

No. 79554

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Elizabeth A. Brown
Clerk of Supreme Court

CHRISTIAN STEPHON MILES,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

Appeal

From the Eighth Judicial District Court, Clark County
The Honorable Mary Kay Holthus, District Court Judge

APPELLANT'S APPENDIX
(Volume 3)

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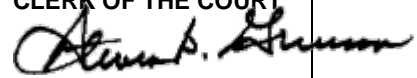
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5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

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8 STATE OF NEVADA,
9 Plaintiff,

10 vs.

11 CHRISTIAN STEPHON MILES,
12 Defendant.

)
) CASE#: C-15-306436-1
)
) DEPT. XVIII
)
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)
)
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)

13 BEFORE THE HONORABLE MARY KAY HOLTHUS
14 DISTRICT COURT JUDGE
TUESDAY, APRIL 2, 2019

15 **RECORDER'S TRANSCRIPT OF JURY TRIAL - DAY 2**

16
17 APPEARANCES:

18 For the Plaintiff:

SAMUEL MARTINEZ, ESQ.
KRISTINA RHOADES, ESQ.

19 Defendant Pro Se:

CHRISTIAN MILES

20 Standby Counsel for
21 Defendant:

ROBERT BECKETT, ESQ.

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25 RECORDED BY: YVETTE SISON, COURT RECORDER

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Las Vegas, Nevada, Tuesday, April 2, 2019

[Case called at 12:59 p.m.]

[Outside the presence of the prospective jurors.]

THE COURT: All right. Guys, we have -- my JEA received calls today this morning from three jurors: Ryan Isum, badge number 910, panel number 30, apparently his mother, I believe, caught pneumonia and he's the only one that can go get medication; Andre [sic] Boyer, badge number 979, panel number 48 -- my understanding is called to indicate that he has been looking for work, waiting for work, got work starting today; and Joanne Chung, juror number 013, panel number 57, called in to say she woke up with a fever and wouldn't be coming in.

Anything from either side at this point? Two of them were in the 33.

MR. MILES: 013, Chung, Your Honor?

THE COURT: Right. Yeah.

MR. MILES: And Your Honor wanted to excuse the jurors?

THE COURT: I'm not wanting to excuse them; they didn't show up.

MR. MILES: Oh, they didn't show up.

THE COURT: So, it's going to be a question of whether, ultimately, I issue an order to show cause, but that really won't impact the trial. That is something that would happen in a separate proceeding. I'm not inclined to delay the trial to drive to the house and wait for them to get better or find them or, you know, I don't think there's anything I

1 can do in that regard immediately.

2 Also, Mr. Miles, have you had an opportunity to inspect? I
3 understand the evidence is here.

4 MR. MILES: No. The proposed exhibits, is that what
5 you're -- oh, you're talking about the Detective Gatus' phones?

6 THE COURT: Yeah, whatever you want to look at.

7 MR. MILES: I didn't inspect them. I don't think right now I
8 would need to inspect the phones, Your Honor.

9 THE COURT: Okay.

10 MR. MILES: I just wanted to make sure the phones were
11 here.

12 MR. MARTINEZ: So, Detective Gatus brought all three
13 phones the defendant requested. They don't have charging equipment;
14 Metro doesn't have that readily available, and so because the defendant
15 wants it charged, and if Your Honor is going to grant that request, that
16 they be plugged in at some point, I think Mr. Preusch is going to have to
17 provide that. That seems unusual to me, but the phones are here.

18 THE COURT: Well, is that correct, you're going to want them
19 charged?

20 MR. MILES: Well, the charging device was just for -- I mean,
21 maybe -- you never know -- it was still an option. I'm not sure exactly
22 how I wanted to it or if I was going to do it, but just to show that the
23 phone no longer functions when you turn it on.

24 You know, somebody might have a witness who testifies,
25 okay, yes, I inspected the phone. When you inspected the phone, what

1 happened? It didn't turn on. Okay.

2 You know --

3 MR. MARTINEZ: I think we agree --

4 MR. MILES: -- it might go like that. I don't --

5 MR. MARTINEZ: We agree that the phone doesn't function
6 anymore.

7 MR. MILES: Okay.

8 THE COURT: Doesn't function because of battery or it's
9 broken?

10 MR. MARTINEZ: It won't boot all the way up. So, when
11 it's -- and we litigated this for a while with Judge Togliatti and his
12 Mr. Preusch came and examined the phone. When they went to do a full
13 forensic retrieval of the LG cellular phone, it wouldn't boot up for them
14 to be able to retrieve it all. There was an initial retrieval done by
15 Detective Gatus with the Cellebrite machine, but not in the same way as
16 when a search warrant is executed on a suspect's phone.

17 So, when they went to do the full forensic retrieval of the
18 white LG cellular phone, it wouldn't boot up for them to be able to do
19 that full retrieval, so we just have the initial Cellebrite retrieval, and that
20 was part of Mr. Miles' "destruction of evidence" argument and theory.

21 MR. MILES: And see, here's the thing, too, Your Honor. I
22 asked him if he could provide the Youfit [Phonetic] file. I guess from my
23 understanding is there was no Youfit file created --

24 MR. MARTINEZ: So, what my understanding is, and
25 Detective Gatus and Detective Ramirez will be able to testify to this when

1 they're on the stand, my understanding is the Cellebrite machine that
2 Metro has, when they plugged the phone into it and --

3 THE COURT: Is this all about the retrieval of the texts?

4 MR. MARTINEZ: Yes, the texts and the images and the
5 videos from the phones and the photos that are contained in the phone,
6 in the victim's phone.

7 The Cellebrite machine retrieves that information and then
8 puts it --

9 THE COURT: Hold on. I'm sorry.

10 Is there evidence of that, other than testimony?

11 MS. RHOADES: Yes.

12 MR. MARTINEZ: Yeah. There's the report that's generated
13 that has all the contents of the phone.

14 MR. MILES: Well, yeah. A hearsay report, Your Honor.

15 THE COURT: Are there photographs or anything like that --

16 MR. MARTINEZ: Yes.

17 THE COURT: -- of texts and --

18 MR. MARTINEZ: Yes.

19 THE COURT: Okay.

20 MR. MARTINEZ: We have the actual text messages
21 generated from the report when they retrieved the information from the
22 phone.

23 THE COURT: Okay.

24 MR. MILES: Your Honor, if I can --

25 MR. MARTINEZ: And there's photos, as well.

1 MR. MILES: Your Honor, just so I can clarify, you
2 said -- when Your Honor said, "pictures," are you talking about physical
3 pictures of the text messages on the phone? There's no, as far as text
4 messages, there's no physical pictures of the text messages?

5 I mean, unless the State has -- do you have pictures of the
6 text messages?

7 MR. MARTINEZ: There's -- there are pictures of the TextNow
8 application photos that are not able to be retrieved from a phone on the
9 Cellebrite machine.

10 MR. MILES: But not the text messages?

11 THE COURT: All right. Well, I guess that'll all come in.

12 So, in any event, Mr. Miles, there's going to be enough
13 witnesses and whatnot that are going to probably be able to easily testify
14 for you the phone is not working; is that good? Is that what you're
15 looking for?

16 MR. MILES: Well, I mean, we'll -- I guess we'll just get to that
17 situation when we get to it.

18 THE COURT: Okay.

19 MR. MARTINEZ: I just don't like handling evidence like that
20 in a way that can be altered. I mean, we don't take the drugs out of the
21 baggies when there are drugs and --

22 THE COURT: So, my -- so, what are we doing?

23 MR. MARTINEZ: Well, we have the phones there. Two of the
24 phones were recovered incident to arrest, defendant incident to arrest,
25 search incident to arrest.

1 THE COURT: Well, are they in baggies right now?

2 MR. MARTINEZ: Yeah. No, they're in the envelopes.

3 THE COURT: In the envelopes.

4 MR. MARTINEZ: They're in sealed envelopes, and then the
5 white LG cellular phone that the defendant allegedly purchased for the
6 victim is in its -- is in a separate envelope. So, there's three envelopes,
7 three phones; two of which we're alleging belonged to the defendant,
8 one of which he bought for the victim.

9 THE COURT: And will you be moving all of those into
10 evidence?

11 MR. MARTINEZ: I wasn't going to.

12 THE COURT: Okay.

13 MR. MARTINEZ: I was just getting to the reports --

14 THE COURT: I'm just asking.

15 MR. MARTINEZ: -- but the defendant requested that the
16 phones be physically brought --

17 THE COURT: Right.

18 MR. MARTINEZ: -- so we did that, because we were ordered
19 to.

20 MR. MILES: Yeah, just -- like, because I don't know, maybe it
21 might be an issue. I just didn't want nothing to where I'm in trial and I'm
22 like, Oh, I think I need the phones here. It's better to have them here
23 than not have them here.

24 THE COURT: Okay. They're here, but do me a favor.

25 MR. MILES: Yeah.

1 THE COURT: If you're going to want anything done with
2 them, if you're going to want to handle them, you're going to look at
3 them, or plug them in or something, let's take -- let the marshal know,
4 we'll take a timeout and we'll address that outside the presence and see
5 kind of what we're doing before we do it, okay?

6 MR. MILES: Fine.

7 THE CLERK: Joanne Chung is here and did show up. So, if
8 you want to clarify the record and let everyone know.

9 THE COURT: Okay. Apparently, I'm told now Joanne Chung
10 has shown up. That's badge number --

11 MR. MILES: 013.

12 THE COURT: -- 79 -- 979 and panel -- no, I'm sorry -- 013 and
13 panel number 57.

14 MR. MARTINEZ: Is she the one that has the fever?

15 THE COURT: She's the one who has the fever.

16 MR. MARTINEZ: That's good. I mean, not good.

17 THE COURT: You mean the only one who seemed to have
18 the primary legitimate excuse?

19 MR. MARTINEZ: Yeah.

20 THE COURT: Yeah, I agree with you.

21 And I don't know if we want to bring her in separate in a
22 minute. I don't want her infecting the panel.

23 MR. MARTINEZ: I would agree with that.

24 THE COURT: Where did the marshal go?

25 MR. MARTINEZ: Since we're waiting, can we put something

1 else on the -- are we on the record in.

2 THE COURT: We sure can.

3 MR. MARTINEZ: I was speaking with the defendant about
4 the proposed redactions of his statement that he gave to Metro
5 detectives. He has some proposed redactions that he's currently
6 working on. He's not done yet. He believes he will be done tonight --

7 THE COURT: Okay.

8 MR. MARTINEZ: -- and then we can address it tomorrow.
9 But we wanted to have that issue settled before we open.

10 So, I don't think we're going to open today with -- and so,
11 we're hoping we can open tomorrow after we pick a jury, but I don't
12 even know that we would get to opening very quickly today unless we
13 stay until later.

14 Am I representing that correctly, as far as your redactions?

15 MR. MILES: Yeah. The proposed redactions should be done
16 tomorrow. I anticipated having them done today but did not have
17 enough time for that. But for sure tomorrow, they'll be done.

18 [Pause]

19 THE COURT: Here's what I'm thinking. If that's what y'all
20 want to do, I'd like to bring you back at 11:00.

21 MR. MARTINEZ: Okay.

22 THE COURT: We could argue it out tomorrow and
23 depending on -- that gives you the lunch hour or whatever to resolve it,
24 but then my jury doesn't have to sit and wait.

25 MR. MARTINEZ: Absolutely.

1 MR. MILES: Okay.

2 THE COURT: And then we'll take, you know, however long it
3 takes and then you can go and have lunch or whatever you do, and we'll
4 come back then at 1:00.

5 MR. MARTINEZ: Sounds good.

6 THE COURT: All right.

7 MR. MARTINEZ: Thank you, Your Honor.

8 MR. MILES: Thank you, Your Honor.

9 THE COURT: All right. Now, I'm going to have to go back
10 because I kind of went through these questions. I need a little bit of
11 guidance here in terms of -- I have everybody's proposed questions on
12 how it is you envision that I ask them.

13 I have kind of gone through them one by one. There are
14 some that are obviously panel questions that I can panel. But I'm trying
15 to figure out, am I going to go back and ask every individual juror, every
16 individual question from the State's side and then from Defense side; is
17 that what we envision?

18 MR. MARTINEZ: Not necessarily, Your Honor. I don't think
19 we --

20 THE COURT: Or maybe -- I haven't foreseen it being quite so
21 complicated having you submit. It might just have been easier to have
22 you guys ask your own questions.

23 MR. MARTINEZ: Well, I think we've already started the
24 process and --

25 THE COURT: Well, we have, and we haven't, because I

1 haven't really asked any of your questions. I haven't even gotten
2 through the panel with my questions yet, so ...

3 MR. MARTINEZ: What I envisioned was asking the panel
4 questions just for a show of hands like we typically do when we're doing
5 voir dire.

6 THE COURT: Well, yeah, some of them, but, for example, a
7 question, Mr. Martinez: How do you determine credibility of a witness
8 on the stand -- what do you want me to do with that -- or Mr. Miles'
9 question of: What types of things do you like to read, including
10 magazines or newspapers you subscribe to?

11 I mean, literally, am I -- you know what I'm saying? And I
12 have concerns that when I ask some of these questions in some of this
13 way, it aligns me on some level with one side or the other. So, here's
14 what I'm going to do. I think I'm going to finish -- because we got the
15 jury out there -- I'm going to finish doing the regular questioning that I
16 was doing, okay -- my individual, we'll fill in those spots, and catch those
17 people up -- and then I'm going to take a break and see if there's any
18 reason that I can't just have a pro per ask his own questions.

19 MS. RHOADES: I've had that happen in a case where a pro
20 per did ask their own voir dire questions.

21 THE COURT: Have you?

22 MS. RHOADES: Yes, that was in Department 10 a few years
23 ago.

24 THE COURT: Any other departments?

25 MS. RHOADES: No, not to my knowledge.

1 MR. MILES: And, Your Honor, I'm not --

2 MR. MARTINEZ: Did it get reversed?

3 MS. RHOADES: Not based on -- no, it didn't get reversed.

4 MR. MILES: And, Your Honor, I'm not going to abuse the
5 examination of the jurors. I'm pretty sure you know the case law is
6 pretty much clear whether you're impartial, whether there's any bias or
7 predetermined -- preconceived ideas about my guilt. So, I'm not going
8 to abuse it. I mean --

9 THE COURT: You know, then, you can't say things like, This
10 is a case in which Mr. Miles alleged the prosecutor has maliciously
11 prosecuted me.

12 MR. MILES: Yeah, Your Honor. That was just -- I was at the
13 last -- yeah.

14 THE COURT: All right. Do you have everybody ready to
15 come in here?

16 THE MARSHAL: We're waiting.

17 THE COURT: They're waiting?

18 THE MARSHAL: Yeah.

19 [Pause]

20 THE COURT: If we do it this way, guys, what I'm going to do
21 is stay within the confines of the questions that you've submitted,
22 because we've kind of looked at those already.

23 Mr. Miles, do you have a copy of yours?

24 MR. MILES: Yes, I do, Your Honor. And it came to a
25 concern -- I'm not sure of exactly how I want to do it or if I want to do it

1 because I don't want to make people feel uncomfortable, but I did want
2 to probably explore, you know, racial bias if I can.

3 MR. MARTINEZ: I think that's a standard question the Court
4 asks, isn't it, if there's any bias related to religion, race --

5 MR. MILES: Does any juror have any preconceived ideas that
6 since I'm black, I'm automatically guilty? I mean, just standard -- let's
7 just get it out of the way.

8 THE COURT: I don't necessarily have a problem with that.
9 Does the State?

10 MR. MARTINEZ: No, Your Honor.

11 THE COURT: Write it down, though, so I know how you
12 want -- what I don't want to do is I don't want to -- I'm doing this because
13 I think it's, on some level, fairer to both sides to be able to do it
14 themselves, but I'm also -- I'm not going to lose control of it. I'm doing it
15 because this is what you guys have said you want to ask, and I'm fine
16 with this, with the exception of when you start naming the prosecutor
17 out as maliciously prosecuting you. You start doing that, I'm not okay
18 with that part. But the rest of it, I'm okay with.

19 Don't re-ask a lot of these I have asked.

20 MR. MARTINEZ: Is it okay if we get a copy of the questions
21 we submitted? We didn't those with us because we didn't know this
22 was --

23 THE COURT: I just -- we Xed off just a couple that we
24 said -- really, just the opening ones that we said we did already. The
25 same for -- and Mr. Miles, you're not going to be allowed to ask these

1 people the community or neighborhood, if they own their own home and
2 that kind of thing, okay. That's --

3 MR. MILES: So, you said --

4 THE COURT: Question number 2, 3, and 4. I don't
5 necessarily care about 4, if you want to ask where they were raised, but
6 the community and the neighborhood and whatnot in the last past 10
7 years, I don't see that that's relevant. How long have you lived in your
8 current home and do you rent or own your own home? I don't know that
9 that's necessary.

10 MR. MILES: Okay.

11 THE COURT: If you tell me there's a reason for that?

12 MR. MILES: I'm just throwing some questions out there. I
13 mean, there is some reasons for it, but --

14 THE COURT: If you have a reason, otherwise, I mean, voir
15 dire isn't just throwing questions out there.

16 MR. MILES: Yeah.

17 THE COURT: I mean, these people are coming in and ...

18 MR. MILES: Two and three sounds reasonable, Your Honor.

19 THE COURT: Okay. So, no on two and three.

20 MR. MILES: So, Your Honor, is question 15, is that --

21 THE COURT: Question 15? Yeah, here's what I would ask
22 you to do. If you can ask the question of the group instead of
23 one-on-one. So, for 15, instead of saying: If a police officer and a citizen
24 gave a different account, I would ask you to put it out there and say, Is
25 there anyone here who would be more likely to believe a police officer

1 over a private citizen if they give a different account? And that way, only
2 people who are going to answer, basically what you're looking for, are
3 going to be the ones you can follow-up with them once they raise their
4 right hand.

5 Does that make sense to you?

6 MR. MILES: And are we going to be doing this examination
7 today or you said -- I know you said you wanted to --

8 THE COURT: I'm going to do it today, as soon as I finish.

9 MR. MILES: Okay.

10 THE COURT: I'm going to just get through these 33.

11 MR. MILES: No, I was talking about as far as the examination
12 you were still going to conduct?

13 THE COURT: Yeah, I'm going to still keep doing the initial
14 stuff, the questions that I was asking yesterday -- name -- or not
15 name -- what is my -- my basic stuff: How long have you lived in Clark
16 County? How far did you go in school? Kids? Job? Spouse? Anyone
17 been accused of a crime? Victim of a crime? Those questions.

18 I'll go through all of those, and then at that point, my plan
19 is -- and we're going to make a phone call and see if I'm wrong on this,
20 because I don't want to screw the trial up; I just feel like it's fairer to both
21 sides if you can conduct your own voir dire. And I get there are probably
22 some defendants we wouldn't, but you seem to be respectful and I'm not
23 concerned about anything happening.

24 MR. MILES: All right.

25 THE COURT: So, yeah, are you going to make some phone

1 calls and see --

2 THE CLERK: Yeah.

3 MR. MARTINEZ: So, would it be okay if we got copies of
4 both sets of questions?

5 THE COURT: Yes, will do.

6 [Court and Clerk confer]

7 THE MARSHAL: Judge, did Morgan tell you that juror
8 Joanne -- I'm sorry --

9 THE COURT: Yeah, Chung is here.

10 THE MARSHAL: Joanne Chung is here.

11 THE COURT: Yeah. So, my question is, is she sick? Does
12 she have a fever?

13 THE MARSHAL: She says she feels better. She's took some
14 medication and she's feeling better.

15 THE COURT: Okay. Well, is she contagious?

16 THE MARSHAL: She says she's had a fever.

17 THE COURT: Okay. Well, a fever is supposed to be 24 hours
18 without before you infect anyone.

19 THE MARSHAL: I told her, I said --

20 MR. MARTINEZ: Are we off the record or on?

21 THE COURT REPORTER: We're on.

22 MR. MARTINEZ: Okay. I was going to say --

23 THE COURT REPORTER: I can get off.

24 MR. MARTINEZ: I'll wait until we're off.

25 MS. RHOADES: Oh, great. Now everybody is going to be

1 wondering what you were going to say.

2 [Recess at 1:20 p.m., recommencing at 1:25 p.m.]

3 [Court and clerk confer confer]

4 [Pause]

5 THE COURT: All right. We are going to go ahead, guys.

6 I've -- I'm going to let you guys ask your own questions within the
7 confines of the questions that you submitted that you were requesting to
8 have asked, and obviously any follow-up.

9 THE DEFENDANT: Okay.

10 THE COURT: If a question you asked --

11 MR. MARTINEZ: Within the confines of what you ruled,
12 right? Not just what we submitted --

13 THE COURT: Correct.

14 MR. MARTINEZ: -- but within the --

15 THE COURT: And I think -- yeah, I think the only thing I said
16 was, I don't want -- trying to narrow down where and what they live in.

17 MR. MARTINEZ: Right. And that I committed misconduct.

18 THE COURT: Yes.

19 MR. MARTINEZ: That I allegedly committed a misconduct.

20 THE COURT: Correct. Personal, factual scenarios.

21 THE DEFENDANT: Okay.

22 THE COURT: You've done enough research. You know what
23 voir dire is about, and what it's not about, okay?

24 THE DEFENDANT: Okay.

25 THE MARSHAL: Ready to go?

1 THE COURT: Ready.

2 THE MARSHAL: Good? Okay, come on in.

3 All rise for the entry of the jury.

4 [Inside the presence of the prospective jury]

5 THE MARSHAL: All accounted for, ma'am.

6 THE COURT: Thank you. Okay. Sorry, everybody, for
7 keeping you waiting. Apparently there was some confusion as to
8 whether you were required to come back today or not. You were, but
9 some people did not. So, we're going to need to go ahead and refill the
10 two seats.

11 THE CLERK: Boyadjian, 986. Seat 16.

12 [Court and clerk confer confer]

13 THE CLERK: Cabrera-Guzman, 000. Seat 30.

14 THE COURT: Okay. I think we left off -- did -- we finished
15 over here right, yesterday?

16 THE MARSHAL: Yeah.

17 THE COURT: Okay. So Mr. Gonzales.

18 PROSPECTIVE JUROR 0828: Yes, ma'am?

19 THE COURT: How long have you lived in Clark County?

20 PROSPECTIVE JUROR 0828: Seven years.

21 THE COURT: From where did you move? Where did you live
22 before this?

23 PROSPECTIVE JUROR 0828: Well, I'm a U.S. Air Force
24 retiree, so I moved to a -- yeah, I was in different states.

25 THE COURT: Okay. How far did you go in school?

1 PROSPECTIVE JUROR 0828: Some colleges.

2 THE COURT: What did you study?

3 PROSPECTIVE JUROR 0828: Fire science.

4 THE COURT: Are you employed?

5 PROSPECTIVE JUROR 0828: Yes ma'am. Currently, I work
6 for the U.S. Postal Service as a seated carrier.

7 THE COURT: Are you married or in a significant
8 relationship?

9 PROSPECTIVE JUROR 0828: I'm married.

10 THE COURT: What sort of work does your spouse do?

11 PROSPECTIVE JUROR 0828: My wife don't work.

12 THE COURT: Okay. Do you have any children?

13 PROSPECTIVE JUROR 0828: Yes. I've got a 26-year-old
14 daughter. She's married, and she just recently moved out. She's also
15 married to a U.S. Air Force member, and they just moved out yesterday.

