

1 here. If you don't know, you just don't know. And if you don't
2 remember, you just don't remember. Okay?

3 THE WITNESS: Okay.

4 THE COURT: After Mr. Walsh is done asking some
5 questions, Mr. Brown over here, he's going to have a chance to
6 ask you some questions as well. Same thing, if could you wait
7 until he's done asking the question before you answer, yes or
8 no, if the answer calls for it. If you don't understand what
9 he's getting at, just let him know, and I know he will re-ask
10 the question.

11 THE WITNESS: Okay.

12 THE COURT: Ready to get started?

13 THE WITNESS: Yes.

14 THE COURT: Mr. Walsh?

15 MR. WALSH: Thank you.

16 JENNIFER BRADLEY,

17 called as a witness by and on behalf of the People, having
18 been first duly sworn, was examined and testified as follows:

19 DIRECT EXAMINATION

20 BY MR. WALSH:

21 Q. Good afternoon.

22 How are you feeling today, Jennifer?

23 A. Nervous.

24 Q. Okay. And I notice that you are with child?

25 A. Yeah.

26 Q. How far along are you?

27 A. About nine months.

28 Q. Are you expecting to give birth here within December?

1 A. Yes, anytime.

2 Q. I want to talk to you about a few things today that
3 happened a few years ago, okay?

4 A. Okay.

5 Q. I want to talk to you about your daughter, Kerianne.

6 A. I'm already going to start to cry.

7 Q. Okay.

8 A. Already.

9 Q. Jennifer, just take a --

10 A. This is really hard for me.

11 Q. I understand.

12 A. Okay.

13 Q. This is going to be a difficult process, okay. But we
14 need to get through and get some information from you, okay?

15 A. Yes.

16 Q. So we're going to take it slow, and we'll try to get
17 through everything that we can, okay?

18 A. Okay.

19 Q. Let's talk first about -- let's talk about someone
20 named Nick Bradley. Who is Nick Bradley?

21 A. He is my husband, Kerianne's father.

22 Q. Okay. When did you meet Nick?

23 A. I met him when I was 20.

24 Q. It is impolite of me to ask, but how old are you now?

25 A. I'm almost 28. In February I will be 28.

26 Q. And did you and Nick date at any time?

27 A. We dated, yes. For a year and a half, and then we got
28 engaged.

1 Q. Okay. And when was it that you and Nick dated?

2 A. When I was 20.

3 Q. Okay. So for about a year and a half, and then you
4 said you got engaged. Did you get married?

5 A. Yes, we did.

6 Q. Do you remember when that was?

7 A. When I was pregnant with Kerianne.

8 Q. Okay. Do you remember what month or what year that
9 was?

10 A. I don't remember the year it was, but I believe it was
11 in -- my husband probably -- but I can't remember whether it was
12 June, July or August. June. I think it was June.

13 Q. Okay. And do you remember what year that was?

14 A. I was pregnant with Kerianne. I believe it was in
15 2003.

16 Q. Did you get married in the same year that she was born?

17 A. Um, no.

18 Q. Let's take a little step back here. Now, was -- was
19 your marriage, your wedding to Mr. Bradley, was it a little bit
20 unusual?

21 A. Yes.

22 Q. In fact, where did you get married to Mr. Bradley?

23 A. We got married at the Southwest Jail.

24 Q. Okay. Was Mr. Bradley in custody?

25 A. Yes.

26 Q. And why was he in custody?

27 A. Um, he was in custody for, um -- um, on -- what is it?

28 Q. Is it called domestic violence?

1 A. Domestic violence on a spouse.

2 Q. Okay. And were you the victim of that?

3 A. Yes.

4 Q. Now, let's go ahead and talk for a minute about
5 Kerianne, okay? I know this is difficult, but we need to get
6 information from you, okay? When was she born?

7 A. September 6, 2004.

8 Q. And I was asking you a minute ago about when you
9 married Nick, and you said June. Now, was it June of the year
10 that you gave birth to Kerianne?

11 A. It -- I was, um, pregnant still with Kerianne.

12 Q. Okay. And Kerianne was bore in September of 2004; is
13 that what you just said?

14 A. Yes.

15 Q. Now, where were you living when Kerianne was born?

16 A. I was living at my mother's house.

17 Q. Okay. What's your mother's name?

18 A. Denise Pou.

19 Q. Okay. And after you gave birth to Kerianne, did you
20 remain living with Denise Pou for a while?

21 A. Yes.

22 Q. Okay. And -- may I ask kind of a weird question right
23 now, kind of a change of gears, but when you gave birth to
24 Kerianne, how did you give birth, was it vaginally or C-section?

25 A. Vaginal.

26 Q. Okay. And after Kerianne was born, were you told to
27 take her to the doctor every so often, make sure she was
28 progressing and growing up like a normal child?

1 A. Yes.

2 Q. And did you do that?

3 A. Yes.

4 Q. Who was your pediatrician that you would take Kerianne
5 to?

6 A. Dr. Hurwitz.

7 Q. Okay. And did you continue take Kerianne to
8 Dr. Hurwitz for her entire life?

9 A. Um, me or my mom, yes.

10 Q. So you or Denise would take her?

11 A. Yes.

12 Q. Is it fair to say after you gave birth to Kerianne
13 that Denise had a pretty big part in raising her?

14 A. Yes. After she was one, I believe.

15 Q. Now -- so you gave birth to Kerianne, and you were
16 living with Denise. Was anyone else living with you and Denise,
17 shortly after Kerianne was born?

18 A. My little brother.

19 Q. Okay. And at any point did you stop living with
20 Denise?

21 A. Yes.

22 Q. About when did that take place?

23 A. I don't remember.

24 Q. Remember how old Kerianne was when you stopped living
25 with --

26 A. After she was about a year.

27 Q. Okay. And where did you move after leaving living with
28 Denise?

1 A. I moved into a friend's house that worked with me at
2 Red Lobster.

3 Q. What was that friend's name?

4 A. Sofia Nunez.

5 Q. Okay. You say that was about the time Kerianne was
6 about a year old?

7 A. I believe. I'm not sure.

8 Q. Now, you said that at the time that you got married to
9 Nick, Nicholas Bradley, Kerianne's father, he was in jail when
10 you got married to him, right?

11 A. Yes.

12 Q. Okay. And that was here at this facility; is that
13 right?

14 A. Yes.

15 Q. Did he -- after that, did he go to prison?

16 A. Yes, he did.

17 Q. Okay. And was that because of the same domestic
18 violence issue?

19 A. Yes.

20 Q. How long did he spend in prison?

21 A. Three and a half years.

22 Q. So did he ever have an opportunity to meet Kerianne?

23 MR. BROWN: Objection; relevance.

24 THE COURT: Overruled.

25 Q. (By Mr. Walsh:) You can answer.

26 A. Yes. He met Kerianne once.

27 Q. Where did that take place?

28 A. At one of the prisons, his mom took Kerianne over

1 there.

2 Q. His mom?

3 A. Yes, because I had to get permission to see him first,
4 because it was domestic violence.

5 Q. Okay. What's Nicholas's mom's name?

6 A. Cynthia Bradley.

7 Q. Okay. You mentioned there was a friend of yours that
8 you worked with at Red Lobster. Sofia Nunez, you said her name
9 was. How long after giving birth to Kerianne did you go back to
10 work, or go to work?

11 A. Hm -- I'm not sure. I don't know.

12 Q. When you started -- now, did you work at Red Lobster
13 before you gave birth to Kerianne?

14 A. No.

15 Q. Was that a job you got only after Kerianne was born?

16 A. After.

17 Q. When you started to go back to work, and you went to
18 work at Red Lobster, who would take care of Kerianne when you
19 went to work?

20 A. I would have a couple different baby-sitters. My
21 grandma would take care of her for a little bit when I first
22 started. Then I had my cousin Amy, and this other girl named
23 Tamara.

24 Q. Tamara?

25 A. Yes. Who used to work at Red Lobster.

26 Q. Okay. And would Denise take care of Kerianne from time
27 to time as well?

28 A. When she wasn't -- or when I -- not when -- not till

1 after she was one, when I asked her to. Other than that, it was
2 just the baby-sitters.

3 Q. Okay. And so at about the time that she was one, you
4 said that was when Denise began taking care of her occasionally;
5 is that --

6 A. I believe that was when, yeah; yes.

7 Q. Okay. I think a minute ago in your answer you said
8 when I asked her to. Tell us about that. Did you ever ask your
9 mother to help you with Kerianne?

10 A. Yes, I asked my mom to help me with Kerianne.

11 Q. And why did you do that?

12 A. Because it was getting hard on -- with me being a
13 single mom, um, with the money situation. And my baby-sitters,
14 paying them. My tip money went to the baby-sitting, and my
15 rent, and, um, my electricity. So I needed help.

16 Q. All right. So when you say you needed help, did you
17 ask your mother for financial help, or did you ask her for other
18 help, with Kerianne?

19 A. I asked her to help me with Kerianne because I needed
20 help because I felt like I was working too much and I needed
21 Kerianne to have a schedule set for her because I was working
22 different hours.

23 Q. Now, you said that when Kerianne was about a year old,
24 you moved into a place with Sofia Nunez. Did I understand you
25 correctly?

26 A. Yes.

27 Q. Where -- what city was that house in; do you remember?

28 A. Temecula.

1 Q. Did anyone else live there?
2 A. Yes.
3 Q. Who else lived in that house?
4 A. A girl named Vanessa.
5 Q. Is that Vanessa Lassig?
6 A. Yes.
7 Q. All right. Did you work with her as well?
8 A. No.
9 Q. Did anybody else live in that house?
10 A. No.
11 Q. And when you moved in that house with Sofia, did you
12 move in by yourself?
13 A. Me and Kerianne.
14 Q. Now, at some point did you meet someone named Ryan
15 Mickey?
16 A. Yes.
17 Q. And when did you meet Ryan Mickey?
18 A. I don't remember the date.
19 Q. Do you remember how old Kerianne was?
20 A. She was over a year, um, maybe about 11 months to --
21 hor 12 months.
22 Q. And so was it -- did you meet Ryan Mickey after you
23 moved in with Sofia Nunez?
24 A. Yes.
25 Q. And where did you meet Ryan Mickey?
26 A. I met him at a party, um, down the road from the
27 Casino, Pechanga.
28 Q. Now, at this time when you met Ryan Mickey, had you --

1 were you still married to Mr. Bradley?

2 A. Yes.

3 Q. And did you have any live-in boyfriends or anything
4 like that between the time that Kerianne was born and the time
5 you met Ryan Mickey?

6 A. No.

7 Q. When you first met Ryan Mickey, did you guys, I guess,
8 hit it off?

9 A. Yes.

10 Q. Did you like him?

11 A. Um, I talked to him on the phone -- at the time, yes, I
12 did think he was interesting.

13 Q. Okay. And after you guys met at that party, did you
14 continue to speak with each other over the phone?

15 A. Yes.

16 Q. And was he living somewhere else at the time that you
17 guys met?

18 A. Yes.

19 Q. Where was that; do you remember?

20 A. Um, the -- was it Honolulu?

21 Q. So it was in Hawaii?

22 A. Uh-huh; yes.

23 Q. And at some point did Ryan Mickey come and begin living
24 in this area?

25 A. Yes.

26 Q. Do you remember how long after you met him that
27 happened?

28 A. I don't know, but maybe about four to five weeks after,

1 um, we were talking -- I think four or five weeks, maybe. I'm
2 not sure.

3 Q. Four or five weeks after that party where you met?

4 A. Yes.

5 Q. And when the two of you talked over the phone, was it
6 romantic in nature? Were you guys starting to get along well?

7 A. Yes.

8 Q. And at this time, during this type period, if -- when
9 you met him to when you were -- when you moved out here, were
10 you still living with Sofia Nunez at that time?

11 A. Yes.

12 Q. And going back to -- and I apologize for jumping
13 around. When you asked Denise, your mother, for help with
14 Kerianne, did you ask for -- what did you ask for her help with
15 specifically?

16 A. Help with baby-sitting.

17 Q. Did you ask her to baby-sit for you?

18 A. No, I asked her -- I just needed -- I needed help with,
19 um, my daughter, to help take care of her.

20 Q. Was it difficult being by yourself with Kerianne?

21 A. Yes.

22 Q. Was it -- did it ever get frustrating?

23 A. Yes, it did.

24 Q. Were there ever times when you were living alone with
25 Kerianne that you wanted to go do things and you couldn't do
26 them because you had a child?

27 A. Yes.

28 Q. Other than just work?

1 A. Yes.

2 Q. And then when you asked Denise for help, did you ask
3 Denise if she would -- your mother -- did you ask her if she
4 would watch Kerianne sometimes for you?

5 A. I told my mom that I needed help with Kerianne because
6 I felt that I was working all different hours, and my daughter
7 didn't have a schedule, a normal schedule that a baby should
8 have, because I was picking her up at the baby-sitters all
9 different hours of the night, sometimes working in the daytime,
10 and so her sleeping patterns were off. I needed, um, a more
11 stable living environment for my daughter until I could get on
12 my feet, maybe find a different job.

13 Q. Okay. Did you actually ask your mother if she would
14 care for Kerianne?

15 A. Yes, I did. Well, to help me, yes.

16 Q. All right. That means -- did you ask her, "Will you
17 watch Kerianne sometimes when I go to work, or other days, so
18 that she has someone more consistent"?

