you at  
11 this point?

12 A. He lifted me up a little bit to get better  
13 access of me. Deborah was still on top of me of  
14 course but she had to move into an awkward way for  
15 him.

16 Q. To get to you.

17 A. To get to me.

18 Q. Did this all happen on the floor?

19 A. Yes, on the floor in the livingroom.

20 Q. Obviously no one else was home.

21 A. Nobody was home.

22 Q. So then after he pulled out of you, you  
23 said then he put himself into Deborah.

24 A. Yes.

25 Q. But you're not sure whether it was anus or

1 vagina.

2 A. Correct.

3 Q. Where are you during this?

4 A. I'm still on the floor.

5 Q. Are you still under Deborah?

6 A. Yes.

7 Q. And he's still up above?

8 A. Yes.

9 Q. Is anyone else touching any part of your  
10 body with any part of their body?

11 A. Nobody was pretty much touching me. The  
12 only thing that was touching me was Deborah's nipples  
13 up against my chest.

14 Q. Okay.

15 A. Because of the angle and position that we  
16 were in. That was the only place that was really  
17 touching me.

18 Q. Did Chris touch you anywhere else that  
19 time?

20 A. After that position he told me to get out  
21 from underneath her so I did. He then put Deborah on  
22 her back and entered her again with a pillow  
23 underneath her back this time.

24 Q. Were you able to tell where he was entering  
25 her?

1 A. No. Then he told me to play with myself so  
2 I played with myself but only on the outside but not  
3 on the inside of where the wet is.

4 Q. And you played with yourself.

5 A. So he could watch.

6 Q. What part of your body with what part of  
7 your body?

8 A. My hand up against my vagina.

9 Q. But you said the outside, right?

10 A. Right.

11 Q. And then what?

12 A. He finished inside of Deborah.

13 Q. Do you know -- when you say inside, where  
14 exactly did he finish?

15 A. I don't know where he finished at. All I  
16 know is that he was penetrating her. I don't know.

17 Q. We're talking though somewhere between the  
18 vagina and the anus.

19 A. Correct. After he finished he normally  
20 gets up, goes to the bathroom, gets a wash cloth to  
21 clean himself up.

22 Q. You said normally. Did he do that on that  
23 day?

24 A. Yeah, he did on that day.

25 Q. Was there any other touching?

1 Did you touch anyone else?

2 A. Other than what he told me to touch and  
3 stuff like that, no.

4 Q. Did he tell you to touch anything else  
5 other than Deborah's clit?

6 A. And boobs, that was it.

7 Q. He had you touch Deborah's boobs.

8 A. Yes. That was it.

9 Q. And you did that.

10 A. Yes.

11 Q. With your hand.

12 A. Yes.

13 Q. Did he have Deborah touch you anywhere  
14 else?

15 A. Yes, on my boobs like I did with her and  
16 also on the outside of my pussy.

17 Q. And you indicated your hand on your boobs.  
18 Deborah put her hand on your boobs because the  
19 defendant told her to.

20 A. Yes.

21 MS. HOLTHUS: Court's indulgence.

22 Q. Was there any kissing going on?

23 A. I know I kissed my father.

24 Q. Okay. Where did you kiss him?

25 A. On the lips.



1 Q. Was it closed lips?

2 A. It was closed lips.

3 Q. Okay. Did you -- was there any other  
4 kissing going on other than the lips or any other  
5 body parts?

6 A. I don't remember at this time.

7 Q. Did Deborah kiss your breasts?

8 A. I don't remember.

9 Q. I'm sorry. You don't remember?

10 A. I don't remember.

11 Q. Did you put your mouth on Terrie's  
12 breasts? I'm sorry. Forget that.

13 Was there anything else that happened  
14 between you and Deborah, you and the defendant,  
15 Deborah and you on that particular occasion?

16 A. Other than that day that was the only day  
17 so . . . .

18 Q. And did you want to do any of that?

19 A. No.

20 Q. Why did you?

21 A. I was told to.

22 Q. By?

23 A. Chris.

24 Q. Did you ever tell anybody?

25 A. No.

1 Q. Why not?

2 A. In fear of what Chris would do to me.

3 Q. Had he threatened you?

4 A. On some occasions yes. The first occasion  
5 when we first did that and I told him I was  
6 uncomfortable and that it was wrong, he said  
7 something about me being taken away, that I'd be sent  
8 to juvie.

9 Q. So pretty much between being told if you  
10 love me, this is what you do and threats.

11 A. Yes.

12 Q. You did it for years even though you didn't  
13 want to.

14 A. Yes.

15 Q. And just to clarify, between the age of  
16 eleven and 14 it was primary anal intercourse, right?

17 A. Yes.

18 Q. And then from 14 through 23 --

19 A. Correct.

20 Q. -- it was anal intercourse and vaginal  
21 intercourse.

22 A. Yes.

23 Q. Sometimes at the same time, sometimes  
24 different times.

25 A. It varied on the day.

1 Q. But always at least once a month.

2 A. Always.

3 Q. Without a doubt one anal intercourse every  
4 year from the time you were eleven until the time  
5 that you were 23.

6 A. At least once, yes.

7 Q. And between the ages of eleven and 23 at  
8 least one time every year of anal intercourse.

9 A. Yes.

10 Q. What about his fingers inside your pussy.

11 A. He did that rarely.

12 Q. What does "rarely" mean?

13 A. Probably once a year depending on the year,  
14 sometimes twice a year.

15 Q. At least once a year.

16 A. At least once.

17 MS. HOLTHUS: Thank you. We'll pass the  
18 witness.

19 (Whereupon Ms. Holthus concluded  
20 this portion of her examination  
21 at 1:51 p.m.)

22 CROSS-EXAMINATION

23 BY MS. RADOSTA:

24 Q. Good afternoon, Anita. My name is Violet  
25 and I'm going to ask you questions. I might be a

1 little bit longer than Ms. Holthus was so let me know  
2 if you need a break. Okay?

3 A. Yes.

4 Q. The first thing actually I want to ask you  
5 about is I think on direct you testified that you  
6 moved out in June of 2013. Isn't it actually June of  
7 2014 that you moved out?

8 A. It was June. Yeah, it was June 2013.

9 Q. 2013?

10 A. 2013.

11 Q. So we're September 2015 right now, correct?

12 A. Yes.

13 Q. So you moved out not last June, not this  
14 past June, not the June before that but two Junes ago  
15 or was it?

16 A. No, it was 2014. I'm sorry.

17 Q. All right. No problem. So it was June of  
18 2014.

19 A. Yes.

20 Q. And then in relationship as to that I  
21 believe you said that the last incident was -- when  
22 you originally said you moved out in June of 2014,  
23 you said the last incident was January 2013 because  
24 you remember it was a few months before you had moved  
25 out, correct?

1 A. Yes.

2 Q. So is that more accurately now the last  
3 incident was January 2014?

4 A. I'm sorry. Repeat that question.

5 Q. I apologize. It's a little confusing. You  
6 originally testified that you moved out June of 2013,  
7 correct?

8 A. June 2014.

9 Q. Well, now you realize that it was June of  
10 2014.

11 A. Yeah. The wrong year. Sorry.

12 Q. And on direct you originally testified that  
13 the last incident that you recall happening to you  
14 was January 2013 because you had said it was a few  
15 months before you had moved out. Do you remember  
16 saying something along those lines?

17 A. Yeah, I believe I did say that.

18 Q. So would the more accurate testimony be  
19 that the last incident was that you allege happened  
20 would have been January 2014 because you moved out in  
21 June of 2014?

22 A. Yeah.

23 Q. So it's fair to say that you had the date  
24 wrong when you testified on direct --

25 A. Yeah.

1 Q. -- as to the last incident that you were  
2 talking about with you and Deborah and Chris.

3 A. Right.

4 Q. You said that this had happened in the  
5 livingroom, correct?

6 A. Yes.

7 Q. And you were 17 or 18 years old.

8 A. 17 or 18.

9 Q. And you're saying 17 or 18 'cause it was  
10 right around your birthday. Is that fair? So you  
11 don't know if it was before your 18th birthday or  
12 after your 18th birthday?

13 A. Yes.

14 Q. The incident you say happened one day.  
15 Were you coming home from school?

16 Were you coming home from work?

17 A. I was coming back from school.

18 Q. And what school were you attending at that  
19 time?

20 A. El Dorado High School.

21 Q. What time did you get out of high school?

22 A. I normally get out at 1:00, 1:00 to 1:15.

23 Q. Was that Monday through Friday?

24 A. Monday through Friday.

25 Q. Did you ever have any after-school

1 activities that would keep you later?

2 A. No. The school let out early due to a  
3 repopulization of the students. You could either  
4 attend lunch after classes -- you had six classes  
5 straight and then lunch -- or you could just go home  
6 and not have lunch at the school.

7 Q. Okay. So what was your normal pattern?

8 A. My normal pattern was getting up, going to  
9 school, going through all of my classes and I  
10 normally didn't stay for lunch.

11 Q. Did you sometimes stay for lunch?

12 A. Sometimes yes.

13 Q. Do you recall on the date that this  
14 incident originally happened with Deborah if you  
15 stayed for lunch or not?

16 A. No, I did not stay for lunch.

17 Q. So you would have gotten home between 1:00  
18 and 1:15, would that be correct if you did not stay  
19 for lunch?

20 A. Yes.

21 Q. And your next younger brother was Tails,  
22 correct?

23 A. Correct.

24 Q. Was he also in high school at that point?

25 A. No. He was in middle school.

1 Q. So what time did Tails come home?

2 A. He normally came home about 2:00 or 3:00.

3 Q. And the younger boys were in elementary  
4 school at that point or were they in middle school as  
5 well, Ryan and Brandon?

6 A. They were in elementary.

7 Q. What time would they normally get home?

8 A. 3:00.

9 Q. So you'd get home between 1:00 and 1:15 and  
10 Tails could get home any time between 2:00 and 3:00.

11 A. Yes.

12 Q. And your mother Terrie, was she working at  
13 this point in time?

14 A. Yes.

15 Q. Where was Terrie working at?

16 A. I believe she was working -- -- she had  
17 different jobs. I'm trying to remember which job she  
18 was at that year.

19 THE COURT: What year are we talking  
20 about?

21 MS. RADOSTA: Right around her high school  
22 graduation so 2,000 and -- I think it would have been  
23 2008.

24 Q. Is that correct?

25 A. She would be working at the Clark County



1 School District.

2 Q. Was she teaching school at that point in  
3 time?

4 A. She was substituting.

5 Q. So some days she would be home and some  
6 days she wouldn't if she got a call to come fill in.

7 A. Yes.

8 Q. That day your mom Terrie was not home.

9 A. She was not home.

10 Q. Do you recall if she was actually teaching  
11 that day?

12 A. She was most likely teaching that day.

13 Q. But you don't have a specific  
14 recollection.

15 A. No.

16 Q. Do you have any idea what time she would  
17 have been expected home --

18 A. 3:00 or 4:00.

19 Q. -- if she were teaching that day?

20 A. Yes. She would stay after class to grade  
21 homework.

22 Q. And so you get home between 1:00 and 1:15  
23 and you say that the incident like you noticed almost  
24 immediately that Chris was naked. Is that fair?

25 A. As soon as I entered the door.

1 Q. And then from that point to the point when  
2 you left the livingroom how long did the incident  
3 last?

4 A. 20 minutes, almost 30 minutes.

5 Q. And after the alleged incident ended, what  
6 did you do?

7 A. Acted as if it was a normal day.

8 Q. Okay. And what does that mean?

9 A. My mouth was shut, no emotions to overrule  
10 me, do homework, do chores, and the boys get home.

11 Q. And how long after the alleged incident  
12 ended did the boys get home, did Tails get home?

13 A. About almost an hour later.

14 Q. All right. And this happened in the  
15 livingroom. And there were cameras in the  
16 livingroom, correct?

17 A. At this time no.

18 Q. At what point did the cameras go in?

19 A. The cameras came in like a year after I  
20 graduated.

21 Q. And there were cameras so you're saying  
22 what, 2009 --

23 A. Yes.

24 Q. -- the cameras in the livingroom were put  
25 up.

1 A. They should have been.

2 Q. Prior to this incident starting, did  
3 anybody go and lock the front door?

4 A. Yes.

5 Q. Okay. Who went and locked the front door?

6 A. Chris told me to lock the front door.

7 Q. Okay. So you went and locked the front  
8 door.

9 A. Yes.

10 Q. And was there a back door to the house?

11 A. Yes.

12 Q. And what happened with that door?

13 A. That door was always locked.

14 Q. That door was always locked. Door led out  
15 to the office.

16 A. That door led out to the back. It was the  
17 side of the trailer.

18 Q. How would you get from the main house to  
19 the office, which door would you use?

20 A. The front door.

21 Q. Okay. And you said that Deborah came out  
22 from -- Deborah came into the livingroom. Where was  
23 Deborah coming from?