16 THE COURT: Okay. Do they work? Well, he does obviously.

17 PROSPECTIVE JUROR 0828: Right. Yes.

18 THE COURT: Does she work?

19 PROSPECTIVE JUROR 0828: Well, she used to work, but
20 she --

21 THE COURT: What kind of work does she do?

22 PROSPECTIVE JUROR 0828: Well, she graduated from
23 UNLV. She worked at the National Guard as a -- I'm not -- not sure, but
24 something to do with readiness --

25 THE COURT: Okay.

1 PROSPECTIVE JUROR 0828: -- the Guard.

2 THE COURT: Have you, any family members, or anyone
3 closely associated with you, ever been the victim of a crime?

4 PROSPECTIVE JUROR 0828: My dad went to prison for drug-
5 related charges.

6 THE COURT: Okay. Was there here in Vegas?

7 PROSPECTIVE JUROR 0828: No. That was in California.

8 THE COURT: How'd you feel about the case and the way it
9 was handled?

10 PROSPECTIVE JUROR 0828: I wasn't there. I was out of
11 state.

12 THE COURT: Were you an adult by then, or --

13 PROSPECTIVE JUROR 0828: Yes ma'am. I was in the Air
14 Force.

15 THE COURT: Okay. Anything about that experience that
16 would cause you not to be fair and impartial in this case?

17 PROSPECTIVE JUROR 0828: No.

18 THE COURT: Any -- you or any family members ever been
19 the victim of a sexual offense?

20 PROSPECTIVE JUROR 0828: No.

21 THE COURT: You or any family members closely associated
22 would be -- other than your dad been accused of a crime?

23 PROSPECTIVE JUROR 0828: No.

24 THE COURT: Of a sexual offense?

25 PROSPECTIVE JUROR 0828: No.

1 THE COURT: Have you ever served as a juror before?

2 PROSPECTIVE JUROR 0828: No

3 THE COURT: Is there anything about the nature of this case,
4 or anything you heard here today, that would make it difficult for you to
5 sit as a juror in this case?

6 PROSPECTIVE JUROR 0828: No.

7 THE COURT: Can you base your verdict solely on the
8 evidence presented at the trial, and wait to form an opinion until you've
9 heard all the evidence?

10 PROSPECTIVE JUROR 0828: Yes.

11 THE COURT: Can you be fair to both sides in this case?

12 PROSPECTIVE JUROR 0828: Yes.

13 THE COURT: Thank you.

14 Mr. Picini?

15 PROSPECTIVE JUROR 0966: Yes.

16 THE COURT: How long have you lived in Clark County?

17 PROSPECTIVE JUROR 0966: About 15 years.

18 THE COURT: How far did you go in school?

19 PROSPECTIVE JUROR 0966: MBA, master's.

20 THE COURT: Are you employed?

21 PROSPECTIVE JUROR 0966: Yes.

22 THE COURT: What sort of work do you do?

23 PROSPECTIVE JUROR 0966: I'm the chief financial officer at
24 a personal services firm.

25 THE COURT: Are you married or in a significant

1 relationship?

2 PROSPECTIVE JUROR 0966: I am married.

3 THE COURT: And what does your spouse do?

4 PROSPECTIVE JUROR 0966: She's an attorney for Caesars
5 Entertainment, focusing on gender equity and human trafficking.

6 THE COURT: Do you have any children?

7 PROSPECTIVE JUROR 0966: Two.

8 THE COURT: And what are their ages and genders?

9 PROSPECTIVE JUROR 0966: Two daughters, 17 and 14.

10 THE COURT: Okay. Still in school?

11 PROSPECTIVE JUROR 0966: Yes.

12 THE COURT: Have you, your family member, or anyone
13 closely associated with you, ever been the victim of a crime?

14 PROSPECTIVE JUROR 0966: No.

15 THE COURT: Haven't been the victim of a sexual offense?

16 PROSPECTIVE JUROR 0966: No.

17 THE COURT: Have you or any family members, or anyone
18 close to you, ever been accused of a crime?

19 PROSPECTIVE JUROR 0966: No.

20 THE COURT: A sexual offense?

21 PROSPECTIVE JUROR 0966: No.

22 THE COURT: Have you ever served as a juror before?

23 PROSPECTIVE JUROR 0966: Yes.

24 THE COURT: How many times?

25 PROSPECTIVE JUROR 0966: Once.

1 THE COURT: When?

2 PROSPECTIVE JUROR 0966: About 11 years ago.

3 THE COURT: Okay. Where was that?

4 PROSPECTIVE JUROR 0966: Here.

5 THE COURT: Okay. Civil or criminal?

6 PROSPECTIVE JUROR 0966: Criminal.

7 THE COURT: Without telling us what the verdict was, was

8 the jury able to reach a verdict?

9 PROSPECTIVE JUROR 0966: Yes.

10 THE COURT: Were you the foreperson?

11 PROSPECTIVE JUROR 0966: No.

12 THE COURT: Is there anything about the nature of this case,

13 or anything that you've heard here today that would make it difficult for

14 you to sit as a juror in this case?

15 PROSPECTIVE JUROR 0966: No.

16 THE COURT: Can you base your verdict solely on the

17 evidence presented at the trial and wait to form an opinion until you've

18 heard all of the evidence?

19 PROSPECTIVE JUROR 0966: Yes.

20 THE COURT: Can you be fair to both sides in this case?

21 PROSPECTIVE JUROR 0966: Yes.

22 THE COURT: Thank you.

23 Mr. Brewer?

24 PROSPECTIVE JUROR 0969: Yes. Yeah, George Brewer.

25 THE COURT: How long have you lived in Clark County?

1 PROSPECTIVE JUROR 0969: My whole life, 50 years.
2 THE COURT: All right. How far did you go in school?
3 PROSPECTIVE JUROR 0969: Four-year degree.
4 THE COURT: What did you study?
5 PROSPECTIVE JUROR 0969: Business, business ministration
6 with a minor in marketing.
7 THE COURT: Are you employed?
8 PROSPECTIVE JUROR 0969: Yes. I am.
9 THE COURT: What kind of work do you do?
10 PROSPECTIVE JUROR 0969: I'm a table games supervisor
11 and scheduler at Caesars Palace.
12 THE COURT: Are you married or in a significant
13 relationship?
14 PROSPECTIVE JUROR 0969: Single. Divorced.
15 THE COURT: Children?
16 PROSPECTIVE JUROR 0969: No children. Had step-children
17 at the time.
18 THE COURT: Okay. What kind of work did your ex-wife do?
19 PROSPECTIVE JUROR 0969: She was a casino host.
20 THE COURT: Okay.
21 PROSPECTIVE JUROR 0969: Executive hotel.
22 THE COURT: Have you, any family members, or anyone
23 closely associated with you, ever been the victim of a crime?
24 PROSPECTIVE JUROR 0969: Yes.
25 THE COURT: And who was that?

1 PROSPECTIVE JUROR 0969: My cousin -- my youngest
2 cousin.

3 THE COURT: Okay.

4 PROSPECTIVE JUROR 0969: And it was sexual in nature.

5 THE COURT: Was the crime reported?

6 PROSPECTIVE JUROR 0969: Yes. It was.

7 THE COURT: Was the person caught?

8 PROSPECTIVE JUROR 0969: He was caught and later
9 released, because they figured that she was too young to be put on
10 trial -- or put on -- take in the trial. She was eight years old.

11 THE COURT: How old was she?

12 PROSPECTIVE JUROR 0969: Eight years old.

13 THE COURT: So the police did respond?

14 PROSPECTIVE JUROR 0969: Yup.

15 THE COURT: Did it go to court at all?

16 PROSPECTIVE JUROR 0969: No. Huh-uh. No.

17 THE COURT: Did the -- and where was this?

18 PROSPECTIVE JUROR 0969: I was a teenager. I was actually
19 in college. It was here in town.

20 THE COURT: Did the DA's office handle it?

21 PROSPECTIVE JUROR 0969: You know what? I could give
22 you that answer if you want to dig deeper, but I'm not too sure, but, you
23 know, I know the authorities were involved.

24 THE COURT: Okay.

25 PROSPECTIVE JUROR 0969: The police was involved.

1 THE COURT: As far as you know, were you satisfied -- you're
2 shaking your head, so I'm guessing you weren't entirely satisfied with
3 how the --

4 PROSPECTIVE JUROR 0969: No.

5 THE COURT: -- case was handled?

6 PROSPECTIVE JUROR 0969: Not -- not really, no.

7 THE COURT: Is there anything about that experience that
8 would cause you not to be fair and impartial in this case?

9 PROSPECTIVE JUROR 0969: I don't think so. I think I'm
10 pretty fair.

11 THE COURT: That was that, this is this?

12 PROSPECTIVE JUROR 0969: Yeah. I can separate the two.

13 THE COURT: Okay. Have you, any family members, or
14 anyone closely associated with you, ever been accused of a crime --

15 PROSPECTIVE JUROR 0969: No.

16 THE COURT: -- or a sexual offense?

17 PROSPECTIVE JUROR 0969: No.

18 THE COURT: Have you ever served as a juror before?

19 PROSPECTIVE JUROR 0969: Got called to jury duty about 11
20 years ago, but never served.

21 THE COURT: Is there anything about the nature of this case
22 or anything that you heard here today that would make it difficult for you
23 to sit as a juror in this case?

24 PROSPECTIVE JUROR 0969: I've got a little bit of an issue
25 with the younger lady involved, but other than that, I could separate the

1 two.

2 THE COURT: A little issue with the younger lady; what --

3 PROSPECTIVE JUROR 0969: The 16 -- 16-year-old kid. I
4 mean, that's -- you want my honesty. I'm just telling you. A little bit, but
5 I can separate it.

6 THE COURT: Okay. You'll evaluate the evidence --

7 PROSPECTIVE JUROR 0969: Yes.

8 THE COURT: -- fairly?

9 PROSPECTIVE JUROR 0969: Yes. I will.

10 THE COURT: Can you base your verdict solely on the
11 evidence presented at the trial and wait to form an opinion until you've
12 heard all the evidence?

13 PROSPECTIVE JUROR 0969: Sure. Yes.

14 THE COURT: Can you be fair to both sides in this case?

15 PROSPECTIVE JUROR 0969: Yes.

16 THE COURT: Can you evaluate the State's case against each
17 of these defendants individually -- sorry, never mind that.

18 PROSPECTIVE JUROR 0969: Okay.

19 THE COURT: Thanks so much.

20 PROSPECTIVE JUROR 0969: Thank you.

21 THE COURT: Mr. Boyadjian?

22 PROSPECTIVE JUROR 0986: Boyadjian. Boyadjian.

23 THE COURT: How long have you been in Clark County?

24 PROSPECTIVE JUROR 0986: 29 years.

25 THE COURT: How far did you go in school?

1 PROSPECTIVE JUROR 0986: College, and four years of
2 specializing in nuclear medicine.

3 THE COURT: Are you employed?

4 PROSPECTIVE JUROR 0986: Yes.

5 THE COURT: As?

6 PROSPECTIVE JUROR 0986: Account executive for Siemens.
7 I take care of all the laboratories in Nevada.

8 THE COURT: Are you married or in a significant
9 relationship?

10 PROSPECTIVE JUROR 0986: Married.

11 THE COURT: Does your spouse work?

12 PROSPECTIVE JUROR 0986: Yes.

13 THE COURT: Doing?

14 PROSPECTIVE JUROR 0986: She's in -- background
15 radiology, but she's the director of professional services at UMC.

16 THE COURT: Do you have any children?

17 PROSPECTIVE JUROR 0986: Yes. I do.

18 THE COURT: What are their ages and genders?

19 PROSPECTIVE JUROR 0986: I have a son that's 36, from a
20 previous seven-year marriage, and a daughter that's from a 30-year-
21 old -- my marriage, currently, for 30 years.

22 THE COURT: And do they work?

23 PROSPECTIVE JUROR 0986: Yes. They do.

24 THE COURT: What does your son do?

25 PROSPECTIVE JUROR 0986: He does sales. He's up in

1 Washington state.

2 THE COURT: And your daughter?

3 PROSPECTIVE JUROR 0986: She's working for a talent
4 agency in Los Angeles.

5 THE COURT: Have you or any family members, or anyone
6 closely associated with you, ever been the victim of a crime?

7 PROSPECTIVE JUROR 0986: About 40-some years ago, my
8 hou -- my apartment was burglarized. That's about it.

9 THE COURT: Okay. Anything about that that would --

10 PROSPECTIVE JUROR 0986: They never found anything.
11 You know, just, insurance paid for the claim.

12 THE COURT: Okay. Anything about that experience that
13 would cause you not to be fair and impartial in this case?

14 PROSPECTIVE JUROR 0986: No.

15 THE COURT: You or any family members, or anyone closely
16 associated with you, ever been the victim of a sexual offense?

17 PROSPECTIVE JUROR 0986: No.

18 THE COURT: You or any family members, or anyone closely
19 associated with you, ever been excused of a crime or a sexual offense?

20 PROSPECTIVE JUROR 0986: My son, when he was in his
21 teenage years, he was in -- he was 17. This girl was 16. They
22 were -- once he turned 18, she was 17. And they had an argument that
23 the mom complained about it. They just gave him probation, and -- but
24 they resumed their relationship once she turned 18.

25 THE COURT: And what was the -- was it a battery charge, or

1 a statutory sexual charge?

2 PROSPECTIVE JUROR 0986: No. I -- I -- he wasn't with me.
3 He was with my ex-wife, so I don't know the details of it, but it wasn't
4 anything big. I mean, her mom used to drop her off, I understand, at
5 their house, and they spent time together.

6 THE COURT: Okay.

7 PROSPECTIVE JUROR 0986: And -- with -- together with my
8 ex-wife.

9 THE COURT: So --

10 PROSPECTIVE JUROR 0986: But yeah, I don't know the
11 details.

12 THE COURT: It sounds like you were satisfied with how the
13 case was handled?

14 PROSPECTIVE JUROR 0986: At the time, yeah.

15 THE COURT: Anything about that experience that would
16 cause you not to be fair and impartial in this case?

17 PROSPECTIVE JUROR 0986: No.

18 THE COURT: Have you ever served as a juror before?

19 PROSPECTIVE JUROR 0986: No.

20 THE COURT: Is there anything about the nature of this case
21 that -- or anything you've heard here today that would make it difficult
22 for you to sit as a juror?

23 PROSPECTIVE JUROR 0986: Well, I have a daughter named
24 Gabrielle [phonetic]. That's -- And I'm a father. I grew up in Eastern
25 Europe. Our beliefs are a little bit, you know, stronger when it comes to

1 our daughter, I -- we feel. And I don't know, I mean, I don't think I can be
2 100 percent impartial, but, I -- you want me to be honest. That's what I
3 am.

4 THE COURT: Well, I want you to be honest.

5 PROSPECTIVE JUROR 0986: Yeah.

6 THE COURT: But I'm also trying to figure out how the fact
7 you have a daughter means you would afford --

8 PROSPECTIVE JUROR 0986: Well, I don't know the details,
9 ma'am, but -- Your honor, but I just -- based on what was presented so
10 far, I think that --

11 THE COURT: You don't -- but you've only heard the charges
12 though, right?

13 PROSPECTIVE JUROR 0986: Correct.

14 THE COURT: You haven't heard any evidence?

15 PROSPECTIVE JUROR 0986: I know there's a 16-year-old
16 involved and it's a girl, so --

17 THE COURT: So whatever happens, if it's a 16-year-old girl
18 involved, you'll forget about the presumption of innocence, forget the
19 standards?

20 PROSPECTIVE JUROR 0986: I'm -- I'm just stating
21 what -- how I feel, but that's up to -- yeah.

22 THE COURT: Well I don't understand what you're saying you
23 feel.

24 PROSPECTIVE JUROR 0986: I --

25 THE COURT: I mean, there's lots of people out here that I'm

1 sure have sons and daughters and whatnot --

2 PROSPECTIVE JUROR 0986: I understand.

3 THE COURT: -- but that are still going to come in, because
4 it's important to come in with an open mind, and afford both sides, you
5 know --

6 PROSPECTIVE JUROR 0986: I grew up with cert --

7 THE COURT: -- a fair trial.

8 PROSPECTIVE JUROR 0986: I grew up with certain beliefs
9 that -- you know and feel very strongly about our daughters. I -- you
10 know, I --

11 THE COURT: I'm guessing --

12 PROSPECTIVE JUROR 0986: Even --

13 THE COURT: -- nobody doesn't feel --

14 PROSPECTIVE JUROR 0986: Even just talking about it --

15 THE COURT: --strongly about their daughter.

16 PROSPECTIVE JUROR 0986: -- right now, I'm getting a little
17 emotional.

18 THE COURT: Okay. So are you saying that because
19 you -- whatever -- however you feel about your daughter, that means
20 that if the State doesn't prove their case, you're still going possibly find
21 the defendant guilty because there was a child?

22 PROSPECTIVE JUROR 0986: Again, I don't know the details,
23 so on that, I don't wish -- once presented, I don't know how I'm going to
24 feel. However, based on what I know right now, that's all I can say.

25 THE COURT: Okay. I'll let you guys flesh that out a little bit.

1 Can you base your verdict solely on the evidence presented
2 at the trial and wait to form an opinion until you've heard all the
3 evidence?

4 PROSPECTIVE JUROR 0986: Yes.

5 THE COURT: Can you be fair to both sides in this case?

6 PROSPECTIVE JUROR 0986: Based on what I said, I guess -- I
7 have to hear the evidence. I'm not sure.

8 THE COURT: So does that mean you're at least willing to
9 hear the evidence?

10 PROSPECTIVE JUROR 0986: Yes. Yeah.

11 THE COURT: And so if you -- will you follow the law?

12 PROSPECTIVE JUROR 0986: Yes. I will.

13 THE COURT: And that's the biggie. Okay. Thank you.
14 Ms. Brown?

15 PROSPECTIVE JUROR 0852: Yes, ma'am.

16 THE COURT: How long have you lived in Clark County?

17 PROSPECTIVE JUROR 0852: 25 years.

18 THE COURT: How far did you go in school?

19 PROSPECTIVE JUROR 0852: I have a bachelor's.

20 THE COURT: What did you study?

21 PROSPECTIVE JUROR 0852: Business management.

22 THE COURT: Are you employed?

23 PROSPECTIVE JUROR 0852: I am.

24 THE COURT: What kind of work do you do?

25 PROSPECTIVE JUROR 0852: I'm an assistant accountant with

1 the Clark County school district.

2 THE COURT: Are you married or in a significant
3 relationship?

4 PROSPECTIVE JUROR 0852: I'm married.

5 THE COURT: Okay. Does your spouse work?

6 PROSPECTIVE JUROR 0852: He does. He is a solutions
7 consultant for a cybersecurity company.

8 THE COURT: Do you have children?

9 PROSPECTIVE JUROR 0852: I do.

10 THE COURT: What are their ages and genders?

11 PROSPECTIVE JUROR 0852: 18, daughter. She's going to
12 graduate high school next month.

13 THE COURT: Okay. Have you, any family members, or
14 anyone close to you, ever been the victim of a crime or a sex offense?

15 PROSPECTIVE JUROR 0852: No, ma'am.

16 THE COURT: Have you, family members, or anyone closely
17 associated with you, ever been accused of a crime or a sexual offense?

18 PROSPECTIVE JUROR 0852: No, ma'am.

19 THE COURT: Have you ever served as a juror before?

20 PROSPECTIVE JUROR 0852: I have not.

21 THE COURT: Is there anything about the nature of this case
22 or anything you heard here today that would make it difficult for you to
23 sit as a juror in the case?

24 PROSPECTIVE JUROR 0852: No, ma'am.

25 THE COURT: Can you base your verdict solely on the

1 evidence presented at the trial and wait to form an opinion until you've
2 heard all the evidence?

3 PROSPECTIVE JUROR 0852: Yes.

4 THE COURT: Can you be fair to both sides in this case?

5 PROSPECTIVE JUROR 0852: Yes, ma'am.

6 THE COURT: Thank you.

7 Ms. Meena?

8 PROSPECTIVE JUROR 0857: That is correct.

9 THE COURT: How long have you lived in Clark County?

10 PROSPECTIVE JUROR 0857: Born and raised, since '82.

11 THE COURT: How far did you go in school?

12 PROSPECTIVE JUROR 0857: High school, and some trade
13 school.

14 THE COURT: What kind of -- what did you study in trade
15 school?

16 PROSPECTIVE JUROR 0857: Cosmo.

17 THE COURT: Are you employed?

18 PROSPECTIVE JUROR 0857: I am.

19 THE COURT: Doing?

20 PROSPECTIVE JUROR 0857: I'm the disabiliy service
21 coordinator for District 15. So I run seven facilities through California,
22 Phoenix, and [indiscernible].

23 THE COURT: Are you married or in a significant
24 relationship?

25 PROSPECTIVE JUROR 0857: Significant relationship.

1 THE COURT: Does your significant other work?

2 PROSPECTIVE JUROR 0857: He does.

3 THE COURT: Doing?

4 PROSPECTIVE JUROR 0857: He's a Local 14 Organizer for
5 the Teamsters.

6 THE COURT: Do you have children?

7 PROSPECTIVE JUROR 0857: We do have. We have four.

8 THE COURT: Okay, what are their genders and ages?

9 PROSPECTIVE JUROR 0857: The oldest is a boy, 17. And
10 then I have a daughter who is 16. And then we have a son who is 14,
11 and then another daughter that's 13.

12 THE COURT: Okay. All in school still yet, still, right?

13 PROSPECTIVE JUROR 0857: Yeah. My oldest born works.

14 THE COURT: Okay. Doing?

15 PROSPECTIVE JUROR 0857: He's in resale.

16 THE COURT: Have you, any family members, or anyone
17 closely associated with you, ever been the victim of a crime or a sexual
18 offense?