19 A. Yes.

20 Q. And even after you asked your mother to help, did you
21 continue to have baby-sitters' help as well?

22 MR. BROWN: Objection; leading.

23 THE COURT: Overruled.

24 You can answer that.

25 THE WITNESS: Well, just my grandma.

26 Q. (By Mr. Walsh:) When you asked your mother to help you
27 with Kerianne, were you still living with Sofia Nunez?

28 A. Yes.

1 Q. And did you continue to live there after you asked your
2 mother for help?

3 A. Yes.

4 Q. After Mr. Mickey moved out here, did the two of you
5 begin dating in person?

6 MR. BROWN: Objection; leading.

7 THE WITNESS: Yes.

8 THE COURT: Overruled. Answer stands. Next question.

9 Q. (By Mr. Walsh:) And at some point did the two of you
10 decide to live together?

11 MR. BROWN: Objection; leading.

12 THE COURT: Overruled.

13 THE WITNESS: Yes.

14 Q. (By Mr. Walsh:) How long after he got back did that
15 happen?

16 A. I would say about four days.

17 Q. And did you guys move in together?

18 A. He moved in, started staying with me at Sofia's, yes.

19 Q. Do you have any memory of the address of that house?

20 A. Cutter? No, I don't.

21 Q. Okay. You're saying Cutter. Is that maybe part of the
22 street name?

23 A. Yeah.

24 Q. That's okay. At the time that Mr. Mickey moved in to
25 that house where you were living with Sofia, who else was living
26 in that house?

27 A. Me, Sofia and Vanessa. And then when I had my
28 daughter, on those days I didn't work, my daughter.

1 Q. And when Mr. Mickey moved in with you, how often did
2 you have Kerianne? Or let me -- I'm sorry. Let me ask you a
3 different question.

4 At that point -- you said you went to your mother in
5 hopes of creating a schedule for Kerianne that was more
6 consistent?

7 A. Yes.

8 Q. Were you able to do that?

9 A. Yes. She was able to do that. Yes, we were.

10 Q. What was your schedule for Kerianne at that time?

11 A. Monday through Wednesday she would have Kerianne, and
12 she had a babysitter named Nancy for her. But before she found
13 Nancy, we had her at my grandma's house in Corona.

14 Q. Okay. So around this time -- I'm trying to get a
15 timeline here, and I want to work together to do this.

16 So you met Mr. Mickey at a party. About four or
17 five weeks later he moved out to the area. And it's around this
18 time that your mother is helping you with Kerianne; is that
19 correct?

20 A. Yes.

21 Q. And during this time your mother would have Kerianne,
22 would you say, Monday through Wednesday?

23 A. Yes.

24 Q. And when you say your mother would have Kerianne, is
25 it -- in other words, she would just have her, or would you kind
26 of come in and take her, or would it just be Kerianne was with
27 your mom?

28 A. Kerianne was mostly with my mom.

1 Q. Would she sleep over at your mom's house?

2 A. Yes, she would.

3 Q. And then you said that -- what nights, or what days --

4 A. On the days that I didn't work, I would take Kerianne.

5 And on some of the weekends I would -- when I didn't work, I

6 would take Kerianne.

7 Q. You said at some point you found Nancy, you referred to

8 Nancy. Is that Nancy Hunter?

9 A. Yes. My mom found Nancy.

10 Q. Okay. And what did Nancy do? What was --

11 A. She was the babysitter.

12 Q. Do you remember about when you found Nancy either by
13 how old Kerianne was, or -- what type of the year or anything?

14 A. I don't know what time of the year. Um, no, I don't.
15 I'm sorry.

16 Q. I guess working backwards a little bit, we're here to
17 talk a little bit about something that happened in February

18 2006?

19 A. Uh-huh.

20 Q. Is that right?

21 A. Yes.

22 Q. How long before February of 2006 do you think was
23 Kerianne being taken care of by Nancy?

24 A. About three to four months, I think, at the longest.

25 Q. Okay. Now, some of the things that you and I are
26 talking about today, about when you met people, and where you
27 lived places, and topics like that, back in February of 2006,
28 did you talk to the police about some of these same things we're

1 talking about so far today?

2 A. Yes.

3 Q. Like when you met Mr. Mickey?

4 A. Yes, I think so.

5 Q. Okay. And some of the history for who took care of
6 Kerianne, did you talk to police about that back in 2006?

7 A. I think so.

8 Q. Okay.

9 A. I'm not sure.

10 Q. Okay. And your memory of what we're talking about here
11 today, we're talking about things four years ago, do you
12 remember these things better today, or better when you spoke to
13 the police back in 2006?

14 A. Back in 2006.

15 Q. Okay. Now, when you -- when Mr. Mickey moved in with
16 you, did anything change about Kerianne's schedule when
17 Mr. Mickey began living with you?

18 A. Not right away. After a couple weeks, um, that I was
19 able to have Kerianne more. So that way, um, so I wouldn't have
20 to pay for a babysitter, and she was already home when I got
21 home from work.

22 Q. Okay. So after a couple weeks of living with
23 Mr. Mickey?

24 A. Yes.

25 Q. What changed? You just said you were able to be with
26 Kerianne more. What changed?

27 A. He was able to watch her.

28 Q. Okay. Mr. Mickey was able to watch her?

1 A. Yes.

2 Q. Okay. Whose idea was that?

3 A. That was both of our idea, but I think he said that he
4 would -- he would like to watch Kerianne.

5 Q. Now, was -- you were working at that time, you told us.
6 How many -- how many hours a week, or how many days a weak were
7 you working at Red Lobster during that time?

8 A. I'm not sure. I was picking up as many hours, days or
9 nights as I could.

10 Q. And was Mr. Mickey working when he moved in with you?

11 A. No.

12 Q. And so would Kerianne still spend time with your mother
13 Monday through Wednesday?

14 A. Yes.

15 Q. And then would she sometimes spend time with Nancy
16 still?

17 A. Yes.

18 Q. And then would she also spend time with Mr. Mickey?

19 A. Yes.

20 Q. How long -- well, at some point did you and Mr. Mickey
21 stop living with Ms. Nunez?

22 A. Um, I'm not sure how long after --

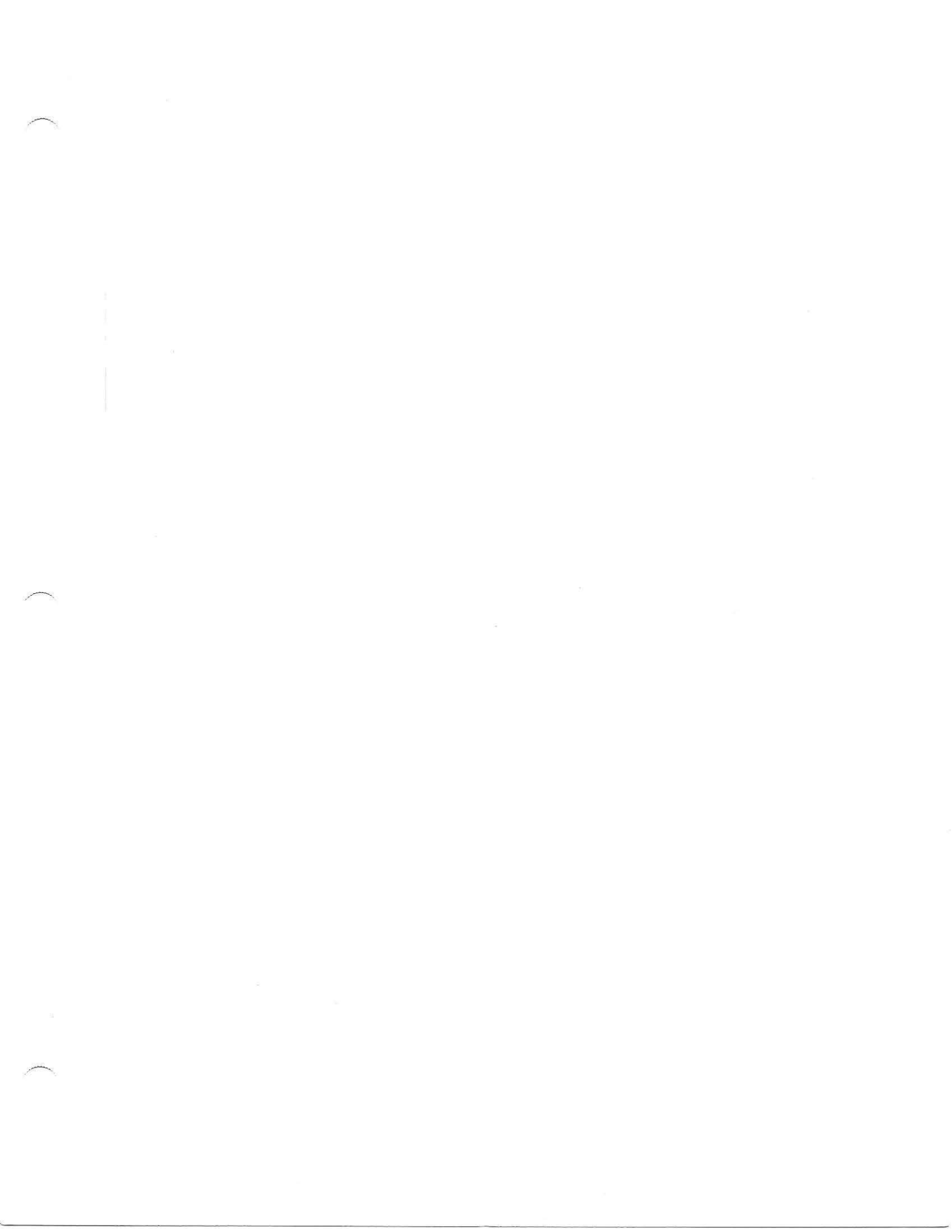
23 Q. Okay.

24 A. -- he --

25 Q. Well, my question was at some point did you move out of
26 Ms. Nunez's home.

27 A. Yes.

28 Q. And I think you were starting to answer my next



1 question. Do you have any idea how long the two of you lived
2 together at Ms. Nunez's house?

3 A. No, I'm not sure.

4 Q. And without going into detail, was your and Ryan's
5 moving out of Ms. Nunez's house a happy departure?

6 A. No.

7 Q. Where did you guys live after moving out of Ms. Nunez's
8 house?

9 A. At the defendant's mother's house.

10 Q. Okay. And, now, I want to make sure -- I'm going to
11 give you the opportunity here -- the person that we've been
12 talking about, Ryan Mickey?

13 A. Yes.

14 Q. Is he here in the courtroom today?

15 A. Yes.

16 Q. Okay. And can you just tell us where he's sitting and
17 something he is wearing?

18 A. I believe he's wearing a blue shirt. And he's sitting
19 to the right of the -- at the end of the table.

20 Q. Okay. Is he the last gentleman sitting at this table
21 as we go that direction?

22 A. Yes.

23 MR. WALSH: Your Honor, may the record reflect the
24 witness has identified the defendant?

25 THE COURT: Yes.

26 Q. (By Mr. Walsh:) Now, you just referred to him as the
27 defendant. And what do you -- just so we're using the same
28 words the rest of the time here, is that what you prefer to use?

1 A. Yes.

2 Q. Now -- so you moved into the defendant's parents'
3 house?

4 A. That's correct.

5 Q. Is that Gary and Rosan Mickey?

6 A. Yes.

7 Q. And do you remember what month it was that you guys
8 moved in there?

9 A. No, I don't. I'm sorry.

10 Q. And we were spending some time a few minutes ago
11 talking about the timeline for Kerianne, or what days of the
12 week she would be cared for by whom.

13 A. Yes.

14 Q. When you and the defendant moved into his parents'
15 home, what was the arrangements like for Kerianne at that point?

16 A. Um, it would differ. Um, because he was working
17 somewhere in San Diego.

18 Q. You say "he." Are you referring to the defendant?

19 A. Yes.

20 Q. So was Kerianne still taken care of by your mother some
21 days?

22 A. Yes, she was.

23 Q. Did Ryan -- did Mr. Mickey's parents, the defendant's
24 parents, did they ever care for Kerianne when you were working?

25 A. Once or twice, I believe.

26 Q. And how long in total do you think you and the
27 defendant lived with his parents?

28 A. I don't know. I'm not sure.

1 Q. Was it more than a month less than a month?

2 A. Maybe about a month or less.

3 Q. And, now, during this time period, Kerianne is getting
4 to be a little older than a year old, right?

5 A. Yes.

6 Q. Were you still -- were you or your mother still taking
7 her to get her checkups with her pediatrician?

8 A. Yes, she was getting her checkups.

9 Q. Let's talk about Kerianne a little bit at this time
10 when she's just over a year old. What kind of child was she?

11 A. She was a happy child. She was outgoing.

12 Q. Was she --

13 A. And she was just -- she was starting to walk, which is
14 between 11 and 12 months she was starting to walk, and talk, and
15 say a couple different things, and be a little bit more alert,
16 and toward TV and cartoons.

17 Q. Okay. Now, by the time -- well, you described for us a
18 few minutes ago about when you were caring for Kerianne as a
19 single mother that was at times difficult.

20 A. Yes.

21 Q. And was it still difficult caring for her even after
22 you began living with the defendant?

23 A. No.

24 Q. Okay. Did he make things a bit easier for you?

25 A. Yes.

26 Q. Now, were you -- about how old were you when you gave
27 birth?

28 A. 22.

1 Q. And I know you're pregnant right now. Have you had any
2 other children since this happened to Kerianne?

3 A. Yes.

4 Q. How many?

5 A. One.

6 Q. Do you feel like you were prepared to be a mother back
7 in 2004 when you gave birth to Kerianne?

8 A. I wasn't planning on getting pregnant, but -- I was
9 young when I had Kerianne.

10 Q. You talked about how it was difficult at times to care
11 for her.

12 A. Yes.

13 Q. Did you ever lose patience with Kerianne during the
14 time period before you settled in with the defendant?

15 A. Yes, sometimes.

16 Q. Okay. And that's a very general question. It's almost
17 vague. Did you ever say things about how frustrating Kerianne
18 could be for you to take care of?

19 A. Yes. I remember saying that it was frustrating, yes.
20 At times.

21 Q. Now, you said that Nicholas Bradley had been sent to
22 prison, and you said -- you told us that -- a number, three and
23 a half years. Did you have an idea of when he might be
24 released?