24 A. From the back, from the master bedroom.

25 Q. And she was already naked as well when she

1 came out of the master.

2 A. Yes.

3 Q. Did that surprise you when you saw Deborah  
4 naked coming out of the master bedroom?

5 A. Yes.

6 Q. Did you say anything to Deborah when you  
7 saw that she was naked?

8 A. No.

9 Q. Did you ask her -- did you call Deborah  
10 "Deborah," or did you call her mom or what do you  
11 call her?

12 A. I call her Deborah.

13 Q. Did you say, "Deborah, what's going on?  
14 Sorry, did I interrupt something," anything like  
15 that?

16 A. Didn't say anything.

17 Q. And Deborah didn't say anything to you?

18 A. No.

19 Q. You testified on direct that after the  
20 alleged incident with Terrie you became more hateful  
21 of her because she let it happen.

22 A. Correct.

23 Q. Did you become more hateful of Deborah  
24 after this incident because she allowed it to happen?

25 A. I didn't like it but after the incident she

1 did say sorry.

2 Q. And that was enough so you did not have the  
3 same feelings of hate towards Deborah that you did  
4 towards Terrie?

5 A. Correct.

6 Q. And on the beginning of your testimony when  
7 the State asked you, when Ms. Holthus asked you to  
8 identify your family members, you called Deborah your  
9 mother, correct?

10 A. Correct.

11 Q. That was not a misstatement. That's how  
12 you feel about Deborah, correct?

13 A. Correct.

14 Q. You regard her as your mom and Terrie as  
15 just Terrie?

16 A. Yes.

17 Q. I want to go back just a little bit to the  
18 testimony that you gave about the first alleged  
19 incident. I believe you testified that you were  
20 eleven or 12 years old, correct?

21 A. Correct.

22 Q. And that it ended because the moms were  
23 coming home.

24 A. Correct.

25 Q. So your younger brothers were home at that

1 time.

2 A. No.

3 Q. Okay. Where were your younger brothers?

4 A. They were most likely at school.

5 Q. And you were eleven years old at that time  
6 so your, Ryan and Brandon would have been three,  
7 correct?

8 A. Correct.

9 Q. So they were too young to actually be  
10 enrolled in school, correct?

11 A. Correct.

12 Q. So were they with your mom?

13 Were they at home?

14 Who was watching the boys?

15 A. They would be babysitted somewhere else  
16 like grandma's house.

17 Q. Okay. So they were not at school. They  
18 were somewhere else.

19 A. Yes.

20 Q. And do you recall where your moms were --  
21 I'm using plural -- where Deborah and Terrie were on  
22 that particular occasion?

23 A. Terrie was at grandma's and Deborah was at  
24 work.

25 Q. And do you remember the first alleged

1 incident, what time of year it was, spring, summer,  
2 winter, fall?

3 A. I don't remember what time of the year it  
4 was.

5 Q. No recollection if it was near Christmas or  
6 near summer break?

7 A. It wasn't near summer break. I don't  
8 believe it was anywhere near Christmas at the time  
9 but I know it was during school.

10 Q. During the school year do you mean?

11 A. In the school year.

12 Q. Do you recall what day of the week it was?

13 A. No.

14 Q. Do you recall approximately how long it  
15 lasted?

16 A. About 20 minutes.

17 Q. Okay. Is there any type of -- after that  
18 alleged incident occurred, who was the first person  
19 in the family that you saw other than Chris?

20 A. I don't understand the question.

21 Q. Did you see -- who was the first person to  
22 come home, was it your brother, was it your mom, was  
23 it Terrie, who was the first person to come home?

24 A. Terrie.

25 Q. And where were you in the house when Terrie

1 came home?

2 A. In the livingroom.

3 Q. And what were you doing when Terrie came  
4 home?

5 A. At this moment in time I was already  
6 dressed and watching TV.

7 Q. Okay. Approximately how long after the end  
8 of the alleged incident did Terrie come home?

9 A. About 15, 17 minutes after.

10 Q. Okay. And there was nothing about your  
11 demeanor that had Terrie ask you, "Hey, Anita what's  
12 wrong?"

13 A. She normally goes straight to the office.

14 Q. Oh. In other words she did not ask you  
15 what was wrong.

16 A. No.

17 Q. Did she say hello to you when she came in  
18 the house?

19 A. No. She normally just walked straight on  
20 the office.

21 Q. And then who was the next person to come  
22 home?

23 A. Deborah.

24 Q. Okay. And how long after Terrie got home  
25 did Deborah come home?



1 A. About a couple of hours after.

2 Q. Did Deborah ask you what was wrong?

3 A. At this moment in time I was acting normal.

4 Q. Okay. Prior to this alleged incident that

5 you testified to, had you had any type of

6 conversation with either of your moms about sex?

7 A. I wasn't allowed to tell anybody.

8 Q. No, just general sex. Had your mom had any

9 type of conversation with you about this is how sex

10 works, this is how a baby was made, anything like

11 that?

12 Did you have any knowledge about how sex

13 occurred?

14 A. At the age of 12 I had that talk.

15 Q. You had that talk at the age of 12.

16 A. Yes.

17 Q. So prior to this alleged incident, had you

18 had that talk?

19 A. No.

20 Q. Okay. And I only say that because you said

21 that the first incident was maybe when you were

22 eleven and maybe when you were 12. So outside of any

23 conversation with your moms, had you had any type of

24 health class or sex education class at school where

25 you had learned about sex?

1 A. In seventh grade.

2 Q. And at this time you are testified that  
3 this alleged incident happened when you were in sixth  
4 grade, correct?

5 A. Yes.

6 Q. So this alleged incident that you talked  
7 about was your first information about any type of  
8 sexual contact. Is that fair to say?

9 A. Yes.

10 Q. And you didn't tell your mom about it  
11 afterwards, correct?

12 A. Correct.

13 Q. You didn't tell Deborah about it  
14 afterwards, correct?

15 A. Correct.

16 Q. You didn't go and tell your grandmother  
17 about it, correct?

18 A. Correct.

19 Q. When you went to school -- did you have  
20 school the next day?

21 A. Yes.

22 Q. Okay. You didn't tell any teachers about  
23 it at school, correct?

24 A. Yes.

25 Q. Okay. When you were growing up, was the

1 majority of your childhood -- 6012 Yellowstone?

2 A. I was living at 6012 Yellowstone.

3 Q. Okay. I believe you testified that you  
4 were about nine when Terrie moved into that  
5 residence; is that correct?

6 A. Correct, after grandpa died.

7 Q. And grandpa being Chris's father, correct?

8 A. Chris's father.

9 Q. So prior to nine years old, do you -- when  
10 was the last time you had lived with Terrie, your  
11 mother Terrie?

12 A. At eight.

13 Q. And where was that?

14 Was that at your grandfather's house?

15 A. At my grandma's house.

16 Q. At your grandma's house.

17 A. On Terrie's side.

18 Q. And sorry. I'm just trying to remember the  
19 date. When you were approximately five or six, is  
20 that when Terrie and Chris got divorced?

21 A. Yes. Around there, yes.

22 Q. Prior to Terrie and Chris getting divorced,  
23 as far as you remember did you live with both of  
24 them?

25 A. I lived with both of them and then it came

1 to the point where I was living at grandma's house.

2 Q. I'm sorry. You were what?

3 A. Mainly at grandma's house.

4 Q. And grandma being Terrie's mom?

5 A. Yeah, Terrie's mom then it came to me and  
6 Chris living with Tails.

7 Q. So at some point in time Terrie, your mom  
8 Terrie left the family and left you and Tails with  
9 Chris.

10 A. No. They were still -- she was still  
11 living with grandma. I guess during the divorce I  
12 was with Chris on the weekdays and Terrie on the  
13 weekends.

14 Q. Do you recall if you ever -- and I know you  
15 were quite young. Do you recall if you ever made a  
16 choice that you wanted to live with Chris?

17 A. I don't recall.

18 Q. And so after the divorce you were primarily  
19 living with Chris; is that correct?

20 A. Correct, yes.

21 Q. And during that period of time he met  
22 Deborah.

23 A. Yes.

24 Q. All right. And how long after he met  
25 Deborah if you remember did he and Deborah --

1 actually let me rephrase that.

2           How long after you met Deborah did Chris  
3 and Deborah get married?

4       A.   How long did I know Deborah before they got  
5 married?

6       Q.   Yeah.

7       A.   About. I know it's been almost a year.

8       Q.   Okay. And did you like Deborah right away?

9       A.   Yes.

10      Q.   And during that period of time when --  
11 well, after Chris and Deborah got married, how long  
12 after Chris and Deborah got married did Terrie move  
13 back into the house?

14      A.   A few years after.

15      Q.   A few years after. Okay. And it was  
16 shortly after Deborah and Chris got married that  
17 Brandon was born, correct?

18      A.   Correct.

19      Q.   So at this point you've got yourself and  
20 your younger brothers Tails and Brandon living in the  
21 house.

22      A.   Yes.

23      Q.   So how old was Ryan when Ryan came and  
24 started living at the house with Terrie?

25      A.   About seven or eight months.

1 Q. Okay. So you had two babies in the house  
2 at the same time.

3 A. Yes.

4 Q. Because Brandon and Ryan are quite close in  
5 age, correct?

6 A. Correct.

7 Q. So after Terrie moved into the house, how  
8 old were you when she comes back with Ryan if you  
9 remember, maybe eight or nine?

10 A. About nine.

11 Q. From age of nine until you moved out in  
12 2014 when you were 24 years old.

13 A. Correct.

14 Q. How many times did Terrie move in and out  
15 of the house?

16 A. About five or six.

17 Q. And was there any as far as you could  
18 tell -- let me rephrase that.

19 Did it mostly happen when you were  
20 younger?

21 Did it happen when you were older?

22 Was it just all throughout that 15-year  
23 period of time?

24 A. All throughout that 15-year time.

25 Q. And whenever Terrie moved out, she always

1 took Ryan with her, correct?

2 A. Correct.

3 Q. She never left Ryan back for you and  
4 Deborah to take care of.

5 A. She never left Ryan.

6 Q. She also left Tails behind.

7 A. Correct.

8 Q. And left Tails with you and Chris.

9 A. Correct.

10 Q. And sometimes at least once or twice Terrie  
11 moved out after the alleged abuse had already begun,  
12 correct?

13 A. Correct.

14 Q. And you said that the incident that you  
15 described where it was you and Terrie and Chris  
16 happened when you were 14 years old; is that correct?

17 A. Yes.

18 Q. And Terrie moved out after that incident,  
19 correct?

20 A. Yes.

21 Q. And left you with Chris unsupervised,  
22 correct?

23 A. Yup or yes, sorry.

24 Q. The most -- do you remember prior to you  
25 leaving the house in June of 2014 when was the most

1 recent time that Terrie left the house?

2 A. Two years prior she left for a whole year.

3 Q. Okay. She left for a whole year. Do you  
4 remember what time of year she left and what time of  
5 year she came back, was it June or was it January?

6 A. She left a few weeks after my birthday.

7 Q. Okay. So it would have been June of 2012  
8 and she came back June of 2013.

9 A. I believe so.

10 Q. Approximately.

11 A. Yeah.

12 Q. When Terrie wasn't in the house, was it a  
13 different dynamic in the house?

14 A. It was different, yes.

15 Q. Okay. Was it -- would you in your opinion  
16 say it was better or worse when Terrie was gone?

17 A. It was less violent.

18 Q. And when -- do you recall asking or texting  
19 Terrie to move back into the house during that year  
20 when she was gone?

21 A. No.

22 Q. Okay. Did you ever ask or ever have any  
23 contact with Ryan to ask him to ask Terrie to move  
24 back into the house?

25 A. No.



1 Q. You were fine that Terrie was out of the  
2 house. Is that a fair statement?

3 A. Yes.

4 Q. Regarding the day that you moved out of the  
5 house in June of 2014, after moving out you and  
6 Deborah -- well, Deborah and Brandon went with you,  
7 correct, when you moved out?

8 A. They took me with them.

9 Q. Okay. They took you with them.

10 A. Yes.

11 Q. That makes it sound like it was somebody's  
12 idea other than yours.

13 A. It was.

14 Q. Whose idea was it?

15 A. Deborah.

16 Q. Deborah. Okay. And all three of you went  
17 to safe house?

18 A. Correct.

19 Q. Did you know prior to the morning that you  
20 all left that you were leaving?

21 A. I knew that we were leaving.

22 Q. Okay. When did you -- I believe the date  
23 was like June 12th. Does that sound right?

24 A. Correct.

25 Q. Okay. You leave early in the morning hours

1 of June 12th, correct?