19 PROSPECTIVE JUROR 0857: Yes.

20 THE COURT: Who?

21 PROSPECTIVE JUROR 0857: Me.

22 THE COURT: Okay. What type of crime?

23 PROSPECTIVE JUROR 0857: Domestic violence.

24 THE COURT: All right. Was it reported?

25 PROSPECTIVE JUROR 0857: I believe the DA office picked it

1 up.

2 THE COURT: How long ago was it?

3 PROSPECTIVE JUROR 0857: Probably 14 years ago.

4 THE COURT: Okay. Did the police respond?

5 PROSPECTIVE JUROR 0857: They did, but he ran, so --

6 THE COURT: Did you have to --

7 PROSPECTIVE JUROR 0857: -- I filed it later.

8 THE COURT: Did it ever go to court?

9 PROSPECTIVE JUROR 0857: Yes.

10 THE COURT: And you said you thought that it was the DA's
11 office that handled it?

12 PROSPECTIVE JUROR 0857: Yes.

13 THE COURT: Were you satisfied with how the case was
14 handled?

15 PROSPECTIVE JUROR 0857: I was, yes.

16 THE COURT: Anything about that experience that would
17 cause you not to be fair and impartial in this case?

18 PROSPECTIVE JUROR 0857: No.

19 THE COURT: Have you, any family members, or anyone
20 closely associated with you, ever been accused of a crime or a sexual
21 offense?

22 PROSPECTIVE JUROR 0857: No.

23 THE COURT: Have you ever served as a juror before?

24 PROSPECTIVE JUROR 0857: I have not.

25 THE COURT: Have you ever -- is there anything about the

1 nature of this case, or anything you've heard here today, that would
2 make it difficult for you to sit as a juror in this case?

3 PROSPECTIVE JUROR 0857: No.

4 THE COURT: Can you base your verdict solely on the
5 evidence presented at the trial and wait to form an opinion until you've
6 heard all the evidence?

7 PROSPECTIVE JUROR 0857: Yes.

8 THE COURT: Can you be fair to both sides in this case?

9 PROSPECTIVE JUROR 0857: Yes.

10 THE COURT: Thanks.

11 Ms. Farmer?

12 PROSPECTIVE JUROR 0863: Yes.

13 THE COURT: How long have you lived in Clark County?

14 PROSPECTIVE JUROR 0863: 20 years.

15 THE COURT: How far did you go in school?

16 PROSPECTIVE JUROR 0863: High school, and two years of
17 college.

18 THE COURT: And what did you study?

19 PROSPECTIVE JUROR 0863: I did the regular subjects, but I
20 ended up being a tailor for 35 years.

21 THE COURT: Okay. So that's the kind of work you do? Are
22 you married or in a significant relationship?

23 PROSPECTIVE JUROR 0863: I'm married.

24 THE COURT: And does your spouse work?

25 PROSPECTIVE JUROR 0863: No. We're both retired.

1 THE COURT: Okay. Retired from?

2 PROSPECTIVE JUROR 0863: I'm retired from the alterations,
3 and my husband was with -- in Minneapolis with big companies
4 in -- with computer. I -- I can't -- he worked at different places, but --

5 THE COURT: That's all right.

6 PROSPECTIVE JUROR 0863: -- on computer.

7 THE COURT: Just the nature of the work is all.

8 PROSPECTIVE JUROR 0863: Yeah.

9 THE COURT: Do you have children?

10 PROSPECTIVE JUROR 0863: Yes.

11 THE COURT: What are their ages and genders?

12 PROSPECTIVE JUROR 0863: Currently, my daughter is 53,
13 and my son is 50. My daughter lives here in Henderson, and my son
14 lives in Hawaii, and he's married, and he has no children, and he's an
15 archaeologist. And my daughter works here, and she's an executive
16 secretary.

17 THE COURT: Okay. Have you or any family members, or
18 anyone closely associated with you, ever been the victim of a crime or a
19 sexual offense?

20 PROSPECTIVE JUROR 0863: No.

21 THE COURT: Have you, any family members, or anyone
22 closely associated with you, ever been accused of a crime --

23 PROSPECTIVE JUROR 0863: No.

24 THE COURT: -- or sexual offense? Have you ever served as a
25 juror before?

1 PROSPECTIVE JUROR 0863: No.

2 THE COURT: Is there anything about the nature of this case,
3 or anything you've heard here today, that would make it difficult for you
4 to sit as a juror in this case?

5 PROSPECTIVE JUROR 0863: No.

6 THE COURT: Can you base your verdict solely on the
7 evidence presented at the trial and wait to form an opinion until you've
8 heard all the evidence?

9 PROSPECTIVE JUROR 0863: Yes.

10 THE COURT: Can you be fair to both sides in this case?

11 PROSPECTIVE JUROR 0863: Yes.

12 THE COURT: Thank you.

13 Ms. Stevens-Haddock?

14 PROSPECTIVE JUROR 0867: Yes.

15 THE COURT: How long have you lived in Clark County?

16 PROSPECTIVE JUROR 0867: 28 years.

17 THE COURT: How far did you go in school?

18 PROSPECTIVE JUROR 0867: College.

19 THE COURT: What did you study?

20 PROSPECTIVE JUROR 0867: Business, and minor in
21 psychology.

22 THE COURT: Are you employed?

23 PROSPECTIVE JUROR 0867: I'm self-employed.

24 THE COURT: Doing?

25 PROSPECTIVE JUROR 0867: I represent people in -- at social

1 security hearings in town.

2 THE COURT: All right. Are you married or in a significant
3 relationship?

4 PROSPECTIVE JUROR 0867: Married.

5 THE COURT: Okay. And does your spouse work?

6 PROSPECTIVE JUROR 0867: Yes. He does.

7 THE COURT: What does he do?

8 PROSPECTIVE JUROR 0867: He's an executive marketing
9 host.

10 THE COURT: Do you have children?

11 PROSPECTIVE JUROR 0867: Three children; two boys, 27
12 and 28. One's in business and one's in marketing. And a daughter,
13 freshman in college.

14 THE COURT: You, any family members, anyone closely
15 associated with you, ever been the victim of a crime or a sexual offense?

16 PROSPECTIVE JUROR 0867: No.

17 THE COURT: You or anyone close to you, any family
18 members, ever been accused of a crime or a sexual offense?

19 PROSPECTIVE JUROR 0867: No.

20 THE COURT: Have you ever served as a juror before?

21 PROSPECTIVE JUROR 0867: No. I have not.

22 THE COURT: Is there anything about the nature of this case,
23 or anything that you heard here today, that would make it difficult for
24 you to sit as a juror in this case?

25 PROSPECTIVE JUROR 0867: No.

1 THE COURT: Can you base your verdict solely on the
2 evidence presented at the trial, and wait to form an opinion until you've
3 heard all the evidence?

4 PROSPECTIVE JUROR 0867: Absolutely.

5 THE COURT: Can you be fair to both sides in this case?

6 PROSPECTIVE JUROR 0867: Yes.

7 THE COURT: Thank you.

8 Ms. Suldana Ambrise? How long have you lived in Clark
9 County?

10 PROSPECTIVE JUROR 0870: 16 years.

11 THE COURT: How far did you go in school?

12 PROSPECTIVE JUROR 0870: Two years of college.

13 THE COURT: Studying --

14 PROSPECTIVE JUROR 0870: International languages.

15 THE COURT: Are you employed?

16 PROSPECTIVE JUROR 0870: Recently unemployed.

17 THE COURT: What kind of work do you do when you're
18 working?

19 PROSPECTIVE JUROR 0870: It was retail.

20 THE COURT: All right. Are you married or in a significant
21 relationship?

22 PROSPECTIVE JUROR 0870: Significant relationship.

23 THE COURT: Does your significant other work?

24 PROSPECTIVE JUROR 0870: Uh-huh.

25 THE COURT: Doing --

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PROSPECTIVE JUROR 0870: Retail.

THE COURT: Do you have any children?

PROSPECTIVE JUROR 0870: No.

THE COURT: Have you or any family members, or anyone close to you, ever been the victim of a crime or a sexual offense?

PROSPECTIVE JUROR 0870: No.

THE COURT: You, family members, or anyone close to you, ever been accused of a crime or a sexual offense?

PROSPECTIVE JUROR 0870: My dad was arrested for DUIs throughout my childhood, but that's it.

THE COURT: DUIs, plural?

PROSPECTIVE JUROR 0870: Yeah

THE COURT: Okay. Was that here in Vegas?

PROSPECTIVE JUROR 0870: Uh-huh.

THE COURT: Did he end up going to trial, do you know?

PROSPECTIVE JUROR 0870: I think so, yeah.

THE COURT: Was he convicted, ultimately?

PROSPECTIVE JUROR 870: I think so, because he served time up in Indian Springs.

THE COURT: Okay.

PROSPECTIVE JUROR 0870: So I'm guessing, yeah.

THE COURT: Were you satisfied with how the cases were handled, as far as you knew?

PROSPECTIVE JUROR 0870: Yeah.

THE COURT: Is there anything about that experience that

1 would cause you not to be fair and impartial in this case?

2 PROSPECTIVE JUROR 0870: No.

3 THE COURT: Have you ever served as a juror before?

4 PROSPECTIVE JUROR 0870: No.

5 THE COURT: Is there anything about the nature of this case,
6 or anything that you heard here today, that would make it difficult for
7 you to sit as a juror in the case?

8 PROSPECTIVE JUROR 0870: No.

9 THE COURT: Can you base your verdict solely on the
10 evidence presented at the trial, and wait to form an opinion until you've
11 heard all the evidence?

12 PROSPECTIVE JUROR 0870: Yes.

13 THE COURT: Can you be fair to both sides in this case?

14 PROSPECTIVE JUROR 0870: Yes.

15 THE COURT: Thank you.

16 Mr. Rudd?

17 PROSPECTIVE JUROR 0871: Yes.

18 THE COURT: How long have you lived in Clark County?

19 PROSPECTIVE JUROR 0871: Four years.

20 THE COURT: Where'd you come from?

21 PROSPECTIVE JUROR 0871: Chicago suburbs.

22 THE COURT: Okay. And how far did you go in school?

23 PROSPECTIVE JUROR 0871: Some college.

24 THE COURT: Studying --

25 PROSPECTIVE JUROR 0871: General.

1 THE COURT: Are you employed?
2 PROSPECTIVE JUROR 0871: Yes.
3 THE COURT: What do you do?
4 PROSPECTIVE JUROR 0871: Automotive retail.
5 THE COURT: Are you married or in a significant
6 relationship?
7 PROSPECTIVE JUROR 0871: Single.
8 THE COURT: Do you have any children?
9 PROSPECTIVE JUROR 0871: No.
10 THE COURT: Have you, any family members, or anyone
11 closely associated with you, ever been the victim of a crime?
12 PROSPECTIVE JUROR 0871: Yes.
13 THE COURT: Who?
14 PROSPECTIVE JUROR 0871: A family home invasion. And
15 my cousin was raped.
16 THE COURT: Okay. Were those crimes reported?
17 PROSPECTIVE JUROR 0871: Yes.
18 THE COURT: Were people caught in both instances?
19 PROSPECTIVE JUROR 0871: The rape happened outside the
20 country, so no one was caught, no one was -- but the home invasion
21 was caught and prosecuted.
22 THE COURT: All right.
23 THE COURT: And were you satisfied with how that case was
24 handled?
25 PROSPECTIVE JUROR 0871: Yes.

1 THE COURT: Anything about either experience that would
2 cause you not to be fair and impartial in this case?

3 PROSPECTIVE JUROR 0871: No.

4 THE COURT: Have you, any family members, or anyone
5 closely associated with you, ever been accused of a crime or a sexual
6 offense?

7 PROSPECTIVE JUROR 0871: No.

8 THE COURT: Have you ever served as a juror before?

9 PROSPECTIVE JUROR 0871: No.

10 THE COURT: Is there anything about the nature of this case,
11 or anything that you heard here today, that would make it difficult for
12 you to sit as a juror in the case?

13 PROSPECTIVE JUROR 0871: No.

14 THE COURT: Can you base your verdict solely on the
15 evidence presented at the trial, and wait to form an opinion --

16 PROSPECTIVE JUROR 0871: Yes.

17 THE COURT: -- until you've heard all the evidence?

18 PROSPECTIVE JUROR 0871: Yes.

19 THE COURT: Can you be fair to both sides?

20 PROSPECTIVE JUROR 0871: Yes.

21 THE COURT: Thank you.

22 Mr. Ambrose?

23 PROSPECTIVE JUROR 0874: Yes.

24 THE COURT: How long have you lived in Clark County?

25 PROSPECTIVE JUROR 0874: Whole life, 23 years.

1 THE COURT: All right. How far did you go in school?
2 PROSPECTIVE JUROR 0874: I finished my undergraduate's
3 degree.
4 THE COURT: In --
5 PROSPECTIVE JUROR 0874: English.
6 THE COURT: Are you employed?
7 PROSPECTIVE JUROR 0874: I am.
8 THE COURT: Doing --
9 PROSPECTIVE JUROR 0874: Full-time teacher.
10 THE COURT: Okay. And you -- we knew a little bit about
11 that. What field --
12 PROSPECTIVE JUROR 0874: Right.
13 THE COURT: -- do you -- what is it you teach?
14 PROSPECTIVE JUROR 0874: I teach English, American
15 government, and advanced placement government and politics.
16 THE COURT: Are you married or in a significant
17 relationship?
18 PROSPECTIVE JUROR 0874: No.
19 THE COURT: Do you have any children?
20 PROSPECTIVE JUROR 0874: No.
21 THE COURT: Have you, any family members, or anyone
22 closely associated with you, ever been the victim of a crime?
23 PROSPECTIVE JUROR 0874: Yes.
24 THE COURT: Who?
25 PROSPECTIVE JUROR 0874: I have one aunt who lives here

1 who was the victim of -- I'm pretty sure it was a -- just a burglary. And
2 another aunt who was a victim of sexual crimes.

3 THE COURT: Were those here in Las Vegas?

4 PROSPECTIVE JUROR 0874: The burglary was, the other
5 aunt was not.

6 THE COURT: Okay. Were people caught in both those
7 cases?

8 PROSPECTIVE JUROR 0874: The burglary no. I
9 believe -- yeah, with the -- with the sexual crimes, yes.

10 THE COURT: Was it someone she knew?

11 PROSPECTIVE JUROR 0874: Yes.

12 THE COURT: Was that prosecuted?

13 PROSPECTIVE JUROR 0874: I believe so.

14 THE COURT: Okay. As far as you know, were you satisfied
15 with how that case was handled?

16 PROSPECTIVE JUROR 0874: It was actually a lot
17 of -- I -- very -- I know very little about it, so I --

18 THE COURT: Okay.

19 PROSPECTIVE JUROR 0874: -- actually don't know, yeah.

20 THE COURT: And the burglary, you said nobody was ever
21 caught?

22 PROSPECTIVE JUROR 0874: Correct.

23 THE COURT: Okay. Anything about either of those
24 experiences that would cause you not to be fair and impartial in this
25 case?

1 PROSPECTIVE JUROR 0874: No.

2 THE COURT: You, any family members, or anyone closely
3 associated with you, ever been accused of a crime or a sexual offense?

4 PROSPECTIVE JUROR 0874: No.

5 THE COURT: Have you ever served on a jury before?

6 PROSPECTIVE JUROR 0874: No.

7 THE COURT: Is there anything about the nature of this case,
8 or anything that you heard here today, that would make it difficult for
9 you to sit as a juror in the case?

10 PROSPECTIVE JUROR 0874: No.

11 THE COURT: Can you base your verdict solely on the
12 evidence presented at the trial, and wait to form an opinion until you've
13 heard all of the evidence?

14 PROSPECTIVE JUROR 0874: Yes.

15 THE COURT: Can you be fair to both sides?

16 PROSPECTIVE JUROR 0874: Yes.

17 THE COURT: Thank you.

18 PROSPECTIVE JUROR 874: Uh-huh.

19 THE COURT: Ms. Fayerverger?

20 PROSPECTIVE JUROR 0885: Verger.

21 THE COURT: Fayerverger?

22 PROSPECTIVE JUROR 0885: Uh-huh.

23 THE COURT: How long have you lived in Clark County?

24 PROSPECTIVE JUROR 0885: 18 years.

25 THE COURT: How far did you go in school?

1 PROSPECTIVE JUROR 0885: Trade school, two years.
2 THE COURT: What kind of trade?
3 PROSPECTIVE JUROR 0885: For visual communications. It
4 was a fashion school.
5 THE COURT: Oh, I'm sorry?
6 PROSPECTIVE JUROR 0885: It was a fashion school --
7 THE COURT: Okay.
8 PROSPECTIVE JUROR 0885: -- in California.
9 THE COURT: All right. Are you employed?
10 PROSPECTIVE JUROR 0885: Yes.
11 THE COURT: What kind of work do you do?
12 PROSPECTIVE JUROR 0885: Manager at a tattoo shop.
13 THE COURT: Are you married or in a significant
14 relationship?
15 PROSPECTIVE JUROR 0885: Single.
16 THE COURT: I'm sorry?
17 PROSPECTIVE JUROR 0885: Single.
18 THE COURT: Do you have any children? No?
19 PROSPECTIVE JUROR 0885: No.
20 THE COURT: Have you, any family members, or anyone
21 closely associated with you, ever been the victim of a crime --
22 PROSPECTIVE JUROR 0885: No.
23 THE COURT: -- or a sexual offense?
24 PROSPECTIVE JUROR 0885: No.
25 THE COURT: Have you, any family members, or anyone

1 closely associated with you, ever been accused of a crime or a sexual
2 offense?

3 PROSPECTIVE JUROR 0885: No.

4 THE COURT: Have you ever served as a juror before?

5 PROSPECTIVE JUROR 0885: No.

6 THE COURT: Is there anything about the nature of this case,
7 or anything that you've heard here today, that would make it difficult for
8 you to sit as a juror in this case?

9 PROSPECTIVE JUROR 0885: No.

10 THE COURT: Can you base your verdict solely on the
11 evidence presented at the trial, and wait to form an opinion until you've
12 heard all the evidence?

13 PROSPECTIVE JUROR 0885: Yes.

14 THE COURT: Can you be fair to both sides of this case?

15 PROSPECTIVE JUROR 0885: Yes.

16 THE COURT: Thank you.

17 Can you be fair to both sides in this case?

18 PROSPECTIVE JUROR 0885: Yes.

19 THE COURT: Thank you.

20 We'll go to Ms. Wendel.

21 [Court and clerk confer confer]

22 THE COURT: How long have you lived in Clark County?

23 PROSPECTIVE JUROR 0887: 49 years.

24 THE COURT: How far did you go in school?

25 PROSPECTIVE JUROR 0887: High school.

1 THE COURT: Are you employed?
2 PROSPECTIVE JUROR 0887: I'm retired.
3 THE COURT: Retired from --
4 PROSPECTIVE JUROR 0887: District court.
5 THE COURT: Oh, that's right. You said that before. Are you
6 married or in a significant relationship?
7 PROSPECTIVE JUROR 0887: Married.
8 THE COURT: What does your spouse do?
9 PROSPECTIVE JUROR 0887: Small business owner, pest
10 control.
11 THE COURT: Do you have any children?
12 PROSPECTIVE JUROR 0887: Yes. Son, 28, and a son, 24.
13 My 24-year-old son is a bartender/server. The 28-year-old is a carpenter.
14 THE COURT: Have you, any family members, or anyone
15 closely associated with you, ever been the victim of a crime or sexual
16 offense?
17 PROSPECTIVE JUROR 0887: Yes. My husband, about seven
18 years ago, was assaulted outside a bank. They attempted to rob him,
19 and he was assaulted.
20 THE COURT: Was that here in Vegas?
21 PROSPECTIVE JUROR 0887: Yes.
22 THE COURT: Did they catch anyone?
23 PROSPECTIVE JUROR 0887: No.
24 THE COURT: Were you satisfied with how the case was
25 handled -- or I guess not handled, really?

1 PROSPECTIVE JUROR 0887: Well, I wish they would've
2 caught him, but yes. They -- they handled it as well as they could.

3 THE COURT: Okay. Anything about that experience that
4 would cause you not to be fair and impartial in this case?

5 PROSPECTIVE JUROR 0887: No.

6 THE COURT: Have you, any family member, or anyone
7 closely associated with you, ever been accused of a crime or a sexual
8 offense?

9 PROSPECTIVE JUROR 0887: No.

10 THE COURT: Have you ever served on a jury before?

11 PROSPECTIVE JUROR 0887: No. I have not.

12 THE COURT: Is there anything about the nature of this case,
13 or anything that you heard here today, that would make it difficult for
14 you to sit as a juror in the case?

15 PROSPECTIVE JUROR 0887: No, Your Honor.

16 THE COURT: Can you base your verdict solely on the
17 evidence presented at the trial, and wait to form an opinion until you've
18 heard all of the evidence?

19 PROSPECTIVE JUROR 0887: Yes.

20 THE COURT: Can you be fair to both sides?

21 PROSPECTIVE JUROR 0887: Yes.

22 THE COURT: Thank you.

23 Mr. Sandoval?

24 THE COURT: How long have you lived in Clark County?

25 PROSPECTIVE JUROR 0983: 22 years.

1 THE COURT: And how far did you go in school?

2 PROSPECTIVE JUROR 0983: High school.

3 THE COURT: Are you employed?

4 PROSPECTIVE JUROR 0983: No. Retired.

5 THE COURT: From --

6 PROSPECTIVE JUROR 0983: Clark County Department of
7 Aviation.

8 THE COURT: Are you married or in a significant
9 relationship?

10 PROSPECTIVE JUROR 0983: Married.

11 THE COURT: Okay. What does your spouse do?

12 PROSPECTIVE JUROR 0983: She's an accountant working on
13 RTC.

14 THE COURT: Do you have any children?

15 PROSPECTIVE JUROR 0983: Two daughters.

16 THE COURT: How old are they?

17 PROSPECTIVE JUROR 0983: One is 24, and the second one
18 is 22.

19 THE COURT: What do they do?

20 PROSPECTIVE JUROR 0983: The 21, she's work for RTC,
21 also. And the 22, she's a teacher.

22 THE COURT: Have you, any family members, or anyone
23 closely associated with you, ever been the victim of a crime --

24 PROSPECTIVE JUROR 0983: Yes.

25 THE COURT: -- or a sexual offense?

1 PROSPECTIVE JUROR 0983: A break-in.
2 THE COURT: Your home?
3 PROSPECTIVE JUROR 983: Uh-huh.
4 THE COURT: Here in Las Vegas?
5 PROSPECTIVE JUROR 0983: Vegas.
6 THE COURT: They catch anyone?
7 PROSPECTIVE JUROR 0983: Yes.
8 THE COURT: Was the person prosecuted?
9 PROSPECTIVE JUROR 0983: Yeah.
10 THE COURT: You sound surprised.
11 PROSPECTIVE JUROR 0983: We were in court, and
12 they -- they presented the people over there, but they let it go because
13 they were on probation.
14 THE COURT: They let them go because they were on
15 probation?
16 PROSPECTIVE JUROR 0983: Uh-huh.
17 THE COURT: Were you satisfied with how that --
18 PROSPECTIVE JUROR 0983: No.
19 THE COURT: Is about that experience that would cause you
20 not to be fair and impartial in this case?
21 PROSPECTIVE JUROR 0983: Yes. I don't believe in man
22 justice.
23 THE COURT: You don't believe in what?
24 PROSPECTIVE JUROR 0983: Man justice. I don't think man
25 could be fair or could be just on other people.