25 A. Yes.

26 Q. Okay. And did you have an expectation for when that
27 might be? Did my question make any sense?

28 A. No.

1 Q. Okay. Did you know or have any idea when he was going
2 to get out?

3 A. Yes.

4 Q. And when were you expecting him to get out?

5 A. I believe it was in July. I don't remember the year.

6 Q. Was it in July of the year that Kerianne died?

7 A. I don't remember.

8 Q. Okay. So you are -- now we're at the point where
9 you're living at the defendant's parents' home. Are you still
10 working Red Lobster during this time?

11 A. Yes.

12 Q. And you indicated that the defendant had begun working?

13 A. Yes.

14 Q. Do you know what he was doing, what type of work?

15 A. Electrician work.

16 Q. What was his schedule like, do you remember?

17 A. He had to wake up early in the morning, and he probably
18 got -- he left real early, maybe like around 5:00 or 6:00, maybe
19 5:00, and he didn't get back until late afternoon.

20 Q. And do you remember how many days a week he would work?

21 A. I don't remember.

22 Q. Well, when he would work, and you weren't working,
23 would you take care of Kerianne?

24 A. Yes, if it wasn't -- if it wasn't the day that she
25 wasn't with Nancy, because she was on a schedule.

26 Q. And was she also still on the schedule with your mother
27 during this time?

28 A. Yes.

1 Q. At any point in time -- you've talked to us a little
2 bit today about asking your mother for help. At any point in
3 time did you ask your mother to, I guess, become a guardian of
4 Kerianne?

5 A. Yes. Yes, I did.

6 Q. What did you ask your mom to do?

7 A. If she could help me with Kerianne.

8 Q. Okay. Did you ever try to do anything legally with
9 your mom as far as custody of Kerianne?

10 A. My mom needed some help with baby-sitting money. And
11 so I -- she wanted me to sign a piece of paper, or give her, um,
12 custody, just on a piece of paper, stating that she is taking
13 care of Kerianne, so she could possibly get help with
14 baby-sitting.

15 Q. And is this around the same time period where you told
16 us that you did go to your mom and ask her for help with
17 Kerianne?

18 A. Yes. Or maybe a little bit after.

19 Q. Okay. Because you related that to about when Kerianne
20 was about a year old, right?

21 A. Yeah.

22 Q. Is that what you said earlier?

23 A. I'm pretty sure.

24 Q. Okay. Now, at some point did you and the defendant
25 move away from his parents' house?

26 A. Yes.

27 Q. Do you remember what month or year that was?

28 A. No.

1 Q. And when you -- without telling us any of the details,
2 when you left, when you moved out of the defendant's parents'
3 house, was that a happy moving out?

4 A. No.

5 Q. And whose idea was it to move out of the defendant's
6 parents' house?

7 MR. BROWN: Objection.

8 THE WITNESS: His parents.

9 MR. BROWN: 352; move to strike. Prior in limine
10 motion.

11 THE COURT: Overruled.

12 THE WITNESS: His parents.

13 Q. (By Mr. Walsh:) After -- when you and the defendant
14 moved out of that house, where did you go?

15 A. To another fellow worker named Kristy.

16 Q. Okay. Is that Kristy Martin?

17 A. Yes.

18 Q. And did you guys move in with her?

19 A. Yes.

20 Q. Do you remember where that was?

21 A. Um, Broken Arrow Way, just a little bit down the street
22 from the courthouse, in a new housing complex.

23 Q. Is that in Murrieta?

24 A. Yes.

25 Q. And did you and the defendant rent a room at that
26 house?

27 A. Yes.

28 Q. Did Kerianne come and stay with you guys in that house

1 from time to time?

2 A. Only a couple times, yes.

3 Q. And, again, was Kerianne still under this arrangement
4 where a few days she would spend with your mother and a couple
5 days with Ms. Hunter?

6 A. Yes.

7 Q. Were you still working at this time that you guys moved
8 in the house on Broken Arrow?

9 A. Yes.

10 Q. And was the defendant still working?

11 A. I believe that he stopped working at that job that he
12 was working at that I had discussed with you a little bit ago
13 and started working with someone else.

14 Q. Okay.

15 A. He didn't keep -- sorry.

16 Q. No; that's okay. I didn't mean to interrupt you. Were
17 you finished with your answer?

18 A. He didn't keep that job for very long, nor the other
19 one.

20 Q. So he was --

21 A. So --

22 Q. Sorry.

23 A. So I don't know if he was working at that time or not,
24 because -- maybe he could have been working with the other place
25 for two to three days. I don't remember.

26 Q. So there was a job in San Diego that you described for
27 us earlier that he would leave early in the morning to go do?

28 A. Yes, earlier with his mother.

1 Q. I'm sorry?

2 A. While we were living with his -- the defendant's
3 parents.

4 Q. Okay.

5 A. He was working there.

6 Q. Okay. And then after that are you saying there was a
7 different job that he did for a period of time?

8 A. Yes. He had left that job, the defendant had left that
9 job and had, um, gotten another job.

10 Q. Now, tell us a little bit about the house on Broken
11 Arrow. Who else -- you said that there was a co-worker named
12 Kristy. Was she a co-worker of yours from Red Lobster?

13 A. Yes.

14 Q. And who else lived in that house when you and the
15 defendant moved in?

16 A. Two other gentlemen.

17 Q. Okay. Do you remember their names?

18 A. One -- it was Kristy's boyfriend, and they called
19 him -- his name was Buddha. That's not -- that's what I knew
20 him by. I don't know his name. And the other gentleman, I
21 don't know his name. I never -- I don't remember.

22 Q. Now, obviously something happened in the first week of
23 February. Well, let me ask this a different way. How long do
24 you think you lived in that house on Broken Arrow?

25 A. Gosh; I'm sorry. I don't remember dates at all and
26 stuff, but, um, I'm not too sure. I can't answer like, um,
27 maybe three to four weeks? Four weeks? I'm not sure.

28 Q. Okay; that's all right. When you were living in that

1 home on Broken Arrow, where would -- when Kerianne would stay
2 with you guys, where would she sleep?

3 A. She would sleep either with us, or in her play yard.

4 Q. I'm sorry; in her play what?

5 A. Her play yard.

6 Q. Okay. What's a play yard?

7 A. Um, it's a half bed, half, um, play -- where she could
8 go and sleep in, or she can go and play in. Play yard.

9 Q. And at this time, getting to the specifics of the care
10 relationship, what nights, while you were living in the Broken
11 Arrow home, what days would Kerianne be with your mother?

12 A. I believe it was Monday through Wednesday still.

13 Q. Okay. And what days would she be with Nancy?

14 A. Monday through Wednesdays.

15 Q. Okay. Now, did your mother and Nancy take turns, or
16 how would that work?

17 A. My mom would take Kerianne to Nancy's to watch while my
18 mom was working, and then picked her up from Nancy's when she
19 was done working.

20 Q. And what does your mom do?

21 A. My mom cleans houses.

22 Q. And so you're saying Monday through Wednesday, so did
23 that -- what other people would Kerianne be with the other days
24 of the week?

25 A. I was working, sometimes she would be with Nick's mom,
26 Kerianne's grandma, other grandma. And me or the defendant.

27 Q. And in fact did the defendant, Mr. Mickey, care for
28 Kerianne quite frequently?

1 A. I couldn't tell you how many times that he cared for
2 her.

3 Q. Okay. Were there times -- so it sounds like you guys,
4 in your best estimate, we're talking about, about two months
5 together. I take that back. You lived in the Nunez house -- I
6 think you gave us an answer. If I'm saying this wrong, please
7 correct me. About a month; is that right?

8 A. That I lived with the defendant?

9 Q. In the Nunez house.

10 A. I think so.

11 Q. And I think you -- when I asked you a question about
12 how long you lived in the defendant's parents' house, you
13 mentioned less than a month; is that right?

14 A. I think so, yes.

15 Q. And then now we're talking about living at the Broken
16 Arrow house, and your answer -- you're not sure how long you
17 lived there.

18 A. No, I'm not.

19 Q. But is it fair to say that at this point, when you're
20 living at Broken Arrow, you'd lived with the defendant for about
21 two months; does that sound about right?

22 A. Or longer. So I might have been wrong on the time that
23 I've lived at those places.

24 Q. Okay. I'm just trying to get an idea?

25 A. Yeah; I'm not too sure.

26 Q. Okay; that's fine.

27 Now, during time that you lived with him, would he
28 pretty regularly offer to take care of Kerianne?

1 A. Yes.

2 Q. Would he take care of Kerianne sometimes when you would
3 go to work?

4 A. When I went to work, yes. He --

5 Q. Would he sometime take care of Kerianne when you went
6 to socialize with friends?

7 A. I never went to socialize with friends when I met the
8 defendant.

9 Q. Okay. Was -- when you weren't working, or the
10 defendant wasn't working, would you guys spend time together?

11 A. Yes.

12 Q. What kind of stuff would you do together?

13 A. Rent movies, or go out to eat.

14 Q. And did you do that sometimes with Kerianne?

15 A. Yes.

16 Q. Did you also do that sometimes without Kerianne?

17 A. Yes.

18 Q. Now, I asked you a few minutes ago about Nick and how
19 you had an expectation that at some point Nick would get out of
20 jail?

21 A. Yes.

22 Q. Remember that?

23 When you were living with the defendant, Mr. Mickey,
24 did you let him know -- I'm sorry. I'm assuming something.

25 Were you still married at the time that you started
26 living with the defendant?

27 A. Yes.

28 Q. Are you still married to Nick now?

1 A. Yes.

2 Q. Did you ever divorce Nick at any point?

3 A. No.

4 Q. At some point did you tell Mr. Mickey that you were
5 still married to Nick?

6 A. Yes. He knew from the beginning.

7 Q. I'm sorry?

8 A. He knew from the beginning, when I first met him, on
9 the phone, that I was married.

10 Q. And you also talked about the fact that you expected
11 Nick to get out of custody at some point. Did you ever share
12 that with the defendant?

13 A. Yes.

14 Q. Did you share that with the defendant at the beginning
15 of the relationship?

16 A. Yes. I think --

17 Q. Do you understand my question?

18 A. I think. Um, I told him -- well, he obviously knew
19 that my husband was going to be getting out of prison, yes.

20 Q. All right. I'm sorry -- I picked up a cold this
21 weekend, and -- when you lived in the Broken Arrow home, the
22 people that you listed for us, Kristy, her boyfriend, this other
23 gentleman, you, the defendant, was that the entirety of all the
24 people that lived in the Broken Arrow home during the time that
25 you lived there?

26 A. Kristy's son. She shared custody with him, with her
27 ex.

28 Q. Okay.

1 A. And he was there sometimes also.

2 Q. How old was Kristy's son?

3 A. Um, not sure. Maybe about 18 months, I thought.

4 Q. So a toddler?

5 A. Yes.

6 Q. Now, when you lived in that Broken Arrow home, was
7 there a phone in that home?

8 A. Not at first.

9 Q. Okay. Eventually was there?

10 A. Yes.

11 Q. And what type of phone was there eventually in the
12 home?

13 A. A land line.

14 Q. Is that a cordless phone?

15 A. Yes.

16 Q. When do you remember that phone coming into the home?

17 A. I would say about three to four days before the 5th,
18 from what I remember. I'm not sure.

19 Q. You say the 5th. Are you referring to --

20 A. The 5th of February.

21 Q. Okay. Did you ever use that phone?

22 A. I never needed to use it.

23 Q. Okay. Did you have a cell phone back at that time?

24 A. Yes, I did.

25 Q. Did you share that cell phone with the defendant?

26 A. Yes.

27 Q. Now, let's talk about Kerianne again for a moment. You
28 referred to February 5th. And it was an a Sunday.

1 A. Yes.

2 Q. Was Kerianne sick that week?

3 A. Yes, she was.

4 Q. What kind of sick was she?

5 A. Flu-like symptoms.

6 Q. Okay. Did she have a fever?

7 MR. BROWN: Objection.

8 THE WITNESS: Yes.

9 MR. BROWN: Move to strike; speculation, lack of
10 foundation.

11 THE COURT: Overruled.

12 Q. (By Mr. Walsh:) Did she have a fever?

13 A. Yes.

14 Q. You said flu-like symptoms what else was she -- what
15 else did you see about her that week?

16 A. She was a little pale that week, and she was throwing
17 up her milk.

18 Q. And --

19 A. Runny nose, and her eyes just looked like she had the
20 flu.

21 Q. Okay. Now Kerianne, during her life was she a pretty
22 active child?

23 A. Yes.

24 Q. During the week that she died, was she sleeping a lot
25 too?

26 A. She was sleeping on -- well, yes, she was sleeping
27 because she was sick. Um, in the morning time she was sleeping.

28 Q. Was she -- I mean, you said she was an active child.

1 Was she acting normal as far as her activity level during that
2 week?

3 A. No. She was acting sick.

4 Q. And when you say sick, is that -- how so?

5 A. Flu-like, like --

6 Q. And my question is bad. Was she as active as normal,
7 was she slower than normal; how was she in that way?

8 A. She was -- runny nose, and just not wanting to eat, and
9 when she did eat she threw up her milk. She felt warm.

10 Q. Did you take her to the doctor?

11 A. Yes, I did.

12 Q. When did you take her to the doctor?

13 A. I took her to the doctor's on a Thursday.

14 Q. And was that Dr. Hurwitz?

15 A. It was Dr. Hurwitz's office.

16 Q. Okay. And did you actually go with Kerianne?

17 A. Yes.

18 Q. And did you see someone there?

19 A. Yes.

20 Q. Who did you see?

21 A. A nurse practitioner.

22 Q. Do you remember her name at all?

23 A. No.

24 Q. And do you remember what time of day you took Kerianne
25 to the doctor's office?

26 A. Around 2:00 to 2:30 in the afternoon.

27 Q. And how much time did the nurse practitioner spend with
28 her?

1 A. About 15 minutes, or 20.

2 Q. And were you given any medication or anything like that
3 for her?

4 A. No.

5 Q. Did the doctor, or the nurse practitioner, require you
6 to go do anything else after your appointment for Kerianne?

7 A. She told me no dairy.

8 Q. Now, I want to jump around a little bit more, and I
9 apologize for this. Now, when you were pregnant with Kerianne,
10 did you have an incident with your mother?