2 A. Correct.

3 Q. How many days, hours, weeks whatever before  
4 June 12th did you know that you were leaving?

5 A. About a month.

6 Q. Okay. It was about a month prior?

7 A. Almost a month, yes.

8 Q. And what was the -- if Deborah gave a  
9 reason, what was the reason to leave?

10 A. The main reason was Chris --

11 MS. HOLTHUS: Object, that's hearsay.

12 MS. RADOSTA:

13 Q. What was your reason for leaving?

14 A. It was becoming too violent.

15 Q. Okay. And was that violence against you,  
16 violence against Deborah, violence against Brandon?

17 A. Against Brandon.

18 Q. Was there an incident in particular that  
19 you saw?

20 A. It was in the kitchen. I was working on my  
21 bike because one of the employees at my work loosened  
22 the bolts of my bike so I was fixing my bike. Chris  
23 was outside cleaning the pool. Brandon came out and  
24 asked me if he could make me dinner because I was  
25 running late. I said yeah, sure. Thank you. So he

1 went into the house to make me dinner.

2 I was still out fixing my bike. Chris  
3 asked me where is Brandon. I'm like he's inside and  
4 he's like what is he doing, I'm like making me  
5 dinner. So he walked past me. I followed. He went  
6 into the kitchen where Brandon was at. He asked  
7 Brandon, "What are you doing?" Brandon said, "Making  
8 my sister dinner." He hit him.

9 Q. What was -- if you know what was wrong with  
10 Brandon making you dinner?

11 A. He technically wasn't supposed to be making  
12 me dinner. He was supposed to be helping Chris clean  
13 the pool and he didn't indicate or tell Brandon that  
14 he was supposed to help him.

15 Q. I'm sorry. That was a little confusing.  
16 In your opinion Brandon was slapped because he was  
17 supposed to be helping Chris but didn't know he was  
18 supposed to be helping Chris. Is that a fair  
19 statement?

20 A. Correct.

21 Q. So he was making you dinner instead and  
22 that got him in trouble.

23 A. Yes, and then when Chris asked him again  
24 what are you doing, he replied the same answer, he  
25 slapped him again. Then Chris kind of got a little

1 rough, put his hand up, said, "Do you want to go?"

2 This time -- I'm sorry -- this time while he was

3 backing Brandon up against the wall.

4 Q. Obviously you're getting a little upset  
5 while you're talking about it. That clearly made you  
6 upset to see any type of scuffle between Chris and  
7 Brandon.

8 A. Correct.

9 THE COURT: I'm sorry. Did you say yes?

10 THE WITNESS: Yes.

11 MS. RADOSTA:

12 Q. Brandon is your younger brother, correct?

13 A. Correct.

14 Q. And you're actually related to him from  
15 your, from Chris, correct? You share Chris as a  
16 father.

17 A. Yes.

18 Q. Brandon is Deborah's son.

19 A. Yes.

20 Q. So that incident happened. Did that  
21 incident happen -- in relationship to when you and  
22 Deborah and Brandon moved out, you said the decision  
23 was made a month before.

24 A. This one happened two weeks before we  
25 left. We actually bumped it up because we were

1 trying to save money to get out of there.

2 Q. So now that incident happened two weeks  
3 before you were moving out.

4 A. Correct.

5 Q. But actually moved out. But two weeks  
6 before that incident you just described with Brandon  
7 there's some type of a conversation with you and  
8 Deborah where she says she's leaving and she wants  
9 you to go with.

10 A. We were talking. It all started between me  
11 and Brandon. We were talking. He got upset because  
12 Chris was teasing him about Terrie's boobs. He kept  
13 teasing about it. He actually told me what happened  
14 between Terrie and Chris.

15 Q. Okay.

16 A. I didn't know that was happening to him so  
17 I was really upset.

18 Q. So usual that what Brandon told you was  
19 about he and Terrie and Chris. Correct?

20 A. Correct.

21 Q. Not what about he and Deborah and Chris?

22 A. Correct.

23 Q. And so you hear about what happened with  
24 Brandon and that gets you upset as well.

25 A. Very upset.

1 Q. Does that conversation happen before or  
2 after you see the scuffle over making you dinner?

3 A. Before.

4 Q. It happened before. And at the time that  
5 Brandon told you about the alleged incident with him  
6 and Terrie and Chris, did you confide in him about  
7 anything that had been allegedly happening to you?

8 A. I told him that he wasn't alone.

9 Q. And is that the extent of what you said to  
10 him?

11 A. Pretty much in those words.

12 Q. Okay. And what was Brandon's reaction to  
13 that?

14 A. He was upset also and he was crying.

15 Q. Did he say anything that he was going to go  
16 and confront about what you had just told him?

17 A. He said he was going to run away or commit  
18 suicide.

19 Q. And this was after hearing about what you  
20 had said or what he had told you happened to him?

21 A. About what he had told me what happened to  
22 him.

23 Q. And after Brandon said that he was worried  
24 or that he was upset and might commit suicide, did  
25 you feel the need to perhaps tell Deborah about that?

1 A. I did.

2 Q. Did you tell Deborah about that?

3 A. Yes.

4 Q. Did you tell anybody else in the house  
5 about that?

6 A. No.

7 Q. Did you tell Ryan about that or Tails?

8 A. No.

9 Q. Even though they shared a room with  
10 Brandon, correct?

11 A. Correct.

12 Q. And they could probably keep a better eye  
13 on him than you could.

14 A. Correct.

15 Q. They shared a room and slept in the same --  
16 well, sorry. They spent the night in the same room  
17 with him, correct?

18 A. Correct.

19 Q. When you -- the decision was made by  
20 Deborah that you guys were going to leave the house.

21 A. I tried to convince them that we had to  
22 leave and they said yes.

23 Q. So it was your idea now to leave the house,  
24 correct?

25 A. I said we got to get out of here.

1 Q. Okay. And this was after your conversation  
2 with Brandon.

3 A. Yes.

4 Q. But before the scuffle with Brandon and  
5 Chris.

6 A. This was all before the scuffle between  
7 Chris and Brandon.

8 Q. And so there was a decision -- somebody  
9 made the decision that you were going to go to safe  
10 house, correct?

11 A. Yes.

12 Q. Deborah made that decision.

13 A. Yes.

14 Q. Did you have any idea that that's where you  
15 were going prior to leaving the house on the morning  
16 of June 12th?

17 A. No.

18 Q. When you left the house on the morning of  
19 June 12th, you had your phone with you, correct?

20 A. Correct.

21 Q. And you were actually on the app on your  
22 phone watching the house, correct?

23 A. Yes.

24 Q. And the app on your phone was actually the  
25 live feed of the cameras in the house, correct?



1 A. Correct.

2 Q. And so you and Brandon and Deborah leave  
3 the house at about 5:00 in the morning. Is that  
4 right?

5 A. Yes.

6 Q. And approximately how long before you saw  
7 any movement in the house on your phone?

8 A. About almost 45 minutes later.

9 Q. Okay. And when you were watching on your  
10 phone, what was the first thing that you saw on the  
11 live feed?

12 Was it Chris or was it Ryan or was it  
13 Terrie?

14 A. Terrie.

15 Q. I'm sorry.

16 A. Terrie.

17 Q. It was Terrie. Okay. At what point in  
18 your opinion did people realize in the house that you  
19 and Deborah and Brandon were gone?

20 A. About eleven minutes after Terrie ran into  
21 the main house and Chris ran out to the office.

22 Q. Okay. And so there seemed to be a bit of  
23 excitement, for lack of a better term, running around  
24 --

25 A. Yes.

1 Q. -- looking for people. Is that a fair  
2 statement?

3 A. I believe so, yes.

4 Q. Okay. And when that was happening, Tails  
5 and Ryan were still in the house, correct?

6 A. Correct.

7 Q. And you didn't tell Tails or Ryan that you  
8 were leaving with Deborah and Brandon, correct?

9 A. Correct.

10 Q. You didn't tell Terrie that you were  
11 leaving.

12 A. Correct.

13 Q. Were you worried that if you told Terrie,  
14 that she would tell Chris?

15 A. Correct.

16 Q. Were you worried if you told Ryan, that he  
17 would tell Chris?

18 A. Correct.

19 Q. And you were worried if you told Tails, he  
20 would tell Chris.

21 A. Correct.

22 Q. So you felt that you couldn't trust them  
23 with this particular piece of information.

24 A. Yes.

25 Q. When you were watching on the live feed,

1 you also were able to tell I believe that Terrie and  
2 Ryan were asked to leave the house that morning,  
3 correct?

4 A. No.

5 Q. You couldn't tell that or they weren't  
6 asked to leave?

7 A. I couldn't tell.

8 Q. Did you at any point in time come to find  
9 out that Terrie and Ryan left the house?

10 A. Yes.

11 Q. Moved out of the house.

12 A. Were kicked out of the house, yes.

13 Q. Were kicked out of the house. Were you  
14 able to see that on the live feed or was that rumors  
15 that you heard?

16 A. That was from an e-mail that Chris sent me.

17 Q. Okay. When did you receive that e-mail in  
18 relationship to June 12th?

19 A. I didn't read any of the e-mails because I  
20 didn't want to read the e-mails because when we left  
21 -- I had a disturbing voicemail that said that Chris  
22 wanted to commit suicide and he thought that Deborah,  
23 me, and Brandon committed suicide because of the  
24 early suicide the few weeks before we left.

25 Q. Okay. I'm really sorry to ask you

1 questions about that because I understand it's  
2 upsetting, but I just don't understand your answer.  
3 You received a voicemail from Chris.

4 A. Correct.

5 Q. And you leave on June 12th. Did you  
6 receive the voicemail that day, the next day?

7 A. The day.

8 Q. The day. Did you listen to it that day?

9 A. I listened to the first e-mail or  
10 voicemail.

11 Q. Okay.

12 A. He said that he wanted to commit suicide,  
13 that he thought his family committed suicide.

14 Q. Okay. So it was an upsetting voicemail to  
15 hear.

16 A. Yes.

17 Q. And after that, and please correct me if  
18 I'm wrong, after you heard that voicemail, you did  
19 not listen to any further voicemail.

20 A. Correct.

21 Q. Ever or did you just delay listening to  
22 them?

23 A. I allowed Brandon and Deborah to listen to  
24 the voicemails. They were too upsetting.

25 Q. Did you ever listen to any further

1 voicemails of Chris?

2 A. No.

3 Q. Okay. I had asked you a question about and  
4 you responded about receiving an e-mail from Chris.

5 A. Yes.

6 Q. And you said you didn't read any e-mails  
7 because of the voicemails.

8 A. I stopped listening to the voicemails and I  
9 didn't read the e-mails until a couple months later.

10 Q. Okay. But the e-mail, do you recall when  
11 the e-mail was sent?

12 A. No, I'm sorry.

13 Q. Okay. No problem. So and just to make  
14 this a little bit clearer, it was an e-mail that you  
15 learned that Deborah or, I'm sorry, that Terrie and  
16 Ryan had been kicked out of the house.

17 A. Yes.

18 Q. So you didn't learn that for several  
19 months.

20 A. Correct.

21 Q. So you and Deborah and Brandon go to the  
22 safe house on the morning of June 12, 2014, correct?

23 A. Yes.

24 Q. The rules for staying at the safe house I  
25 believe is that you have to be a victim of abuse,

1 correct?

2 A. Yes.

3 Q. Now, Brandon was allowed to stay with  
4 Deborah because he's a minor, correct?

5 A. Correct.

6 Q. He didn't necessarily have to be a victim  
7 of abuse in order to stay with his mom. If Deborah  
8 had gone in and said, "I'm a victim of abuse and this  
9 is my son," they would have let Brandon stay with  
10 her, correct?

11 A. Correct.

12 Q. But you were an adult, correct?

13 A. Correct.

14 Q. So in order for you to stay there you had  
15 to also be a victim of abuse.

16 A. Correct.

17 Q. When you get to the safe house on  
18 June 12th, did you and Brandon and Deborah all share  
19 one living space?

20 A. Yes.

21 Q. Okay. And you stayed at the safe house for  
22 how long?

23 A. Two weeks.

24 Q. But you did not immediately report -- you  
25 did not immediately report any of the incidents at

1 the house to the police, correct?

2 A. No.

3 Q. As a matter of fact you did not speak to  
4 the police until after Deborah filed for divorce,  
5 correct?

6 A. Actually I talked to the police in  
7 September.

8 Q. Deborah started filing divorce paperwork in  
9 August; is that correct?

10 A. I believe it was a month more before August  
11 I think.

12 Q. Maybe even in July.

13 A. Yeah.

14 THE COURT: I'm sorry. What year?

15 MS. RADOSTA:

16 Q. Of 2014?

17 A. Yeah.

18 Q. So you guys move out in June of 2014. Your  
19 recollection is that Deborah starts divorce  
20 proceedings against Chris in July of 2014.

21 A. I believe so.

22 Q. And you're living with Deborah this entire  
23 time, correct?

24 A. Correct.

25 Q. And then you don't speak to the police

1 until September 2014, correct?

2 A. Correct.

3 Q. And did you and Deborah and Brandon all  
4 speak to the police on the same day?

5 A. Correct.

6 Q. At this point in time do you have any idea  
7 -- when you're speaking to the police in September  
8 of 2014, do you have any idea where Tails or Ryan is?