1 THE COURT: You got -- so what are our options?

2 PROSPECTIVE JUROR 0983: I don't know. I'm here to obey
3 the law, that's all.

4 THE COURT: Fair enough. So are you saying that you
5 cannot sit there, listen to the evidence, and evaluate it and follow the
6 law?

7 PROSPECTIVE JUROR 0983: I can listen, anything. I don't
8 know if I'm going to be capable to keep a right decision.

9 THE COURT: Will you follow the law?

10 PROSPECTIVE JUROR 0983: Yeah.

11 THE COURT: Okay.

12 PROSPECTIVE JUROR 0983: As much as I could.

13 THE COURT: Okay. Have you, any family members, or
14 anyone closely associated with you, ever been accused of a crime or a
15 sexual offense?

16 PROSPECTIVE JUROR 0983: Never.

17 THE COURT: Have you ever served as a juror before?

18 PROSPECTIVE JUROR 0983: Yes.

19 THE COURT: How many times?

20 PROSPECTIVE JUROR 0983: One. I don't remember. It was
21 maybe three or four years ago. I don't know. I don't remember.

22 THE COURT: Also here?

23 PROSPECTIVE JUROR 0983: Uh-huh.

24 THE COURT: Was it criminal or civil?

25 PROSPECTIVE JUROR 0983: I don't remember. I -- I had a

1 stroke two years ago, so I -- I don't remember many things.

2 THE COURT: Okay. Without telling us what the verdict was,
3 was the jury able to reach a verdict?

4 PROSPECTIVE JUROR 0983: I don't remember.

5 THE COURT: Okay. Do you remember if you were the
6 foreperson?

7 PROSPECTIVE JUROR 0983: If I was what?

8 THE COURT: The foreperson of the jury?

9 PROSPECTIVE JUROR 0983: No, I don't remember.

10 THE COURT: Is there anything about the nature of this case,
11 or anything that you heard here today, that would make it difficult for
12 you to sit as a juror in the case?

13 PROSPECTIVE JUROR 0983: Only my health.

14 THE COURT: Okay. If you told us before, I don't have any
15 notes. Is there -- do you have a health issue?

16 PROSPECTIVE JUROR 0983: Well, like I told you, I had a
17 heart attack seven years ago. I had a stroke two years ago. And since
18 those days, I -- I can't listening to you right now, but I don't -- I don't
19 know if I can remember tomorrow. It's just like that.

20 THE COURT: Okay. So you have a memory issue?

21 PROSPECTIVE JUROR 0983: I don't know. I can bring you
22 the list, but I don't know. It's just -- I can't keep the things too much in
23 my head.

24 THE COURT: Okay. And that's what I'm asking. Do you feel
25 that you couldn't listen to testimony for the next few days and then come

1 and apply that to the law?

2 PROSPECTIVE JUROR 0983: I don't know if I could
3 remember the details and everything. It's --

4 THE COURT: So do you --

5 PROSPECTIVE JUROR 0983: It's a little hard for me.

6 THE COURT: What I'm asking is, do you -- so do you have
7 short-term or long-term memory issues that would impact your ability to
8 be fair and impartial in this trial?

9 PROSPECTIVE JUROR 0983: I guess.

10 THE COURT: Other side.

11 MR. MARTINEZ: Submitted, Your Honor.

12 THE DEFENDANT: No objection.

13 THE COURT: Okay. We're going to go ahead and thank and
14 excuse you.

15 PROSPECTIVE JUROR 0983: Thank you.

16 [Court and clerk confer confer]

17 THE CLERK: Cantere, 012. You'll move to seat 26.

18 THE COURT: Ms. Cantere, how long have you been in Clark
19 County?

20 PROSPECTIVE JUROR 0012: How long I've been living here
21 in Vegas?

22 THE COURT: Yeah.

23 PROSPECTIVE JUROR 0012: 10 years.

24 THE COURT: How far did you go in school?

25 PROSPECTIVE JUROR 0012: High school.

1 THE COURT: Are you employed?
2 PROSPECTIVE JUROR 0012: Yes. I am.
3 THE COURT: What do you do?
4 PROSPECTIVE JUROR 0012: I'm a hair stylist.
5 THE COURT: Are you married or in a significant
6 relationship?
7 PROSPECTIVE JUROR 0012: I'm not married, but I have a
8 boyfriend.
9 THE COURT: Does he work?
10 PROSPECTIVE JUROR 0012: Yes. He does.
11 THE COURT: What does he do?
12 PROSPECTIVE JUROR 0012: He's a truck driver.
13 THE COURT: Do you have any children?
14 PROSPECTIVE JUROR 0012: I didn't hear you. What did you
15 say?
16 THE COURT: Do you have any children?
17 PROSPECTIVE JUROR 0012: No. I don't.
18 THE COURT: Have you or anyone close to you, or any family
19 members, ever been a victim of a crime or a sexual offense?
20 PROSPECTIVE JUROR 0012: No.
21 THE COURT: Have you, any family members, or anyone
22 close to you, ever been accused of a crime or a sexual offense?
23 PROSPECTIVE JUROR 0012: Yes.
24 THE COURT: Who?
25 PROSPECTIVE JUROR 0012: I do not wish to discuss that,

1 please.

2 THE COURT: Is it a family member?

3 PROSPECTIVE JUROR 0012: It's a family member, and I do
4 not wish to discuss that, please.

5 THE COURT: Okay. And I understand that. We're not prying
6 to get into your personal life, but these are some questions and some
7 information that we need, to determine if you'd be a good juror for this
8 case, or a fair juror for this case. So you don't -- I don't need any names,
9 but if you could just tell me a little bit about what happened?

10 PROSPECTIVE JUROR 0012: I do not wish to discuss that,
11 please, because I don't know.

12 THE COURT: You don't know what happened?

13 PROSPECTIVE JUROR 0012: I don't know what happened.

14 THE COURT: Okay. Something happened, but you don't
15 know what is was?

16 PROSPECTIVE JUROR 0012: Something happened. I don't
17 know what happened.

18 THE COURT: Okay. Was it something that happened to you?

19 PROSPECTIVE JUROR 0012: No, ma'am.

20 THE COURT: To someone in your family?

21 PROSPECTIVE JUROR 0012: I didn't get that question. What
22 did you ask?

23 THE COURT: Was it to someone in your family?

24 PROSPECTIVE JUROR 0012: Like I said, I don't know, ma'am.
25 No.

1 THE COURT: Okay. Is there anything about that -- you said
2 you don't really know -- is there anything about what you do know that
3 would cause you not to be fair and impartial in this case?

4 PROSPECTIVE JUROR 0012: Can you please repeat that
5 question?

6 THE COURT: Yeah. Is there anything about whatever you're
7 saying that somebody was a victim of a crime or a sexual offense that
8 experienced that would cause you not to be fair and impartial in this
9 case?

10 PROSPECTIVE JUROR 0012: Honestly, my feelings and my
11 emotions, I didn't even hear what -- I didn't hear any sides yet and if
12 you're asking if I'm going to be fair, at this moment what I want to say is,
13 I don't think I would be fair.

14 THE COURT: Do you believe in the presumption of
15 innocence?

16 PROSPECTIVE JUROR 0012: I didn't hear.

17 THE COURT: Do you believe in the presumption of
18 innocence, that someone's presumed innocent until they're proven
19 guilty?

20 PROSPECTIVE JUROR 0012: Your Honor, you're making me
21 believe -- relive this whole thing. And this emotional rollercoaster that
22 I'm going on right now is -- I never thought I would be going through
23 this. And I'm getting baffled at this moment. So can you please, again,
24 repeat the question?

25 THE COURT: Can you be fair and impartial in this case?

1 PROSPECTIVE JUROR 0012: Can you help me out with this
2 question? I'm -- I'm clouded and I'm --

3 THE MARSHAL: Are you okay with me interpreting, Judge?

4 THE COURT: Can you hear me? Are you --

5 PROSPECTIVE JUROR 0012: Partially. I was going on in
6 what you were talking to me about and what you're asking --

7 THE COURT: I --

8 PROSPECTIVE JUROR 0012: I'm going through an emotional
9 rollercoaster right now.

10 THE COURT: So what I'm asking is, you can't hear my voice,
11 or --

12 PROSPECTIVE JUROR 0012: Yeah. I can hear you now.

13 THE COURT: -- you can't make sense of what I'm saying?

14 PROSPECTIVE JUROR 0012: I can hear you now, but I can't
15 make sense of what you're saying.

16 THE COURT: Does either side have an objection to excusing
17 this juror?

18 MR. MARTINEZ: No, Your Honor.

19 MR. MILES: No, Your Honor.

20 THE COURT: Mr. Miles?

21 MR. MILES: No, Your Honor. No objection.

22 THE COURT: Thank you.

23 You're excused.

24 PROSPECTIVE JUROR 0018: Thank you.

25 THE CLERK: Geiger, 013 -- 018.

1 PROSPECTIVE JUROR 0018: Geiger, seat 26.

2 THE COURT: Okay. Thank you, Ms. Geiger. How long have
3 you lived in Clark County?

4 PROSPECTIVE JUROR 0018: 41 years.

5 THE COURT: How far did you go in school?

6 PROSPECTIVE JUROR 0018: High school and a little bit of
7 trade school.

8 THE COURT: What kind of trade school?

9 PROSPECTIVE JUROR 0018: Cosmetology.

10 THE COURT: Are you employed?

11 PROSPECTIVE JUROR 0018: Yes.

12 THE COURT: What kind of work do you do?

13 PROSPECTIVE JUROR 0018: I'm an office manager in a small
14 business.

15 THE COURT: Are you married or in a significant
16 relationship?

17 PROSPECTIVE JUROR 0018: Married.

18 THE COURT: Does your spouse work?

19 PROSPECTIVE JUROR 0018: Yes.

20 THE COURT: Doing --

21 PROSPECTIVE JUROR 0018: He owns and operates a small
22 communications business.

23 THE COURT: Do you have children?

24 PROSPECTIVE JUROR 0018: Yes. I have a 39-year-old son, a
25 35-year-old son, and a 31-year-old daughter.

1 THE COURT: And what do they do?

2 PROSPECTIVE JUROR 0018: The oldest is an ironworker. My
3 middle son puts together computer systems. And my daughter is a hair
4 stylist, and she works for a helicopter tour company, and is studying to
5 become a commercial pilot.

6 THE COURT: Have you, your family member, or anyone
7 closely associated with you, ever been the victim of a crime or sexual
8 offense?

9 PROSPECTIVE JUROR 0018: Our house was robbed at one
10 time.

11 THE COURT: Okay. Was that here in Vegas?

12 PROSPECTIVE JUROR 0018: Yes.

13 THE COURT: Did they catch anybody?

14 PROSPECTIVE JUROR 0018: No.

15 THE COURT: Were you content with the way it was handled?

16 PROSPECTIVE JUROR 0018: Well, yeah. As good as it could
17 be.

18 THE COURT: You wanted somebody caught, but --

19 PROSPECTIVE JUROR 0018: Yeah.

20 THE COURT: -- you're not blaming anybody?

21 PROSPECTIVE JUROR 0018: No.

22 THE COURT: -- other than the -- okay. Is there anything
23 about that experience that would cause you not to be fair and impartial
24 in this case?

25 PROSPECTIVE JUROR 0018: No.

1 THE COURT: Have you or any family members, or anyone
2 closely associated with you, ever been accused of a crime?

3 PROSPECTIVE JUROR 0018: My son, on a drug-related
4 charge.

5 THE COURT: Okay. Was that here in Vegas?

6 PROSPECTIVE JUROR 0018: Yes.

7 THE COURT: Was he prosecuted by the DA's office?

8 PROSPECTIVE JUROR 0018: Yes.

9 THE COURT: Was he convicted?

10 PROSPECTIVE JUROR 0018: Pardon me?

11 THE COURT: Was he convicted?

12 PROSPECTIVE JUROR 0018: Yes.

13 THE COURT: How did you feel he was treated?

14 PROSPECTIVE JUROR 0018: Well, the circumstances, I don't
15 think warranted because it was an undercover sting thing. He had picked
16 up his prescription and this guy came up to him and kept begging him to
17 give him his pain medication, and he said, no, but I understand what it's
18 like to be in pain, so I'll give you one. And as soon as he handed one, he
19 slapped \$5 in his hand and then put handcuffs on him, so --

20 THE COURT: Hm.

21 PROSPECTIVE JUROR 0018: I wasn't real happy.

22 THE COURT: Anything about that experience that's going to
23 cause you not to be fair and impartial in this case?

24 PROSPECTIVE JUROR 0018: No.

25 THE COURT: Not going to hold it against --

1 PROSPECTIVE JUROR 0018: No.

2 THE COURT: -- the State here?

3 PROSPECTIVE JUROR 0018: No.

4 THE COURT: Okay. Have you, anyone close to you, any
5 family members, been accused of a sexual offense?

6 PROSPECTIVE JUROR 0018: No.

7 THE COURT: Have you ever served as a juror before?

8 PROSPECTIVE JUROR 0018: No.

9 THE COURT: Is there anything about the nature of this case,
10 or anything you heard here today that would make it difficult for you to
11 sit as a juror in the case?

12 PROSPECTIVE JUROR 0018: No.

13 THE COURT: Can you base your verdict solely on the
14 evidence presented at the trial and wait to form an opinion until you've
15 heard all of the evidence?

16 PROSPECTIVE JUROR 0018: Yes.

17 THE COURT: Can you be fair to both sides in this case?

18 PROSPECTIVE JUROR 0018: Yes.

19 THE COURT: Okay. Ms. Campos? Thank you.
20 Have long have you lived in Clark County?

21 PROSPECTIVE JUROR 0897: 14 years.

22 THE COURT: How far did you go in school?

23 PROSPECTIVE JUROR 0897: High school.

24 THE COURT: Are you employed?

25 PROSPECTIVE JUROR 0897: Yes.

1 THE COURT: What kind of work do you do?

2 PROSPECTIVE JUROR 0897: I'm a casino cage manager.

3 THE COURT: Are you married or in a significant
4 relationship?

5 PROSPECTIVE JUROR 0897: In a significant relationship.

6 THE COURT: What does your significant other do?

7 PROSPECTIVE JUROR 0897: He's a security officer.

8 THE COURT: Do you have any children?

9 PROSPECTIVE JUROR 0897: Yes.

10 THE COURT: Ages and genders?

11 PROSPECTIVE JUROR 0897: I have two kids, a daughter.
12 She's 15. And I have a son, a 10-year-old.

13 THE COURT: Have you, any family member, or anyone
14 closely associated with you, ever been the victim of a crime or a sexual
15 offense?

16 PROSPECTIVE JUROR 0897: Yes. I was robbed at gunpoint
17 when I was working.

18 THE COURT: Was that here in Vegas?

19 PROSPECTIVE JUROR 0897: Yes.

20 THE COURT: They catch somebody?

21 PROSPECTIVE JUROR 0897: I believe they did.

22 THE COURT: Did you -- obviously, the police responded?

23 PROSPECTIVE JUROR 0897: Yes. The police responded and
24 everything. The -- it probably went to trial, but I had nothing to do with
25 it. I didn't have to go to court. And my job pretty much took care of

1 everything.

2 THE COURT: Okay. Were you satisfied with how the case
3 was handled?

4 PROSPECTIVE JUROR 0897: Yes.

5 THE COURT: And anything about that experience that would
6 cause you not to be fair and impartial in this case?

7 PROSPECTIVE JUROR 0897: No.

8 THE COURT: Have you, any family members, anyone close
9 to you, associated with you, ever been accused of a crime or a sexual
10 offense?

11 PROSPECTIVE JUROR 0897: No.

12 THE COURT: Have you ever served as a juror before?

13 PROSPECTIVE JUROR 0897: No.

14 THE COURT: Is there anything about the nature of this case,
15 or anything that you've heard here today that would make it difficult for
16 you to sit as a juror in this case?

17 PROSPECTIVE JUROR 0897: No.

18 THE COURT: Can you base your verdict solely on the
19 evidence presented at the trial and wait to form an opinion until you've
20 heard all of the evidence?

21 PROSPECTIVE JUROR 0897: Yes.

22 THE COURT: Can you be fair to both sides in this case?

23 PROSPECTIVE JUROR 0897: Yes.

24 THE COURT: Thank you.

25 Ms. Lange?

1 PROSPECTIVE JUROR 0972: Yes.
2 THE COURT: Where are you? There you are.
3 PROSPECTIVE JUROR 0972: Right here.
4 THE COURT: Okay. How long have you lived in Clark
5 County?
6 PROSPECTIVE JUROR 0972: 20 years.
7 THE COURT: How far did you go in school?
8 PROSPECTIVE JUROR 0972: Associate's degree.
9 THE COURT: In --
10 PROSPECTIVE JUROR 0972: Business.
11 THE COURT: Are you employed?
12 PROSPECTIVE JUROR 0972: Yes.
13 THE COURT: What kind of work do you do?
14 PROSPECTIVE JUROR 972: Direct of revenue cycle for
15 Aurora Diagnostics.
16 THE COURT: Are you married or in a significant
17 relationship?
18 PROSPECTIVE JUROR 0972: Married.
19 THE COURT: What does your spouse do?
20 PROSPECTIVE JUROR 0972: Retired.
21 THE COURT: From --
22 PROSPECTIVE JUROR 0972: Verizon Wireless.
23 THE COURT: Have you, any family member, or anyone
24 closely associated with you, ever been the victim of a crime or a sexual
25 offense?

1 PROSPECTIVE JUROR 0972: No.

2 THE COURT: Have you, family members, or anyone closely
3 associated with you, ever been accused of a crime or a sexual offense?

4 PROSPECTIVE JUROR 0972: No.

5 THE COURT: Have you ever served as a juror before?

6 PROSPECTIVE JUROR 0972: No.

7 THE COURT: Is there anything about the nature of this case,
8 or anything you heard here today that would make it difficult for you to
9 sit as a juror in this case?

10 PROSPECTIVE JUROR 0972: No.

11 THE COURT: Can you base your verdict solely on the
12 evidence presented at the trial and wait to form an opinion until you've
13 heard all of the evidence?

14 PROSPECTIVE JUROR 0972: Yes.

15 THE COURT: Can you be fair to both sides in this case?

16 PROSPECTIVE JUROR 0972: Yes.

17 THE COURT: Thank you much.

18 Ms. Neuhauser?

19 PROSPECTIVE JUROR 0974: Yes.

20 THE COURT: Okay. How long have you been in Clark
21 County?

22 PROSPECTIVE JUROR 0974: 12 years.

23 THE COURT: How far did you go in school?

24 PROSPECTIVE JUROR 0974: Two years of college.

25 THE COURT: Studying --

1 PROSPECTIVE JUROR 0974: Business administration.

2 THE COURT: Are you employed?

3 PROSPECTIVE JUROR 0974: I'm retired.

4 THE COURT: From --

5 PROSPECTIVE JUROR 0974: I was an executive secretary for
6 an insurance company in New York.

7 THE COURT: From New York?

8 PROSPECTIVE JUROR 0974: Yes.

9 THE COURT: Are you married or in a significant
10 relationship?

11 PROSPECTIVE JUROR 0974: Widow.

12 THE COURT: I'm sorry. What kind of work did your spouse
13 do?

14 PROSPECTIVE JUROR 0974: He was a vice president at AIG
15 Risk Management.

16 THE COURT: Do you have any children?

17 PROSPECTIVE JUROR 0974: Yes. Four.

18 THE COURT: What are their ages and genders?

19 PROSPECTIVE JUROR 0974: I have a son, 48. Another son,
20 46. Daughter, 42. And another daughter 40.

21 THE COURT: And what kinds of work do they do?

22 PROSPECTIVE JUROR 0974: My oldest son is a controller at
23 Dotty's. The next son, supervisor at the LINQ for the zipline. My
24 daughter is -- works for Southwest Medical, she's a lead. And my
25 youngest daughter is an operations supervisor for a law firm in New

1 York.

2 THE COURT: Have you, any family member, or anyone
3 closely associated with you, ever been the victim of a crime or a sexual
4 offense?

5 PROSPECTIVE JUROR 0974: We had a car stolen in New
6 York.

7 THE COURT: Okay. Anything about that experience that
8 would cause you not to be fair and impartial in this case?

9 PROSPECTIVE JUROR 0974: No.

10 THE COURT: You, any family member, anyone closely
11 associated with you, ever been accused of a crime or a sexual offense?

12 PROSPECTIVE JUROR 0974: No.

13 THE COURT: Have you ever been a juror before?

14 PROSPECTIVE JUROR 0974: I've been in a grand jury.

15 THE COURT: Okay. Was that here?

16 PROSPECTIVE JUROR 974: That was in New York.

17 THE COURT: Okay. Anything about that experience that
18 would cause you not to be fair and impartial?

19 PROSPECTIVE JUROR 0974: No.

20 THE COURT: Is there anything about the nature of this case,
21 or anything you heard here today that would make it difficult for you to
22 sit as a juror in this case?

23 PROSPECTIVE JUROR 0974: No.

24 THE COURT: Can you base your verdict solely on the
25 evidence presented at the trial and wait to form an opinion until you've

1 heard all of the evidence?

2 PROSPECTIVE JUROR 0974: Yes.

3 THE COURT: Can you be fair to both sides in this case?

4 PROSPECTIVE JUROR 0974: Yes.

5 THE COURT: Thanks so much.

6 Mr. Guzman?

7 PROSPECTIVE JUROR 0000: Yes.

8 THE COURT: How long have you lived in Clark County?

9 PROSPECTIVE JUROR 0000: About 15 years.

10 THE COURT: How far did you go in school?

11 PROSPECTIVE JUROR 0000: High school.

12 THE COURT: Do you work?

13 THE COURT: Yes.

14 THE COURT: What kind of work do you do?

15 PROSPECTIVE JUROR 0000: I'm a general manager for

16 Denny's.

17 THE COURT: THE COURT: Are you married or in a

18 significant relationship?