11 A. Yes.

12 Q. Okay. And did that incident require police
13 involvement?

14 A. Yes.

15 Q. And was that in April 2004?

16 A. Yes.

17 Q. As a result of that, did you plead guilty to battery
18 and brandishing a weapon?

19 A. Yes.

20 Q. What happened between you and your mother in that
21 incident?

22 A. My mother and I had gotten into an argument. Um, this
23 was the same -- it was right after my husband -- or he was my
24 fiance at the time, had hurt me. And, um, I wanted to bail him
25 out because I knew, um, had the keys to the condo to get the
26 money for him to go bail him out. And my mom didn't want me to
27 go bail him out.

28 Q. Okay. Did you get into an argument with her?

1 A. Yes.

2 Q. What happened during that argument?

3 A. We had gotten into an argument over the truck because I
4 didn't have my car at that time. And I told -- she didn't want
5 me to leave. And I told her, can I have the keys to the truck
6 so I can go bail out Nick, or go give him his money so he can
7 bail himself out.

8 Q. Did she let you?

9 A. No.

10 Q. Okay. Did you do something to her in response?

11 A. I don't remember, but yes. I don't remember what I did
12 exactly.

13 Q. Okay. Did you hold a knife at all?

14 A. Yes, I did.

15 Q. What did you do with the knife?

16 A. I put it to my wrist, just to scare her, in order for
17 her to give me the keys to the truck.

18 Q. Did she give you the keys?

19 A. I don't remember.

20 Q. Did you end up going to the jail to bail Nick out, or
21 going to the house to get the money to bail Nick out?

22 A. I think so.

23 Q. Did the police come out and talk to you about that?

24 A. No.

25 Q. Okay. But were you charged with crimes?

26 A. Yes.

27 Q. And did you plead guilty to crimes?

28 A. Yes.

1 Q. Now, let's talk a little bit about while living at
2 Broken Arrow with the defendant. Did you -- at that time were
3 you still working about the same way as you were before, trying
4 to pick up as many shifts as you could?

5 A. Yes.

6 Q. And regardless of which job it was the defendant had,
7 was he still working these early morning shifts?

8 A. Yes.

9 Q. And let's talk a little bit about the week that
10 Kerianne was sick. Was that the first week of February?

11 A. Yes.

12 Q. As a part of her being sick and having what you
13 describe as flu-like symptoms, was she -- did she have any marks
14 on her face at all?

15 A. No.

16 Q. I need to show you a couple pictures, okay.

17 MR. WALSH: May I approach the witness, your Honor?

18 THE COURT: Of course.

19 Q. (By Mr. Walsh:) Let me show you three pictures here.
20 This is People's 1, 17 and 18. Just take a second to look at
21 those for me.

22 A. (Complies.)

23 Q. Have you had you a chance to look at all those?

24 A. Uh-huh; yes.

25 Q. Now, when Kerianne was alive, did she have pretty
26 normal features, pretty clear skin?

27 A. Yeah. She had rosy cheeks, so --

28 Q. This picture, People's 1, is this -- I'm putting up on

1 the screen behind you, is this how she typically looked when she
2 was alive?

3 A. Yes.

4 Q. Okay. Her hair combed -- well, not combed, but her
5 hair over her forehead, was that pretty normal?

6 A. Yes, unless we didn't put her hair in a ponytail.

7 Q. This is People's 18. Again, looking at her cheeks and
8 her forehead and hair, is that about how she would usually look
9 back late 2005, early 2006?

10 A. Yes.

11 Q. And People's 17, right-hand side of her face, is that
12 typically how the right-hand side of her face looked like when
13 she was alive?

14 A. Yes.

15 Q. Her hair over her forehead; was that pretty normal?

16 A. Yes.

17 Q. Now, when -- during that week leading up to her death,
18 did she have any marks on her face?

19 A. No.

20 Q. Any bruises?

21 A. No.

22 Q. Now, during her life, did she ever get -- you said she
23 had rosy cheeks. Did she ever get little red marks on her face
24 during her life?

25 A. Besides the rosy cheeks? I didn't notice any, no.

26 Q. Little red speckles or anything like that on her face
27 that you ever remember?

28 A. No, I don't remember.

1 Q. On -- now, let's talk a little bit about that week that
2 led up to her passing.

3 A. Yes.

4 Q. So on Thursday, you remember that you took her to
5 doctor, what you told us earlier?

6 A. Yes.

7 Q. Was that just you and Kerianne, or did your mom go too?

8 A. Just Kerianne and I only.

9 Q. All right. And that week, you had told us that at that
10 time the arrangement was still that Kerianne would spend Monday
11 through Wednesday with your mother or Nancy. Was that still the
12 arrangement that week that she died?

13 A. Yes.

14 Q. And so did she spend Monday through Wednesday with --
15 who did she spend Monday through Wednesday with?

16 A. Nancy.

17 Q. Okay. And would she go home with your mom?

18 A. Yes.

19 Q. When did you first become aware that Kerianne had these
20 flu-like symptoms?

21 A. When Nancy had told me she was running a slight fever
22 when I picked up my daughter from her house.

23 Q. Do you remember what day of the week that was?

24 A. I believe it was Wednesday.

25 Q. And when you went to pick up Kerianne that night, who
26 was with you?

27 A. The defendant, and I believe Kristy Martin from -- we
28 were watching him.

1 Q. And when Nancy made you aware of the fact that Kerianne
2 had a fever, did you do anything for that?

3 A. Um, well, I went home and -- with Kerianne. I didn't
4 take her to the doctors right away. I took her to the doctors
5 on Thursday. So I just wanted to see if we can get it down, if
6 she would feel better.

7 Q. What did you do to try to accomplish that?

8 A. Well, I didn't want her be too active. I laid her down
9 and put her to sleep and gave her also some juice, I think. But
10 I don't remember what type of juice. It might have been apple
11 juice.

12 Q. So we're talking about Wednesday the 1st?

13 A. Yes.

14 Q. Does that sound right?

15 Now, did you work on Wednesday the 1st?

16 A. No.

17 Q. Okay.

18 A. I don't believe I did.

19 Q. All right. And so you picked Kerianne up from Nancy on
20 Wednesday the 1st?

21 A. Yes.

22 Q. About what time did you pick her up, do you remember?

23 A. It was in the afternoon. I don't remember the time.

24 Q. Okay. Had the defendant worked that day, that
25 Wednesday the 1st that you went to pick Kerianne up from Nancy?

26 A. I don't remember.

27 Q. When you picked up Kerianne from Nancy, did Kerianne
28 have any marks or any discoloration on her face?

1 A. No.

2 Q. Was Kerianne awake when you picked her up?

3 A. Yes.

4 Q. And when you took Kerianne home, you said you took her
5 home, did you put her straight to bed that afternoon?

6 A. No, not straight to bed. No, we watched -- I don't
7 know if that was day we went to Blockbuster and rented movies.
8 Um, and I believe I got juice for her.

9 And I think that was when I realized that she was
10 throwing up her milk. She started throwing up her milk that she
11 was drinking.

12 Q. And was that night spent, or that you picked her up
13 from Nancy in the afternoon, did you spend that evening with the
14 defendant?

15 A. Yes.

16 Q. And Kerianne?

17 A. Yes.

18 Q. The following morning, the morning of the 2nd, did the
19 defendant go to work, that Thursday the 2nd?

20 A. Yes.

21 Q. What time did he go to work, do you remember?

22 A. I don't remember the time. It was early.

23 Q. And did you help him get to work?

24 A. I drove the defendant to work.

25 Q. Okay. Where did you drive him to?

26 A. I believe somewhere near Sun City.

27 Q. Okay. And did Kerianne go with you?

28 A. Yes.

1 Q. Did she wake up that morning to take -- well, did you
2 wake her that up morning?

3 A. Yes, I did.

4 Q. Did you wake her up before putting her in the car with
5 the two of you?

6 A. Yes, I did.

7 Q. After you dropped the defendant off at the location in
8 Sun City, what did you do then?

9 A. I drove to my mom's house.

10 Q. And what did you do next?

11 A. Me and Kerianne went to sleep in my room that I have
12 there.

13 Q. And how long did you stay at your mom's house that
14 morning?

15 A. Until the defendant, I believe, got off work.

16 Q. Okay. Now, this is -- this is Thursday. Is this the
17 day that you took Kerianne to the doctor?

18 A. Oh, yes. Sorry, yes.

19 Q. Well, I'm asking you. I mean, did you -- now, you said
20 you took Kerianne to the doctors, just you and her?

21 A. Oh, I'm sorry; yes.

22 Q. Do you remember if the -- did the defendant go to the
23 doctor with you?

24 A. No.

25 Q. And do you remember, did you take Kerianne to the
26 doctor before the defendant --

27 A. Oh, yes. Yes. So I left my mom's house, um, before
28 2:00 or 2:30 to get Kerianne to her doctor's appointment. And

1 then I believe I went and picked the defendant up.

2 Q. Okay.

3 A. Not sure.

4 Q. Okay. I get the sense from you that times and dates
5 are a little difficult as you sit here today.

6 A. Yeah.

7 Q. Okay. So, we're on the 2nd. We're on Thursday the
8 2nd. Kerianne has been to the doctor. Do you pick up the
9 defendant at the same place where you dropped him off?

10 A. I think so.

11 Q. Okay. And what did the two of you do after that?

12 A. I'm not sure what we did. But we might have went out
13 to eat to Carrows that day.

14 Q. And what did you guys do that night, do you remember?

15 A. Watched movies.

16 Q. Do you remember what movies you watched?

17 A. Two movies. The Constant Gardener and, um, the
18 Corpse's Bride.

19 Q. Did you have a TV and you a video player in the room
20 that you were living at the Broken Arrow home?

21 A. Yes.

22 Q. And tell me, you already mentioned for us the kind of
23 playpen -- you called it a play yard; is that what you said
24 earlier?

25 A. Yes.

26 Q. That Kerianne had. Did you say she sometimes also
27 would sleep in bed with you?

28 A. Yes. She slept in the bed with me on Wednesday night.

1 Q. Okay. What kind of bed did you and the defendant have
2 at that time in that room?

3 A. My parents gave us a blow-up mattress.

4 Q. Did that go right on the floor?

5 A. Yes.

6 Q. And so on the night of the 2nd, you're saying you guys
7 watched some movies. Do you remember, was -- after the doctor's
8 appointment, was Kerianne awake?

9 A. Yes.

10 Q. Was Kerianne awake when you went and picked up the
11 defendant?

12 A. Yes.

13 Q. Was Kerianne awake for any of those movies that you
14 guys watched?

15 A. Yes.

16 Q. What time did all of you go to sleep or to bed on the
17 night of the 2nd?

18 A. I don't remember.

19 Q. Now, do you remember, was it before midnight, after
20 midnight?

21 A. Not sure. I don't remember.

22 Q. Okay. Morning of the 3rd, what happened on the 3rd.
23 Did the defendant work?

24 A. What day was the 3rd? Was that a Friday?

25 Q. Yes.

26 A. Yes, the defendant worked.

27 Q. Okay. And did you help him get to work?

28 A. Yes, I did.

1 Q. Are you doing all right?

2 A. Uh-huh. I just have a little bit of heartburn. Sorry.

3 Q. So you took him to work. Was that the same location?

4 A. This was a different location.

5 Q. Where was this, do you remember?

6 A. This was at the AM/PM down the street from the casino.

7 On -- I don't know which off-ramp it was at.

8 Q. When you say casino --

9 A. In Temecula.

10 Q. When you say casino, are you talking about Pechanga?

11 A. Yes.

12 Q. And what time did you take him -- when you dropped off
13 that morning, do you remember?

14 A. It was still nighttime out. Um, but it was really
15 early in the morning. The sun hadn't come out yet.

16 Q. Did Kerianne go with you?

17 A. Yes.

18 Q. And did you wake her up before taking her?

19 A. Yes.

20 Q. Did she wake up?

21 A. Yes, she did.

22 Q. And did she have any marks on her body that morning?

23 A. No.

24 Q. The night of the 2nd -- and I'm really sorry to jump
25 around. I apologize.

26 The night of the 2nd, we were just talking about, when
27 you guys watched movies and went to sleep, did you give her any
28 juice or milk that night, anything?

1 A. After the doctors?

2 MR. BROWN: Your Honor, may I clarify, please, what
3 we're speaking of?

4 THE COURT: Clarify?

5 MR. BROWN: The evening -- I thought a date was given.
6 I was just trying --

7 THE COURT: I think it was Friday the 3rd; am I
8 correct?

9 MR. WALSH: I just jumped back, and I apologize for
10 that.

11 THE COURT: But that's what you went back to that date;
12 am I right?

13 MR. WALSH: No, I'm going back to the 2nd.

14 THE COURT: The 2nd, I apologize.

15 MR. WALSH: Thursday the 2nd.

16 THE COURT: Okay; go ahead.

17 MR. BROWN: Sorry about that.

18 MR. WALSH: That's okay. It's my fault for jumping
19 around.

20 Q. (By Mr. Walsh:) Thursday the 2nd, after the doctor's
21 office?

22 A. Yes.

23 Q. That night you told us you and the defendant watched
24 movies that night?

25 A. Yes.

26 Q. Did you give Kerianne any milk or juice that night?

27 A. Even the doctor said don't give her any dairy. I was
28 giving her juice all day after. She said don't give her any

1 dairy, then I thought that maybe she would be okay to have some
2 milk. I gave her a little milk, and she threw that up. So yes,
3 I gave her a little milk, and she did throw the milk up.