9 A. Tails was living with Chris still and Ryan  
10 and Terrie were living with her, I guess her fiancée  
11 Ed.

12 Q. Now, you at this point had some  
13 knowledge -- strike that. Let me rephrase.

14 Brandon had told you of an alleged incident  
15 of sexual acts between him and Chris and Deborah,  
16 correct, and him and Chris and Terrie, correct?

17 A. It was just Terrie not Deborah.

18 Q. But you were aware that there was some type  
19 of sexual conduct between Chris and Brandon and  
20 Terrie.

21 A. Yes.

22 Q. And when you left the house, you knew that  
23 Tails was still in the house, correct?

24 A. Correct.

25 Q. Were you worried about Tails at all living



1 at the house?

2 A. No because he tends to leave.

3 Q. Okay. But he was in the house when you  
4 left that day.

5 A. Yes.

6 Q. And you knew that Ryan was still in the  
7 house when you left that day, correct?

8 A. Yes.

9 Q. Were you worried that anything might have  
10 happened to Ryan since you had information that  
11 things had happened to Brandon?

12 A. I was worried, yes.

13 Q. And yet you waited almost 90 days to go to  
14 the police, correct?

15 A. Correct.

16 Q. Okay. Why -- you were 24, 25 years old at  
17 this point. 24 I believe, correct?

18 A. Yes.

19 Q. Did you and Deborah decide not to go to the  
20 police or was that your decision on your own?

21 A. I asked to go to the police because Chris  
22 was sending some awful things. He was sending  
23 e-mails to Deborah's work to try to get her fired.  
24 He was using Deborah's Facebook to make things seem  
25 like it was okay. He was still sending e-mails to

1 us.

2 Q. Okay.

3 A. He also it looked like a warning on  
4 Facebook where he was counting down because normally  
5 when he counts down, it means something bad is going  
6 to happen.

7 Q. So the reason why you eventually went to  
8 the police was because of things that you saw on  
9 Facebook, correct?

10 A. Not only Facebook, he also stole Deborah's  
11 truck from work.

12 Q. Okay. Did you see him take the truck from  
13 work or are you assuming that he took the truck from  
14 work?

15 A. No. He took the truck.

16 Q. Did you see that happen?

17 A. No.

18 Q. So you don't know for a fact that Chris is  
19 the one that took the truck from work, correct?

20 A. I know that he took the truck because it  
21 was in front of the house when we had it.

22 Q. So you know the truck was in front of the  
23 house and you know the truck had been at Deborah's  
24 work, correct?

25 A. Correct.

1 Q. But you don't know for a fact how it got  
2 from work to the house.

3 A. No.

4 Q. Although it appears you suspect that Chris  
5 took the truck from work, did you report that theft  
6 of the vehicle to the police?

7 A. Yes.

8 Q. Okay. When did you report that to the  
9 police?

10 A. Deborah reported it to the police on that  
11 day that -- they said that they couldn't do anything  
12 because they believed Deborah and Chris were still  
13 married.

14 Q. Something having to do with the fact that  
15 his name might have been on the ownership of the  
16 truck.

17 A. Correct, yes.

18 Q. The Facebook incident, Deborah's Facebook  
19 account you mentioned it a second ago, that that was  
20 the reason why you decided to go to the police. Is  
21 it fair to say that you felt that Chris hacked into  
22 Deborah's Facebook page?

23 A. Yes.

24 Q. Okay. That fact made you mad enough to  
25 want to go and report Chris to the police, correct?

1 A. Correct.

2 Q. It was one fact that made you want to go to  
3 the police; is that correct?

4 A. There were several facts.

5 Q. But that's one of them, hacking into the  
6 Facebook account.

7 A. Correct.

8 Q. You felt it was a real violation of  
9 Deborah's privacy, correct?

10 A. Correct.

11 Q. How did you -- what made you think that  
12 somebody had hacked into Deborah's Facebook account?

13 A. Because there was posts -- because I was  
14 with Deborah constantly. We were -- one of the rules  
15 for safe house was that you weren't supposed to be on  
16 the media.

17 Q. On social media?

18 A. On social media.

19 Q. Okay.

20 A. When we left and we were able to  
21 finally get onto the media or just check it, there  
22 has been posts on Deborah's Facebook to this day that  
23 weren't even allowed on the media.

24 Q. And in your opinion that was Chris was the  
25 one that had gotten into the Facebook account?

1 A. Yes.

2 Q. And by hacking into the account, this means  
3 he got access to her page.

4 A. Yes.

5 Q. Knew her password. Knew her using name and  
6 got onto the Facebook page.

7 A. Yes.

8 Q. Did Deborah ever report this, quote,  
9 unquote, hacking to Facebook?

10 A. Yes.

11 Q. What was -- if you know, was anything done  
12 about it by Facebook?

13 A. No.

14 Q. At what point -- you said that you stayed  
15 at the safe house for two weeks and it was after you  
16 left the safe house that you realized something had  
17 happened.

18 A. Correct.

19 Q. Was it immediately after leaving?

20 A. After we left safe house we got an  
21 apartment and we moved in and stuff like that. She  
22 got a new phone and stuff like that because she left  
23 -- Brandon and Deborah left their phones at the  
24 house.

25 Q. And you referenced that you had your phone

1 and Deborah and Brandon did not.

2 A. Correct.

3 Q. Why did you decide to keep your phone and  
4 they left their phones?

5 A. Because there was tracers on their phone  
6 and my phone did not.

7 Q. How do you know there were tracers on their  
8 phone?

9 A. They always have tracers.

10 Q. How did you know they had tracers on their  
11 phone?

12 A. Before I was able to buy my own phone,  
13 Chris was always able to trace us by our phones.

14 Q. So it's a tracking program so he would know  
15 where the members of his family were, correct?

16 A. Correct.

17 Q. When you got your own phone, you didn't  
18 have that.

19 A. Correct.

20 Q. While you had your phone, though, you  
21 continued to have access to the live feed at the  
22 house, correct?

23 A. Correct.

24 Q. After you moved out on June 12, 2014.

25 A. Correct.

1 Q. Did you continue to check the live feed  
2 once you moved out of safe house?

3 A. After we left, no.

4 Q. You never checked it again?

5 A. I checked, we checked about a few times and  
6 then we stopped because it was getting too upsetting.

7 Q. And at that point in time the only person  
8 that was at the house was Chris, correct?

9 A. Chris and Tails.

10 Q. Chris and Tails. Tails did not move out.

11 A. I don't know.

12 Q. So when you checked on the live feed, did  
13 you see Tails there or were you just assuming that  
14 Tails was still there?

15 A. I'm assuming he was there.

16 MS. RADOSTA: Court's indulgence. I  
17 apologize.

18 THE COURT: Do you want a break?

19 MS. RADOSTA: I still have a fair amount.  
20 If Anita wants --

21 THE COURT: We'll take a few minute break  
22 then. Ten minutes. All right.

23 (Whereupon a recess was taken  
24 from 2:39 p.m. until 2:52 p.m.  
25 after which the following

1 proceedings took place:)

2 THE COURT: All right. We're back on the  
3 record.

4 MS. HOLTHUS: Could I interrupt briefly,  
5 Judge. We have our last witness out there with his  
6 dad. We've been here multiple times. We're probably  
7 not even going to start him let alone finish. I was  
8 wondering if we can go ahead and just release him.

9 THE COURT: Sure. I take it you're not  
10 going to be done by 3:30.

11 MS. RADOSTA: No.

12 THE COURT: Can we begin tomorrow?

13 MS. RADOSTA: We were all talking tomorrow  
14 and all of our trial schedules are getting a little  
15 bunched. If you want to set it sometime the week of  
16 the 14th although Ms. Holthus and I might be in trial  
17 that week, but she's definitely in trial next week  
18 so. . . .

19 THE COURT: So the week of September 14th.

20 MS. RADOSTA: With the caveat, Judge, that  
21 if either of us are in trial, we're going to have to  
22 reset it because the trial judges sadly don't care if  
23 we have a prelim. They feel it's district court --

24 THE COURT: So this will be Ryan. He  
25 doesn't live out of state. He's local. Sure. If



1 you wanted to go to see him and see his  
2 availability. The 18th is the only free day that we  
3 have that week. We have no other prelims set at this  
4 time. We don't have our in-custodies obviously yet.  
5 Tomorrow we'll know how many in-custody prelims that  
6 we have but otherwise September 18th.

7 MS. HOLTHUS: If we do it in the morning.

8 MS. RADOSTA: If they don't have any other  
9 prelims and you might have in-custodies.

10 THE COURT: We'll only set in-custody  
11 prelims for the 18th but whatever in-custody prelims  
12 that we have. We'll know tomorrow how many will be  
13 set on the 18th and then --

14 MS. HOLTHUS: Can we try to set the  
15 morning.

16 THE COURT: Yeah. Let's set it for 11:00  
17 on the 18th and if we can start earlier, we'll let  
18 you know.

19 MS. HOLTHUS: If we plan on 10:00 only if  
20 for any reason we were in trial, theoretically I  
21 could get somebody to start at 1:00. Some judges  
22 will depending on how you're going. You start at  
23 1:00 if we know.

24 THE COURT: I'm happy to set it at 10:00 I  
25 just don't know you'll be able to go on at 10:00. We

1 obviously can let you know as someone who progresses  
2 on the 18th or you can contact the track D.A. and  
3 find out how many are going forward that day.

4           You know you're still under oath, correct?

5           THE WITNESS: Yes.

6           MS. RADOSTA:

7       Q.    Anita, there were other over the years  
8 other family members that would come over to the  
9 house occasionally, correct, female family members?

10       A.   Yes.

11       Q.   And they were younger than you, correct?

12       A.   Yes.

13       Q.   And I'm talking primarily about Tamara and  
14 Erin, correct?

15       A.   Yes.

16       Q.   You were aware that those girls, Tamara and  
17 Erin, were coming over to the house, correct?

18       A.   Yes.

19       Q.   Were you always at the house when they were  
20 at the house?

21       A.   Sometimes.

22       Q.   Sometimes but not always.

23       A.   Not always.

24       Q.   And they were coming over to the house  
25 after the alleged abuse had started with you,

1 correct?

2 A. Correct.

3 Q. And you told Terrie that Erin and Tamara  
4 shouldn't be coming over to the house, correct?

5 A. Yes.

6 Q. Did you tell Terrie that?

7 And you also told your aunt Melissa that  
8 Erin shouldn't be coming over to the house, correct?

9 A. No.

10 Q. That's Erin's mom.

11 A. Yes.

12 Q. What about Tamara's mom, your aunt  
13 Kimberly, did you ever tell her?

14 Did you tell your grandma that Tamara  
15 shouldn't be --

16 Who did Tamara live with?

17 A. Grandma.

18 Q. Did you tell grandma Tamara shouldn't be  
19 coming over to the house?

20 A. No.

21 Q. Did you tell your grandma that Tamara and  
22 Erin shouldn't be coming over to the house?

23 A. No.

24 Q. But you told Terrie because they were  
25 Terrie's nieces.

1 A. Correct.

2 Q. And you felt that Terrie should be the one  
3 to protect them if they needed protection.

4 A. True.

5 Q. How many times -- did you tell Terrie that  
6 Erin and Tamara shouldn't come over to the house?

7 A. Yes.

8 Q. How old were you if you recall that you had  
9 that conversation with Terry?

10 A. I was 13.

11 Q. And just so that we understand, how much  
12 younger than you is Tamara?

13 A. I don't recall.

14 Q. Okay. One year, five years, six years, no  
15 idea. What about Erin?

16 A. Erin, no.

17 Q. You don't have any idea how much younger  
18 she is than you.

19 A. No.

20 Q. Okay. Just so that I'm clear, regarding  
21 the conversation that you had with Brandon about when  
22 he told you about the alleged sexual abuse of him  
23 with Chris and Terrie, that was a different day than  
24 the argument in the kitchen over him making you  
25 dinner.

1 A. Yes.

2 Q. Two separate days.

3 A. Two separate days.

4 Q. The conversation with Brandon when he  
5 confided in you, where did that conversation take  
6 place?

7 A. Outside.

8 Q. Outside what, outside the house?

9 A. Outside the house.

10 Q. Okay. Where outside the house?

11 A. Out in the backyard.

12 Q. Okay. Can you describe the backyard.  
13 Where in the backyard was it?

14 A. In the backyard there's two sheds, a pool,  
15 then the office and then there's an awning with  
16 chairs. We were underneath the awning with chairs.

17 Q. And at that point in time there were  
18 cameras outside of the house, correct?

19 A. Correct.

20 Q. And part of that was for security to see  
21 what was going on outside the house.

22 A. Yes.

23 Q. And was there a camera, were you guys in  
24 the camera line of sight when you were sitting under  
25 the awning?