19 PROSPECTIVE JUROR 0000: I'm in a significant relationship.

20 THE COURT: What does your significant other do?

21 PROSPECTIVE JUROR 0000: She stays home.

22 THE COURT: Do you have children?

23 PROSPECTIVE JUROR 0000: Yeah. We have four kids.

24 THE COURT: I'm sorry, how many?

25 PROSPECTIVE JUROR 0000: Four.

1 THE COURT: Four? What are their ages and genders?

2 PROSPECTIVE JUROR 0000: The oldest is 14, my daughter's
3 12, the other one is 10, and the little one is 5.

4 THE COURT: Have you, your family member, or anyone
5 closely associated with you, ever been the victim of a crime or a sexual
6 offense?

7 PROSPECTIVE JUROR 0000: Just crime. We had a house
8 burglary about seven years ago.

9 THE COURT: Did they catch anybody?

10 PROSPECTIVE JUROR 0000: I never followed up. It was -- I
11 don't know.

12 THE COURT: Did you report it?

13 PROSPECTIVE JUROR 0000: Yeah. I did.

14 THE COURT: Okay. But as far as you know, nobody was
15 caught?

16 PROSPECTIVE JUROR 0000: No.

17 THE COURT: Anything about that experience that causes
18 you not to be fair and impartial in this case?

19 PROSPECTIVE JUROR 0000: Not with that.

20 THE COURT: You, any family members, or anyone closely
21 associated with you, ever been accused of a crime or a sexual offense?

22 PROSPECTIVE JUROR 0000: No. Not that I know.

23 THE COURT: Have you ever served as a juror before?

24 PROSPECTIVE JUROR 0000: I've been called but I never was
25 here at this court.

1 THE COURT: Is there anything about the nature of this case,
2 or anything you heard here today that would make it difficult for you to
3 sit as a juror in this case?

4 PROSPECTIVE JUROR 0000: Maybe. I know I have worked
5 all my life to earn what I have. Just being the case of what it is, I don't
6 know. I don't think it's fair, you know, to rely on somebody to --

7 THE COURT: You haven't heard anything yet.

8 PROSPECTIVE JUROR 0000: I have worked since I was five
9 years old to get what I want.

10 THE COURT: I understand that, but you understand that if
11 you're selected as a juror, your job will be -- right now, there's no
12 evidence in front of you. The charges aren't into evidence, so it'll be
13 your job to listen to the evidence and decide whether the State has met
14 their burden. That's your only job.

15 PROSPECTIVE JUROR 0000: I -- I think I can listen to
16 everything. I'm a very good listener.

17 THE COURT: Okay. And will you --

18 PROSPECTIVE JUROR 0000: I'm very -- based on my own
19 personal experience that I have worked all my life to get what I want.
20 And listen to this? I mean, I think for any other case, 'm there and I'll be
21 very willing to do it, but in this case, I don't see, like -- it's just for my
22 own feelings.

23 THE COURT: But you don't -- but there is no evidence yet.
24 Are you telling me that you won't listen to the evidence and follow the
25 law? That you're going to convict just because you worked hard your

1 whole life?

2 PROSPECTIVE JUROR 0000: No. I mean, I will listen to it,
3 like --

4 THE COURT: Okay. Will you follow the law?

5 PROSPECTIVE JUROR 0000: Of course.

6 THE COURT: That's all I'm asking. Can you base your
7 verdict solely on the evidence presented at the trial and wait to form an
8 opinion until you've heard all of the evidence?

9 PROSPECTIVE JUROR 0000: Yes.

10 THE COURT: Can you be fair to both sides in this case?

11 PROSPECTIVE JUROR 0000: Yes.

12 THE COURT: Yes? Thank you.

13 Ms. Cuadras?

14 PROSPECTIVE JUROR 0913: Cuadras.

15 THE COURT: Cuadras?

16 PROSPECTIVE JUROR 0913: Yeah.

17 THE COURT: How long have you lived in Clark County?

18 PROSPECTIVE JUROR 0913: 11 years.

19 THE COURT: How far did you go in school?

20 PROSPECTIVE JUROR 0913: I'm currently in college.

21 THE COURT: What are you studying?

22 PROSPECTIVE JUROR 0913: I'm doing my prereqs for
23 nursing.

24 THE COURT: Are you employed?

25 PROSPECTIVE JUROR 0913: No.

1 THE COURT: Are you married or in a significant
2 relationship?

3 PROSPECTIVE JUROR 0913: No.

4 THE COURT: Do you have any children?

5 PROSPECTIVE JUROR 0913: I have two, two boys, eight and
6 six years old.

7 THE COURT: All right. Have you, any family members, or
8 anyone closely associated with you, ever been a victim of a crime or a
9 sexual offense?

10 PROSPECTIVE JUROR 0913: No.

11 THE COURT: All right. Have you, any family members, or
12 anyone closely associated with you, ever been accused of a crime or a
13 sexual offense?

14 PROSPECTIVE JUROR 0913: No.

15 THE COURT: Have you ever served as a juror before?

16 PROSPECTIVE JUROR 0913: No.

17 THE COURT: Is there anything about the nature of this case,
18 or anything you heard here today that would make it difficult for you to
19 sit as a juror in this case?

20 PROSPECTIVE JUROR 0913: No.

21 THE COURT: Can you base your verdict solely on the
22 evidence presented at the trial and wait to form an opinion until you've
23 heard all of the evidence?

24 PROSPECTIVE JUROR 0913: Yes, ma'am.

25 THE COURT: And can you be fair to both sides?

1 PROSPECTIVE JUROR 0913: Yes, ma'am.

2 THE COURT: Thanks so much.

3 Ms. Ortiz?

4 PROSPECTIVE JUROR 0975: Yes.

5 THE COURT: How long have you lived in Clark County?

6 PROSPECTIVE JUROR 0975: 23 years, born and raised.

7 THE COURT: How far did you go in school?

8 PROSPECTIVE JUROR 0975: I'm currently doing college for
9 criminal justice.

10 THE COURT: All right. Are you employed as well, or --

11 PROSPECTIVE JUROR 0975: Yes. I work at Anthem Blue
12 Cross, and before that I worked with the criminal defense attorney
13 downtown.

14 THE COURT: All right. Are you married or in a significant --

15 PROSPECTIVE JUROR 0975: Married.

16 THE COURT: -- relationship? Does your spouse work?

17 PROSPECTIVE JUROR 0975: He does. He's a chef at Planet
18 Hollywood.

19 THE COURT: Do you have any children?

20 PROSPECTIVE JUROR 0975: I do, two. A six-year-old boy
21 and a 10-month-old girl.

22 THE COURT: Have you, anyone in your family, or anyone
23 close to you, ever been the victim of a crime or a sexual offense?

24 PROSPECTIVE JUROR 0975: No.

25 THE COURT: Have you, any family members, or anyone

1 closely associated with you, ever been accused of a crime or a sexual
2 offense?

3 PROSPECTIVE JUROR 0975: My mom got a DUI, like, three
4 years ago.

5 THE COURT: Here in Vegas?

6 PROSPECTIVE JUROR 0975: Yes.

7 THE COURT: Did you feel like she was treated fairly?

8 PROSPECTIVE JUROR 0975: She was. She did her classes
9 and the case was closed.

10 THE COURT: Okay. Anything about that that causes you to
11 believe you couldn't fair in this case?

12 PROSPECTIVE JUROR 0975: No.

13 THE COURT: Have you ever served as a juror before?

14 PROSPECTIVE JUROR 0975: Never.

15 THE COURT: Is there anything about the nature of this case,
16 or anything you heard here today that would make it difficult for you to
17 sit as a juror in this case?

18 PROSPECTIVE JUROR 0975: No.

19 THE COURT: Can you base your verdict solely on the
20 evidence presented at the trial and wait to form an opinion until you've
21 heard all of the evidence?

22 PROSPECTIVE JUROR 0975: Yes.

23 THE COURT: And can you be fair to both sides in this case?

24 PROSPECTIVE JUROR 0975: Yes.

25 THE COURT: Thanks so much.

1 Mr. Hayes, 918?

2 PROSPECTIVE JUROR 0918: Yes, ma'am.

3 [Court and clerk confer confer]

4 THE COURT: All right, Mr. Hayes. How long have you lived
5 in Clark County?

6 PROSPECTIVE JUROR 0918: 12 years.

7 THE COURT: How far did you go in school?

8 PROSPECTIVE JUROR 0918: Two years, general.

9 THE COURT: Are you employed?

10 PROSPECTIVE JUROR 0918: Yes, ma'am.

11 THE COURT: What do you do?

12 PROSPECTIVE JUROR 0918: I'm in the convention business.

13 THE COURT: All right. Are you married or in a significant
14 relationship?

15 PROSPECTIVE JUROR 0918: Significant relationship.

16 THE COURT: What does your significant other do?

17 PROSPECTIVE JUROR 0918: Las Vegas Convention Center.

18 THE COURT: Do you have any children?

19 PROSPECTIVE JUROR 0918: Six.

20 THE COURT: Ages and gender, please? Ballpark. I don't
21 need --

22 PROSPECTIVE JUROR 0918: Five girls, one boy, 45, 36, 34,
23 33, 32, 30.

24 THE COURT: What kinds of work do they do?

25 PROSPECTIVE JUROR 0918: Waitress, nurse, real estate,

1 nurse, land surveyor, waitress.

2 THE COURT: Have you, any family members, or anyone
3 closely associated with you, ever been the victim of a crime or a sexual
4 offense?

5 PROSPECTIVE JUROR 0918: No, ma'am.

6 THE COURT: Have you, any family members, or anyone
7 closely associated with you, ever been accused of a crime or a sexual
8 offense?

9 PROSPECTIVE JUROR 0918: Yes, ma'am. Me.

10 THE COURT: And what was that?

11 PROSPECTIVE JUROR 0918: Drugs.

12 THE COURT: How long ago?

13 PROSPECTIVE JUROR 0918: 30 years.

14 THE COURT: Here in Vegas?

15 PROSPECTIVE JUROR 0918: [Indiscernible.]

16 THE COURT: All right. Anything about that case that would
17 cause you not to be able to be fair and impartial in this case?

18 PROSPECTIVE JUROR 0918: No, ma'am.

19 THE COURT: Were you treated fairly by the system?

20 PROSPECTIVE JUROR 0918: Yes, ma'am.

21 THE COURT: Have you ever served as a juror before?

22 PROSPECTIVE JUROR 0918: No, ma'am.

23 THE COURT: Is there anything about the nature of this case,
24 or anything you heard here today that would make it difficult for you to
25 sit as a juror in this case?

1 PROSPECTIVE JUROR 0918: No, ma'am.

2 THE COURT: Can you base your verdict solely on the
3 evidence presented at the trial and wait to form an opinion until you've
4 heard all of the evidence?

5 PROSPECTIVE JUROR 0918: Absolutely.

6 THE COURT: Can you be fair to both sides in this case?

7 PROSPECTIVE JUROR 0918: Yes, ma'am.

8 THE COURT: Thanks so much.

9 Okay. That brings us to the end of our 33, right? Okay, I'm
10 now going to -- now, ladies and gentlemen, we're going to just focus on
11 the first 33. It'll be counsel and defense opportunity to ask questions.

12 We'll take a 10-minute break, yeah?

13 UNIDENTIFIED SPEAKER: Yes.

14 THE COURT: Or do you want 15?

15 UNIDENTIFIED SPEAKER: 15.

16 THE COURT: 15? Okay, 2:45. Before you go -- ladies and
17 gentlemen, we're going to have a 15-minute recess. During this recess,
18 you are admonished not to talk or converse among yourselves or with
19 anyone else on any subject connected with this trial, or read, watch, or
20 listen to any report or commentary on the trial or any person connected
21 with this trial, by any medium of information, including without
22 limitation to newspapers, television, the internet, and radio, or form or
23 express any opinion on any subject connected with the trial until the
24 case is finally submitted to you, and no legal or factual research or
25 investigation or recreation of testimony on your own.

1 Okay. See you in 15.

2 THE MARSHAL: All rise for the exiting jury.

3 [Outside the presence of the prospective jury.]

4 THE COURT: Anything outside the presence?

5 MR. MARTINEZ: No, Your Honor.

6 MS. RHOADES: I do just have one quick question. So with
7 the questions that we submitted to you, we can ask those. Can we also
8 ask a couple of follow-up questions of the answers that they gave?

9 THE COURT: Yeah.

10 MS. RHOADES: Okay.

11 THE COURT: That's what I said before. I'm limit -- I don't
12 want any new topics opened up --

13 MS. RHOADES: Okay.

14 THE COURT: -- unless there's a real compelling reason,
15 because as far as I'm concerned, this is what you guys presented and
16 you were content with it on both sides. But yeah, if they answer
17 something and you need to follow up, of course, you can follow that up.

18 MS. RHOADES: Okay.

19 THE COURT: All right?

20 MS. RHOADES: Or anything that they answered to you?

21 THE COURT: Correct.

22 MS. RHOADES: I think there were a couple you were, like,
23 you guys can follow up.

24 THE COURT: Yeah. But follow up just on what I did. Yeah,
25 some of it I left to let you guys go.

1 MS. RHOADES: Okay. All right. Thank you.

2 THE COURT: And we'll have you stay at your tables; is that
3 all right? Then you can have access to your materials?

4 MS. RHOADES: Sure. Or I mean, it might be kind of weird
5 back there, but I'll figure it out.

6 THE COURT: Oh, and --

7 MR. MILES: Is it normally conducted where you're walking
8 around or something, or --

9 THE COURT: I always do it different. I stayed at my chair for
10 27 years, but I don't know what other people do. You do need to stay by
11 a mic.

12 THE CLERK: If you want to walk around and use --

13 MS. RHOADES: I'll just stay there. I mean --

14 THE COURT: Yeah, let's stay at our tables. Your
15 microphones are there. Obviously, you'll have to turn around to the
16 extent that people are behind you.

17 Mr. Miles, you -- I mean, you can just face them because
18 you're located better than the State is. You don't have them literally
19 behind you.

20 MR. MILES: Okay.

21 THE COURT: Okay?

22 MS. RHOADES: Okay.

23 THE COURT: Good enough?

24 MS. RHOADES: Uh-huh. Thank you.

25 THE COURT: All right. I'll see you in a few minutes.

1 [Recess at 2:31 p.m., recommencing at 2:54 p.m.]

2 [Outside the presence of the prospective jury.]

3 THE COURT: Okay. State?

4 MS. RHOADES: Yes. Thank you.

5 Good afternoon, everyone. I -- again, we don't mean to pry.

6 I don't want one answer or another answer. We just need you to be
7 honest because we don't know what you're thinking, and we just need
8 some details and follow-up questions.

9 So I don't mean to pry, I promise. I'm going to ask some
10 general questions and then also some specific questions. So if nobody
11 wants to raise their hand when I ask the general questions, I might just,
12 like, call on some people. So just bear with me.

13 Does everyone understand that the State has the burden of
14 proof in a criminal case?

15 And everyone is nodding in the affirmative.

16 Does anyone have any issues with that? Just raise your
17 hand if you have any issues, concerns, anything like that? Everyone
18 understands that Mr. Miles, he has no burden to prove anything at all;
19 does everyone understand that?

20 Everyone's nodding in the affirmative.

21 And the Court will instruct you on the State's standard of
22 proof. We have to prove each element of the crime, beyond a
23 reasonable doubt, and the Court is going to instruct you on what beyond
24 a reasonable doubt is. Can everyone promise to follow that instruction
25 and hold the State to that standard, not higher and not lower? Anyone

1 have any issues with that?

2 IN UNISON: No.

3 MS. RHOADES: And does everyone understand -- I mean,
4 sometimes on TV shows they have, like, beyond a shadow of a doubt,
5 and that kind of terminology. That's not the terminology. It's not 100
6 percent. It's, "beyond a reasonable doubt." Anyone have any issues
7 with that?

8 IN UNISON: No.

9 MS. RHOADES: Okay. Does anybody watch crime shows
10 like CSI, things of that nature?

11 And I'm going to try to get this right, Ms. Fayerverger, badge
12 885?

13 PROSPECTIVE JUROR 0885: Good job.

14 MS. RHOADES: Okay. Thank you. So you watch CSI?

15 PROSPECTIVE JUROR 0885: Yeah. With my older sister.

16 MS. RHOADES: What's that?

17 PROSPECTIVE JUROR 0885: With my older sister.

18 MS. RHOADES: And do you think that that is actually how
19 crimes get solved and trials get done?

20 PROSPECTIVE JUROR 0885: Probably not.

21 MS. RHOADES: Well, it probably doesn't happen in an hour?

22 PROSPECTIVE JUROR 0885: No.

23 MS. RHOADES: And some of the technology that they have
24 might not be actually what we have?

25 PROSPECTIVE JUROR 0885: Right.

1 MS. RHOADES: Okay. What kind of shows do you watch?
2 What CSI shows?

3 PROSPECTIVE JUROR 0885: I don't know. I like a lot of True
4 Crime stuff, and I read a lot of serial killer books.

5 MS. RHOADES: Okay.

6 PROSPECTIVE JUROR 0885: That -- that's it.

7 MS. RHOADES: So you realize that's fake and this is real,
8 and things might show up a little bit differently in a criminal trial?

9 PROSPECTIVE JUROR 0885: Yeah.

10 MS. RHOADES: Okay. Thank you.

11 Anyone else? Ms. Foytik --

12 PROSPECTIVE JUROR 0803: Foytik.

13 MS. RHOADES: -- Badge 803?

14 PROSPECTIVE JUROR 0803: Uh-huh.

15 MS. RHOADES: What shows do you watch?

16 PROSPECTIVE JUROR 0803: I watch CSI. I watch, like,
17 Chicago PD and those shows. Like, I like all the Chicago shows that they
18 show on, I think, Tuesday night.

19 MS. RHOADES: Is there anything that you are expecting to
20 see in this trial?

21 PROSPECTIVE JUROR 0803: No. I know it's all -- you know,
22 it's not reality. It's -- it's fiction in most of those cases, you know?

23 MS. RHOADES: Okay.

24 PROSPECTIVE JUROR 0803: But I did watch CSI when it was
25 on, and I know a lot of that was just all fabricated.

1 MS. RHOADES: Okay. So there's no particular kind of
2 evidence, piece of evidence, that you do not require?

3 PROSPECTIVE JUROR 0803: No. I just enjoy watching the
4 shows.

5 MS. RHOADES: Okay.

6 PROSPECTIVE JUROR 0803: Okay?

7 MS. RHOADES: All right.

8 Anyone else, watch the shows, have any comments about
9 what kinds of things they -- if they are going to require the State to
10 prove -- to show you anything, like fingerprint evidence, DNA evidence,
11 things of that nature, based on those TV shows? No?

12 IN UNISON: No.

13 MS. RHOADES: Okay. Oh, I'm sorry. Ms. Bird, badge 812. I
14 believe you rose your hand as well?

15 PROSPECTIVE JUROR 0812: Yeah. I watch a lot of Law &
16 Order.

17 MS. RHOADES: What's your favorite one? I know they have
18 a lot different ones.

19 PROSPECTIVE JUROR 0812: Law & Order SVU.

20 MS. RHOADES: Mine, too. Is there anything that you're
21 expecting to see in this trial?

22 PROSPECTIVE JUROR 0812: No.

23 MS. RHOADES: Okay.

24 PROSPECTIVE JUROR 0812: Especially since I've actually
25 been involved in a court case. I actually know that they're very different.

1 MS. RHOADES: Okay. And I know that you told us a little bit
2 about the court case you were involved in. Will you just tell -- refresh my
3 memory about that?

4 PROSPECTIVE JUROR 0812: My daughter -- daughters were
5 sexually assaulted by a cousin of mine that is not what generally led to
6 my daughter's suicide, but I -- I thought it could've played a part. And
7 we were just basically going to trial because of the fact of he was a
8 registered sex offender and it happened at a family gathering. And I, of
9 course, pressed charges, and he was found guilty.

10 MS. RHOADES: Okay. So he was already a registered sex
11 offender --

12 PROSPECTIVE JUROR 0812: Yes, ma'am.

13 MS. RHOADES: -- when he did that? Okay. I'm sorry to hear
14 about that.

15 PROSPECTIVE JUROR 0812: Thank you

16 MS. RHOADES: And I know that you told us about that
17 yesterday. What -- so you had to -- did you have to go to court yourself
18 and testify?

19 PROSPECTIVE JUROR 0812: Yes, ma'am.

20 MS. RHOADES: And you had to bring your daughter to
21 testify?

22 PROSPECTIVE JUROR 0812: Yes, ma'am.

23 MS. RHOADES: How did that -- how did you feel about that
24 experience, just court in general, and having to testify?

25 PROSPECTIVE JUROR 0812: Not nervous at all. I think I was

1 more nervous about facing my cousin than anything else. Other than
2 that, I think everything ran accordingly. Not the desired verdict that I
3 would've wanted, but he offered an apology. I did accept it. And I did
4 ask for a little bit of praise to be exhibited on him because of his past
5 circumstances.

6 So I'm -- it -- it's not necessarily seeking vengeance. It's
7 sometimes just wanting justice, but also knowing that justice doesn't
8 come one way, so --

9 MS. RHOADES: How old was your daughter when she had
10 to testify?

11 PROSPECTIVE JUROR 0812: She was 12 or 13.

12 MS. RHOADES: Were you able to watch her testify?

13 PROSPECTIVE JUROR 0812: No, ma'am.

14 MS. RHOADES: Okay. Because you were also a witness in
15 the case?

16 PROSPECTIVE JUROR 0812: Correct.

17 MS. RHOADES: Okay. Okay. Thank you very much, Ms.
18 Bird.

19 PROSPECTIVE JUROR 0812: Thank you.

20 MS. RHOADES: Anybody else want to comment on crime
21 shows and any pieces of evidence, or anything like that?

22 I'm seeing no hands.

23 Does everyone appreciate the fact that Mr. Miles has a right
24 to an attorney? Does everyone understand that in the United States --

25 UNIDENTIFIED PROSPECTIVE JUROR: Yes.

1 MS. RHOADES: -- criminal defendants have a right to an
2 attorney? Everyone's nodding in the affirmative.

3 UNIDENTIFIED PROSPECTIVE JUROR: Yes.

4 MS. RHOADES: Does everyone also understand that Mr.
5 Miles has a right to represent himself?

6 IN UNISON: Yes.

7 MS. RHOADES: Everyone's nodding in the affirmative to
8 that.

9 Anyone think that it's unfair that two trained people who do
10 this for their profession are prosecuting Mr. Miles, and Mr. Miles is
11 representing himself? Does anyone have any issues with that?