4 Q. Is this like during the time you guys are watching the
5 movies, or --

6 A. I would believe it was during the nighttime, when we
7 were going to sleep.

8 Q. Okay. And when she threw up, did you ever lose
9 patience with her or anything like that, that night?

10 A. No.

11 Q. When she threw up, did you do anything to clean it up?

12 A. Well, she threw up on me, on my DKNY track suit. I
13 left it on there, actually. I didn't really -- (indicating).

14 Q. Okay. I apologize. Now I'm going back to the morning
15 of Friday the 3rd, when you told us that you took the defendant
16 to a location near Pechanga to a --

17 A. Yes.

18 Q. Is that where we were?

19 A. Yes.

20 Q. And you said that Kerianne was awake that morning?

21 A. Yes.

22 Q. After you dropped off the defendant, was did you do?

23 A. I went back home and went to sleep. Me and Kerianne
24 went back to sleep.

25 Q. And what time did you wake up?

26 A. I don't remember the exact time, but it must have been
27 maybe around 9:00 or 10:00 in the morning.

28 Q. All right. Now, did you have to work that day, Friday

1 the 3rd?

2 A. Yes, I did.

3 Q. Okay. Do you remember what time you needed to go into
4 work?

5 A. 3:00 or 3:30 in the afternoon.

6 Q. And do you know how late you were going to work?

7 A. No.

8 Q. The -- after you woke up that morning, around 9:00,
9 9:30, what did you do?

10 A. I woke up Kerianne.

11 Q. Okay. Did she wake up for you?

12 A. Yes.

13 Q. What did you guys do?

14 A. We ate some leftover Carrows and watched TV. I gave
15 her a bath and put -- changed her clothes and played.

16 Q. Did she have any marks on her body at this point when
17 you're bathing her?

18 A. No.

19 Q. How is she behaving while you were bathing her? You
20 described for us earlier that during this week she was a little
21 off because she was sick. Was she acting any differently than
22 normal when you gave her a bath on the morning of --

23 A. Well, she was still acting a little sick, yes, but she
24 was alert.

25 Q. Did you harm her in any way during that bath?

26 A. No, I didn't.

27 Q. Did you harm her in any way on the morning of the 3rd?

28 A. No, I didn't.

1 Q. After the bath, you dressed her, what did you do with
2 her then?

3 A. We played and, um, I bushed her hair. And she got the
4 brush and tried brushing mine. And I did her hair up in two
5 little ponytails on each side.

6 Q. What did you do then?

7 A. After that?

8 Q. Uh-huh.

9 A. I think that then we got ready and I made her bag ready
10 to go over to the defendant's mom's house.

11 Q. Okay. Is that a plan that you had for that day?

12 A. Yes.

13 Q. Okay. And do you remember at all about what time of
14 day you went over to the defendant's mother's house?

15 A. A little bit before 3:00 or 3:30, when I had to work.

16 Q. Okay. Other than, you know, playing together and
17 watching some movies or TV together on that morning of the 3rd,
18 what else did you and Kerianne do that morning?

19 A. We ate leftovers of Carrows.

20 Q. Okay. Anything out of the ordinary happen that
21 morning?

22 A. No.

23 Q. Did you drop off Kerianne with the defendant's mother?

24 A. Yes.

25 Q. What happened when you dropped off Kerianne with the
26 defendant's mother that afternoon?

27 A. She was kicking and screaming and crying and didn't
28 want me to leave.

1 Q. Didn't want you to leave? Was she holding onto you?
2 A. Yeah, and she was -- she didn't want me to leave. And
3 I felt -- like I felt so bad. I didn't want to go to work. And
4 then the defendant's mom said, she'll be fine. Just go.
5 Q. Did you go do work?
6 A. Yes.
7 Q. How late did you work that night, do you remember?
8 A. It was late, but I believe around 11:00.
9 Q. And did someone pick you up from work?
10 A. Yes.
11 Q. Who picked you up from work?
12 A. The defendant.
13 Q. Did he have Kerianne with him?
14 A. Yes.
15 Q. And how -- did you notice anything unusual about her
16 when he picked you up?
17 A. I didn't notice anything unusual, um, he had her, um,
18 dressed really warm.
19 Q. And was she awake when he picked you up?
20 A. Yes.
21 Q. Where did you guys go after that?
22 A. Straight home.
23 Q. What did you guys do at home that night?
24 A. Went straight to bed.
25 Q. And --
26 A. Um --
27 Q. That night did you give Kerianne any milk or juice?
28 A. Yes, I did.

1 Q. Did anything happen that night that -- well, after you
2 guys went to sleep, what's the next thing that happened?

3 A. Um, Kerianne woke up in the middle of the night and
4 cried for mommy. And I went -- I couldn't find her bottle, and
5 I went downstairs and grabbed Kristy's bottle from the cupboard
6 and gave her a bottle. And she grabbed her bottle.

7 Q. Where was Kerianne sleeping that night?

8 A. In her play yard.

9 Q. And do you know what was in the bottle that you gave --

10 A. It was milk.

11 Q. And you said you handed it to her. Did she take the
12 bottle from you?

13 A. Yes, she did.

14 Q. And I know that this is what the judge was talking
15 about, when you know what I'm about to ask and you answer
16 quickly, so we end up talking on top of each other, so --

17 A. All right.

18 Q. And you know I talk slow. I'm sure the court reporter
19 will disagree.

20 Did she -- at that point in her life was she able to
21 hold a bottle and drink from it herself?

22 A. Yes.

23 Q. And did you notice her do that on the night of the 3rd?

24 A. Yes.

25 Q. Did you go back to sleep after that?

26 A. Yes, I did.

27 Q. What's the very next thing that happened?

28 A. Um, we woke up in the morning.

1 Q. Do you remember what time you woke up?
2 A. No, I don't remember what time I woke up.
3 Q. Did you have to work that next day?
4 A. Yes, I did.
5 Q. What time did you have to work that next day?
6 A. Either 10:00 or 11:00, sometime in the morning.
7 Q. And did Ryan wake up, did the defendant wake up with
8 you that morning?
9 A. Yes. I set my alarm on my phone and, um, I hit snooze
10 on the alarm. I think that's why I was late.
11 Q. And do you remember at all about what time you woke up
12 that morning?
13 A. Um, I know a little bit before I had to go to work.
14 Q. And did you wake Kerianne up that morning?
15 A. No, I did not.
16 Q. Did the defendant?
17 A. Yes.
18 Q. Did you see her awake that morning?
19 A. Yes, I did.
20 Q. How was she acting that morning?
21 A. She still looked -- she still looked sick, but she was
22 smiling at me.
23 Q. And did she have any marks or bruises on her face or
24 head?
25 A. No.
26 Q. Now, did you -- how did you get to work?
27 A. The defendant drove me to my work.
28 Q. And did Kerianne go with you guys?

1 A. Yes, she did.

2 Q. Was she awake on the way to your work?

3 A. No, she was sleeping on the way to work.

4 Q. And did you make it to work on time?

5 A. No, I didn't.

6 Q. Now, what's the next thing that you recall happening

7 while you were at work that day?

8 A. Did you want me to say when I first got to work?

9 Q. Well, that was a real bad question, you're right.

10 Because you could have said, I clocked in, or I did whatever.

11 You're right.

12 Did you receive any word about Kerianne while you were

13 at work that day?

14 A. Yes, I did.

15 Q. And how did that word get to you?

16 A. A phone call.

17 Q. Who called?

18 A. The defendant.

19 Q. And did anyone else call you while you were at work

20 that day in regards to Kerianne?

21 A. No.

22 Q. When the defendant called, what did he say to you?

23 A. "Kerianne is not breathing."

24 Q. And how did you respond?

25 A. I don't know, I -- I don't know, I was -- I yelled in

26 the phone, "Call 9-1-1," and hung up the phone. And I think

27 that's what happened.

28 Q. He said, "Kerianne is not breathing," you yelled, "Call

1 9-1-1," and hung up the phone? Is that what you remember?

2 A. (Nods head.)

3 Q. Is that a yes?

4 A. Yes.

5 Q. What happened next after that?

6 A. I ran to the back to, um, my boss's office and told her

7 what was happening, I needed to get a ride home, that I needed

8 help.

9 Q. All right. And at some point did you get a ride to

10 your house?

11 A. Yes.

12 Q. Who gave you a ride?

13 A. The defendant's mother picked me up. I didn't know she

14 was coming. I already was going to get a ride by one of the

15 cooks.

16 Q. Did you ever speak to her on the phone while you were

17 at work that day?

18 A. No.

19 Q. Did she ever make a similar phone call to you that the

20 defendant did to tell you that something was wrong and you

21 needed to come to the house?

22 A. No. I don't believe I talked to anybody but the

23 defendant.

24 Q. Okay. And did you get in the car with his mom?

25 A. Yes.

26 Q. And did she take you to the house?

27 A. Yes, she did.

28 Q. When you got into the neighborhood, were there any

1 emergency vehicles around the house?

2 A. Yes.

3 Q. How many? Were there a lot?

4 A. I believe it was one fire truck and one ambulance.

5 Q. Now, did you stay in the defendant's mom's car all the
6 way to the house?

7 A. No. I asked her to drop me off two houses down.

8 Q. Why did you do that?

9 A. Because I was hysterical and I didn't want to see my
10 daughter hurt or -- because I needed to collect myself, I needed
11 to breathe. I didn't know -- I needed to calm down before I
12 went there so that way I wouldn't interfere with the
13 firefighters' and the paramedics' job.

14 Q. Did you eventually get to the house?

15 A. Yes.

16 Q. And what was the first thing that happened when you got
17 there?

18 A. Ryan's mom -- I'm sorry. The defendant's mom came out
19 and said that, "Your daughter's fine."

20 Q. Now, was Kerianne still there by the time you got
21 there?

22 A. Yeah. They were wheeling her out into the ambulance.

23 Q. Did you see her?

24 A. I saw her laying on the bed and, um, getting into the
25 ambulance.

26 Q. Did -- were you asked to go with her or anything?

27 A. Um, I don't remember. I think they just took off real
28 fast with my daughter.

1 Q. Were there policemen there at the house when you got
2 there?

3 A. I'm not sure if they were there. I think they got
4 there after.

5 Q. Well, was the defendant at the house when you got
6 there?

7 A. Yes,

8 Q. Did you speak with police officers there at the house?

9 A. Um, yes.

10 Q. And did you speak with them more later on at the police
11 station?

12 A. Yes.

13 MR. WALSH: Your Honor, I don't know how far the Court
14 wants to go today. It's kind of --

15 THE COURT: Would you like to break at this time, then?

16 MR. WALSH: It's a natural breaking point, yes.

17 THE COURT: All right; very good, then.

18 Everyone, we'll adjourn for the evening. We'll
19 reconvene tomorrow morning at 9:00 o'clock.

20 Remember the admonition. Please keep an open mind.
21 Don't draw any conclusions about the case. Please don't talk to
22 anyone about the case, read any news reports, watch anything on
23 the case.

24 And we'll see you tomorrow morning. Ms. Bradley, we'll
25 see you tomorrow morning at 9:00 o'clock.

26 THE WITNESS: Okay.

27 THE COURT: Court is an adjourned.

28 (OUTSIDE JURY PRESENCE:)

1 MR. WALSH: No other questions.

2 THE COURT: Thank you, Mr. Walsh.

3 Mr. Brown?

4 FURTHER RECROSS EXAMINATION

5 BY MR. BROWN:

6 Q. Those other diagnoses being those that you just kindly
7 ticked off for me here today, correct?

8 A. Correct.

9 Q. Thank you.

10 MR. BROWN: Nothing else, your Honor.

11 THE COURT: Thank you, sir.

12 Mr. Walsh?

13 MR. WALSH: No additional questions. Thank you.

14 THE COURT: Thank you. Have a good rest of the day.

15 Mr. Walsh?

16 MR. WALSH: At this time the People would resume the
17 examination of Jennifer Bradley.

18 THE COURT: Okay.

19 Ms. Bradley, do you understand you remain under oath?

20 THE WITNESS: Yes.

21 THE COURT: Okay. Good morning.

22 Mr. Walsh.

23 MR. WALSH: Thank you.

24 THE COURT: You may proceed.

25 JENNIFER BRADLEY,

26 called as a witness by and on behalf of the People,

27 having previously been duly sworn, was examined

28 and testified further as follows:

1 DIRECT EXAMINATION (Resumed)

2 BY MR. WALSH:

3 Q. Good morning, Ms. Bradley.

4 A. Good morning.

5 Q. I think we left off yesterday, we had been discussing,
6 I think we kind of took it up to the point where you arrived at
7 the house on Broken Arrow. Do you remember that?

8 A. Yes.

9 Q. Can I just have a second to put my notes together here.
10 Now, I'm going to put a picture up on the screen.
11 Okay. This is marked as Defense B. Is that the house on Broken
12 Arrow that you were living at, I guess as of February 2006?

13 A. Yes.

14 Q. There's a car on the left-hand side of this photograph,
15 a blue car. Is that a car that you were driving back at that
16 time?

17 A. Yes, it was.

18 Q. Okay. And tell us about how you came to be driving
19 that car.

20 A. I had two cars previously that were broken down, when
21 the defendant had been driving them, and I needed to pay for a
22 rental car.

23 Q. Were you renting this blue car?

24 A. Yes, I was.

25 Q. How long had you been renting that rental car, the blue
26 car, as of February?

27 A. I'm not sure, but it could have been a month or two or
28 a month and a half, yeah.

1 Q. Were you still renting that -- were you renting that
2 car when you lived with the defendant's parents?

3 A. For -- yes, I believe so.

4 Q. Okay. And did both you and the defendant drive that
5 car?

6 A. Yes.

7 Q. And together did the two of you pay for the rental fees
8 on that car?

9 A. I believe that his mom paid for a little bit of it.
10 She didn't pay for like a week of it. She paid for maybe half
11 of a week. I'm not sure. But most of the time it was me paying
12 for that car.

13 Q. Okay. And now I want to jump back, and again, I'm not
14 doing this on purpose, I apologize. But I want to go back real
15 briefly to when you were working at Red Lobster on the morning
16 of the 4th, the morning that you got the phone calls that
17 something was wrong with Kerianne.

18 A. Yes.

19 Q. Okay. Now, you told me this morning when I saw you,
20 when you showed up, that you had remembered something
21 differently about that; is that correct?