1 A. Yes.

2 Q. You were not worried that you were being  
3 seen by Chris, correct?

4 A. Not at that moment, no.

5 Q. Okay. How long did the conversation with  
6 Brandon last?

7 A. About 17 to 20 minutes.

8 Q. 17 to 20 minutes. Okay. And did either of  
9 you cry during the conversation?

10 A. Yes.

11 Q. Did you give Brandon a hug after the  
12 conversation?

13 A. Yes.

14 Q. When you came back inside the house, did  
15 you have any indication if Chris knew about that  
16 conversation?

17 A. No.

18 Q. What about Deborah?

19 A. I told her.

20 Q. You told her about the conversation but she  
21 was not -- she hadn't watched it on the live feed.

22 A. No.

23 Q. Okay. When did you tell Deborah about that  
24 conversation?

25 A. Later on that day when she came home.

1 Q. Okay. Did you tell Deborah everything that  
2 Brandon had told you about his allegation against  
3 Terrie?

4 A. I told her, yes.

5 Q. And Deborah's reaction to that information  
6 was what?

7 A. A little freaked out.

8 Q. Define "freaked out."

9 A. Like horrified, like that.

10 Q. So you put your hand up in front of your  
11 face.

12 A. No. I was doing the face like jaw open, a  
13 little wide eyed.

14 Q. Did she get angry?

15 A. She got upset.

16 Q. Okay. By "upset," what do you mean?

17 Did she cry?

18 Did she yell?

19 A. She was almost in tears.

20 Q. Almost in tears. Okay. Did she threaten  
21 to do anything to Terrie when she heard this  
22 information physically?

23 A. I don't recall if she did anything.

24 Q. Did she say she was going to do anything to  
25 Terrie?

1 A. I think she was more shocked that she  
2 didn't say anything.

3 Q. I'm sorry. She is more shocked that she  
4 didn't --

5 A. Say anything.

6 Q. At that point in time when you told Deborah  
7 about that conversation, the decision had already  
8 been made to leave the house.

9 A. After that conversation we talked a little  
10 bit more about the violence in the house. How are we  
11 going to get out of the house without Christopher  
12 knowing.

13 Q. Okay. You did not pack up and leave that  
14 night, correct?

15 A. Correct.

16 Q. You stayed in the house for another  
17 approximately two to three weeks.

18 A. Yes.

19 Q. Prior to that June 12, 2014, date that you  
20 and Deborah and Brandon left the house, had you ever  
21 tried to leave the house before, you, just you?

22 A. I had wanted to leave the house, but I had  
23 no money to leave the house.

24 Q. So you did not pack up your bags and try to  
25 leave the house.



1 A. No.

2 Q. Okay. But you wanted to leave the house.

3 Is that fair?

4 A. Yes.

5 Q. Were you staying in the house because you

6 didn't want to leave without Brandon?

7 A. I didn't want to leave my brothers there.

8 Q. Any of your brothers?

9 A. Any of my brothers.

10 Q. So that would be Brandon, Tails, or Ryan?

11 A. Correct.

12 Q. You didn't want to leave any of them.

13 A. Yes.

14 Q. And what changed that made you leave --

15 what changed your decision to leave on the 12th of

16 June, 2014, that you did leave Tails and Ryan behind?

17 A. Tails wasn't supposed to be there that day.

18 Q. Okay.

19 A. Because he moved out. He was out of the

20 house. Terrie was going to leave anyways.

21 Q. Okay.

22 A. According to some hints that she gave that

23 she was going to leave again.

24 Q. Okay. So it was your belief that Terrie

25 was on the verge of moving out.

1 A. Yes.

2 Q. But she never told you that.

3 A. No.

4 Q. That was just your impression.

5 A. Yes.

6 Q. When you were watching the live feed on the  
7 morning, that morning of June 12, 2014, was it  
8 satisfying to see Chris running around the house  
9 looking for you guys?

10 A. No. It was terrifying.

11 Q. It was terrifying. Okay. Did you see him  
12 break anything, break any furniture or anything like  
13 that as he was running around the house?

14 A. We didn't watch the feed that much.

15 Q. Weren't you watching the feed to see if he  
16 left the house?

17 A. Yes.

18 Q. Were you watching the feed to see if he was  
19 using the phone to try to find you guys?

20 A. We were mainly keeping an eye on the  
21 vehicles outside.

22 Q. Okay. Were you watching the feed to see if  
23 Terrie and Ryan were okay inside the house?

24 A. We watched it to make sure that he didn't  
25 leave the house to follow us. We were more terrified

1 of him finding us.

2 Q. Okay. And he didn't leave the house that  
3 morning, correct?

4 A. As I recall I don't really know if he left.

5 Q. You would remember, wouldn't you, if you  
6 saw Chris get into the car while you were watching  
7 him on the live feed that morning, correct?

8 A. Yes.

9 Q. And you didn't see him get in the car and  
10 leave that morning, right?

11 A. No.

12 Q. And you didn't see him break anything in  
13 the house, correct?

14 A. Not that I recall, no.

15 Q. You didn't see him hit Terrie or hit Ryan  
16 that morning, correct?

17 A. No, not that I recall.

18 Q. And you testified that you guys were  
19 worried, though, that he was going to get in the car  
20 and try to find you?

21 A. Yes.

22 Q. But you were going to the safe house,  
23 correct?

24 A. Yes.

25 Q. Was Deborah continuing to work at that

1 point in time or did she not work at her place of  
2 business?

3 A. She was working.

4 Q. She was working. And that was her place of  
5 work her, place of employment that she'd been working  
6 at for years, correct?

7 A. Correct.

8 Q. And for 10, 15 years she'd been working at  
9 that location.

10 A. 15.

11 Q. 15 years, 15, 16 years. And after you guys  
12 moved out on June 12th, Deborah continued to go to  
13 work.

14 A. She requested two weeks off and then went  
15 back to work.

16 Q. Okay. So there was a two-week break and  
17 she went back to work at the place she had been at  
18 for 16 years.

19 A. Yes.

20 Q. And everybody in the family knew where  
21 Deborah worked, correct?

22 A. Correct.

23 Q. You knew the physical location of where she  
24 worked, correct?

25 A. Yes.

1 Q. And Chris knew that physical location as  
2 well, correct?

3 A. Correct.

4 Q. When you -- I'm sorry. I kept going back  
5 to this conversation with Brandon when he first  
6 confided in you. When you first found out that  
7 information that Brandon said there was a sexual  
8 encounter between him and Terrie and Chris, that made  
9 you angry, didn't it?

10 A. Yes.

11 Q. Because you thought you were the only one  
12 that anything was happening to in the house, correct?

13 A. Correct.

14 Q. But nobody ever said that you were the only  
15 one that anything was happening to, correct?

16 A. Correct.

17 Q. Chris never said you're the only one that  
18 this is happening to, correct?

19 A. Correct.

20 Q. And you had the encounter with Deborah and  
21 she never said you're the only one this is happening  
22 to, correct?

23 A. Correct.

24 Q. And you had the encounter with Terrie and  
25 she never said you're the only one this is happening

1 to, correct?

2 A. Correct.

3 Q. So that was just your impression that it  
4 was just you.

5 A. Correct.

6 Q. So when you found out that it wasn't just  
7 you, you got angry.

8 A. Correct.

9 Q. Fair to say that some of the acts of sex  
10 between you and Chris were you keeping him in a good  
11 mood. Do you recall telling the police that?

12 A. Yes.

13 Q. Okay. That you would go into his room when  
14 you thought he was in a bad mood.

15 A. Correct.

16 Q. And what would a bad mood be around the  
17 house?

18 A. Him.

19 Q. I'm sorry. A bad mood of Chris's, what  
20 would that be around the house?

21 A. Him hitting you or throwing something at  
22 you.

23 Q. So you were worried about a bad mood and  
24 you were trying to prevent a bad mood when you would  
25 go into his room sometimes?

1 A. Yes, to prevent any hitting or yelling at  
2 the boys.

3 Q. Okay. So you were trying to prevent  
4 anything, any type of potential physical violence  
5 against the boys.

6 A. Correct.

7 Q. Okay. The house that you described you  
8 said originally it was configured to be a two-bedroom  
9 house and you made it into a three-bedroom house.  
10 It's actually a pretty small house, correct?

11 A. Yes.

12 Q. About 1,000 square feet.

13 A. About.

14 Q. You had your own room, correct?

15 A. Correct.

16 Q. And the three boys when everybody was  
17 living under the same roof they all shared the same  
18 room.

19 A. Yes.

20 Q. When you -- after you graduated high  
21 school, you got a job. You were working, things like  
22 that, correct?

23 A. Yes.

24 Q. When you were home, where did you generally  
25 spend your time in the house?

1 A. In my room.

2 Q. In your room.

3 A. Or in the livingroom.

4 Q. Or in the livingroom. Okay. When you were  
5 in your room, were you generally alone in your room  
6 or did the boys come in and hang out with you and  
7 watch TV or were you pretty much in your room alone?

8 A. I was pretty much in my room alone but most  
9 of the time some of the boys would come into my room  
10 and hang out with me and watch TV in my room.

11 Q. You never -- when you were home, you never  
12 saw Terrie bring Ryan into the master bedroom,  
13 correct?

14 A. No.

15 Q. You never saw Deborah bring Brandon into  
16 the master bedroom, correct?

17 A. No. The only time they got brought in the  
18 room is when they were in trouble.

19 Q. Okay. Did you ever see that happen?

20 A. There was a few times when something  
21 happened and the boys would get in trouble and he  
22 would have the boys come into the bedroom with him  
23 and close the door then, there would be times when he  
24 opened the door and yell for the girls and the girls  
25 would go into the bedroom.



1 Q. Okay. You gave me a lot of information  
2 with that answer. When you thought the boys were in  
3 trouble for something and they were taken or called  
4 into the master bedroom, or were they taken into the  
5 master bedroom?

6 A. They were told to go into the master  
7 bedroom with Chris.

8 Q. Okay. So Terrie or Deborah would tell  
9 Brandon or Ryan to go into the master bedroom.

10 A. When Chris tells them to tell them.

11 Q. So you would think the boys were in  
12 trouble?

13 A. Yes.

14 Q. 'Cause you knew they were in trouble. You  
15 saw something happened. Is that why you thought they  
16 were in trouble?

17 A. Sometimes yes.

18 Q. And when the boys were in the master  
19 bedroom at that point how long would they be in the  
20 master bedroom, was it five minutes or was it a half  
21 an hour?

22 A. About ten minutes.

23 Q. And how many times would you say you saw  
24 Brandon in the master bedroom with Deborah and Chris?

25 A. A few times.

1 Q. A few times, two, three?

2 A. Three.

3 Q. What about Ryan going in there with Terrie?

4 A. A lot.

5 Q. A lot. Okay. What is a lot, 10, 15, 20?

6 A. More than 20.

7 Q. More than 20 times. Was Ryan somebody that  
8 was always in trouble at home?

9 A. Yes.

10 Q. Why was Ryan always in trouble at home?

11 A. He was always accused of doing something  
12 wrong like stealing or going into the bedroom when he  
13 shouldn't have or not doing homework.

14 Q. Who was the one accusing Ryan of those  
15 things? Was it Chris, was it Terrie, was it Deborah?

16 A. Chris.

17 Q. And what was -- was it your belief that  
18 Ryan was doing those things?

19 A. I don't know.

20 Q. Did you feel that Ryan was unjustifiably  
21 blamed a lot around the house?

22 A. Sometimes, yes. There was one incident I  
23 felt was very unjustified.

24 Q. Unjustified or justified?

25 A. Unjustified.

1 Q. And how old was Brandon for that event, the  
2 one you thought was very unjustified?

3 A. No, I'm saying Ryan.

4 Q. I'm sorry. My mistake. I switched the  
5 names around. How old was Ryan when there was that  
6 unjustified incident?

7 A. He was about 16.

8 Q. Okay. Do you have any idea what the whole  
9 story was?

10 A. I was in the livingroom. Chris came out.  
11 He called for Ryan. He came out. Chris asked him if  
12 he felt loved in the house. He answered truthfully  
13 saying no. He hit him, knocked him to the floor,  
14 told him to get up. When he got up, he asked him the  
15 question again and he hit him again after he said I  
16 don't feel loved in this house.

17 Q. But in that scenario Ryan was being  
18 unjustifiably blamed for doing something wrong.

19 A. He asked him a question and Chris didn't  
20 like the answer.

21 Q. If you know did Ryan spend time with his  
22 biological dad when he was living with you guys?

23 A. There was a few times he would leave the  
24 house and go to his father's.

25 Q. One more question about the master

1 bedroom. If you ever saw Brandon leave the master  
2 bedroom angry or upset, you would have asked him what  
3 was wrong, correct?

