

1 Answer: Correct.

2 Question: Namely, you took
3 photographs?

4 Answer: Yeah. Yes, pictures, yes."
5 Okay. Any objection to that?

6 **THE DEFENDANT:** No, ma'am.

7 **THE COURT:** All right. Thank you.

8 number 3, the question is: Would the officer record
9 all contents of the backpack?

10 And I'm going to instruct Mrs. Lee to
11 read what's on Page 88. And this is questioning by
12 Mr. Morris.

13 Question: Do you remember all the
14 things that you recovered from me.

15 Answer: I don't remember everything
16 or every item. It's in my report. I wrote all of
17 them down.

18 Question: Can you -- you don't have
19 them with you?

20 Answer: Are you asking me to read off
21 the items that I recovered?

22 Question: I mean, everything that you
23 recovered. Everything. All the equipment, and my
24 clothes, and my bag. Everything. Could you -- the
25 knife and everything. Could you --

1 Answer: I'm sorry, I don't understand
2 what you're asking me.

3 Question: Everything that you
4 recovered, y'all recovered from me, do you have a
5 list of all of that?

6 Answer: Yes. I have it here in my
7 report.

8 Question: Could you read it off?

9 Answer: We recovered a Phillips
10 antenna, TV antenna, also a Zenith converter and a
11 Sony DVD player. And there was also a 2-inch knife
12 was in that black bag."

13 And of course, let's see --

14 **THE DEFENDANT:** Can I say something,
15 Your Honor?

16 **THE COURT:** Yeah. Of course. There
17 is more after that.

18 **THE DEFENDANT:** I understand that,
19 but --

20 **THE COURT:** Can you tell me --

21 **THE DEFENDANT:** The officer told me on
22 the stand he got the knife out of my pocket. That's
23 what he said on the stand. And right there it is
24 coming out of my bag now.

25 **THE COURT:** Well, this isn't time for

1 final argument.

2 The question is: Can you tell me what
3 happened to that 2 inch knife in the black bag?

4 No, I can't.

5 There was no gloves? Y'all don't
6 recover no gloves from me?

7 Not that I recall.

8 Question: No gloves. Okay. I'm
9 through." So, I guess technically, the rest of it
10 about no gloves --

11 **MR. DRIVER:** May as well go ahead,
12 Judge.

13 **THE COURT:** So, I will add that, too.

14 **MR. DRIVER:** I anticipated that. I
15 was just kind of giving you a starting point where to
16 look.

17 **THE COURT:** There is nothing else that
18 you noticed about taking stuff out of the backpack,
19 was there?

20 **MR. DRIVER:** I didn't see anything
21 else.

22 **THE COURT:** So, that's --

23 **MR. DRIVER:** Not to say it wasn't
24 there.

25 **THE DEFENDANT:** Did you get to see the

1 bag? Did you personally get to?

2 **THE COURT:** Sir we're not here to
3 argue that.

4 **THE DEFENDANT:** I'm not arguing about
5 that. I'm asking a good question.

6 **THE COURT:** The trial is over now.
7 The only thing we're discussing is what information
8 goes to the jury. So, what I have just read in open
9 Court is what I'm going to ask Mrs. Lee to read to
10 the jury. Any objection from the State?

11 **MR. DRIVER:** No, Your Honor.

12 **THE COURT:** Any objection from the
13 Defense?

14 **THE DEFENDANT:** I object. Okay. I
15 don't understand. They want to know everything that
16 was in the bag. They --

17 **THE COURT:** No, the question --

18 **THE DEFENDANT:** My clothes was in
19 there. They are trying to prove whether or not he
20 was lying or not.

21 **THE COURT:** Is there a question about
22 were the clothes in the bag?

23 **THE DEFENDANT:** There is clothes in
24 the bag. The evidence in the bag that wasn't there.

25 **THE COURT:** Sir, did you ask a

1 question about what was in the bag?

2 **THE DEFENDANT:** I asked the boss man.
3 I told him what else was in the bag.

4 **THE COURT:** To the boss man?

5 **THE DEFENDANT:** Probably. There might
6 have been.

7 **THE COURT:** Sir -- listen to me,
8 please. Who is the boss man? Is that one of the
9 officers?

10 **THE DEFENDANT:** The sergeant. The
11 sergeant from -- I don't think it was from south side
12 division. The one with the light blue shirt. Not
13 Ware. Not the black guy, but the white guy.

14 **THE COURT:** Okay.

15 **THE DEFENDANT:** I did ask that
16 question. I know she had to put that down when I
17 asked about the clothes. And he said probably, might
18 have been some clothes.

19 **THE COURT:** I got your point. So
20 Mrs. Lee, we will need you to look through his
21 testimony. Through Devita. There may be something
22 about the backpack in his. I suggest I go ahead and
23 bring them out and read one and two, since they are
24 very antsy. I will tell them we're still working on
25 number 3. And then No. 4, we found nothing. Just a