22 A. Yes, that's correct.

23 Q. Okay. Now, what did you remember differently after we
24 left court yesterday?

25 A. Yesterday when I had left the court, I remembered that
26 I actually got a phone call from Rosan Mickey and not the
27 defendant, and she had told -- asked me on the phone, does
28 Kerianne have asthma. And I said, no. And she's all, because

1 she's not breathing, and so I told Ryan to call 911. And I'm
2 pretty sure that's what she said.

3 I hung up the phone on her, and I called the defendant
4 on my cell phone. And the defendant had said, he sounded
5 frantic, he said she's not breathing, she's not breathing. And
6 I said call 911 and I hung up the phone. And the reason why I
7 didn't remember before was because it's all I hear in my head,
8 that was she's not breathing. That's why.

9 Q. Okay. Let me stop you there. A second ago when you
10 said that you called the defendant on your cell phone, did that
11 mean you were using the cell phone to call, or you called --

12 A. No. I called from Red Lobster, their phone.

13 Q. All right. So you --

14 A. To my cell phone.

15 Q. Okay. All right. Just so we get back in the practice
16 of what we were doing yesterday. I need you to please be
17 patient with me.

18 A. Okay.

19 Q. I'm kind of slow right now. But if you can just wait
20 for me to finish my question before you answer --

21 A. Uh-huh.

22 Q. -- even if you might know where I'm going, okay?

23 A. Yes.

24 Q. Did I talk to you at all about your testimony after we
25 finished here yesterday afternoon?

26 A. No, I called you.

27 Q. All right. And so let's -- so as you sit here today,
28 you recall that you got a phone call from the defendant's mother

1 while you were working?

2 A. Yes.

3 Q. And in that phone call she said that Kerianne was not
4 breathing, correct?

5 A. Yes.

6 Q. And then you called the defendant on your cell phone?

7 A. Yes, I did.

8 Q. And he also said that she was not breathing?

9 A. Yes.

10 Q. And you instructed him to call 911?

11 A. Yes.

12 Q. And then hung up?

13 A. Yes.

14 Q. All right. So now, we're at the point, we're back to
15 the house?

16 A. Uh-huh.

17 Q. Excuse me. I apologize to everyone. I'm trying.

18 When you got there, where -- and I may have asked this
19 question yesterday, and I apologize if I did but I can't
20 remember the answer, where was the defendant when you got up to
21 the house?

22 A. I didn't see him. I believe he was inside. When I got
23 up to the house Rosan Mickey had came out first and yelled,
24 she's fine, she's okay. I believe that the defendant came out
25 and said -- and said the same thing.

26 Q. And did you, when you saw the defendant, when he came
27 out of the house, was that after the ambulance had left or
28 before?

1 A. It was before.

2 Q. Okay. When you got dropped off you told us yesterday a
3 couple houses down?

4 A. Yes.

5 Q. You had Rosan drop you off a couple houses down. Did
6 you smoke at all on that walk from two houses down to the house?

7 A. I smoked a half a cigarette, I believe, yes.

8 Q. Okay. And so you get to the house. Shortly after
9 arriving, did police start talking to you?

10 A. Yes, they did.

11 Q. Now, did you go to the local hospital, Rancho Springs,
12 that afternoon or evening after this happened, after you got to
13 the house?

14 A. No. The detectives whom I was talking --

15 MR. BROWN: Objection. Nonresponsive. Move to strike
16 after the word "no."

17 THE COURT: Sustained in part. The jury can consider
18 the answer no, that's responsive to the question. But the rest
19 of the answer is nonresponsive. The jury is to disregard that.

20 Q. (By Mr. Walsh:) Okay. We'll go one question at a time
21 here. Okay?

22 A. Yes.

23 Q. So your answer was no, you didn't go to the hospital
24 that night. Where did you spend that afternoon, evening and
25 night after this happened?

26 A. At the Murrieta Police Department in an interrogation
27 room.

28 Q. Did you spend some of that time with the defendant in

1 that room?

2 A. Yes, I did.

3 Q. Now, did you have an opportunity -- did you spend much
4 time talking to police officers while you were still at the
5 house before going to the police station?

6 A. For a little while, yes.

7 Q. And did you -- how did you get to the police station;
8 do you remember?

9 A. A police officer had taken me there.

10 Q. Was that in a police car?

11 A. Yes, it was.

12 Q. When you got to the police station were you able to go
13 into a room immediately or did you have to wait somewhere first?

14 A. No. They had -- they had the defendant and I wait in
15 the police car and in the back seat.

16 Q. Okay. And during that time did you talk to the
17 defendant?

18 A. Yes, I did.

19 Q. Now, on the morning of the 4th, the morning that these
20 things happened, did you give any instructions to the defendant
21 about what to do with Kerianne that day while you were at work?

22 A. Yes, I did.

23 Q. What did you tell him?

24 A. I told him, asked him if he can change her outfit
25 because he had told me that his mother and him were going to go
26 get cars. The outfit that she was in did not match and it
27 wasn't cute. Well, that cute. And I asked him to give Kerianne
28 a bath and change her clothes.

1 Q. Did you ask him to do anything else that day?

2 A. And to go get gas at the gas station with the change
3 that I had given him, because the car was on empty.

4 Q. Now, in the days -- well, during the time that you had
5 been living with the defendant, did he get along -- you had told
6 us yesterday there were times when he would watch Kerianne?

7 A. Yes.

8 Q. Either when you were at work or when you weren't
9 around; is that right?

10 A. Just when I was at work he watched Kerianne.

11 Q. Right. And did you have a chance to watch him interact
12 with Kerianne when you were present as well?

13 A. Yes.

14 Q. Did he get along well with her?

15 A. Yes, he did.

16 Q. Was he good with her?

17 A. From what I observed, yes, he was.

18 Q. And did the two of you ever have conversations about
19 what his role was going to be in the future with her? And I
20 mean, that's just a yes-or-no question for now.

21 A. Yes.

22 Q. Did he ever express any desire to become a bigger part
23 of her life?

24 A. Yes.

25 Q. Did he want her to call him dad?

26 A. Yes.

27 Q. How did you feel about that?

28 A. I felt --

1 MR. BROWN: Objection. Irrelevant.

2 THE COURT: Overruled.

3 You can answer that.

4 THE WITNESS: I felt that I didn't like it.

5 Q. (By Mr. Walsh:) Did you and the defendant ever have
6 any arguments about that topic?

7 A. Yes.

8 Q. And did any of those arguments -- when did those
9 arguments happen in relation to this week we've been talking
10 about, the week that Kerianne died?

11 A. Couple days before the 5th. Maybe the weekend before
12 of that -- the week -- the Monday.

13 Q. Do you remember where that argument took place?

14 A. It was at our house on Broken Arrow.

15 Q. Okay. Now, you told us you had accompanied Kerianne to
16 the doctor's office on Thursday, the 2nd, in the afternoon?

17 A. Yes.

18 Q. And the information -- what do you recall telling the
19 nurse practitioner when you were there at the doctor's office
20 about what was happening with Kerianne?

21 A. That she was throwing up her milk. She couldn't keep
22 any fluids down.

23 Q. Okay.

24 A. And she felt warm.

25 Q. And you had told us yesterday some information about
26 how Nancy had told you or your mom that Kerianne had a fever
27 over 100. Is that something you said yesterday?

28 A. No.

1 MR. BROWN: Objection. Hearsay.

2 THE COURT: Overruled.

3 You can answer that.

4 THE WITNESS: No, she never specified temperature over
5 100. She just said that she felt a little warm.

6 Q. (By Mr. Walsh:) And that morning of the 2nd, before
7 taking Kerianne to the doctor, who did you spend that morning
8 with?

9 A. My mother.

10 Q. Did your mother go to the doctor's office with you?

11 A. No.

12 Q. Now, at any point do you recall Kerianne being
13 diagnosed with asthma?

14 A. At Loma Linda.

15 Q. Okay. Do you remember when that was, a date?

16 A. I don't remember the date.

17 Q. Okay. Do you remember how far before February 4th that
18 that might have been?

19 A. I would say about three -- three weeks.

20 Q. Okay. And was that the first that you had heard about
21 Kerianne having asthma?

22 A. Yes.

23 Q. Was Kerianne ever prescribed to take albuterol?

24 A. Yes, she was.

25 Q. Was that at the same time of the diagnosis of asthma,
26 or was that before?

27 A. No, that was way before.

28 Q. And who prescribed that?

1 A. Dr. Hurwitz.

2 Q. Okay. And how -- what was -- were you given albuterol?

3 A. Yes.

4 Q. And what did they give you, what sort of thing? Is
5 that a pill? Is that a drop? What is that?

6 A. Albuterol is liquid medication.

7 Q. And what were you told to do with that albuterol?

8 A. Give it to Kerianne.

9 Q. Were you told at all when to give it to her or on what
10 occasion?

11 A. I don't remember. It could have been on --

12 MR. BROWN: Objection. Move to strike. Lacks
13 foundation.

14 MR. WALSH: Your Honor, I'm going to ask she be allowed
15 to finish her answer.

16 THE COURT: Well, overruled. Yeah.

17 You can finish your answer. Go ahead.

18 THE WITNESS: I believe that she gave me a time to give
19 it to her, yes. A specific time to give it to her.

20 Q. (By Mr. Walsh:) And did you do that?

21 A. Yes, I did.

22 Q. Do you have any memory of when that was, how old
23 Kerianne was or anything like that?

24 A. I don't recall the exact time, no, but she was young
25 and it was before I had met the defendant.

26 Q. And did she keep -- did you have to keep giving that to
27 her for her entire life, or --

28 A. No.

1 Q. Okay. Allowed to stop at some point?

2 A. Yes.

3 Q. And was that on the recommendation of Dr. Hurwitz?

4 A. Yes.

5 Q. And was that time that you stopped giving it to her,
6 was that before this event you said at Loma Linda when you were
7 told that she had asthma?

8 A. Yes.

9 Q. How long before, do you remember?

10 A. I don't remember the exact date, but it was before I
11 met the defendant. So it was a long time ago.

12 Q. So she stopped taking --

13 A. Yes. There was only a short period of time that she
14 was using the albuterol. Possibly maybe only a week or two.
15 I'm not sure.

16 Q. All right. And I need you to remember to go ahead and
17 let me finish asking my questions.

18 A. Sorry.

19 Q. It's okay.

20 After you had been told about asthma while at Loma
21 Linda, did -- were you given anything to help her with asthma or
22 medication or anything else?

23 A. It wasn't medication. It was a breathing, like, thing.
24 A mechanism to help her breath better. That's how I would
25 describe it.

26 Q. Did you ever have to use that?

27 A. No.

28 Q. Did she ever have, and during the year and 16 months

1 that you knew Kerianne, did she ever have an asthma attack in
2 your presence?

3 A. No.

4 MR. BROWN: Objection. Speculation. Move to strike.

5 THE COURT: Overruled.

6 MR. BROWN: Lack of foundation.

7 THE COURT: No. Overruled. She can answer that based
8 on the diagnosis, based on her observations. Her answer was no.
9 The jury can consider that.

10 Q. (By Mr. Walsh:) Was there ever an event during the
11 16 months you knew Kerianne where she was unable to breath in
12 your presence?

13 A. No, never.

14 Q. And during the entire time that you knew Kerianne, did
15 you ever physically abuse her?

16 A. No, I didn't. I never physically abused her, nor did I
17 ever abuse her, ever.

18 Q. Did you ever hit her?

19 A. No, I did not.

20 Q. Did you ever shake her?

21 A. Nope. No.

22 Q. Did you ever throw anything at her?

23 A. No, I did not.

24 Q. And did you strike or squeeze or do anything physically
25 to her different than you always had during the days leading up
26 to February 4th?

27 A. No, I did not.

28 Q. During the time that you -- you told us that that

1 evening, that afternoon and evening, you spent a lot of time
2 with the police officers; is that right?

3 A. That evening, yes, I did.

4 Q. And I'm, by saying that evening, I'm referring to
5 February 4th.

6 A. Yes.

7 Q. Is it fair to say you spent the whole night down at the
8 police station?

9 A. Yes. And the following morning also. Possibly until
10 3:00 or 4:00 in the morning.

11 Q. Okay. And eventually when you were down at the police
12 station at some point, were you able to give a detailed
13 statement to the police officers about all these same things
14 we're talking about today?

15 A. Yes, I did.

16 Q. When you were speaking with the police officers, did
17 you have some difficulty talking to them about Kerianne's
18 condition?

19 Does my question make any sense?

20 A. No.

21 Q. Is that a no to the last question I asked, or the one
22 before?

23 A. That it doesn't make any sense to me. I'm sorry.

24 Q. All right. Did -- were there occasions where they
25 tried to talk to you about how Kerianne was doing physically in
26 the hospital?

27 A. I asked them that.

28 Q. And did you have difficulty talking to them about what

1 her condition might be? Was it a difficult thing for you to
2 discuss with them?

3 A. Yes.

4 Q. During the time that you and the defendant shared that
5 car, did you ever get Kerianne out of the back seat of this car?

6 A. Yes, I did.

7 Q. Did you ever have any difficulty doing that?

8 A. No, never.

9 Q. Did you ever do that while the car was parked on what
10 looks like -- that driveway has an incline. Did you ever get
11 Kerianne out of her car seat in that car on the driveway in
12 front of Broken Arrow?

13 A. Yes, I did.

14 Q. Did you ever have any difficulty doing that?

15 A. No, I did not.

16 Q. I want to show you three pictures, People's 2, 3 and 4.
17 And this might be difficult for you, Jennifer, but I need you to
18 look at these. Okay.

19 First, I need to show you People's 4.

20 MR. BROWN: Your Honor, may I? These are pictures of
21 the child. May I inquire if that's what they are, please,
22 because I don't know what he's showing.

23 MR. WALSH: People's 2, 3 and 4.

24 THE COURT: They are People's 2, 3 and 4 for
25 identification, photo of, close-up photo -- yes, they are, all
26 three.

