

1 A I THINK IT WAS THIS ROOM. I'M NOT SURE.

2 Q NOW, THAT'S A DIFFERENT BEDROOM THEN WE'VE BEEN
3 TALKING ABOUT DURING THE TRIAL?

4 A YES.

5 Q DO YOU THINK THEY MOVED THE BEDROOM SINCE YOU
6 WERE THERE LAST?

7 A I GUESS SO. I DIDN'T KNOW.

8 Q WHICH BEDROOM WAS JASON SLEEPING IN BACK THEN;
9 DO YOU KNOW?

10 A I DON'T THINK JASON WAS LIVING THERE THEN.

11 Q WHERE WERE THE GRANDPARENTS, WHICH ROOM WERE
12 THEY STAYING IN?

13 A THEY'RE BACK HERE.

14 Q WHY DON'T YOU PUT "GP" UP THERE?

15 A (WITNESS COMPLIES)

16 Q WHAT WERE THEY USING THAT BACK BEDROOM FOR;
17 DO YOU KNOW?

18 A NO, I DON'T. I DON'T THINK NOTHING.

19 MR. EIDE: I DON'T HAVE ANY OTHER QUESTIONS,
20 YOUR HONOR.

21 THE COURT: RE-CROSS?

22 RE-CROSS-EXAMINATION

23 BY MR. BENDER:

24 Q YOU SLEPT ON THE COUCH WHEN YOU LIVED THERE?

25 A HMM-HMM.

1 Q FOR THOSE THREE WEEKS.

2 NOW, YOU HEARD THE TESTIMONY OF WILLIE AND RAYMOND
3 STOCKWELL; DID YOU NOT, SIR?

4 A YES, I DID.

5 Q THEY TESTIFIED THAT EACH OF THEM HAD A LAMP OVER
6 THEIR BEDS, ON THEIR SIDE OF THE BED?

7 A HMM-HMM.

8 Q HAVE YOU EVER SEEN THOSE LAMPS?

9 A NO, I HAVEN'T. I DON'T THINK I'VE EVER BEEN IN
10 THEIR ROOM.

11 Q WELL, THEY ARE EASY TO SEE FROM THE HALLWAY.
12 YOU'VE BEEN IN THE HOUSE QUITE A BIT, HAVEN'T YOU?

13 A HMM-HMM. I HAVEN'T SPENT THAT MUCH TIME DOWN TO
14 THE HALLWAY. I'VE BEEN INTO THE GIRL'S ROOM MAYBE A COUPLE
15 OF TIMES. I TAKE THEM AND THROW THEM UP ON THEIR BED.

16 Q ALL I'M ASKING IS: DO YOU RECALL EVER SEEING
17 THOSE LAMPS?

18 A NO, I DON'T.

19 Q NOW, YOU SAID YOU HAD THREE BEERS THAT AFTERNOON?

20 A HMM-HMM.

21 Q WERE YOU INTOXICATED?

22 A NO.

23 Q OKAY. HOW MANY BEERS DOES IT TAKE BEFORE YOU
24 GET INTOXICATED?

25 A PROBABLY, ABOUT 12.

1 Q TWELVE?

2 A ABOUT 12 BEERS.

3 Q SO YOU CAN DRINK A LOT OF BEERS BEFORE YOU GET
4 INTOXICATED OR DRUNK?

5 A YEAH, I CAN.

6 Q WOULD YOU AGREE, HOWEVER, BY JUST DRINKING A SIP
7 OF BEER OR A HALF OF BEER THAT YOU MIGHT HAVE BEER ON YOUR
8 BREATH?

9 A YEAH, I WOULD AGREE TO THAT. BEER IS STRONG.

10 Q I'M SORRY?

11 A I SAID BEER IS STRONG, YES.

12 MR. BENDER: THANK YOU. THAT'S ALL I HAVE.

13 THE COURT: REDIRECT?

14 MR. EIDE: NO, YOUR HONOR, I HAVE NO OTHER
15 QUESTIONS.

16 THE COURT: YOU MAY STEP DOWN.

17 THE DEFENSE MAY PROCEED.

18 MR. EIDE: YOUR HONOR, AT THIS TIME WE WOULD
19 HAVE NO OTHER WITNESSES.

20 THE COURT: THE DEFENSE RESTS THEN?

21 MR. EIDE: YES, YOUR HONOR, WE WOULD.

22 THE COURT: COUNSEL APPROACH THE BENCH.

23 (THEREUPON, COUNSEL APPROACHED THE BENCH AND THE
24 FOLLOWING PROCEEDINGS WERE HAD OUTSIDE THE PRESENCE OF THE
25 JURY, AND ON THE RECORD AS FOLLOWS:)