

REDIRECT EXAMINATION

1
2 BY MR. BENDER:

3 Q MR. EIDE ASKED IF THE GIRLS HAD SAID ANYTHING ON
4 THE WAY TO SCHOOL. WHEN YOU PICKED UP THE GIRLS FROM SCHOOL,
5 DID THEY SAY ANYTHING TO YOU ON THE WAY BACK HOME?

6 MR. EIDE: OBJECTION, YOUR HONOR. THAT'S HEARSAY.
7 CAN WE APPROACH?

8 THE COURT: YEAH.

9 (THEREUPON, COUNSEL APPROACHED THE BENCH, AND THE
10 FOLLOWING PROCEEDINGS WERE HAD OUTSIDE THE HEARING OF THE
11 JURY, AND ON THE RECORD AS FOLLOWS:)

12 MR. EIDE: MY UNDERSTANDING IS THAT HER STATEMENTS
13 THAT WE HAD ALREADY HEARD WERE PROFFERED, AND OF ONLY
14 THOSE STATEMENTS OF ANGELA.

15 AND I DON'T KNOW IF ONE OF THE STATEMENTS
16 WAS PROFFERED. AND THE WAY THE QUESTION WAS PHRASED,
17 THE QUESTION IS: DID EITHER GIRL SAY IT.

18 MR. BENDER: I WILL REPHRASE IT, YOUR HONOR. BUT,
19 CLEARLY, THE CONVERSATION COMING BACK FROM THE SCHOOL
20 ABOUT MOLESTATION WAS PROFFERED.

21 THE COURT: IS WHAT?

22 MR. BENDER: THE STATEMENTS MADE BY ANGELA ABOUT
23 THE MOLESTATION ON THE WAY HOME FROM SCHOOL WAS MADE
24 A PART OF PROFFER ON BOTH WITNESSES.

25 MR. EIDE: BUT IT'S ONLY ADMISSIBLE AS TO ANGELA.

1 MR. BENDER: I SAID I WOULD REPHRASE.

2 THE COURT: ALL RIGHT. WELL, ALL RIGHT. I THINK
3 YOU'VE OPENED THE DOOR, AS FAR AS ANY TESTIMONY FROM
4 THE OTHER WITNESS AS WELL, BY YOUR QUESTIONS ABOUT
5 BOTH CHILDREN MAKING STATEMENTS TO THEIR MOTHER.

6 BUT THAT'S BETWEEN YOU ALL. BUT, CERTAINLY,
7 AS FAR AS THE TESTIMONY CONCERNING WHAT ANGELA SAID IS
8 ADMISSIBLE.

9 MR. BENDER: RIGHT. THAT'S ALREADY BEEN TAKEN
10 CARE OF, AND THAT'S BEEN CLEARED UP ALREADY.

11 MR. EIDE: OKAY.

12 (THEREUPON, THE SIDE-BAR CONFERENCE WAS CONCLUDED.)

13 BY MR. BENDER:

14 Q MRS. [REDACTED], ON THE WAY HOME FROM SCHOOL, AFTER
15 YOU HAD PICKED UP ANGELA AND MICHELLE, DID ANGELA TELL YOU
16 ANYTHING ELSE ABOUT SCOTTY MERSON BEING IN HER ROOM OTHER
17 THAN WHAT SHE HAD TOLD YOU THAT MORNING?

18 A AT SCHOOL SHE DID.

19 Q RIGHT. WHAT WAS THAT?

20 A WHEN I PICKED THEM UP, AND WE WERE COMING UP THE
21 FRONT STEPS OF THE SCHOOL, SHE TOLD ME THAT SHE REMEMBERED
22 SOMETHING ELSE AFTER I LEFT HER AT SCHOOL THAT MORNING.

23 AND I ASKED HER WHAT IT WAS. AND SHE TOLD ME
24 THAT WHILE HE WAS IN THE ROOM HE HAD PULLED DOWN HER PANTIES
25 AND HAD STUCK HIS FACE IN HER PRIVATES AND HAD LIKED HER.

1 AND IT WAS -- IT JUST -- IT FLOORED ME THEN LIKE
2 IT DOES NOW, TALKING ABOUT IT.

3 Q DID ANGELA SAY ANYTHING ELSE, MA'AM?

4 A NO. OTHER THAN, "WHY WOULD ANYBODY DO THAT?"

5 MR. BENDER: THANK YOU. I HAVE NOTHING FURTHER,
6 YOUR HONOR.

7 THE COURT: ANY CROSS?

8 MR. EIDE: NOTHING, YOUR HONOR.

9 THE COURT: THANK YOU, MA'AM. YOU MAY STEP DOWN.

10 THE STATE MAY PROCEED.

11 MR. BENDER: WE WOULD CALL INVESTIGATOR FRANCIS
12 ROACH, YOUR HONOR.

13 THEREUPON,

14 FRANCIS P. ROACH,
15 WAS CALLED AS A WITNESS BY THE STATE AND, AFTER HAVING
16 BEEN FIRST DULY SWORN, WAS EXAMINED AND TESTIFIED ON HIS
17 OATH AS FOLLOWS:

18 DIRECT EXAMINATION

19 BY MR. BENDER:

20 Q GOOD MORNING, SIR. WOULD YOU TELL US YOUR NAME
21 AND OCCUPATION, PLEASE?

22 A MY NAME IS FRANCIS P ROACH. I'M A POLICE OFFICER
23 WITH THE ORLANDO POLICE DEPARTMENT AND ASSIGNED TO THE YOUTH
24 INVESTIGATIONS UNIT.

25 Q HOW LONG HAVE YOU BEEN WORKING WITH THE ORLANDO