27 MR. BROWN: Of the child?

28 THE COURT: Yes, sir.

1 MR. BROWN: Alive?

2 THE COURT: Yes.

3 MR. BROWN: To save the witness some problems here,
4 we're happy to stipulate to what those pictures show.

5 THE COURT: That's fine with the Court, but I don't
6 know --

7 MR. WALSH: We can come to sidebar. That's fine.

8 THE COURT: Well, Mr. Walsh, I don't know if a
9 stipulation is what you're going for.

10 MR. WALSH: No.

11 THE COURT: So go ahead. You can continue.

12 MR. WALSH: All right.

13 Q. (By Mr. Walsh:) Jennifer, I need you to look at 2, 3
14 and 4. Okay?

15 MR. BROWN: And now that I've seen them, I apologize.
16 They're not the photographs that I was thinking of so --

17 MR. WALSH: Okay.

18 MR. BROWN: -- I apologize for intruding.

19 THE COURT: No, sir. That's fine.

20 Go ahead, Mr. Walsh.

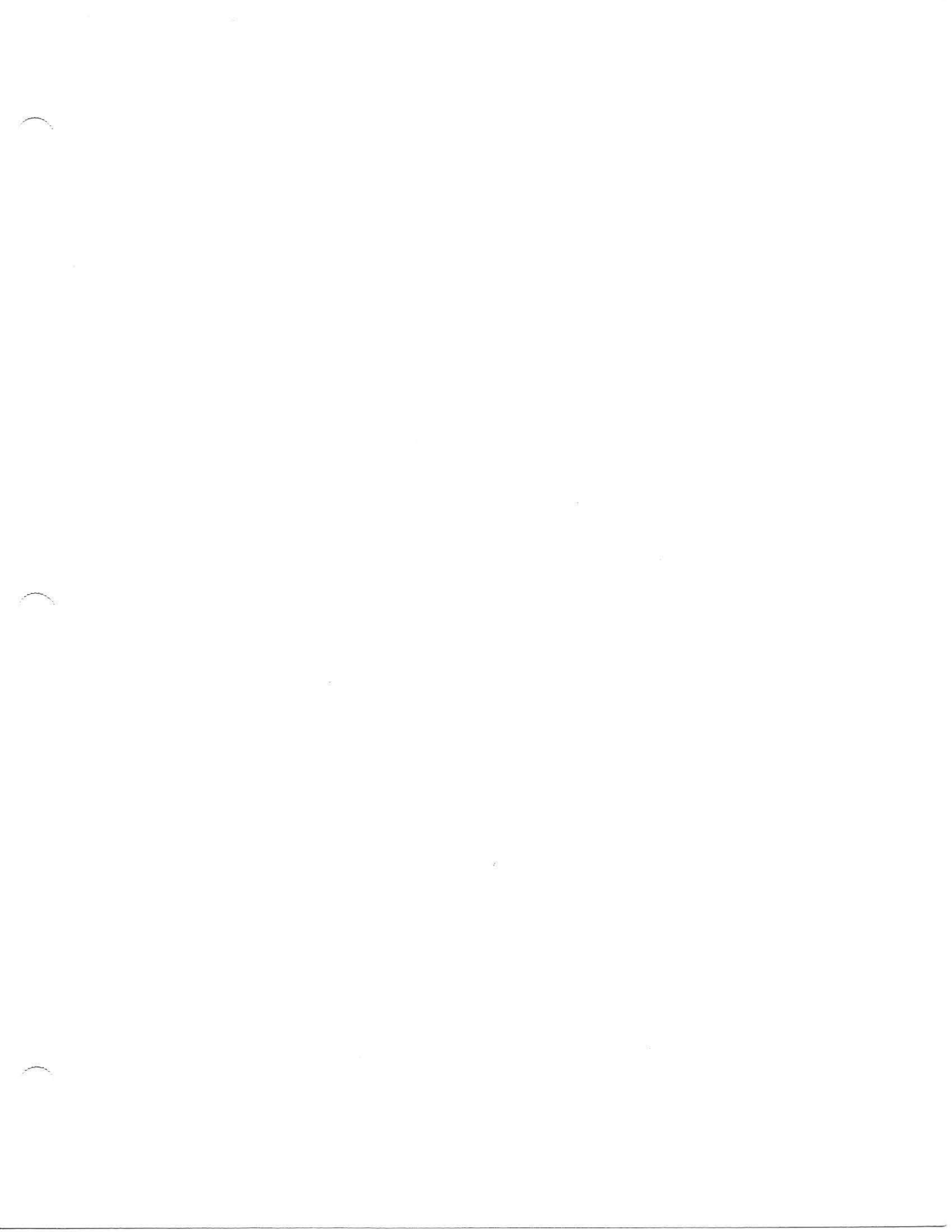
21 MR. WALSH: All right.

22 Q. (By Mr. Walsh:) Now, when you were at the police
23 station, I asked you a couple questions a minute ago about your
24 ability to talk to the police about her condition.

25 A. Correct.

26 Q. Do you remember the police offering to show you
27 pictures of Kerianne in the hospital while you were at the
28 police station?





1 A. Yes, I did.

2 Q. Were you able to look at those?

3 A. No, I wasn't. I didn't want to. I believe that I had
4 to see the photo, one photo. So --

5 Q. Okay. This is People's No. 4.

6 A. I don't want to see those pictures.

7 Q. Okay.

8 A. I don't want to see them.

9 Q. Jennifer, I just need --

10 A. I don't want to.

11 THE COURT: Why don't we take our --

12 MR. WALSH: That's fine.

13 THE COURT: -- morning recess. We'll reconvene in
14 15 minutes.

15 Remember the admonition. Please keep an open mind.
16 Don't draw any conclusions about the case. Please don't talk to
17 anyone about the case. We'll see you back in 15 minutes.

18 (OUTSIDE JURY PRESENCE:)

19 THE COURT: All right. The record should reflect that
20 the jury has left the courtroom. Court's in recess.

21 (RECESS TAKEN.)

22 (WITHIN JURY PRESENCE:)

23 THE COURT: All right. We're back on the record in
24 SWF-015286. The parties are present before the Court. We're in
25 the presence of the jury.

26 And, Ms. Bradley, do you understand you remain under
27 oath?

28 THE WITNESS: Yes.

1 THE COURT: Mr. Walsh?

2 MR. WALSH: Thank you, your Honor.

3 Q. (By Mr. Walsh:) Okay. Ms. Bradley, we left off and we
4 were talking about some photographs. Okay. And I wanted you to
5 take a look at three different photographs. Do you think you
6 can do that for me?

7 A. I'll try.

8 Q. Okay. Now, the first one that I showed you, I put 4 on
9 the desk before we took a break. And you began crying. Did you
10 have a chance to see 4?

11 A. I saw one picture.

12 Q. Okay. Did you have a chance to look at that one?

13 A. Yes.

14 Q. All right. I'll show you the other two then, and
15 that's 2 and 3. This first one is 2. Did you have you a chance
16 to see that?

17 A. Yes.

18 Q. The next one is -- I said 2 on the last one, I meant 3.
19 This is 2. Do you see that?

20 A. Yes.

21 Q. Okay. On these photographs are you able to see some
22 discoloration and some bruises on Kerianne's forehead?

23 A. Yes.

24 Q. And have you ever seen those bruises when she was
25 alive?

26 A. No, never.

27 Q. Did she have any marks on her forehead or any
28 discoloration on her forehead area when you left her in the

1 hands of the defendant on the morning of February 4, 2006?

2 A. No, she did not.

3 Q. And in this photograph she has some bruising along the
4 right-hand side of her face, near her cheek and going up towards
5 her forehead. Did she have any bruises, marks or discoloration
6 on that side of her face, that part of her face --

7 A. No, she did not.

8 Q. -- when you left her with the defendant on
9 February 4th?

10 A. No, she did not have any bruises on her.

11 Q. On the left-hand side of her face there are some
12 bruises, some discoloration and marks by her left eye. Did she
13 have any of those marks on her before you left her with the
14 defendant that day?

15 A. No, she didn't have any marks on her face, not that I
16 had seen.

17 Q. Did she have any injuries on her body --

18 A. No.

19 Q. -- that you're aware of when you left her with the
20 defendant on February 4th?

21 A. No, she didn't have any injuries on her body when I had
22 left her.

23 Q. Did you do anything to hurt her before the 4th?

24 A. No, I did not.

25 Q. Did anything happen to her that you are aware of at all
26 besides this car door thing that we've talked about for a
27 moment, but did you hear about anything else that would have
28 happened to her in the days preceding the 4th that would have

1 caused these injuries to her?

2 A. No, I did not.

3 Q. Did any incidents happen when you were caring for her
4 on either the 2nd or the 3rd?

5 A. No, it didn't.

6 MR. WALSH: Just one moment, your Honor.

7 THE COURT: Of course. Take your time.

8 Q. (By Mr. Walsh:) And you had spoken to us a little bit
9 earlier this morning about some arguments that you had or an
10 argument that you had with the defendant about Kerianne calling
11 him dad. Do you remember us talking about that?

12 A. Yes, I did.

13 Q. And did that argument have -- well, did you guys also
14 argue at all about Nick coming back into Kerianne's life?

15 A. Every day he argued with me.

16 Q. And what was the closest in time that you had an
17 argument with the defendant about Nick getting back in
18 Kerianne's life in relation to February 4th?

19 A. About -- we had arguments about the dad calling.

20 Q. When was that?

21 A. Couple days, I'd say earlier in the week. I don't know
22 the exact date. It was earlier in the week. Monday or Tuesday.

23 Q. When you say that week, are you talking about the week
24 that we've been discussing?

25 A. Yes.

26 MR. WALSH: I have no additional questions at this
27 time, your Honor.

28 THE COURT: Thank you, Mr. Walsh.

1 Mr. Brown?

2 MR. BROWN: Your Honor, may I approach quickly, please?

3 THE COURT: Yes, sir.

4 MR. BROWN: Thank you.

5 (A DISCUSSION WAS HELD AT SIDEBAR, OFF THE RECORD.)

6 THE COURT: Mr. Brown, you may proceed.

7 MR. BROWN: Thank you very much, your Honor.

8 CROSS-EXAMINATION

9 BY MR. BROWN:

10 Q. Good morning, Ms. Bradley.

11 A. Good morning.

12 Q. I know this is hard on you, and I suspect that I'm
13 probably the last person on the face of the earth that you want
14 to answer questions from, but do you mind if I ask you some
15 questions?

16 A. No.

17 Q. Thank you. I appreciate it. I'm going to try to make
18 this as quickly as I possibly can.

19 Now, I wanted to go over some of your testimony here.
20 You talked about your husband at the time, Mr. Bradley?

21 A. Yes.

22 Q. Do you recall that testimony?

23 Do you recall telling people that you didn't want him
24 to see your child at all?

25 MR. WALSH: I'm going to object as to vague as to when.

26 MR. BROWN: At any time.

27 MR. WALSH: Well, I -- I'll back up and object to the
28 previous question. As to time, I don't know what time. Again,

1 I'm going to object as to vague as to both.

2 THE COURT: I'm going to overrule the objection.

3 You're talking about any time that she said that, am I right,
4 Mr. Brown?

5 MR. BROWN: Yes, I am, your Honor.

6 THE COURT: You can answer that question.

7 THE WITNESS: At a time when -- yes, I had said that
8 maybe -- no, I had said maybe it wouldn't be okay if he saw
9 Kerianne, but I didn't say I never wanted him to see Kerianne.

10 Q. (By Mr. Brown:) He inflicted some pretty significant
11 domestic violence on you while you were pregnant, correct?

12 A. Correct.

13 Q. And how pregnant were you when he did this?

14 A. I'm not sure. Maybe three to four months,
15 three months.

16 Q. Did you issue or did you at any time file a divorce
17 petition against him?

18 A. I didn't fill it out.

19 Q. Did you intend on filing a divorce petition?

20 A. I didn't plan on going through with the divorce.

21 Q. I beg your pardon?

22 A. I didn't plan on going through a divorce with my
23 husband.

24 Q. You had planned on it, didn't you?

25 A. I hadn't planned on it. I was just filing a paper that
26 the defendant had filled out mostly.

27 Q. So you filed a --

28 A. I just signed it.

1 Q. You signed a divorce petition and had it filed, because
2 Ryan Mickey filled it out and told you to do it, is that what
3 you're telling us?

4 A. He wanted me to do it.

5 Q. And the sole reason why you did it is because
6 Mr. Mickey made you do it; is that what you're trying to tell
7 us?

8 A. He didn't make me do it, but he thought I should do it
9 and he filled it out. I didn't really want to do it. It's not
10 how I felt.

11 Q. And did you tell anybody that you didn't think Nick
12 Bradley would be a good dad?

13 A. I don't recall. I don't remember.

14 Q. Do you remember being interviewed by Mr. Ullrich and
15 Mr. Martin --

16 A. Yes.

17 Q. -- on or about February 5 of 2006?

18 A. I remember they did interview me.

19 Q. Do you remember telling those two investigators that
20 Mr. Bradley had beaten you up, and you didn't think he was going
21 to be a good dad?

22 A. I remember that I said that at that time, my husband or
23 my fiance at the time needed to get help before he was a father.

24 Q. Do you remember telling the detectives that, I didn't
25 want -- I didn't know if I want Nick to see Kerianne because he
26 actually beat me up when I was pregnant, do you recall saying
27 that?

28 A. No, I don't recall saying that.

1 Q. Do you recall telling the detectives he beat me up
2 before that, and I don't think he would be a good dad, so I
3 wanted to take him to court to get full custody. Do you
4 remember telling either of the investigators that?

5 A. No, I don't remember.

6 MR. WALSH: What page number, counsel?

7 MR. BROWN: Page 11.

8 MR. WALSH: Thank you.

9 Q. (By Mr. Brown:) You don't remember either one of those
10 statements?

11 A. No, I don't remember saying that.

12 Q. Now, did -- did your mother ask you to leave that
13 house?

14 MR. WALSH: Objection.

15 MR. BROWN: Let me bring it in scope.

16 Q. (By Mr. Brown:) You said that you moved out of your
17 mother's house when Kerianne was approximately a year old, do
18 you recall that?