12 PROSPECTIVE JUROR 0910: I'm not one of the 33, so --

13 MS. RHOADES: Okay.

14 PROSPECTIVE JUROR 0910: -- but I'm concerned.

15 MS. RHOADES: Okay.

16 PROSPECTIVE JUROR 0910: Yeah.

17 MS. RHOADES: Because she's not one of the 33, do you
18 want me to follow up with her later?

19 THE COURT: Let's stay with the 33 for now.

20 MS. RHOADES: Okay.

21 THE COURT: Yeah.

22 MS. RHOADES: Just, will you please give me your badge
23 number and last name?

24 PROSPECTIVE JUROR 0910: It's 05-910 is what's --

25 MS. RHOADES: Thank you.

1 Okay. Anyone in the 33 have any issues with that, or want to
2 comment on that in any manner? Everyone's okay with that? No one's
3 going to hold it against the State because we were assigned to prosecute
4 the case and he's representing himself?

5 I see no hands.

6 Along those same lines, does everyone appreciate that there
7 are rules of evidence that both sides need to follow, whether we are
8 trained attorneys, whether you're representing yourself? There's rules of
9 evidence that we have to follow; does everyone understand that?

10 IN UNISON: Yes.

11 MS. RHOADES: Okay. And if sometimes we have to object
12 to something Mr. Miles asks or vice versa, are you going to hold it
13 against either side when and if we object to certain questions?

14 IN UNISON: No.

15 MS. RHOADES: No.

16 Anyone have any issues with that?

17 And does everyone also understand that the questions that
18 the State asks, the actual questions and also the questions that Mr. Miles
19 asks, that's not evidence in the case. Arguments of counsel or Mr. Miles
20 are not evidence in the case. It'll come from the witness stand. Does
21 everyone understand that? Anyone have any issues with that?

22 PROSPECTIVE JUROR 0806: No.

23 MS. RHOADES: Mr. Neal, any issue?

24 PROSPECTIVE JUROR 0806: No issue, no.

25 MS. RHOADES: Okay. And that's badge number 06.

1 Does anyone here feel that the decision to prosecute should
2 always be left to the victim in the case? In other words -- I mean, it's
3 ultimately the State of Nevada vs. Christian Miles. It's not a civil case.
4 It's not Gabriel King vs. Christian Miles. So ultimately, it's the State's
5 decision whether or not to prosecute a case. Is anyone uncomfortable
6 with that? Does anyone think that the decision should always be left to
7 the victim? Anyone want to comment on that at all?

8 Thank you. All right. So let me get this straight. I believe
9 Ms. Saldana-Ambriz, badge 870.

10 PROSPECTIVE JUROR 0870: I just think it should play a part
11 in it, like, as far as I know and how I understand. I think the victim should
12 have some part in deciding if they want to continue with that or
13 prosecute someone else.

14 MS. RHOADES: Okay. Can you think of reasons why the
15 State would make the decision?

16 PROSPECTIVE JUROR 0870: They probably have other
17 evidence against the person they are prosecuting, and the victim is just,
18 like, one part of a bigger story.

19 MS. RHOADES: Okay. And along those same lines, I mean,
20 sometimes it's not only protecting the victim, but protecting the
21 community --

22 PROSPECTIVE JUROR 0870: Uh-huh.

23 MS. RHOADES: -- protecting other potential victims in a
24 case?

25 PROSPECTIVE JUROR 0870: Yeah.

1 MS. RHOADES: Is that done okay?

2 PROSPECTIVE JUROR 0870: Yes.

3 MS. RHOADES: Okay. But you think that they should have a

4 say?

5 PROSPECTIVE JUROR 0870: Yeah. I just think if

6 something -- if they are, like, presenting evidence or they're being a

7 witness in a way, they should have some say in it.

8 MS. RHOADES: Okay. Thank you.

9 Anyone else want to comment on that?

10 Mr. --

11 PROSPECTIVE JUROR 0986: 98 -- 986, Boyadjian.

12 MS. RHOADES: 986.

13 PROSPECTIVE JUROR 0986: My issue is, where are the

14 parents, or are the parents -- why aren't the parents involved in -- in this,

15 or where they -- where are they?

16 MS. RHOADES: Well, I can't really answer any questions --

17 PROSPECTIVE JUROR 0986: Yeah, well, I know that.

18 MS. RHOADES: -- about the case.

19 PROSPECTIVE JUROR 0986: I don't know the details. But I

20 mean, that -- that's going through my mind, so I had to ask.

21 MS. RHOADES: Okay. I guess in general do you have a

22 problem -- or do you understand that it's the State vs. Christian Miles?

23 PROSPECTIVE JUROR 0986: Right.

24 MS. RHOADES: It's not another person vs. Christian Miles?

25 PROSPECTIVE JUROR 0986: Correct.

1 MS. RHOADES: Okay. And along -- you know, while I have
2 you here with the microphone, we talked a little bit about your 16-year-
3 old daughter, right?

4 PROSPECTIVE JUROR 0986: Right.

5 MS. RHOADES: And you understand that she's not going to
6 testify. It has nothing to do with your daughter, right?

7 PROSPECTIVE JUROR 0986: Understood.

8 MS. RHOADES: And also, this happened in 2015, when the
9 victim was 16 years old, and she's not 16 years old anymore.

10 PROSPECTIVE JUROR 0986: Correct.

11 MS. RHOADES: She's 21 years old. Does that change
12 anything that you were telling us before about your issues --

13 PROSPECTIVE JUROR 0986: How I feel about it?

14 MS. RHOADES: -- with maybe --

15 PROSPECTIVE JUROR 0986: No.

16 MS. RHOADES: -- being fair? Okay. You'd agree that
17 nobody wants crimes to happen to children?

18 PROSPECTIVE JUROR 0986: Agreed.

19 MS. RHOADES: Okay. That's a little separate and apart than
20 you being able to come here and evaluate the testimony from the
21 witness stand, the evidence that you'll have back there with you. It's a
22 little different, right?

23 PROSPECTIVE JUROR 0986: Right.

24 MS. RHOADES: I mean, you're going to be instructed that
25 you can bring your common sense back there into the deliberation room,

1 but you have to face your verdict on the evidence in this case and the
2 instructions.

3 PROSPECTIVE JUROR 0986: Right.

4 MS. RHOADES: Can you do that?

5 PROSPECTIVE JUROR 0986: I think so. I -- I'm not 100
6 percent sure. I -- I don't know. I don't know the evidence. I don't
7 know -- again, I have to be honest and answer. A lot of things go
8 through my mind when it comes to this, yeah.

9 MS. RHOADES: Okay. And when you say you're not sure,
10 what do you think you're going to do?

11 PROSPECTIVE JUROR 0986: I guess I have to hear the
12 evidence. And I will evaluate it based on the law.

13 MS. RHOADES: Do you think you can do that?

14 PROSPECTIVE JUROR 0986: Yes.

15 MS. RHOADES: Okay. All right. I think that's all I have for
16 you.

17 PROSPECTIVE JUROR 0986: Thank you.

18 MS. RHOADES: Thank you, sir.

19 MR. MILES: Good morning, ladies and gentlemen.

20 MS. RHOADES: Oh, no.

21 MR. MILES: Oh.

22 MS. RHOADES: That's just all I have for --

23 MR. MILES: Okay.

24 MS. RHOADES: -- 986, Mr. --

25 PROSPECTIVE JUROR 0986: Boyadjian.

1 MS. RHOADES: Thank you.

2 All right. Sorry, Mr. Miles.

3 MR. MILES: Yeah.

4 MS. RHOADES: I just have a few more questions.

5 Does anyone have any preconceived ideas of how the
6 demeanor of a victim of a sexual offense should be, whether when it's
7 when they're testifying in front of you or how they react in a certain
8 situation? Any kind of ideas about how someone should testify?

9 I'm just going to ask you because you made eye contact with
10 me. Ms. Brown --

11 PROSPECTIVE JUROR 0852: Yes.

12 MS. RHOADES: -- 852.

13 PROSPECTIVE JUROR 0852: Thank you. Do you have -- do
14 you think a witness, when they're testifying about a sexual offense,
15 should testify in a certain way?

16 PROSPECTIVE JUROR 0852: No. Because that's one
17 individual person. How would he know what that person from another
18 person is different as far as -- you get what I'm saying?

19 MS. RHOADES: Yes.

20 PROSPECTIVE JUROR 0852: I mean, nobody can know how
21 you're feeling and how you're supposed to testify.

22 MS. RHOADES: So if someone testifies differently than you
23 think you might, or someone close to you might testify, would you
24 automatically disbelieve them?

25 PROSPECTIVE JUROR 0852: No.

1 MS. RHOADES: How about if that same witness reacted
2 differently in a situation than you think you might have; would you tend
3 to disbelieve them because they reacted different than you?

4 PROSPECTIVE JUROR 0852: No.

5 MS. RHOADES: Do you think everyone reacts to
6 traumatizing situations differently?

7 PROSPECTIVE JUROR 0852: Oh, absolutely.

8 MS. RHOADES: So not being able, you know, nobody's
9 going to know the people testifying, right? We went through the list of
10 witnesses and nobody knows them. That's why you can be here and be
11 fair and impartial jurors. How would you determine a witness's
12 credibility when they're on the stand testifying? What kinds of things
13 would you look at?

14 PROSPECTIVE JUROR 0852: What would I look for?

15 MS. RHOADES: Yes.

16 PROSPECTIVE JUROR 0852: That's a good question,
17 because I honestly don't know. It's -- this is the first time I've done this,
18 so --

19 MS. RHOADES: Okay.

20 PROSPECTIVE JUROR 0852: With the TV thing, that's a lot
21 different. They've very dramatic.

22 MS. RHOADES: Uh-huh.

23 PROSPECTIVE JUROR 0852: I would look for, I don't know, I
24 guess certain sincerity in their answers.

25 MS. RHOADES: Okay.

1 PROSPECTIVE JUROR 0852: And I don't know, otherwise,
2 other than that.

3 MS. RHOADES: Okay.

4 PROSPECTIVE JUROR 0852: It's very open, I guess you could
5 say.

6 MS. RHOADES: And you have an 18-year-old daughter; is
7 that right?

8 PROSPECTIVE JUROR 0852: I do.

9 MS. RHOADES: And no siblings? She doesn't have any
10 siblings?

11 PROSPECTIVE JUROR 0852: Yes. She was my only child.

12 MS. RHOADES: All right. So sincerity; like, what kind of
13 things could that be?

14 PROSPECTIVE JUROR 0852: I don't know. I guess, just
15 how -- their tone of voice, how their posture is, you know, everything like
16 that. I don't if you can tell right now, I'm kind of nervous, so --

17 MS. RHOADES: Do you --

18 PROSPECTIVE JUROR 0852: I may not make sense.

19 MS. RHOADES: It makes perfect sense.

20 PROSPECTIVE JUROR 0852: There are certain things like that
21 that -- yeah.

22 MS. RHOADES: Do you think that someone testifying up
23 there at the witness stand in front of a room full of strangers and in front
24 of Mr. Miles, that that might be nerve-racking?

25 PROSPECTIVE JUROR 0852: Oh, I think so.

1 MS. RHOADES: Okay. Would you be able to take that into
2 account when you're evaluating the credibility of a witness?

3 PROSPECTIVE JUROR 0852: I -- I don't think. I don't know.
4 Not necessarily.

5 MS. RHOADES: Okay.

6 PROSPECTIVE JUROR 0852: I know it's definitely going to be
7 a bit nerve-racking, but as far as how they would answer that question, I
8 don't know. I'd have to actually see it to --

9 MS. RHOADES: All right. And I guess my question is, when
10 you're determining their sincerity, would you be able to take that into
11 account, that the witness is here in front of a room full of strangers,
12 testifying in front of you guys?

13 PROSPECTIVE JUROR 0852: Yes.

14 MS. RHOADES: Yeah? Okay. Thank you.

15 PROSPECTIVE JUROR 0852: Thank you.

16 MS. RHOADES: What other things would you look for of a
17 witness on the stand to determine their credibility? Anybody want to
18 raise their hand?

19 Okay. Thank you. Mr. Ambrose, 874.

20 PROSPECTIVE JUROR 0874: Probably consistency.

21 MS. RHOADES: Okay.

22 PROSPECTIVE JUROR 0874: They're not contradicting
23 themselves in any way.

24 MS. RHOADES: All right. What other kinds of things?

25 PROSPECTIVE JUROR 0874: That their story would

1 corroborate with the evidence being put forth by either -- well, in your
2 case, I guess by -- by the State if it was your witness.

3 MS. RHOADES: Okay. And you understand that testimony is
4 evidence in itself?

5 PROSPECTIVE JUROR 0874: Correct.

6 MS. RHOADES: Do you understand that? Okay. And so
7 you're saying if there is other corroborating evidence, that you'll be able
8 to look at that, corroborates what the witness testifies to, you would take
9 that into consideration?

10 PROSPECTIVE JUROR 0874: Yes.

11 MS. RHOADES: Okay. Anything else?

12 PROSPECTIVE JUROR 0874: No. That's the only thing I
13 thought of.

14 MS. RHOADES: All right. Thank you. I appreciate it.
15 Anybody else? I'm going to just pick on you, Ms. Farmer, because you're
16 right here in the front row, 863.

17 And Ms. Stevens-Hadick, you might be next.

18 PROSPECTIVE JUROR 0863: Thanks.

19 Anything that you can think of that you would look at when
20 determining credibility of a witness?

21 PROSPECTIVE JUROR 0863: Say that again?

22 MS. RHOADES: Things that you would look at when
23 determining whether or not a witness is telling the truth?

24 PROSPECTIVE JUROR 0863: I don't know. After watching a
25 lot of TV programs and everything, you can kind of tell when someone's

1 telling the truth or not. Or in personal instances with people you've
2 had -- you know if someone is telling the truth. You -- you kind of feel it.
3 MS. RHOADES: How about people you've never met before?
4 PROSPECTIVE JUROR 0863: Well, we have to give them the
5 benefit of the doubt. I mean, it has to be proved.
6 MS. RHOADES: And how would it be proved?
7 PROSPECTIVE JUROR 0863: [Indiscernible] in court.
8 MS. RHOADES: Okay. And you mentioned TV; do you agree
9 that TV is much more dramatic? I mean, people are acting in TV.
10 PROSPECTIVE JUROR 0863: Yes. Yes. Yes.
11 MS. RHOADES: So if a witness or a victim doesn't testify
12 how somebody might on TV, like very dramatic or crying, or something
13 like that, would you tend to disbelieve that person?
14 PROSPECTIVE JUROR 0863: No. Not until it's -- not until it's
15 over with and proven.
16 MS. RHOADES: And do you understand that a way to prove
17 something is that they get up there and they sort of tell the truth?
18 PROSPECTIVE JUROR 0863: Yes.
19 MS. RHOADES: Okay. All right.
20 PROSPECTIVE JUROR 0863: Yes.
21 MS. RHOADES: Okay. Anything else?
22 PROSPECTIVE JUROR 0863: No.
23 MS. RHOADES: All right. Will you just pass that over to Ms.
24 Stevens-Haddock, just because I promised I would?
25 PROSPECTIVE JUROR 0867: Okay.

1 MS. RHOADES: Can you think of anything that you would
2 look for when determining credibility?

3 PROSPECTIVE JUROR 0867: Mine is the same , the
4 consistency. But them being consistent, but also me remaining open-
5 minded.

6 MS. RHOADES: Okay.

7 PROSPECTIVE JUROR 0867: Like, because of the fact that
8 they might cry. They might laugh. They might -- whatever. Everyone is
9 nervous in a different way. It's still, be open-minded --

10 MS. RHOADES: Okay.

11 PROSPECTIVE JUROR 0867: -- in that pre-determined case
12 right here --

13 MS. RHOADES: Okay.

14 PROSPECTIVE JUROR 0867: -- and everything.

15 MS. RHOADES: And then consistency; if there are two
16 witnesses that testify and they remember something differently or
17 remember different facts that the other doesn't, how would you kind of
18 determine the credibility there?

19 PROSPECTIVE JUROR 0867: Wait until the end and see that,
20 because people do see things very different.

21 MS. RHOADES: Okay.

22 PROSPECTIVE JUROR 0867: Even in a car accident,
23 people -- some people can see one thing, some people see another. So
24 not necessarily making a determination right off the bat because they're
25 different, but wait to see all the evidence, and what weigh which one.

1 MS. RHOADES: All right. And it doesn't necessarily mean
2 that one's lying --

3 PROSPECTIVE JUROR 0867: Right.

4 MS. RHOADES: -- or either of them are lying.

5 PROSPECTIVE JUROR 0867: Right. It's just their perception
6 of -- or what they believe to be.

7 MS. RHOADES: Okay. All right. Thank you very much.

8 PROSPECTIVE JUROR 0867: Uh-huh.

9 MS. RHOADES: Anyone else want to comment, or can think
10 of anything else in addition? Does anyone feel like prostitution should
11 be legal in Clark County? Anyone want to comment on that at all? I'm --

12 UNIDENTIFIED PROSPECTIVE JUROR: What was the
13 question?

14 MS. RHOADES: Does anyone feel that prostitution should be
15 legal in Clark County? I mean, it's legal in other counties, but it's illegal
16 in Clark County. Anyone have any strong feelings about that, one way or
17 the other? No? I'm just going to call on somebody over here because I
18 haven't really heard much from anybody.

19 Ms. Ortiz, badge 975, any thoughts about that? Like, why is it
20 legal in some counties and not in Clark County, or anything like that?

21 PROSPECTIVE JUROR 0975: No. I do feel like it should be
22 illegal here. I just -- you just never know what the circumstances may be.
23 Sometimes they are forced to do it. Sometimes they're not. But I just
24 feel like it should be illegal.

25 MS. RHOADES: Okay. How do you feel about it being legal

1 in our surrounding counties here?

2 PROSPECTIVE JUROR 0975: I -- I just think it should be
3 illegal, you know, everywhere. It's just, I'm not for that. So, you know, I
4 just don't think it should be legal at all.

5 MS. RHOADES: Okay. And while you have the microphone,
6 when did you work for a criminal defense law firm?

7 PROSPECTIVE JUROR 0975: I worked for Mr. Orrin, like,
8 two -- a year and a half ago.

9 MS. RHOADES: Oh, okay. And how long did you work Mr.
10 Orrin?

11 PROSPECTIVE JUROR 0975: For almost four years.

12 MS. RHOADES: What did you do there?

13 PROSPECTIVE JUROR 0975: Legal assistant. I helped his
14 paralegal.

15 MS. RHOADES: Did you like it?

16 PROSPECTIVE JUROR 0975: Yeah. I used to like because it
17 was -- he didn't just do, like, profile cases. So I'm doing [indiscernible] --

18 MS. RHOADES: Uh-huh.

19 PROSPECTIVE JUROR 0975: I really [indiscernible].

20 MS. RHOADES: A lot of post-conviction stuff?

21 PROSPECTIVE JUROR 0975: Yeah. And homicides and all
22 that.

23 MS. RHOADES: Okay. And you are studying criminal
24 justice?

25 PROSPECTIVE JUROR 0975: I am.

1 MS. RHOADES: What do you want to do with that?

2 PROSPECTIVE JUROR 0975: First, I really want to be a police
3 officer. And then I really want to go into, like, [indiscernible].

4 MS. RHOADES: Okay. All right. Thank you very much.

5 Anyone else? Prostitution -- legal, illegal; strong feelings one
6 way or the other? How about prostitution involving a child? Does
7 anyone have strong feelings about that, or change your perception, or
8 anything like that? No?

9 All right. I'm going to get over to Mr. Mathison, 832.

10 PROSPECTIVE JUROR 0832: Thank you. Hi.

11 MS. RHOADES: Hi. Thank you. Tell us what --

12 PROSPECTIVE JUROR 0832: I do have --

13 MS. RHOADES: -- you think about --

14 PROSPECTIVE JUROR 0832: -- strong feelings about child
15 prostitution. I am a nurse -- a psychiatric nurse practitioner. And as of
16 last year, I was a director of youth services for [indiscernible] Hospital,
17 and I've treated a lot of patients -- I've treated a lot of patients that have
18 been victims of trafficking and prostitution.

19 MS. RHOADES: Okay. And can you evaluate the evidence
20 here in this case fairly and apply it to the law?

21 PROSPECTIVE JUROR 0832: Yes.

22 MS. RHOADES: Okay. What generally are your strong
23 feelings?

24 PROSPECTIVE JUROR 0832: Well, I've seen the destruction
25 and the trauma that a child endures, and it'll probably be with them for

1 the rest of their lives.

2 MS. RHOADES: Okay. All right. Thank you, sir.

3 PROSPECTIVE JUROR 0832: Sure.

4 MS. RHOADES: All right. Now I just have some specific
5 questions.

6 Mr. Hypes, 826. How are you?

7 PROSPECTIVE JUROR 0826: How am I?

8 MS. RHOADES: Uh-huh.

9 PROSPECTIVE JUROR 0826: I'm all right.

10 MS. RHOADES: So you are one of the younger people on the
11 panel. If you are picked for this jury, and you go back to the deliberation
12 room, do you feel like you can stand up for what you believe in, and tell
13 people, no, this is what I think. This is what I think, or --

14 PROSPECTIVE JUROR 0826: Yes.

15 MS. RHOADES: Yeah? Can you listen to other people's
16 ideas?

17 PROSPECTIVE JUROR 0826: Yes. I can.

18 MS. RHOADES: Okay. You don't seem too excited to be
19 here.

20 PROSPECTIVE JUROR 0826: Yeah. Who is?

21 MS. RHOADES: I don't know, but it's --

22 PROSPECTIVE JUROR 0826: Yeah.

23 MS. RHOADES: You just don't seem excited at all to be here.
24 I want to hear about minor drug charges, is all you gave us, when the
25 Court was asking you about prior charges. Can you tell me specifically

1 what the charges were, where were they?

2 PROSPECTIVE JUROR 0826: My aunts and uncles had
3 had -- some more than others -- a small series of cocaine, marijuana,
4 drug possession.

5 MS. RHOADES: Your aunts and uncle?

6 PROSPECTIVE JUROR 0826: Aunts and uncles, plural.

7 MS. RHOADES: Okay. Like, altogether?

8 PROSPECTIVE JUROR 0826: This was a while ago. It was
9 my aunt, Camille [phonetic], my uncle, Baird [phonetic], my
10 grandmother, Pamela.