4 A. Yes.

5 Q. Did you ever see him leave the master  
6 bedroom upset or angry?

7 A. Yes.

8 Q. Did you ask him what was wrong?

9 A. Yes. He got grounded once for telling  
10 Chris he didn't like Tinkerbell. He got grounded for  
11 two weeks.

12 Q. How old was Brandon for that?

13 A. About 15, 14.

14 Q. And how many times did you see, did you ask  
15 Brandon why he was angry or upset after leaving the  
16 master bedroom?

17 A. I'd normally ask him once what he got upset  
18 for.

19 Q. How many times did you ask him that  
20 question?

21 A. A lot but he never told me what happened  
22 until that day.

23 Q. Okay. So are you assuming now that every  
24 time Brandon left the master bedroom angry or upset,  
25 that something had happened in the master bedroom,

1 something sexual had happened in the master bedroom?

2 A. I had my suspicion. That's why I asked but  
3 I didn't get any answer to that.

4 Q. Okay. At what age did you start having  
5 suspicions that there was something with Brandon?

6 A. About 16 or 17.

7 Q. Just to be clear, you were 16 or 17 or  
8 Brandon?

9 A. I was 16 or 17.

10 Q. So that would make Brandon eight or nine.

11 A. About.

12 Q. Okay. So you thought there was something  
13 already happening to Brandon when he was eight or  
14 nine years old.

15 A. Yes.

16 Q. Did you ever talk to Deborah about that?

17 A. No.

18 Q. You never talked to Terrie about that.

19 A. No.

20 Q. You actually spoke to Metro in September of  
21 2014, correct?

22 A. Correct.

23 Q. Do you recall telling the detectives about  
24 the fact that this wasn't the first time you had been  
25 interviewed regarding potential abuse at the house?

1 A. Yes.

2 Q. There was an incident when you were maybe  
3 nine or ten years old, correct?

4 A. Yes.

5 Q. Where you had talked about physical abuse  
6 at the home, correct?

7 A. Yes.

8 Q. Fair to say that you did not feel listened  
9 to by the system?

10 A. At that time I was hit by a pipe when we  
11 were cleaning out the garage  
12 and a pipe was thrown at me.

13 Q. Okay.

14 A. I went to the school nurse because my head  
15 was hurting so much and I was getting headaches and  
16 they saw the bruising on the back of my head and  
17 that's when child services was called and stuff like  
18 that, and they asked me questions.

19 Q. Okay. And when you were asked questions  
20 about it, did you say that it happened on purpose or  
21 that it happened accidentally?

22 A. I didn't know if it happened on purpose or  
23 not.

24 Q. Okay. Did anybody -- were you interviewed  
25 at school or at home further?

1 A. At school.

2 Q. Did they ever come to your house and  
3 interview anybody at your house?

4 A. I believe so because when I came home, I  
5 had a major butt whipping.

6 Q. And at that point Deborah and Terrie were  
7 both living at home with you, correct?

8 A. I believe so.

9 Q. And Chris obviously.

10 A. Yes.

11 Q. And there was no follow-up beyond that  
12 conversation after school, correct?

13 A. Correct.

14 Q. Police never came by the house or anything  
15 like that, correct?

16 A. After that, yes.

17 Q. You told Brandon about that incident,  
18 correct?

19 A. Correct.

20 Q. About the fact that you had reported abuse  
21 when you were younger and nobody cared and nobody did  
22 anything about it.

23 A. Yes.

24 Q. Did you tell Ryan that you had told briefly  
25 and nobody cared and nobody did anything about it?

1 A. No.

2 Q. You only told Brandon about that.

3 A. I told Brandon.

4 Q. Okay. At what point did you relay that  
5 story to Brandon?

6 How old was Brandon?

7 A. He was in his teens.

8 Q. He's 17, 18 now so was it last year.

9 A. I think he was like 13.

10 Q. Okay. What caused you to relate that  
11 information to Brandon?

12 A. We were talking about the physical abuse at  
13 the house like him throwing remotes at us, throwing  
14 objects at us. Sometimes we would get hit or slapped  
15 for something stupid or the times that I got  
16 strangled and stuff like that so.

17 Q. And so you thought that it was important  
18 information to the Brandon that if you tell, nobody  
19 will listen?

20 A. I feel like nobody listens.

21 Q. Did you feel like maybe it was worth trying  
22 a second time?

23 A. After we got out of the house I was afraid  
24 that he'd come after us.

25 Q. But when you -- but then you eventually did



1 make the decision to go to the police, correct?

2 A. Yes.

3 Q. And they listened to you, correct?

4 A. Correct.

5 Q. And Chris was arrested, correct?

6 A. Correct.

7 Q. Did you -- Chris also had friends in Metro,  
8 correct?

9 A. Correct.

10 Q. And you felt that that, you felt those  
11 friends at Metro would prevent you from making any  
12 type of a report, correct?

13 A. Correct.

14 Q. Did the friends at Metro tell you that?

15 A. No. I knew and was told that they can't  
16 really do anything.

17 Q. I'm sorry. I can barely hear you. I'm  
18 sorry.

19 A. I was told that they could barely do  
20 anything for me.

21 Q. Who told you that they would barely do  
22 anything for you?

23 A. We were told by Chris. At one point in  
24 time I recall that being told to me. Also if I did  
25 call the police and stuff, I do recall that he told

1 me go ahead and call the police, I have 15 to 17  
2 minutes before that he can do whatever he wants to  
3 me.

4 Q. How old were you when that conversation  
5 happened?

6 A. 14.

7 Q. So after that conversation occurred, did  
8 you still see friends of Chris's that were Metro  
9 officers around the house?

10 A. They came over but we were in the main  
11 house and he took his officer friends to the office.  
12 We weren't really that much allowed to talk to them.

13 Q. Do you remember the names of any of the  
14 officers that came around the house?

15 A. Officer Brinkley and his wife. There was a  
16 few other officers, but I don't remember their names.

17 Q. Okay. And did you participate at all in  
18 the events that the family business put on for Metro  
19 last year I think it was?

20 A. You mean for the CC shooting.

21 Q. Yes.

22 A. No.

23 Q. You didn't attend the event at all?

24 A. No.

25 Q. Were you working yourself that day?

1 A. I was working.

2 Q. You also told the detectives I believe that  
3 you were -- you worked at an Albertsons.

4 A. Correct.

5 Q. Which Albertsons was that?

6 A. Sloan and Charleston.

7 Q. Sloan and Charleston?

8 A. Sloan and Charleston.

9 Q. And how long did you work at that  
10 Albertsons?

11 A. For almost two years.

12 Q. And it was your opinion that Chris had  
13 people at that store watching you, correct?

14 A. Correct.

15 Q. And reporting back to him what was going on  
16 at work.

17 A. Yes.

18 Q. He had friends that worked with you.

19 A. Yes.

20 Q. Did you know who those people were?

21 A. Ms. Christine.

22 Q. Ms. Christine. Do you know her last name?

23 A. I don't know her last name.

24 Q. In what facility did she work -- sorry.

25 What was her job at Albertsons?

1 A. Security.

2 Q. Do you know if she still works at that  
3 Albertsons?

4 A. No.

5 Q. I'm sorry. My fault. Does she still work  
6 at that Albertsons?

7 A. I don't know.

8 Q. That's why that question was my fault.

9 A. Okay.

10 Q. Anybody else at that store that you felt  
11 was reporting back to Chris?

12 A. That was just the security and Shawn.

13 Q. And who is Shawn?

14 A. Shawn is a friend of Chris's that comes to  
15 my work once in a while to get some groceries or go  
16 to the Hawaiian restaurant next door.

17 Q. Okay. What was Shawn's last name?

18 A. I don't recall.

19 Q. Okay. And you felt it was your opinion  
20 that Shawn was actually checking up on you.

21 A. Correct because every time when he came  
22 over to visit me, he called Chris and saying that he  
23 had saw your daughter. She's doing this and that.  
24 She's right in front of me now. Do you want to speak  
25 to her?

1 Q. Okay. Did Tails have a job when he lived  
2 at the house?

3 A. No.

4 Q. So he was home most of the time.

5 A. At this point of time he was out of the  
6 house.

7 Q. Okay. When you were working at the  
8 Albertsons.

9 A. Yes.

10 Q. When did you -- were you still working at  
11 the Albertsons on June 12, 2014, when you guys left  
12 the house?

13 A. I gave two weeks' notice.

14 Q. On what day?

15 A. The week before June 12th like Thursday.

16 Q. Okay. And that was -- you were done  
17 working there at that point?

18 A. Yeah. I turned in my stuff. I went back  
19 to get my check, and they told me that Chris was  
20 bothering them every day with phone calls and coming  
21 in and asking if they seen me and they even allowed  
22 him to write a note on my checkstub saying please  
23 come home.

24 Q. Okay. Because at this point when you go to  
25 get your check, Chris had no idea where you and

1 Deborah and Brandon are, correct?

2 A. I believe so.

3 Q. And at this point when you go get your  
4 check, it's probably been at least a week or two  
5 after you guys had left the house, correct?

6 A. About three weeks after.

7 Q. About three weeks after?

8 A. Yeah.

9 Q. And he has no idea where two of his  
10 children are and his current wife, correct?

11 A. Correct.

12 Q. And the note said please come home.

13 A. Yes.

14 Q. Okay. When you were working at Albertsons,  
15 how many hours a week were you working?

16 Was it a full-time job or part-time?

17 A. It was part-time.

18 Q. Did you have another job in addition to  
19 that?

20 A. No.

21 Q. Were you going to school or anything like  
22 that?

23 A. No.

24 Q. So how many hours a week were you working  
25 at Albertsons?

1 A. About 32 or 30.

2 Q. And when you weren't at work, were you  
3 primarily at home?

4 A. Yes.

5 Q. Did you have a boyfriend?

6 A. No, I didn't keep boyfriends because every  
7 time I brought a boyfriend over, Chris would have his  
8 gun on his side to terrorize them or just to show off  
9 and after they leave and stuff like that, he would  
10 ask me comparing to their sex life was he best or  
11 they were better.

12 Q. Did you have that conversation with Chris  
13 or did you walk away?

14 What happened with those conversations?

15 A. I normally answered to what he wanted to  
16 hear.

17 Q. So you would have that conversation with  
18 Chris is what you're saying.

19 A. Yes.

20 Q. You did have a boyfriend at one point in  
21 time named Kristoff, correct?

22 A. Correct.

23 Q. What was Kristoff's last name?

24 A. It's a long name. It's hard to pronounce.

25 Q. How old were you when you were dating

1 Kristoff?

2 A. I think 22 or 23.

3 Q. Okay. How long did you and Kristoff date?

4 A. Not very long.

5 Q. What's not very long?

6 A. About a couple of months.

7 Q. I'm sorry. Not very long to somebody who  
8 is 24 is totally different than not very long to  
9 somebody who is my age. Fair you told the police you  
10 came close to confiding in Kristoff?

11 A. Kristoff actually figured some of it out.  
12 He didn't know who but he did believe that I was  
13 raped.

14 Q. Okay. And after Kristoff, did he say that  
15 to you?

16 A. He asked me am I a rape victim.

17 Q. And you denied it or you told him yes?

18 A. I didn't answer.

19 Q. You didn't answer. How long after Kristoff  
20 asked you that question did you guys break up?

21 A. About two weeks.

22 Q. Outside of the family, Deborah and Brandon,  
23 who was the first person that you told about  
24 (inaudible)?

25 A. We didn't tell anybody.



1 Q. But you eventually did tell people. Who  
2 was the first person that you told that was outside  
3 the family?

4 A. I think aunt Barbara was first. Yes, aunt  
5 Barbara was first.

6 Q. I'm sorry. Aunt Barbara. Who exactly is  
7 aunt Barbara?

8 A. Aunt Barbara is the stepsister of Deborah.

9 Q. And what is Barbara's last name? You don't  
10 know. I'm sorry. You're shaking your head no.

11 A. No. Sorry.

12 Q. Does aunt Barbara live here in Las Vegas?

13 A. No.

14 Q. Do you know what town or do you know what  
15 city she lives in?

16 A. She moved but she's still in Maryland.

17 Q. Somewhere in Maryland.

18 A. Somewhere in Maryland. She's still there,  
19 but I don't know what street or town.

20 Q. Okay. How -- did aunt Barbara come to Las  
21 Vegas for a visit or did this conversation happen on  
22 the phone?

23 A. Over the phone.

24 Q. Was it a conversation that you had with  
25 Barbara or was it a conversation that Deborah had

1 with aunt Barbara?

2 A. Deborah had with aunt Barbara.

3 Q. Who is the first person that you told?

4 A. Richard.

5 Q. Who is Richard?

6 A. Richard is a cousin.

7 Q. Was that over the phone?

8 A. Over the phone.

9 Q. Okay. And do you know Richard's last name?

10 A. Tuchman.

11 Q. Tuchman. Could you spell it, what you  
12 think it is.

13 A. T-U-C-H-M-A-N.

14 Q. Did you know Richard when you were living  
15 at the Yellowstone address?

16 A. No.

17 Q. You met him after you and Deborah and  
18 Brandon moved out.

19 A. After Deborah was arrested actually.

20 Q. After Deborah was arrested. So the first  
21 person that you told outside of Deborah and Brandon  
22 was Richard. And you told him after Deborah was  
23 arrested.