19 A. Yes.

20 Q. Did your mother ask you to leave the house?

21 A. No.

22 Q. So you could have stayed at your mother's house?

23 A. Yes.

24 Q. You could have continued to work?

25 A. Yes.

26 Q. And you could have continued to have daily access to
27 Kerianne?

28 A. Yes.

1 Q. And you chose to move out?
2 A. Yes.
3 Q. And you moved out with some friends?
4 A. Yes.
5 Q. And I think you told us who those friends were,
6 correct?
7 A. Yes.
8 Q. Sylvia Nunez?
9 A. Yes.
10 Q. And the other girl's name was what?
11 A. Vanessa.
12 Q. Her last name, please?
13 A. Lassig.
14 Q. And you had to pay rent there, didn't you?
15 A. Yes, I did.
16 Q. You had to pay your fair share of utilities and so
17 forth?
18 A. Yes, I did.
19 Q. Now, did your mother charge you rent?
20 A. No, but I would help her out.
21 Q. Was your mother charging you for utilities and so
22 forth?
23 A. No.
24 Q. Was your mother charging you for food for your
25 daughter?
26 A. No, I bought my own food.
27 Q. Did your mother charge you for food to feed your
28 daughter?

1 A. No.

2 Q. Now, do you know that your -- do you have a sister
3 named Holly Swanson?

4 A. Yes, I do.

5 Q. Do you know that your sister was interviewed?

6 A. Yes, I do.

7 Q. And do you know that your sister --

8 MR. WALSH: Object as to hearsay.

9 MR. BROWN: I haven't even asked the question yet.

10 MR. WALSH: Well --

11 THE COURT: Hold on.

12 Overruled. You can finish the question. And do you
13 know that your sister --

14 Q. (By Mr. Brown:) -- has described your conduct around
15 your daughter?

16 A. Yes, I do.

17 Q. And do you know that she has described you as calling
18 her names, such as "little bitch"?

19 A. Yes, I do.

20 Q. Do you know that your sister has described you as
21 telling your own daughter to shut up?

22 A. Yes, I do.

23 Q. Do you know that your sister has described you as
24 telling your own -- that your own daughter was ruining your
25 life?

26 A. No, I don't.

27 Q. Do you recall your sister telling -- saying that in a,
28 excuse me for saying this, but you calling the child "fucking

1 annoying"?

2 A. No, I don't.

3 Q. Do you recall your sister saying that you would not
4 comfort your own child?

5 A. No, I don't.

6 Q. And do you know that Ms. Lassig has been interviewed as
7 well, correct?

8 A. No, I didn't know she was interviewed. But now I do.

9 MR. BROWN: I'm sorry, your Honor. We've got two
10 different books with exhibits differently marked.

11 THE COURT: That's fine. Take your time.

12 MR. BROWN: Thank you.

13 Q. (By Mr. Brown:) Ms. Lassig was your roommate, correct?

14 A. Correct.

15 Q. And she had the opportunity to observe you with your
16 child?

17 A. Also, Vanessa had four times or less.

18 Q. Do you know that Vanessa has told us that --

19 MR. WALSH: Your Honor, I'm going to ask for a sidebar
20 at this point, please.

21 THE COURT: Granted.

22 (A DISCUSSION WAS HELD AT SIDEBAR, OFF THE RECORD.)

23 THE COURT: All right. And there was no objection.

24 Mr. Brown, you may proceed.

25 MR. BROWN: Was there a question pending, your Honor?

26 THE COURT: There was not. You began to ask a question
27 and then --

28 MR. WALSH: I interrupted.

1 THE COURT: -- Mr. Walsh asked for a sidebar. I
2 granted the request. And so go ahead.

3 MR. BROWN: Thank you.

4 Q. (By Mr. Brown:) Ms. Bradley, did you leave your
5 daughter lying on the kitchen counter unattended on occasion?

6 A. No, never.

7 Q. Would you leave your daughter lying on the kitchen
8 counter and then leave the room?

9 A. No, never.

10 Q. Did you ever in Vanessa Lassig's presence seldom feed
11 the daughter?

12 A. I never really saw Vanessa. She worked different hours
13 than I did.

14 Q. In her presence would you seldom feed the daughter?

15 A. I just answered the question that I didn't see Vanessa
16 that much.

17 Q. I know. And I understand --

18 A. No, I fed my daughter.

19 Q. All right. And was someone else always feeding your
20 daughter?

21 MR. WALSH: Object as to vague.

22 THE COURT: Sustained.

23 Q. (By Mr. Brown:) In Vanessa Lassig's presence was
24 someone else always feeding your daughter?

25 A. No.

26 Q. And in Vanessa Lassig's presence would you bring Keri
27 home and right away stick her in the playpen, look for someone
28 else to watch her so you could go out?

1 A. No.

2 Q. And in Vanessa Lassig's presence did you drink all the
3 time?

4 A. No.

5 Q. Lela Lundy, do you know her?

6 A. I used to know her.

7 Q. How did you used to know her?

8 A. I used to know her when we were in high school, and a
9 couple years after we got out of high school I used to hang out
10 with her a little bit.

11 Q. And after you had the child, did you reacquaint
12 yourself with Ms. Lundy?

13 A. For a time being.

14 Q. Ms. Lundy met your daughter, correct?

15 A. Correct.

16 Q. Did you tell Lela Lundy that you didn't -- that you did
17 not want your daughter?

18 A. No, I never did.

19 Q. Did you tell Lela Lundy that, Kerianne is a pain in my
20 ass?

21 A. No, I never did.

22 Q. In Lela Lundy's presence did you ever tell your
23 daughter, and please excuse me, but "shut the fuck up"?

24 A. No, I never did.

25 Q. Did you in Lela Lundy's presence, did you ever drop
26 Kerianne off with friends and then go off to Las Vegas?

27 A. No, I never did.

28 Q. And in Lela Lundy's presence did you ever leave your

1 daughter alone with others and return hours or days afterwards?

2 A. No, no, not hours or not -- can you repeat the
3 question, please.

4 Q. Yes. In her presence, did you ever leave your daughter
5 with others and then return hours or days afterwards?

6 A. With my family.

7 Q. Did you ever tell her -- did you ever tell her that you
8 left her alone with others and then would return hours or days
9 later?

10 A. I'm not sure. I don't remember.

11 Q. Did you ever tell her that you didn't change your
12 daughter's diapers?

13 A. No, I never said that.

14 Q. Did she ever have the opportunity to see whether or not
15 you changed your daughter's diapers?

16 MR. WALSH: Objection. Speculation.

17 THE COURT: Overruled.

18 You can answer that, if you know.

19 THE WITNESS: I don't think that she was around when I
20 was changing my daughter's diapers, but if my daughter did have
21 a diaper that needed to be changed, it was changed right away.

22 Q. (By Mr. Brown:) Did you ever show a lack of concern
23 for Kerianne when you were pregnant?

24 MR. WALSH: Object as to vague.

25 THE COURT: Sustained.

26 Q. (By Mr. Brown:) Did you ever show a lack of concern
27 for Kerianne when you were --

28 A. No.

1 Q. -- pregnant in front of Ms. Lundy?

2 A. No.

3 MR. WALSH: Same objection.

4 THE COURT: Overruled. She can answer the question.

5 Q. (By Mr. Brown:) And when you were five months
6 pregnant, were you ever intoxicated --

7 A. Nope. Never.

8 Q. -- with your daughter?

9 A. No, never.

10 Q. Had you ever threatened the health of your child?

11 A. I had smoked when I was pregnant, cigarettes. That's
12 it.

13 Q. Do you recall the incident with your mother where you
14 brandished some knives?

15 A. Yes. I recall that incident where my mother and I had
16 a dispute, yes.

17 Q. Isn't that true that it was really a dispute started by
18 you?

19 A. I wanted to go see my husband.

20 Q. Your mother didn't start this dispute, did she?

21 A. No.

22 Q. And --

23 A. She didn't want me to go see my husband or my fiance at
24 the time.

25 Q. During this dispute -- this is after your husband -- he
26 was in jail, right?

27 A. Correct.

28 Q. And he had already beat you up when you were pregnant

1 with your child?

2 A. Correct.

3 Q. And you had an argument with your mom, correct?

4 A. Correct.

5 Q. An argument that you started, correct?

6 A. Correct.

7 Q. And you pushed your mother, didn't you?

8 A. I don't remember.

9 Q. And then when the police showed up you jumped over a
10 backyard fence to get away from the police; isn't that true?

11 A. I remember I went out through the backyard, yes. No,
12 wait. I don't know. I couldn't -- I don't remember that. I
13 don't know. I don't know if I had taken her truck and
14 already -- she let me take -- well, take the truck and I already
15 left to the condo. So I'm not sure.

16 Q. Do you recall the order of things as you demanding the
17 keys to your mom's truck, and then she wouldn't give you the
18 keys, you went into the kitchen and grabbed two knives?

19 A. I don't remember it being two knives, but it could have
20 possibly been, yes.

21 Q. All right. But at least one knife, correct?

22 A. Correct.

23 Q. And the order of things as I just described is true,
24 isn't it?

25 A. I'm not sure. I don't remember.

26 Q. And isn't it true that you held one of those knives to
27 your throat and held one of those knives out towards your mom?

28 A. No, you're wrong about that.

1 Q. And isn't it true that you demanded the keys and told
2 your mom, I'll hurt my baby?

3 A. No, you're wrong about that. I never said those words.

4 Q. Have you read the police report relating to this
5 incident?

6 A. No, I have not.

7 Q. And I suspect that you would tell us that your mom is a
8 truthful woman?

9 A. Yes.

10 MR. WALSH: Objection. Relevance.

11 THE COURT: Sustained.

12 Q. (By Mr. Brown:) During that altercation did you punch
13 your mother in the eye?

14 A. No, I never did.

15 Q. And you recall your mother wanting you to hear what was
16 going on and you ran out the back and jumped over a wall?

17 A. I don't remember jumping over a wall.

18 Q. Do you recall climbing back in, climbing onto the roof
19 of your mother's house?

20 A. No, I don't recall.

21 Q. Do you recall sneaking into a bedroom window in your
22 mother's house in order to try to get the keys to the car?

23 A. No, I don't remember that.

24 Q. Now, do you have -- since that time, do you talk to
25 your mom much?

26 A. She's my mother. I talk to my mom.

27 Q. Back in February did you talk to your mom every day?

28 MR. WALSH: Just object as vague.

1 MR. BROWN: Let's say within --

2 THE COURT: Overruled.

3 Do you understand the question?

4 THE WITNESS: Not really.

5 THE COURT: All right.

6 Q. (By Mr. Brown:) Did you call your mom --

7 THE COURT: Sustained.

8 Q. (By Mr. Brown:) -- on the phone daily back in the
9 beginning of February of 2006?

10 A. Yes. I'd call her daily.

11 Q. How often would you and your mom talk on the phone back
12 in early February of 2006?

13 A. I would say that I called her or we talked possibly
14 once a day. I'm not sure.

15 Q. Were there times that you would call your mom multiple
16 times during the day?

17 A. If there was a need to maybe I did call my mom multiple
18 times a day. I'm not sure.

19 Q. As far as you're sitting here today, in the week, the
20 first week of February of 2006, to the best of your
21 recollection, how often would you call your mom on a daily
22 basis?

23 A. I'm not sure. I would probably talk to her at least
24 once or twice a day.

25 Q. Would you call her 10 times, 10, 12 times within a
26 two-hour period?

27 A. No, I would never call her 10 to 12 times in a two-hour
28 period.

1 Q. And is that because there wouldn't have been any reason
2 to?

3 A. The only reason why I would need to call my mom is when
4 she had my daughter.

5 Q. Well, let's say that your mom didn't have your daughter
6 and you had the daughter, would there have been any reason for
7 you to call your mom 10, 12 times in a two-hour period?

8 A. No.

9 Q. You wouldn't do that unless something had happened I
10 would suspect; is that true?

11 A. No, because sometimes if my mom doesn't answer her
12 phone, I'll keep on calling until she does answer. I do that
13 now, just call her until she answers.

14 Q. Let me ask you a couple quick questions on some areas
15 that we were here on. One other thing, did you fill all of your
16 daughter's prescriptions when they were provided by a doctor?

17 A. Most of them. My husband's mother is a pharmacist.
18 So sometimes she already had them.

19 Q. Were there prescriptions that you did not fill?

20 A. If I didn't already have them, no. Then I would go and
21 get them filled.

22 Q. And this asthma issue, you said you had recalled your
23 daughter being diagnosed with asthma?

24 A. That's what the Loma Linda said, I believe. I'm not
25 sure exactly what they said, but they gave me a breathing
26 apparatus for my daughter.

27 Q. When a child has an asthma attack, what happens to it?

28 MR. WALSH: Objection. Foundation.

1 THE COURT: Overruled.

2 You can answer that, if you know.

3 THE WITNESS: What I assume an asthma attack is, is
4 where they can't breath and they have a hard time breathing.

5 Q. (By Mr. Brown:) And who told you that's what happens?

6 A. I don't remember who told me. I think it's just
7 knowledge.

8 Q. Albuterol, what is that prescribed for?

9 A. To help clear the breathing airways when they're
10 congested.

11 Q. And how was that administered?

12 A. Orally.

13 Q. By a pill, or by liquid, or --

14 A. By a liquid.

15 Q. And after Loma Linda, there was a mask that was
16 provided, correct?

17 A. Correct.

18 Q. And where was that mask in the first week of February?

19 A. At my mother's.

20 Q. Your daughter -- you said that you had lived at the
21 Mickeys' house, correct?

22 A. For a short period of time, correct.

23 Q. How many times was your daughter at the Mickeys' home
24 to the best of your recollection while you lived there?

25 A. Don't know. I don't remember. Just a handful, not all
26 the time.

27 Q. And do you know -- are you familiar with the driveway
28 there at the Mickeys' home?