11 MS. RHOADES: Were they all acting together?

12 PROSPECTIVE JUROR 0826: I don't believe so.

13 MS. RHOADES: Where was it at?

14 PROSPECTIVE JUROR 0826: Vegas.

15 MS. RHOADES: Okay. Were they prosecuted?

16 PROSPECTIVE JUROR 0826: I believe my grandmother,
17 Pamela was, yes. I'm not sure what for or for how long.

18 MS. RHOADES: Okay. How old were you when that was
19 happening?

20 PROSPECTIVE JUROR 0826: I was young.

21 MS. RHOADES: Like --

22 PROSPECTIVE JUROR 0826: So I don't know a whole lot
23 about it. I just know it did happen.

24 MS. RHOADES: Okay. How young? Like, younger 10?

25 PROSPECTIVE JUROR 0826: 13, 14.

1 MS. RHOADES: Did you live with them?
2 PROSPECTIVE JUROR 0826: No. I did not.
3 MS. RHOADES: Okay. And you think you can be fair to both
4 sides in this case?
5 PROSPECTIVE JUROR 0826: Yes. I can.
6 MS. RHOADES: Okay. Thank you very much.
7 Ms. Mena, 857, all the way down there. How are you?
8 PROSPECTIVE JUROR 0857: Good. How are you?
9 MS. RHOADES: Good. So I have a note. You were a
10 domestic violence victim 14 years ago, and that case was prosecuted, is
11 that right?
12 PROSPECTIVE JUROR 0857: That is correct.
13 MS. RHOADES: Was that here in Clark County?
14 PROSPECTIVE JUROR 0857: Yes, Henderson.
15 MS. RHOADES: Okay. Did you immediately report that
16 crime?
17 PROSPECTIVE JUROR 0857: Yes.
18 MS. RHOADES: And who was the perpetrator?
19 PROSPECTIVE JUROR 0857: My ex.
20 MS. RHOADES: Ex-boyfriend, ex-husband?
21 PROSPECTIVE JUROR 0857: Uh-huh.
22 MS. RHOADES: Ex-boyfriend?
23 PROSPECTIVE JUROR 0857: Yes.
24 MS. RHOADES: Okay. And then you had to go to court and
25 testify?

1 PROSPECTIVE JUROR 0857: Yes.

2 MS. RHOADES: How did you feel about testifying?

3 PROSPECTIVE JUROR 0857: Well, I went to get -- what
4 happened was, I had to get a restraining order. And then I didn't know it
5 at the time, but I guess the DA picked up the charges -- or the case.

6 MS. RHOADES: All right. And did you have to go to court
7 and testify?

8 PROSPECTIVE JUROR 0857: No. I did not testify.

9 MS. RHOADES: Do you know what happened with the case?

10 PROSPECTIVE JUROR 0857: I'm not sure.

11 MS. RHOADES: Okay. Did you have any contact with him
12 after that incident?

13 PROSPECTIVE JUROR 0857: No.

14 MS. RHOADES: Okay. Thank you very much, ma'am.

15 Let's see. Mr. Brewer, 969. Okay, you were not satisfied with
16 how it all went down with your eight-year-old cousin; is that right?

17 PROSPECTIVE JUROR 0969: That's right.

18 MS. RHOADES: Okay. Who was the perpetrator or the
19 defendant?

20 PROSPECTIVE JUROR 0969: It was my aunt. Her mom's
21 biological aunt's husband.

22 MS. RHOADES: Okay.

23 PROSPECTIVE JUROR 0969: Yup.

24 MS. RHOADES: And he was never prosecuted?

25 PROSPECTIVE JUROR 0969: Well, they brought it to a point,

1 said she's too young and fragile, and they didn't push the issue. They
2 didn't want to put my cousin on the stand. Was the guy guilty, in my
3 mind? Absolutely right. I mean, a woman knows. Her aunt said, yeah,
4 you know, he was gone. He split town after the charges were done. And
5 someone told me later, he was picked up at Kmart in the parking lot
6 being a deviant.

7 MS. RHOADES: Okay.

8 PROSPECTIVE JUROR 0969: So he got his just. Yeah. Oh,
9 yeah.

10 MS. RHOADES: And that was here --

11 PROSPECTIVE JUROR 0969: Not from my family, no.

12 MS. RHOADES: Was that here --

13 PROSPECTIVE JUROR 0969: No, that --

14 MS. RHOADES: -- in Clark --

15 PROSPECTIVE JUROR 0969: You know what I think it was? It
16 was at the Kmart parking lot up here on Spring Mountain. It's closed,
17 yeah.

18 MS. RHOADES: Okay. Did the incident with your cousin
19 occur in Clark County?

20 PROSPECTIVE JUROR 0969: Yes. It did.

21 MS. RHOADES: Okay.

22 PROSPECTIVE JUROR 0969: Yup.

23 MS. RHOADES: Who made the decision, when you say
24 "they"?

25 PROSPECTIVE JUROR 0969: I'm thinking the State actually

1 did, since she was pretty graphic for a 7, 8-year-old mind.

2 MS. RHOADES: Okay.

3 PROSPECTIVE JUROR 0969: Yeah. It's something she was
4 comfortable with. Well, the family was, but yeah, it was pretty big for
5 my family. It was a pretty issue.

6 MS. RHOADES: What year did that occur?

7 PROSPECTIVE JUROR 0969: Gee, I was in college. I think
8 '91, '92, yeah.

9 MS. RHOADES: Anything about that that would cause you
10 concern about being fair to the State or Mr. Miles?

11 PROSPECTIVE JUROR 0969: Well, a minor child in
12 prostitution; I've got a problem with that, you know, a kid. You know,
13 am I against a child in prostitution? 100 percent, yes, I am. Until adult's
14 21 years old. I'm just giving my beliefs. I'm not preaching here. Has a
15 right to make an opinion after 21 years of age, but other than that, it's
16 not cool. It ain't all right, period.

17 MS. RHOADES: And again, no -- I don't think anyone would
18 say that it is all right, right?

19 PROSPECTIVE JUROR 0969: Yeah. Yup.

20 MS. RHOADES: And do you feel like you can evaluate the
21 testimony, all the evidence presented to you, and apply it to the law that
22 the court gives you?

23 PROSPECTIVE JUROR 0969: Yeah, sure. I can separate
24 one -- separate one from the other.

25 MS. RHOADES: Okay.

1 PROSPECTIVE JUROR 0969: Absolutely.
2 MS. RHOADES: All right.
3 PROSPECTIVE JUROR 0969: Yeah.
4 MS. RHOADES: Thank you, sir.
5 PROSPECTIVE JUROR 0969: You're welcome.
6 MS. RHOADES: Mr. Picini, 966. Your wife is an attorney at
7 Caesars, and she deals with human trafficking?
8 PROSPECTIVE JUROR 0966: Yeah. She's on the policy side
9 now.
10 MS. RHOADES: Oh, okay. Does she talk to you about that?
11 PROSPECTIVE JUROR 0966: Somewhat.
12 MS. RHOADES: Okay.
13 PROSPECTIVE JUROR 0966: Some.
14 MS. RHOADES: Anything about that knowledge caused you
15 any concern?
16 PROSPECTIVE JUROR 0966: That knowledge, or --
17 MS. RHOADES: The knowledge that you get from your wife
18 that causes you any concern about being fair to either side in this case?
19 PROSPECTIVE JUROR 0966: No.
20 MS. RHOADES: Okay. And human trafficking; like, sex
21 trafficking, labor trafficking, all of it?
22 PROSPECTIVE JUROR 0966: Yes.
23 MS. RHOADES: Okay. All right. How long has she been on
24 the Board of that?
25 PROSPECTIVE JUROR 0966: She's not on the Board. She

1 was in a corporate law department, and about a year, year and a half
2 ago, she went on to the policy side.

3 MS. RHOADES: Oh, okay.

4 PROSPECTIVE JUROR 0966: Works with the -- I guess, Metro
5 and other -- other agencies, dealing with human trafficking, and helping
6 Caesars identify it when it's on the property. So she's involved with
7 some of the training that goes along.

8 MS. RHOADES: Okay. So you're aware that it happens often
9 on casino properties?

10 PROSPECTIVE JUROR 0966: Yes. And I'm -- the biggest
11 thing I was unaware of is how prevalent it is and how little you see it or
12 hear about it, shall I say, in the press or anywhere.

13 MS. RHOADES: Yeah. So she's employed by Caesars, and --

14 PROSPECTIVE JUROR 0966: Yes.

15 MS. RHOADES: -- works on the policy, with Metro?

16 PROSPECTIVE JUROR 0966: That's one of her
17 [indiscernible], yes. She also does gender equity.

18 MS. RHOADES: Okay. All right. Thank you, sir.

19 PROSPECTIVE JUROR 0966: Sure.

20 MS. RHOADES: Mr. Rudd, 871?

21 PROSPECTIVE JUROR 0871: Yes.

22 MS. RHOADES: I believe you're in the front here. I have a
23 note about your cousin, when -- what country did that happen in?

24 PROSPECTIVE JUROR 0871: Zimbabwe.

25 MS. RHOADES: Okay. And how long ago?

1 PROSPECTIVE JUROR 0871: 20 years, 22 years ago.
2 MS. RHOADES: So were you involved?
3 PROSPECTIVE JUROR 0871: No.
4 MS. RHOADES: Okay.
5 PROSPECTIVE JUROR 0871: I'm just aware of it.
6 MS. RHOADES: And then the home invasion, when did that
7 happen?
8 PROSPECTIVE JUROR 0871: 30 years ago.
9 MS. RHOADES: Oh, was that here in Clark County?
10 PROSPECTIVE JUROR 0871: No.
11 MS. RHOADES: Okay.
12 PROSPECTIVE JUROR 0871: No, my brother was home at
13 the time.
14 MS. RHOADES: Okay.
15 PROSPECTIVE JUROR 0871: Basically, a burglary, but since
16 he was home at the time, they changed the charges to home invasion.
17 MS. RHOADES: Was he hurt at all?
18 PROSPECTIVE JUROR 0871: No. He was not hurt.
19 MS. RHOADES: Okay. All right. Thank you, sir.
20 PROSPECTIVE JUROR 0871: Uh-huh.
21 MS. RHOADES: Mr. Hayes, you are over here. Badge 918.
22 And you said you were accused of drugs 30 years ago. Can you tell me,
23 what was the accusation? What happened with that?
24 PROSPECTIVE JUROR 0918: Growing -- going across State
25 lines with drugs.

1 MS. RHOADES: What kind of drugs?
2 PROSPECTIVE JUROR 0918: Marijuana.
3 MS. RHOADES: And were you prosecuted?
4 PROSPECTIVE JUROR 0918: I was. I didn't go to trial or
5 anything.
6 MS. RHOADES: Okay. Was that here in Clark County?
7 PROSPECTIVE JUROR 0918: No, ma'am.
8 MS. RHOADES: Where was it?
9 PROSPECTIVE JUROR 0918: Dallas.
10 MS. RHOADES: And that was 30 years ago?
11 PROSPECTIVE JUROR 0918: Yes, ma'am.
12 MS. RHOADES: Okay. Anything about that -- I think the
13 Court already asked you, but causes you concern to be fair to either
14 side?
15 PROSPECTIVE JUROR 0918: No.
16 MS. RHOADES: Okay. Thank you very much.
17 And Ms. Neuhauser, 974. Hi, ma'am. Will you just tell me a
18 little bit, how long were you on the grand jury in New York?
19 PROSPECTIVE JUROR 0974: Oh, about two weeks.
20 MS. RHOADES: Okay. And did you hear a lot of cases?
21 PROSPECTIVE JUROR 0974: Yes.
22 MS. RHOADES: What kind of cases?
23 PROSPECTIVE JUROR 0974: Homicide, sexual child abuse,
24 robberies.
25 MS. RHOADES: All criminal?

1 PROSPECTIVE JUROR 0974: All criminal.

2 MS. RHOADES: Okay. And how did you feel about
3 deliberating with the other grand jurors when you guys were making
4 decisions there?

5 PROSPECTIVE JUROR 0974: It was -- it was fine. One thing
6 that you really have to know is that you have to listen and separate
7 yourself, your personal feelings, from what the evidence really is. That's
8 something that I really had to learn.

9 MS. RHOADES: Okay. And you think you can do that in this
10 case, right?

11 PROSPECTIVE JUROR 0974: Yes.

12 MS. RHOADES: And I think how it works in grand jury over
13 there, is similar to how it works here. It's a different standard.

14 PROSPECTIVE JUROR 0974: Yes.

15 MS. RHOADES: It's, like, a lower standard, right?

16 PROSPECTIVE JUROR 0974: Uh-huh. Yes.

17 MS. RHOADES: Okay. Okay. Thank you very much, ma'am.

18 PROSPECTIVE JUROR 0974: Sure.

19 MS. RHOADES: Oh, also -- I'm sorry. While I do have you
20 there, 974, we were just told that your son is the manager or the boss of
21 someone else on the jury, Ms. Campos [phonetic]?

22 PROSPECTIVE JUROR 0974: Yes. Yes.

23 MS. RHOADES: Okay.

24 PROSPECTIVE JUROR 0974: [Indiscernible].

25 MS. RHOADES: And Ms. Campos. That's 897. How did you

1 find that out?

2 PROSPECTIVE JUROR 0974: She just told me when we -- at
3 the break.

4 MS. RHOADES: Oh, okay.

5 PROSPECTIVE JUROR 0974: She recognized me.

6 MS. RHOADES: Okay. Anything about that that would cause
7 you concern about being on the same jury?

8 PROSPECTIVE JUROR 0974: No.

9 MS. RHOADES: Okay. And also for you, Ms. Campos, 897,
10 anything about that that would cause you concern if you guys ended up
11 being on the jury?

12 PROSPECTIVE JUROR 0897: No.

13 MS. RHOADES: Okay. All right.

14 Your Honor, I pass the panel.

15 THE COURT: Okay. Mr. Miles?

16 MR. MILES: Good morning, everybody.

17 IN UNISON: Good morning.

18 MR. MILES: We just heard from Ms. Rhoades that I am
19 representing myself on this case. Does anybody feel, by the way my
20 gestures are and the way I talk, that I'm automatically guilty of all
21 charges? Nobody feels that way?

22 Okay, does anybody feel that they just have so strong of a
23 religious belief that they would be totally impartial to this type of case
24 and won't be able to weigh the facts accordingly?

25 Okay, now, Mr. -- I mean -- excuse me -- yeah, Mr. Ambrose.

1 I'm sorry, how do you -- Gregory Ambrose?

2 PROSPECTIVE JUROR 0874: Ambrose.

3 MR. MILES: Ambrose? Badge number 874?

4 PROSPECTIVE JUROR 0874: Yes.

5 MR. MILES: Now, you did say you was a full-time teacher; is
6 that correct?

7 PROSPECTIVE JUROR 0874: Correct.

8 MR. MILES: Okay. You're a teacher for -- what school is
9 that?

10 PROSPECTIVE JUROR 0874: Actually, I'd rather not answer
11 the specific school unless I'm required to.

12 MR. MILES: Well, is --

13 THE COURT: I don't know that there's any --

14 MR. MILES: Okay. Then I --

15 THE COURT: -- relevance to it, I think.

16 MR. MILES: Is that a high school or is that a --

17 PROSPECTIVE JUROR 0874: It is a high school.

18 MR. MILES: Okay. Do you feel that since you -- you're an
19 employee at a high school, that you would be unable to impartial -- I
20 mean, unable to weigh the facts in this case?

21 PROSPECTIVE JUROR 0874: No. I'd be able to weigh the
22 facts fairly.

23 MR. MILES: You'd be able to weigh the facts fairly? Okay.
24 Did you -- we did hear some from you, too, that you said that you are
25 possibly physically unable to attend jury service?

1 PROSPECTIVE JUROR 0874: There was some scheduling
2 conflicts that I thought might've been an issue, but based on the brief
3 discussion I had with the judge; I think I might be able to avoid them.

4 MR. MILES: So you feel like you are capable of being on jury
5 duty?

6 PROSPECTIVE JUROR 0874: Yes.

7 MR. MILES: Okay.

8 PROSPECTIVE JUROR 0874: If necessary.

9 MR. MILES: Thank you. Now, does anybody have any
10 comments or concerns that they would like to address?

11 Now, we did hear a lot of questions, and the judge asked
12 questions, the State asked questions. I don't want to hold you guys up,
13 but does anybody have any type of racial bias? This is not to make
14 anybody feel uncomfortable. Does anybody have any racial bias that
15 they automatically feel I'm guilty just because I'm black?

16 Does anybody feel that I'm automatically -- would anybody
17 classify me as a pimp, just because of how I look?

18 Okay. Thank you. No further questions, Your Honor.

19 THE COURT: Okay. Do both sides pass the panel for cause?
20 State?

21 MS. RHOADES: The State does, Your Honor.

22 THE COURT: Mr. Miles, are you passing the panel for cause?

23 MR. MILES: I pass the panel for cause, Your Honor.

24 THE COURT: Ladies and gentlemen, we're going to now go
25 into the peremptory stage, where the -- both sides can exercise their

1 challenges. And these aren't personal or anything else. They just, for
2 whatever reason, they'll -- they believe other jurors are better suited to
3 their needs. So they're going to pass the paper back and forth, and you
4 all can just kind of sit at ease.

5 [Pause]

6 THE MARSHAL: The State has a question that needs to be
7 answered. They're curious if we're going to take a break real quick,
8 maybe a 5, 10-minute break?

9 THE COURT: Okay. Sure.

10 Ladies and gentlemen, I'm going to -- we're going to take a 5,
11 10-minute break while they're doing this. And during this recess, you are
12 admonished not to talk or converse among yourselves or with anyone
13 else on any subject connected with this trial, or read, watch, or listen to
14 any report or commentary on the trial or any person connected with this
15 trial, by any medium of information, including without limitation to
16 newspaper, television, the internet, and radio, or form or express any
17 opinion on any subject connected with the trial until the case is finally
18 submitted to you, and no legal or factual research or investigation or
19 recreation of testimony on your own.

20 THE MARSHAL: All rise for the exiting jury, please.

21 [Outside the presence of the prospective jury.]

22 THE COURT: Okay. We're outside the presence. We took a
23 recess. The State requested they had a question that wanted to raise
24 outside the presence of the jury.

25 And I figured it might just be a good time, just to make sure

1 that Mr. Miles understands, this is a peremptory challenges. You will get
2 eight of them against the primary jurors, and then one against the
3 alternate. If you waive one -- you'll pass it back and forth. You each
4 exercise one at a time, and then it goes to the other side.

5 MR. MILES: Okay.

6 THE COURT: And if you waive one, it doesn't mean you
7 waive them all. If you can waive and then exercise your other
8 remaining -- whatever's left. Like I said, one of them goes just to the
9 alternates. The other eight go to the regular jurors.

10 THE COURT: Like --

11 MS. RHOADES: That's all I wanted to clarify, was the one
12 with the alternate. I know sometimes we can use it on the whole panel
13 and then it's just the last ones that end up being the alternates, but the
14 one specifically is for the alternate.

15 THE COURT: The last three, yeah.

16 MS. RHOADES: Okay.

17 THE COURT: That's how we set it up, isn't it? That's how we
18 set up the paper? Yeah, that's how it's set up.

19 MS. RHOADES: Okay.

20 THE MARSHAL: Put the badge number by their name as
21 well.

22 THE COURT: Please. Is there a -- there should be room for it
23 on the form; is there not?

24 THE MARSHAL: There is.

25 THE COURT: Now, do you all want them to stay out in the

1 hallway while you do this, or do you want to bring them back in?

2 MR. MILES: For the peremptory challenges -- challenge?

3 THE COURT: Yeah. Peremptory challenge is --

4 MR. MILES: Yeah.

5 THE COURT: -- you just write them down. And then what
6 will happen is, after you've all exercised with them all, we'll read the list
7 to the jurors that are excused or that remain, and the jury will be
8 selected. So you don't actually call them out --

9 MR. MILES: Okay.

10 THE COURT: -- on anything. It's just on the paper, so that
11 they don't necessarily know who kicked who.

12 MR. MILES: And against number 1 is -- it starts up there?

13 THE MARSHAL: Yeah, 1 is the top right --

14 THE COURT: Does he have a --

15 THE MARSHAL: -- corner.

16 THE COURT: -- seating chart?

17 MR. MILES: Yeah. I have a seating chart.

18 THE COURT: Okay.

19 THE MARSHAL: The names aren't there.

20 MR. MILES: No. I didn't. Was I supposed to put some
21 names on there?

22 THE MARSHAL: It's totally up to you, man. He doesn't have
23 a seating chart with the names on it to try to make it easier for him. I
24 don't --

25 MS. RHOADES: Yeah. You should be all right, I would think.

1 THE COURT:

2 MR. MILES: Can I make a copy?

3 THE COURT: Would it help you, Mr. Miles? Would you like a
4 seating chart --

5 MR. MILES: I'll take one.

6 THE COURT: -- with the names?

7 State, would you like one as well?

8 MS. RHOADES: I have one. Thank you, Your Honor. I'm
9 good.

10 THE COURT: So do you want me to leave the jury out there
11 while you all do this, or do you want to bring them in?

12 MR. MARTINEZ: I'd rather bring them in.

13 THE COURT: Okay.

14 MR. MILES: If you'd rather bring them in, bring --

15 THE COURT: Some people do it in the hallway, some people
16 prefer to be able to see them to make sure they're kicking the right
17 people.

18 MR. MILES: Okay.

19 THE COURT: All right. As soon as he comes back, we'll
20 bring them. Is that it? We'll bring them back in?

21 MS. RHOADES: That's all, yes.

22 THE COURT: And so then --

23 MS. RHOADES: Thank you.

24 THE COURT: -- once we're done with this, we're done, guys,
25 right?

1 MS. RHOADES: Yes.

2 THE COURT: So it's --

3 MS. RHOADES: We --

4 THE COURT: -- my understanding you don't want to open
5 today?

6 MS. RHOADES: We could maybe instruct them today. I
7 don't think

8 that --

9 MR. MARTINEZ: And we can probably read the -- do we do
10 the amended information before we open, or we'd be right?

11 THE COURT: Let me look at.

12 MR. MARTINEZ: We could probably instruct them and --

13 THE COURT: Limited instructions. Information. Yeah,
14 there's those -- we can do those.

15 MR. MILES: And Your Honor, since we're talking about
16 instructions, can we make sure we instruct the jury that they can notes as
17 well?