24 A. Yes.

25 Q. And Deborah was arrested in December,

1 correct?

2 A. Correct.

3 Q. So what about all the police officers that  
4 you spoke to in September.

5 A. I rarely spoke to them when they called me  
6 in to ask me more questions or show me pictures and  
7 videos.

8 Q. So let me back up a second. You actually  
9 talked to the police long before you talked to  
10 Richard, correct?

11 A. Yes.

12 Q. And you talked to Detective Samples.

13 A. Yes.

14 Q. Before Detective Samples did you talk to  
15 anybody at Metro?

16 A. There was another detective and that was in  
17 September when I was giving my report. I don't  
18 recall his name though.

19 Q. Okay. I'm sorry. When you were giving  
20 your report or your reward?

21 A. No, my report.

22 Q. Just making sure I got the word correct.  
23 And you don't remember his name?

24 A. No.

25 Q. And what report are you referring to?

1 A. My situation of what happened to me.

2 Q. Okay. Were you -- Deborah went to the  
3 police first or you went to the police first?

4 A. We all went to the police the exact same  
5 time, the exact same day.

6 Q. And it was that day you got your report.

7 A. I told my report.

8 Q. Was that person -- were you audiotaped or  
9 videoed that day?

10 A. I was audiotaped and videoed I believe.

11 Q. And you were also audiotaped and videoed  
12 when you talked to Detective Samples, correct?

13 A. Yes.

14 Q. So it's your memory you've been audiotaped  
15 and videoed twice by Metro.

16 A. Yes.

17 Q. Did you -- after Detective Samples did you  
18 talk to anybody at Metro in detail about what  
19 allegedly happened?

20 A. No.

21 Q. Did you ever have any type of medical exam?

22 A. No.

23 Q. The detectives didn't suggest that you go  
24 get some type of sexual assault examination?

25 A. No.

1 MS. RADOSTA: I probably have maybe another  
2 20 minutes.

3 THE COURT: We'll go until 4:00 o'clock  
4 depending on how long -- we will go if they can start  
5 their redirect.

6 MS. RADOSTA: I'll try to. Thank you, Your  
7 Honor.

8 Q. We talked about -- so it was Detective  
9 Samples and the other detective, those are the only  
10 people at Metro that you spoke to about this,  
11 correct?

12 A. Correct.

13 Q. Did you ever talk to any therapist, any  
14 counselors, anything like that about what was  
15 allegedly happening at home?

16 A. Yes.

17 Q. Okay. Just one person, more than one  
18 person?

19 A. The day that we left and went to safe  
20 house, safe house provided therapy.

21 Q. Do you remember the name of the therapist?

22 A. Felicia.

23 Q. Do you know Felicia's last name?

24 A. No.

25 Q. Was it one-on-one or group therapy?

- 1 A. It was one-on-one therapy.
- 2 Q. How many times did you see Felicia?
- 3 A. Once every week.
- 4 Q. While you were at safe house or after you
- 5 left safe house as well?
- 6 A. Safe house and after leaving safe house.
- 7 Q. Are you still seeing Felicia now?
- 8 A. No. I have another therapist.
- 9 Q. What's that therapist's name?
- 10 A. Lorene.
- 11 Q. Is she also affiliated with safe house?
- 12 A. Yes.
- 13 Q. Do you know Lorene's last name?
- 14 Are you still going once a week?
- 15 A. Yes.
- 16 Q. So you've been going once a week for
- 17 therapy for approximately a year now?
- 18 A. Yes.
- 19 Q. Actually more than a year. About 14,
- 20 15 months.
- 21 A. Yes.
- 22 Q. When you were younger, Terrie was the one
- 23 that stayed home and took care of all the kids,
- 24 correct?
- 25 A. Correct.

1 Q. Deborah went out and worked at her place of  
2 employment, the one that we talked about earlier.

3 A. Yes.

4 Q. And fair enough to say that Terrie was the  
5 caretaker to the kids?

6 A. Yes.

7 Q. If you guys were sick, she was the one that  
8 would take your temperature, whatever, anything like  
9 that.

10 A. Correct.

11 Q. How old were you when Terrie started going  
12 to work?

13 A. She started going back to work when the  
14 boys were going into first grade.

15 Q. Then the boys were born in '99 so maybe  
16 2003, 2004.

17 A. 2004.

18 Q. All right. And when you say went back to  
19 work, that's when she started as a teacher.

20 A. As a substitute teacher.

21 Q. As a substitute teacher. Okay.

22 You are currently living with Brandon,  
23 correct?

24 A. Correct.

25 Q. Are you, is it just you and Brandon?

1 A. Just me and Brandon.

2 Q. And he's still in high school, correct?

3 A. Yes.

4 Q. Is he just about to start his senior year?

5 A. He's in his senior year now.

6 Q. Oh, school's already started. Are you  
7 supporting Brandon?

8 A. Yes, and the state.

9 Q. Okay. So he's also getting financial  
10 assistance from the state.

11 A. Yes.

12 Q. Are you getting financial assistance from  
13 the state as well?

14 A. Yes.

15 Q. As a result of these allegations?

16 A. I don't make enough.

17 Q. Okay. So it's just about your income that  
18 you're getting financial assistance.

19 A. Yes.

20 Q. And are you Brandon's only family member  
21 that is emotionally supporting him now or does he  
22 have other emotional support besides you?

23 A. So far it's me, aunt Barbara, and Richard,  
24 and my grandparents.

25 Q. And your grandparents are Terrie's



1 parents.

2 A. Yes.

3 Q. And they live here locally, correct?

4 A. Yes.

5 Q. And they've lived here the entire time this  
6 alleged abuse was occurring, correct?

7 A. Yes.

8 Q. And you never confided in your grandmother  
9 about what was allegedly happening, correct?

10 A. Correct.

11 Q. You never told your grandfather, correct?

12 A. Yes.

13 Q. And Terrie has three or four sisters that  
14 live here as well, Melissa and Kim and there's  
15 another one I believe as well.

16 A. Melissa, Kim, and then my other aunts. I  
17 don't see them as much.

18 Q. But you never told them anything that was  
19 going on at the home either, correct?

20 A. Correct.

21 Q. You actually are quite upset that Deborah's  
22 being prosecuted by the State, correct?

23 A. Correct.

24 Q. And you actually wrote a letter to the  
25 press about it, correct?

1 A. Yes.

2 Q. And said that it's not fair that Deborah's  
3 being prosecuted for these alleged crimes.

4 A. Not only Deborah but Terrie as well.

5 Q. But you didn't have anything to say about  
6 Christopher of course, correct?

7 A. Correct.

8 Q. And you said -- you actually mentioned  
9 earlier that in talking to Metro that you watched  
10 videos, correct?

11 A. Correct.

12 Q. So you gave your statement -- -- when you  
13 talked to the detective, you talked to one then you  
14 talked to the other. How many days --

15 A. I'm sorry. Please repeat the question.

16 Q. You said you talked to two different  
17 detectives and you were audiotaped and videoed for  
18 both of those conversations, correct?

19 A. Correct.

20 Q. Do you remember how far apart those two  
21 conversations were?

22 A. It took about two weeks in between.

23 Q. And Detective Samples was the second one.

24 A. Detective Samples was there on both of the  
25 times except for that one detective.

1 Q. So now there's three times that you spoke.

2 A. Samples was there when I gave my statement  
3 and once there was another person and then  
4 Mr. Samples called me back again to see pictures and  
5 videos.

6 Q. Okay. And then did you -- how many  
7 different videos did you watch with Detective  
8 Samples?

9 A. I saw quite a few of them.

10 Q. Okay. And was it just you in the room with  
11 Detective Samples when that was happening?

12 A. There was a guy that was playing the  
13 videos.

14 Q. Okay. But and this was before Deborah was  
15 arrested, correct?

16 A. Correct.

17 Q. Okay. So Deborah wasn't in the room with  
18 you.

19 A. No.

20 Q. And Brandon wasn't in the room with you.

21 A. Correct.

22 Q. And Ryan wasn't in the room.

23 A. Yes.

24 Q. And Terrie wasn't in the room.

25 A. Correct.

1 Q. And Tails --

2 A. He was not there either.

3 Q. So is that the only time that you reviewed  
4 videos in this particular case?

5 A. No.

6 Q. Okay. How many other times have you  
7 reviewed videos in this case?

8 A. Before the hearing with Deborah.

9 Q. Okay. Who had you reviewed videos in the  
10 case before Deborah's hearing?

11 A. The D.A. in front of me.

12 Q. The male or female?

13 A. Both of them.

14 Q. All right. And that was as part of your  
15 prep for your testimony.

16 A. Yes.

17 Q. Did you have to review them again before  
18 Christopher's hearing today?

19 A. No.

20 Q. You never reviewed the videos with any  
21 other attorneys other than the D.A.s.

22 A. Other than the D.A. and Detective Samples,  
23 that was it.

24 Q. Okay. Did you ever have a conversation  
25 with Ryan about reviewing the videotape?

1 A. No.

2 Q. You never had a conversation with him. You  
3 never told him that you saw videos of him and Chris.

4 A. No.

5 Q. Prior to seeing the videos, were you aware  
6 that there were videos?

7 A. I had no idea there was videos.

8 Q. Okay. You didn't see any videos of  
9 yourself, correct?

10 A. Correct.

11 Q. Did you have an opinion as to whether Chris  
12 preferred Deborah or Terrie in the house?

13 A. No.

14 Q. It was equal?

15 A. It was equal.

16 Q. He treated them the same way?

17 A. He would pretty much it was the same. It  
18 was pretty much the same.

19 Q. You didn't feel that he wanted Deborah in  
20 the house more than he wanted Terrie in the house or  
21 vice versa?

22 A. He wanted Deborah more in the house than  
23 Terrie but in other cases it was equal.

24 Q. And Terrie did move out of the house on  
25 several occasions, correct?

1 A. Correct.

2 Q. And Chris never said "don't go" or "come  
3 right back" or anything like that, correct?

4 A. He wanted us to give a full report of what  
5 Terrie was doing and stuff like that and he was  
6 telling me that he still loved Terrie and stuff like  
7 that.

8 Q. Okay. But he knew they were leaving and he  
9 let them move out of the house, correct?

10 A. She just left. She just -- she just walked  
11 out of the office, gave him the key and go.

12 Q. And she got in the car with Ryan and drove  
13 away.

14 A. Yes.

15 Q. And many times were you aware that she  
16 stayed in her mother's house?

17 A. A few occasions yes.

18 Q. And that's here in Las Vegas, correct?

19 A. Correct.

20 Q. And Chris didn't go over to your  
21 grandmother's house and bring Terrie back home,  
22 correct?

23 A. Not that I recall.

24 Q. You never saw that happening, correct?

25 A. No.

1 Q. And actually Tails also moved out of the  
2 house when he turned 18, correct?

3 A. Correct.

4 Q. And he was allowed to move out of the house  
5 and pack his belongings, correct?

6 A. He just left.

7 Q. He just left?

8 A. He just left.

9 Q. But Chris didn't track him down and drag  
10 him back to the house, correct?

11 A. I don't know because I wasn't home at the  
12 time when this happened.

13 Q. Okay.

14 A. I was at work.

15 Q. Okay. You were at work. But Tails was  
16 gone for more than a day, correct?

17 A. Yeah, he was gone for quite some time.

18 Q. So at any point during the time Tails was  
19 gone you never saw Chris physically pull, drag him  
20 back into the house, correct?

21 A. No, but he was asking his friends and stuff  
22 what he was doing and stuff.

23 Q. But Chris is Tails' father, correct?

24 A. Correct.

25 Q. And might be concerned where his son was,

1 correct?

2 A. Correct.

3 Q. What was the relationship between Terrie  
4 and Deborah like in the house?

5 A. They tended to argue with each other but  
6 sometimes it was drawn to be pit against each other  
7 like Chris would tell Terrie not to punish Brandon or  
8 Deborah not punish Ryan so there was kind of conflict  
9 between the two when the boys got in trouble or  
10 something happened.

11 Q. Did you feel that Terrie liked Deborah?

12 A. She was okay with Deborah.

13 Q. You didn't ever see her roll her eyes or  
14 make funny faces behind Deborah's back or anything  
15 like that?

16 A. She did that a few times.

17 Q. Did you ever see Deborah do those type of  
18 things to Terrie?

19 A. No.

20 Q. Do you recall -- I talked about this a  
21 couple times already -- your statement to Detective  
22 Samples on September 17, 2014? Do you recall that  
23 statement?

24 A. I guess.

25 Q. I mean you recall going and talking to



1 Detective Samples.

2 A. Yeah.

3 Q. Do you recall telling him -- I'm looking at  
4 page 28 -- that your grandmother knew about the  
5 incident. She knows about dad fucking me because she  
6 was there.

