

1 A (RESUMES STAND)

2 Q THANK YOU.

3 MR. BENDER: YOUR HONOR, I HAVE NO FURTHER  
4 QUESTIONS AT THIS TIME.

5 THE COURT: THE DEFENSE MAY INQUIRE.

6 MR. EIDE: THANK YOU, YOUR HONOR.

7 CROSS-EXAMINATION

8 BY MR. EIDE:

9 Q HI, MICHELLE.

10 A HI.

11 Q CAN YOU SEE ME OVER HERE?

12 A YES.

13 Q I JUST WANTED TO CHECK. REMEMBER ME?

14 A YES.

15 Q WE TALKED ONCE BEFORE?

16 A YES.

17 Q OKAY. WHO AM I?

18 A I DON'T REMEMBER YOUR NAME.

19 Q WHAT DO I DO; DO YOU REMEMBER?

20 A NO.

21 Q DO YOU REMEMBER WHERE WE MET LAST?

22 A NO.

23 Q I AM SCOTTY'S ATTORNEY. REMEMBER, THAT WE TALKED  
24 IN THE DEPOSITION?

25 A NO.

1 Q BACK IN AUGUST?

2 A I DON'T REMEMBER.

3 Q OKAY. MICHELLE, YOU KNOW THAT I'M AN ATTORNEY  
4 BECAUSE I TOLD YOU, RIGHT?

5 A YES.

6 Q DO YOU KNOW WHAT AN ATTORNEY DOES?

7 A NO.

8 Q DO YOU KNOW THAT THIS MAN HERE IS A JUDGE?

9 A YES.

10 Q DO YOU KNOW WHAT A JUDGE DOES?

11 A NO.

12 Q YOU DID SAY THAT YOU REMEMBERED SCOTTY WAS IN  
13 YOUR HOUSE ONE TIME, IN YOUR BEDROOM?

14 A YES.

15 Q OKAY. YOU'VE KNOWN SCOTTY AWHILE, HAVEN'T YOU?

16 A YES.

17 Q DO YOU KNOW HOW LONG?

18 A NO.

19 Q OKAY. DO YOU REMEMBER SCOTTY USED TO BE YOUR  
20 SISTER'S BOYFRIEND?

21 A YES.

22 Q DO YOU REMEMBER WHEN THEY SPLIT UP?

23 A NO.

24 Q DO YOU REMEMBER WHY THEY DON'T SEE EACH OTHER  
25 ANYMORE?

1 A BECAUSE HE'S IN JAIL.

2 Q DO YOU REMEMBER WHY THEY BROKE UP IN THE FIRST  
3 PLACE?

4 A NO.

5 Q DO YOU REMEMBER TINA EVER TALKING TO YOU ABOUT  
6 SCOTTY?

7 A NO.

8 Q DO YOU REMEMBER WHEN TINA TALKED TO HIM ON THE  
9 PHONE ANY TIME?

10 A NO.

11 Q DID TINA EVER TALK TO YOU ABOUT SCOTTY?

12 A I DON'T REMEMBER.

13 Q OKAY. HAVE YOU EVER SEEN TINA UPSET?

14 A NO.

15 Q HAVE YOU EVER SEEN OR HEARD SCOTTY AND TINA  
16 FIGHT?

17 A NO.

18 Q ALL RIGHT. DO YOU REMEMBER HOW LONG YOU WERE  
19 SLEEPING THAT NIGHT THAT YOU SAID SCOTTY WAS IN THE ROOM?

20 A NO.

21 Q WERE YOU ASLEEP BEFORE HE CAME IN?

22 A YES.

23 Q DID YOU HEAR ANYONE COME IN OR BREAK IN?

24 A NO.

25 Q OKAY. THE FIRST TIME YOU REMEMBER WAS WHEN HE

1 WAS THERE?

2 A YES.

3 Q YOU SAID SCOTTY WAS TALKING TO YOU, RIGHT?

4 A YES.

5 Q AND YOU WERE TALKING BACK TO HIM?

6 A NO.

7 Q DID YOU EVER SAY ANYTHING TO HIM?

8 A NO.

9 Q COULD YOU TELL WHAT SCOTTY WAS WEARING? ✓

10 A NO.

11 Q WHEN HE PUT HIS HANDS ON YOUR MOUTH, DID IT  
12 HURT AT ALL?

13 A SORT OF.

14 Q DID YOU HAVE YOUR EYES OPEN AT THAT POINT?

15 A YES.

16 Q WERE YOU ABLE TO TELL WHAT COLOR SHIRT HE HAD? ✓

17 A NO.

18 Q NOW, ISN'T IT TRUE YOU STATED THAT AFTER SCOTTY  
19 LEFT YOU, YOU ROLLED OVER AND WENT BACK TO SLEEP?

20 A I DIDN'T GO BACK TO SLEEP. I WENT INTO MY  
21 GRANDPARENT'S ROOM.

22 Q DO YOU REMEMBER YOU SAYING THAT SCOTTY WAS OVER  
23 NEXT TO YOUR SISTER?

24 A NO.

25 Q DID YOU SEE SCOTTY DO ANYTHING TO YOUR SISTER?

1 A NO.

2 Q DID YOU SEE SCOTTY OVER AT THAT SIDE OF THE BED?

3 A NO.

4 Q DID YOU SEE SCOTTY TOUCH YOUR SISTER AT ALL?

5 A NO.

6 Q DID YOU HEAR SCOTTY SAY ANYTHING AT ALL AFTER  
7 HE LEFT THE SIDE OF THE BED?

8 A NO.

9 MR. EIDE: JUST A SECOND, YOUR HONOR.

10 BY MR. EIDE:

11 Q THE DAY THAT YOU WENT TO SCHOOL AFTERWARDS,  
12 DID YOU AND ANGELA GO TO SCHOOL AT THE SAME PLACE?

13 A YES.

14 Q YOU WERE GOING TO SCHOOL AT THAT TIME?

15 A YES.

16 Q DID YOU SEE ANGELA THAT DAY, BEFORE YOUR MOMMIE  
17 PICKED YOU UP?

18 A YES.

19 Q YOU DON'T REMEMBER HOW MANY TIMES YOU SAW HER?

20 A NO.

21 Q EXCUSE ME?

22 A I DON'T REMEMBER HOW MANY TIMES.

23 Q ALL RIGHT.

24 MR. EIDE: NO OTHER QUESTIONS, YOUR HONOR.

25 THE COURT: REDIRECT.