18 THE COURT: That's in here.

19 MR. MILES: Okay.

20 THE COURT: Yeah.

21 MR. MILES: So just quick -- just a quick question, Your
22 Honor. So when I --

23 THE COURT: Sure.

24 MR. MILES: -- exercise my peremptory challenge, am I just
25 going to just say it, "I'm going to exercise my" --

1 THE COURT: No.
2 MS. RHOADES: No.
3 MR. MILES: -- "peremptory" --
4 THE COURT: You're going to write it down.
5 MS. RHOADES: Yeah.
6 MR. MILES: Oh, write it down? Okay.
7 MS. RHOADES: So we write it, and then you write yours on
8 one, and then --
9 MR. MILES: Okay.
10 MS. RHOADES: -- we --
11 THE COURT: You just take turns passing it back and forth.
12 MS. MARTINEZ: So we don't say anything during this part.
13 MR. MILES: Okay. Okay.
14 THE COURT: This is weird, just having me instructing the
15 jury before we kick everybody out.
16 [Court and clerk confer confer]
17 MR. MILES: So 23 starts --
18 THE MARSHAL: 23? So here's 1, top right corner.
19 MR. MILES: I mean -- I mean 31, 31 -- oh, 1? Yeah, 1.
20 THE MARSHAL: 31? Are you looking for seat 31?
21 MR. MILES: Okay. So it goes 1, and it goes 19.
22 THE MARSHAL: This is 1, 1 through 6.
23 MR. MILES: Okay.
24 THE MARSHAL: This is 7, 7 through 12. 13, 13 through 18.
25 19, 19 through 24. 25 starts in this corner right over here.

1 MR. MILES: Okay.

2 THE MARSHAL: And then ends over at 33. That's right next
3 to the white binder.

4 MR. MILES: Okay. Thank you.

5 THE MARSHAL: Yup.

6 THE COURT: Do you guys want the jury in here?

7 MR. MILES: Can we get just a little more time? Like --

8 THE COURT: Yeah.

9 MR. MILES: -- two, three more minutes?

10 [Pause]

11 [Inside the presence of the prospective jury.]

12 THE MARSHAL: All present, Your Honor.

13 THE COURT: Okay. Are we still working on the list?

14 MR. MARTINEZ: Yes, Your Honor. First pass.

15 THE COURT: Do we still have the people beyond the 33
16 present?

17 THE MARSHAL: I'm not sure. I can verify for you.

18 [Pause]

19 THE COURT: My clerk is going to read the names of the folks
20 who are going to be excused. If you'll just have a seat in the gallery here
21 before -- we'll excuse you all at once.

22 THE CLERK: Jefferey Heights, 826.

23 THE MARSHAL: Have a seat over here.

24 THE CLERK: Brian Larson, 833. Elizabeth Meekam, 381.

25 Barbara Farmer, 863. Stephanie Corno, 811. Karen Lang, 972. Priscilla

1 Salgona-Albriz, 870. Richard Binton, 978. Edward Boyarden, 986.
2 Tressa Stephens-Hatta, 867. Netika Bird, 912. I apologize, 812. Dakota
3 Neil, 806. Ashley Fayverger, 855. Ronald Gonzalez, 838. Krystal Nina,
4 857. Gregory Ambrose, 874. Brianne Quadris, 913 and Ruben Cabrera-
5 Guzman, 000.

6 [Court confers with Clerk]

7 THE CLERK: So I'm going to read your names and you'll
8 move down to the seat number that I say.

9 Debra Foytik, Seat Number 1. Adriana Raugust, Seat
10 Number 2. Stephanie Farri, Seat Number 3. Kathryn Dahl, Seat Number
11 4. Michael Mathisen, Seat Number 5. Anthony Picini, Seat Number 6.
12 George Brewer, Seat Number 7. Laura Brown, Seat Number 8. Erik
13 Rudd, Seat Number 9. Brandi Wendel, Seat Number 10. Julie Geiger,
14 Seat Number 11. Monica Campos, Seat Number 12. Loretta Neuhauser,
15 Seat Number 13. Bridget Ortiz, Seat Number 14 and Mark Hayes, Seat
16 Number 15.

17 THE COURT: Okay. For everybody seated out in the back,
18 thanks so much for coming in and spending your time. It wasn't for not
19 because this is part of the process and we need to have enough of you to
20 make sure that we have enough going forward.

21 So we appreciate your time and you're excused. If you'll
22 report back down to the jury room. Appreciate it all. Have a good
23 evening.

24 [Excused jurors out at 4:18 p.m.]

25 THE COURT: Those of you remaining, you're our jury panel.

1 So we now have a jury. I'm going to -- the marshal's going to provide
2 you with notepads and juror badges that you'll wear from here on out.
3 Be sure to wear your badges at all times while you're in the courthouse.
4 I'm going to go ahead and read you the preliminary instructions.

5 Before we begin the trial for those who remain as jurors I
6 want to let you know what you can expect. First, we would like you to be
7 as comfortable as possible while you are here. If you are having trouble
8 hearing or seeing at any time during the trial, please raise your hand as
9 an indication.

10 Also, if you need to use the restroom if you feel ill or if you
11 have any other problem, please also raise your hand as an indication. I
12 encourage you to stand up and stretch between witnesses or when the
13 attorneys are discussing something up here at the bench with me. You
14 can also feel free to bring in any water or any other clear liquid as long
15 as it doesn't cause any disruptions in the proceedings.

16 As I told you before we will generally be meeting at
17 approximately 1:00, possibly earlier on Friday morning and ending
18 around 5:00. Occasionally we may break shortly after 5:00 if there is a
19 witness testifying or someone who needs to be called out of order. But I
20 will also consult with you as well to make sure that we don't have any
21 issues because we told you upfront that 5:00 would be shut down.

22 So does anybody have any issues that require them to leave
23 exactly at 5:00 that they know of now? Okay.

24 This is a criminal case commenced by the State of Nevada
25 which I may sometimes refer to as the State, against Christian Stefan

1 Miles, the Defendant. It's based on an information -- amended
2 information.

3 The clerk will now read the amended information --

4 [Court confers with clerk]

5 THE COURT: So now the clerk will read the amended
6 information to the ladies and gentlemen of the jury and state the plea of
7 the Defendant to that information.

8 THE CLERK: District Court Clark County Nevada, the State of
9 Nevada, Plaintiff versus Christian Stefan Miles, Defendant. Case Number
10 C15306436-1, Department 18, amended information, State of Nevada,
11 County of Clark.

12 Stephen B. Wilson, district attorney within and for the County
13 of Clark, State of Nevada in the name and by the authority of the State of
14 Nevada informs the Court that Christian Stefan Miles, the Defendant
15 above named having committed the crimes of same sex trafficking of a
16 child under 18 years of age, first degree kidnapping, living from the
17 earnings of a prostitute and child abuse, neglect or endangerment on or
18 between February 1st, 2015 and February 13th, 2015 within the County of
19 Clark, State of Nevada, contrary to the form, force and effect of statutes
20 in such cases made and provided and against the peace and dignity of
21 the State of Nevada.

22 Count I, sex trafficking of a child under 18 years of age. Did
23 willfully, unlawfully and feloniously induce, harbor, obtain and or
24 maintain G.K., a child under 18 years of age to engage in prostitution.

25 Count II, first degree kidnapping. Did willfully unlawfully and

1 feloniously lead, take, entice, carry away or kidnap G.K., a minor with the
2 intent to keep, imprison or confine said G.K. from Becki York, her
3 parents, guardians or other person or persons having lawful custody of
4 G.K. or with the intent to hold G.K. to unlawful service or to perpetrate
5 upon the person of G.K. any unlawful act to wit prostitution.

6 Count III, living from the earnings of a prostitute. Did then
7 and there willfully, unlawfully, feloniously and knowingly accept, receive,
8 levy or appropriate money without the consideration from G.K., the
9 proceeds of prostitution activity.

10 Count IV, child abuse, neglect or endangerment. Did
11 willfully, unlawfully and feloniously cause a child under the age of 18
12 years to wit G.K., being approximately 16 years of age to suffer
13 unjustifiable physical pain or mental suffering as a result of abuse or
14 neglect to wit sexual exploitation and or caused G.K. to be placed in a
15 situation where she might have suffered unjustifiable physical pain or
16 mental suffering as a result of abuse or neglect to wit sexual
17 exploitation by encouraging and or directing said G.K. to engage in
18 prostitution.

19 Stephen B. Wilson, Clark County District Attorney, signed by
20 Samuel Martinez to which Defendant had entered pleas of not guilty.

21 THE COURT: Thank you. Okay. I'm going to read you some
22 preliminary instructions, okay? They're a little bit long though.

23 Please understand that the information is simply a charge
24 and that is not in any sense evidence of the allegations it contains. The
25 Defendant has pled not guilty to the information. The State therefore

1 has the burden of proving each of the essential elements of the
2 information beyond a reasonable doubt.

3 As the Defendant sits there now he is not guilty. The
4 purpose of this trial is to determine whether the State will meet that
5 burden. It is your primary responsibility as jurors to find and determine
6 the facts. Under our system of criminal procedure, you are the sole
7 judge of the facts. You are here to determine the facts from the
8 testimony you hear and other evidence including exhibits introduced in
9 court. It is up to you to determine the inference what you feel may be
10 properly drawn from the evidence.

11 Ladies and gentlemen, you must you base your verdict solely
12 on the evidence presented in the courtroom and instructions on the law
13 that I give you. To protect the integrity of the jury process, it is very
14 important that you do not do any independent research about this case
15 until the jury has reached a final decision.

16 You may not visit any location involved in this case. You
17 must not do any research or look up any words, names, maps or
18 anything else that has anything to do with this case. This includes
19 reading newspapers, watching television, using a computer, cellphone,
20 the Internet or any other means to get information related to this case or
21 the people and places involved in this case. This applies whether you
22 are in the courthouse, at home or anywhere else.

23 Additionally, until you are discharged from service as a juror
24 you must not provide or receive any information about your jury service
25 to anyone including friends, co-workers and family members. You may

1 tell them that you have been picked for a jury and how long the case will
2 take. However, you must not give any information about the case itself
3 or the people involved in the case.

4 You must also warn people not to try to say anything to you
5 or write to you about your jury service or the case. This includes face to
6 face, phone or computer communications.

7 In this age of electronic communication I want to stress that
8 you must not use electronic devices or computers to research or talk
9 about this case including googling, tweeting, texting, blogging, emailing,
10 posting information on a website or by any other means at all.

11 All of us are depending on you to follow these rules so that
12 there will be a fair and lawful resolution of this case. You may not
13 declare to your fellow jurors any facts relating to this case of your own
14 knowledge. And if you discover during trial or after the jury has retired
15 that you or any other juror has personal knowledge of any witness or
16 fact in controversy in this case, you must disclose that information to me
17 outside the presence of the other jurors.

18 The evidence in this case will consist of sworn testimony of
19 witnesses, all exhibits received and evidence regardless of which side
20 introduces the evidence.

21 If the attorney or the Defendant stipulate to the existence of a
22 fact, you must unless otherwise instructed accept the stipulation as
23 evidence and regard that fact as proved.

24 I may take judicial notice of certain facts or events. If I take
25 judicial notice of a fact or event, you must accept that is true. In every

1 case there are two types of evidence, direct and circumstantial. Direct
2 evidence is testimony by a witness about what the person saw or heard
3 or did. Circumstantial evidence is testimony or exhibits which are proof
4 of a particular fact from which if that fact is proven, you can infer the
5 existence of a second fact.

6 For example, if you're outside and you feel raindrops fall on
7 you, that's direct evidence that it's raining because you see the raindrops
8 falling on you.

9 But if you go to sleep at night and the ground is dry, but
10 when you wake up in the morning the ground is all wet and there were
11 puddles outside, that is circumstantial evidence that it rained while you
12 were asleep. Although you didn't see it raining, you know that the
13 ground was dry when you went to sleep and now it's wet. That's
14 circumstantial evidence that it rained last night.

15 You may consider both direct and circumstantial evidence in
16 deciding this case. The law permits you to give equal weight to both
17 types of evidence, but it is up to you to decide how much weight to be
18 given a particular piece of evidence.

19 The parties may sometimes make objections to some of the
20 testimony or other evidence. It's the duty of either side to object to
21 evidence which he or she believes may not properly be offered and you
22 should not be prejudice in any way against the party who makes the
23 objections on behalf of the party he or she represents.

24 At times I may sustain objections or direct that you disregard
25 certain testimony or exhibits. You must not consider any evidence to

1 which an objection has been sustained and which I have instructed you
2 to disregard.

3 You also must not consider anything in which you may have
4 seen or heard when court is not in session even if what you see or hear
5 is said by one of the parties or by one of the witnesses.

6 In considering the weight and value of the testimony of any
7 witness, you may take into consideration the appearance, the attitude,
8 behavior the witness, the interest of the witness in the outcome of the
9 case if any, the relation of the witness to the Defendant or State, the
10 inclination of the witness to speak truthfully or not and the probability or
11 improbability of the witnesses' statements and all the facts and
12 circumstances and evidence.

13 Thus you may give the testimony of any witness just such
14 weight and value as you believe the testimony of the witness is entitled
15 to receive.

16 After jury selection and these instructions, we will have
17 opening statement by the State and maybe opening statement by the
18 Defense. State's evidence, possibly Defense evidence, jury instructions
19 and closing arguments.

20 Opening Statements and closing arguments are intended to
21 help you in understanding the evidence and applying the law. But
22 please understand what the attorneys or parties tell you is not evidence.

23 At the conclusion of the evidence I will instruct you on the
24 law. You must not be concerned with the wisdom of any rule of law
25 stated in these instructions that I will read to you after -- or the

1 instructions that I will read to you after the evidence is in.

2 Regardless of any opinion you may have as to what the law
3 ought to be, it would be a violation of your oath to base a verdict upon
4 any other view of the law than that which is given to you by the Court.

5 Until the case is submitted to you, you must not discuss it
6 with anyone, even your fellow jurors. After it's submitted to you, you
7 must discuss it only in the jury room with your new fellow jurors.

8 It is important that you keep an open mind and not decide
9 any issue in the case until the entire case has been submitted to you
10 under instructions from me.

11 Again, if you discover during the course of trial that your
12 personal knowledge of the facts of the case or that you know one of the
13 witnesses, please give a note to the marshal who will present it to me.

14 During trial it may be necessary for me to confer with the
15 parties about questions of law or procedure that I need to make a
16 decision on. Sometimes you may be excused from the courtroom for
17 the same reason. I will try to limit these interruptions as much as
18 possible, but please understand if we take a break, it is necessary and
19 that we appreciate your patience.

20 You will be given a badge to wear during your jury service.
21 Please wear that badge at all times while you are in the courthouse and
22 on a break. This badge lets everyone know that you're a juror in the
23 case. This is important because during the course of this trial, the
24 attorneys for both sides and court personnel other than the marshal are
25 not permitted to talk to members of the jury. By this I mean not only can

1 they not talk about the case, but they cannot talk to you at all, not even to
2 ask the time of day. The badge helps them identify you as a juror.

3 If someone will not talk to you, please understand they are
4 not being rude. To ensure that absolute impartiality of the jury, the
5 people involved in the case are bound by ethics and law to avoid contact
6 with jurors until the case is decided.

7 Next to your seat you will find paper and pens. Are those
8 next to their seat yet?

9 THE MARSHAL: Not yet, no.

10 THE COURT: Okay. They will soon be --

11 THE MARSHAL: Tomorrow.

12 THE COURT: -- next to your seat. Tomorrow when you get
13 here for your use. You are free to take notes during the trial if you wish,
14 but please keep the notes to yourself until you and your fellow jurors go
15 to the jury room to decide the case. Do not let note taking distract you.
16 You should also rely on your own memory of what the witness said and
17 not be overly influenced by the notes of other jurors.

18 If jurors have conflicting notes, you should not rely on the
19 notes because the court recorders record contains the complete and
20 authentic record of the trial.

21 I will probably take a lot of notes during trial. Please do not
22 take that into consideration. If I begin to write or type during a witness's
23 testimony, you are not to consider that testimony more important than
24 any other testimony. In fact, you are not to consider anything I say or do
25 during this trial that suggests that I am inclined to favor the claims or

1 position of any party. I am required to remain neutral. It would be
2 wrong for you to conclude that anything I say or do means I am for one
3 side or another in trial.

4 Discussing and deciding the facts is your job alone. Jurors
5 are allowed to ask questions. The procedures require that you write your
6 juror number and a question on a full sheet of paper and give it to the
7 marshal while the witness is still in the courtroom. Questions must be
8 factual in nature designed to clarify information already presented.

9 If it's a proper question under the rules, I'll ask it. If the
10 evidence rules prevent me from asking the question, then I won't ask it.
11 If I don't ask the question, I'll keep the question and explain after trial the
12 purpose of the rule that precluded asking it. Please reserve your
13 questions until both sides have finished asking questions of the witness
14 as they will likely answer your question.

15 Jurors must not place undue weight on the responses to
16 their questions or draw any conclusions because a question was not
17 asked.

18 Now that I have given my preliminary instructions, the clerk
19 will now administer the oath to the members of our jury.

20 THE CLERK: Please raise your right hand.

21 [The jury panel was sworn in by the Clerk.]

22 THE COURT: Okay. I think we're going to take our evening
23 recess; is that correct, parties?

24 MS. RHOADES: Yes.

25 MR. MARTINEZ: Yes, Your Honor.

1 THE COURT: And begin with openings tomorrow at 1:00?

2 MR. MILES: Yes, Your Honor.

3 THE COURT: Ladies and gentlemen, we're going to take our
4 evening recess. During this recess you're admonished not to talk to or
5 converse among yourselves or with anyone else on any subject
6 connected with this trial or read, watch or listen to any report or
7 commentary on the trial or any person connected with this trial by any
8 medium of information including without limitation to newspapers,
9 television, the Internet and radio or form or express any opinion on any
10 subject connected with the trial until the case is finally submitted to you.

11 And no legal or factual research or investigation or recreation
12 of the testimony on your own.

13 Have a good evening, drive safe and we'll see you at 1:00
14 tomorrow, same place.

15 THE MARSHAL: All rise and exit the jury. Please wait
16 outside, we have a couple things to go over.

17 [Outside the presence of the jury.]

18 THE COURT: Okay. Anything outside the presence? Any
19 records need to be made regarding any of that?

20 MR. MARTINEZ: No, Your Honor.

21 MR. MILES: Can I get a copy of the instructions, preliminary
22 instructions?

23 THE COURT: Of these?

24 MR. MILES: If that's okay.

25 THE COURT: Yeah. That's just what I read.

1 MR. MILES: Well, the reason why I wanted a copy Your
2 Honor is because I was going to do my own proposed, I just didn't want
3 to make sure I put stuff that was already in there. I heard most of what
4 you said.

5 THE COURT: Your instructions, the closing instructions are
6 going to be the law with respect to the elements in your defenses.

7 MR. MILES: Yeah. Okay.

8 THE COURT: So let's see -- because it's going to require
9 someone to take these out of the book. I mean if you really need them
10 for something, I'll give them to you.

11 MR. MARTINEZ: There's going to be a transcript of
12 everything she said --

13 MR. MILES: Okay.

14 MR. MARTINEZ: -- that she read out of there, so you'll have
15 access to that.

16 MR. MILES: Okay.

17 MR. MARTINEZ: If it comes to that.

18 THE COURT: Anything else? Okay. So where are we now
19 on the redaction thing? Are we coming in at 11:00 to figure it out or is
20 this something you guys could agree on right now?

21 MR. MILES: Does it have to be 11:00? Can we do 12:00?
22 Yes, I guess it can be 11:00 just because you know the schedule back
23 there, it's going to be done for sure. I just wanted to get a little, you
24 know, rest.

25 THE COURT: Here's my concern --

1 MR. MILES: I'm in max, so everybody's yelling constantly,
2 you know.

3 THE COURT: Well here's my question, can you do it now?
4 We've got 10, 15, 20 minutes. Can you all agree on it right now then we
5 don't have to come back until 1:00?

6 MR. MILES: Well, it was 30 -- I was like 33, 34 pages deep in
7 it and --

8 THE COURT: How long is it?

9 MR. MARTINEZ: It's about 52 pages.

10 MR. MILES: Yeah.

11 MR. MARTINEZ: 52, 53 pages.

12 MR. MILES: So it'll be done for sure tomorrow.

13 THE COURT: Here's my problem, if we come back at noon
14 and then the State needs to do something -- well I guess it's just for
15 opening. See if we come back at noon, I don't want to end up with the
16 jury in the hallway. Since we're only doing four hours a day, I really
17 would like to get stuff done.

18 MR. MILES: Is this State calling witnesses that day if we're
19 done? I don't know how long his --

20 MR. MARTINEZ: Tomorrow, yes. We are calling witnesses.

21 MR. MILES: Okay. Okay.

22 THE COURT: How long is your opening, State?

23 MR. MARTINEZ: Will probably be 20 minutes, 25 minutes.

24 THE COURT: Okay. And Mr. Miles, do you --

25 MR. MILES: I don't really have a time structure.

1 THE COURT: Okay.

2 MR. MILES: As far as how it should be --

3 MR. MARTINEZ: Maybe a half hour.

4 THE COURT: Okay. So yeah, it looks like -- I would assume
5 we'll get to witnesses tomorrow.

6 MR. MILES: Okay.

7 MR. MARTINEZ: We had witnesses lined up for tomorrow.

8 MR. MILES: Okay.

9 THE COURT: So I'd like you guys to see if you can work out
10 these redactions right now.

11 MR. MARTINEZ: We have our proposed ones and I'm just
12 waiting for Mr. Miles to finish.

13 MR. MILES: We discussed it. It will for sure. I mean, 11:00 --
14 if we want to come in at 11:00, that's fine. It will for sure be done
15 tomorrow. I just want to make sure; you know, I really look over all the
16 rules of evidence, make sure there's nothing that I'm missing in there,
17 you know what I'm saying?

18 THE COURT: Okay. But I'm expecting you to come back in at
19 11:00 and then we'll quickly make a copy for Mr. Martinez and he can
20 look it over and --

21 MR. MARTINEZ: If you can just give me 5, 10 minutes to
22 read it what his proposed are, then we'll be able to argue.

23 THE COURT: I want to have you guys here at 11:00, even if
24 I'm still on the bench. I want you to exchange -- you to give it to Mr.
25 Martinez so he can be ready and then as soon as --

1 MR. MARTINEZ: Yeah. And I've given mine already to Mr.
2 Miles.

3 THE COURT: Right. And have you looked at his to see what
4 you -- well, I'm assuming you don't object to anything.

5 MR. MILES: His was highlighted, mine was underlined with
6 pencil.


7 THE COURT: Okay. All right. 11:00 guys. Bring him here.
8 Thank you. See you tomorrow.

9 MS. RHOADES: Thank you.

10 MR. MARTINEZ: Thank you.

11 [Proceedings concluded at 4:37 p.m.]
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22 ATTEST: I do hereby certify that I have truly and correctly transcribed the
23 audio-visual recording of the proceeding in the above entitled case to the
best of my ability.

24 

25 Maukele Transcribers, LLC
Jessica B. Cahill, Transcriber, CER/CET-708