7 A. Wait, what?

8 Q. Do you recall telling the detectives that  
9 your grandmother knew about the incident? She knows  
10 about dad fucking me because she was there.

11 A. No.

12 Q. If I were to show you your statement to  
13 Detective Samples, would that refresh your  
14 recollection?

15 A. On some of the statements that was on there  
16 there's even a few statements that I did not say like  
17 I'm fat in one of the photographs.

18 Q. So you're saying that the transcript of  
19 your words is incorrect at times?

20 A. Some of the statements are incorrect  
21 because he didn't hear me properly.

22 Q. Okay. So are you saying that the statement  
23 that your grandmother was there is an incorrect  
24 statement?

25 A. She wasn't there.

1 Q. And you did not say that to the detective?

2 A. I didn't say that she was there.

3 Q. Okay. So it's possible that information in  
4 this transcription of your statement is incorrect?

5 A. Some of it.

6 Q. You also told Detective Samples there were  
7 at one point in time pictures on your phone of some  
8 sexual contact between you and Chris.

9 A. Yes.

10 Q. What phone was that?

11 A. My old phone that I do not have on me.

12 Q. Do you still have it at all?

13 A. No.

14 Q. Okay. What did you do with it?

15 A. I think I threw it away.

16 Q. Okay. What type of phone was it?

17 A. It was an LG.

18 Q. Okay. And did you -- were those pictures  
19 still on the phone when you threw it away?

20 A. No. They were all deleted. Every time  
21 when I was in sexual intercourse and Chris used our  
22 phone to take pictures of our intercourse, I would  
23 delete it because I didn't want anybody to find out  
24 because my brothers went on my phone sometimes.

25 Q. Did Chris ever check your phone to see if

1 those photos were still on there?

2 A. No.

3 Q. So when you got rid of the LG phone, did  
4 you have the data transferred to another phone?

5 A. Yes.

6 Q. So you took out like the sim card and had  
7 it transferred to another phone.

8 A. I did not take the sim card out.

9 Q. But you had the data transferred?

10 A. Yes.

11 Q. Is the data transferred to the phone that  
12 you have now?

13 A. Yes.

14 Q. You also testified or told the detectives  
15 that Deborah while I believe at safe house confessed  
16 to you about the incident with Tails.

17 A. I'm sorry. I didn't understand that  
18 question.

19 Q. You told the detective that at some point  
20 in time Deborah confessed to you about her incident  
21 with Tails.

22 A. Correct.

23 Q. Okay. When did that conversation occur?

24 A. After the fact I saw the videos.

25 Q. So we're talking September.

1 A. Yeah.

2 Q. So you already knew that there had been an  
3 incident with Tails when Deborah told you about the  
4 incident with Tails.

5 A. I was upset because they told me that they  
6 were going to show me videos and pictures. After the  
7 videos and pictures, you confronted her on it.

8 Q. So you confronted Deborah. She did not  
9 confess to you. Is that a fair statement?

10 A. She confessed she pretty much said she  
11 didn't want to do it while crying.

12 Q. But you initiated the conversation with  
13 Deborah.

14 A. Yes.

15 Q. You had seen the video.

16 A. Yes.

17 Q. Deborah did not start the conversation with  
18 you.

19 A. No.

20 Q. Okay. And it appears when reading your  
21 transcript to Detective Samples that you actually had  
22 a map that you drew of the house.

23 A. Yes.

24 Q. Is that a map that you were drawing there  
25 sitting talking to Detective Samples or did you bring

1 it into the interview?

2 A. I had it when I was making my statement. I  
3 drew a picture then. Before I went to Deborah's  
4 hearing, I drew another one.

5 Q. Okay. The one that you were using during  
6 Detective Samples, your conversation with Detective  
7 Samples, did he keep that?

8 A. I believe so.

9 Q. Okay. Do you recall if you were drawing it  
10 while you were sitting there or you came into the  
11 interview with it?

12 A. I was drawing it inside the interview.

13 Q. Okay. And then just a couple of things.  
14 You mentioned several friends that came over to the  
15 house that you felt got a bad vibe from Chris. You  
16 mentioned Desiree.

17 A. Yes.

18 Q. Is that Desiree Lemons?

19 A. Yes.

20 Q. And you mentioned Jennifer.

21 A. Yes.

22 Q. And is her last name S-C-H-U-N-K-E?

23 A. Yeah.

24 Q. Okay. And then there were two other girls  
25 that you had mentioned, Amanda and Blanca.

1 A. Yes.

2 Q. Do you know Amanda's last name?

3 A. I haven't spoke to her in some time so I  
4 don't.

5 Q. But she used to come over to the house.

6 A. Yes.

7 Q. And Blanca.

8 A. Blanca, yes.

9 Q. Do you know her last name?

10 A. No.

11 Q. Did she ever come over to the house?

12 A. Yes.

13 Q. Didn't you say that one of these girls had  
14 actually you saw them flash Chris?

15 A. It was Jennifer.

16 Q. It was Jennifer. Okay. Did you ever see  
17 Terrie flashing Brandon around the house?

18 A. No.

19 Q. Did you ever see Terrie flashing Ryan  
20 around the house?

21 A. No.

22 Q. What about Tails?

23 A. No.

24 MS. RADOSTA: I think, Judge, that's all I  
25 have.

1 (Whereupon Ms. Radosta concluded  
2 this portion of her examination  
3 at 3:51 p.m.)

4 THE COURT: Redirect.

5 MS. HOLTHUS: Just a couple.

6 REDIRECT EXAMINATION

7 BY MS. HOLTHUS:

8 Q. So the first time you learned that Deborah  
9 had sexual contact with Tails was when?

10 A. Was after the fact that I saw the videos  
11 and I confronted her on it.

12 Q. So that was after your interview with  
13 Detective Samples?

14 A. Yes.

15 Q. Was that the second time he called you back  
16 down to look at videos.

17 A. Yes.

18 Q. When you initially found out from Brandon  
19 what had happened and you told Deborah, you said she  
20 was horrified.

21 A. Yes, like she didn't know that it happened.

22 Q. Surprised?

23 A. Yes.

24 Q. And upset?

25 A. She was upset.

1 Q. Did she tell you the same thing had  
2 happened with her?

3 A. No.

4 Q. Did she tell you that she had sexual  
5 contact with Tails?

6 A. She said something on the sexual contact  
7 with one of the boys but didn't clarify but she said  
8 that she didn't have intercourse with Ryan so it was  
9 either Tails or Brandon.

10 Q. Okay. So when was the first time you found  
11 out that Deborah had sex with Brandon?

12 A. During the videos.

13 Q. So the whole time in the safe house and  
14 talk -- Brandon never told you about Deborah?

15 A. It was Terrie that he told me about.

16 Q. He didn't tell you about Deborah.

17 A. No.

18 Q. And Deborah didn't tell you about Brandon.

19 A. Correct.

20 Q. So you never knew until you found out that  
21 the videos existed.

22 A. Exactly.

23 Q. And that's when you went and confronted  
24 her.

25 A. I confronted her.



1 Q. And you said she confessed.

2 A. She confessed.

3 Q. And just lastly you twice went to the  
4 police. The way it comes out Deborah goes down to  
5 the divorce lawyer, right? And it's the divorce  
6 attorney who says, "This needs to go to the police  
7 because I'm a mandated reporter."

8 A. I think he said something to her when she  
9 was filing the divorce and said that the lawyer --  
10 she was pretty upset the lawyer called because I was  
11 there that night when her lawyer called her about  
12 Chris telling her how the law worked.

13 Q. But it was after she contacted her divorce  
14 lawyer that you guys went to the police.

15 A. Yeah.

16 Q. Why was she upset with the lawyer?

17 A. I'm sorry. Rephrase that.

18 Q. You said Deborah was upset with the  
19 lawyer.

20 A. No, the lawyer was upset.

21 Q. With?

22 A. With what Chris told the lawyer. Chris  
23 told the lawyer that the stuff was ten steps of the  
24 law, something like that.

25 THE COURT: Was what?

1 THE WITNESS: Something about ownership  
2 between both of them that ten something of the law I  
3 guess.

4 MS. HOLTHUS: I don't know what you're  
5 saying.

6 THE COURT: Possession is nine-tenths of  
7 the law.

8 THE WITNESS: Yeah, that one. And he was  
9 pretty much, Chris was pretty much telling the lawyer  
10 how to run her job and stuff like that and wasn't  
11 being very nice to the lawyer I'm guessing because  
12 she was very upset.

13 MS. HOLTHUS:

14 Q. Possession of he had the trailer, he had  
15 the stuff because it's nine-tenths the law.

16 A. Yes.

17 Q. So it's after that you go to the police.

18 A. We didn't go to the police until after  
19 Chris was sending e-mails to her work naked nude  
20 pictures.

21 Q. Trying to get her fired.

22 A. And having sex with a dog and stuff like  
23 that.

24 Q. And that's when it goes --

25 A. To the police.

1 Q. Because he's trying to get her fired at  
2 work.

3 A. Correct. Showing nude pictures.

4 Q. So it was more about getting him to stop  
5 doing that really than what had gone on at the house  
6 before.

7 A. Correct.

8 MS. HOLTHUS: That's all. Thanks.

9 (Whereupon Ms. Holthus concluded  
10 her examination at 3:55 p.m.).

11 THE COURT: Anything further?

12 MS. RADOSTA: I have just one quick  
13 question. Honestly it's something I meant to ask on  
14 cross so it should be pretty quick.

15 RECROSS-EXAMINATION

16 BY MS. RADOSTA:

17 Q. Do you recall, Anita, testifying at  
18 Deborah's hearing? Anita, do you remember testifying  
19 at Deborah's preliminary hearing?

20 A. Yes.

21 Q. And that was back in February.

22 A. Yes.

23 Q. Do you recall testifying that the incident  
24 with you and Deborah occurred after your 18th  
25 birthday?

1 A. I believe it was around there, 17, 18. It  
2 was close by my birthday.

3 Q. But do you remember testifying at the  
4 hearing that it was after your 18th birthday?

5 A. Yes.

6 Q. And you were under oath when you made that  
7 statement at the preliminary hearing.

8 A. Yes.

9 Q. So you were over the age of 18 or were you  
10 incorrect at Deborah's hearing?

11 A. At this point I am unsure if I was 18 or 17  
12 but I believe I was 18.

13 Q. You believe you were 18. Okay. You said  
14 that you were graduating high school.

15 A. I was graduating high school, yes.

16 Q. Do you have a memory of what the last day  
17 of school was that year?

18 Was it to be fair before or after your 18th  
19 birthday?

20 A. It was before I graduated.

21 Q. I don't think that's an answer to my  
22 question. The last day of school was it before or  
23 after your 18 birthday?

24 A. After my 18th birthday.

25 Q. And do you remember -- so the graduation

1 ceremony was after your 18th birthday.

2 A. Correct.

3 MS. RADOSTA: All right. I have nothing  
4 further. Thank you.

5 (Whereupon Ms. Radosta concluded  
6 her examination at 3:57 p.m.)

7 THE COURT: Thank you, Anita. You're free  
8 to go.

9 (Whereupon Anita Sena  
10 was excused from the witness  
11 stand at 3:57 p.m.)

12 THE COURT: All right. So September 18th.

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1 AFFIRMATION

2

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4 Pursuant to NRS 239B.030:

5

6 The undersigned does hereby affirm that the  
7 preceding transcript of preliminary hearing in  
8 District Court Case No. C-15-311453-1 does not  
9 contain the social security number of any person.

10

11 Dated this 22nd day of September, 2015.

12

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16 /s/ Cheryl Gardner, CCR 230, RPR, RMR

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CHERYL GARDNER, RPR-RMR, CCR 230

1 REPORTER'S CERTIFICATE

2

3 State of Nevada )  
4 County of Clark ) ss

5

6 I, Cheryl Gardner, CCR 230, RPR, RMR, do  
7 hereby certify that I took down in Stenotype all of  
8 the proceedings had in the before-entitled matter at  
9 the time and place indicated and that thereafter said  
10 shorthand notes were transcribed into typewriting by  
11 me and that the foregoing transcript constitutes a  
12 full, true, and accurate record of the proceedings  
13 had to the best of my ability.

14 IN WITNESS WHEREOF, I have hereunto set my  
15 hand and affixed my signature in the County of Clark,  
16 State of Nevada this 22nd day of September, 2015.

17

18

19

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21 /s/ Cheryl Gardner, CCR 230, RPR, RMR

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CHERYL GARDNER, RPR-RMR, CCR 230

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CHRISTOPHER SENA, ) No. 79036  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 THE STATE OF NEVADA, )  
 )  
 Respondent. )  
 )

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I hereby certify that this document was filed electronically with the Nevada Supreme Court 20 on the day of May, 2020. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to:

CHRISTOPHER SENA, #1217884  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

BY /s/ Carrie Connolly  
Employee, Clark County Public Defender's Office