

1 A. Yes, I am.

2 Q. And it has got a pretty good angle to it, doesn't it?

3 A. Just about the same angle as the house that we lived in  
4 on Broken Arrow.

5 Q. And do you remember telling anyone that the driver's  
6 side door of the vehicle you were driving, when you got out at  
7 the Mickeys' home, shut on you?

8 A. No, I don't remember.

9 Q. You don't remember saying that to any of the officers?

10 A. No, I do not.

11 Q. In any of your interviews do you recall telling a  
12 police officer that you got out of the driver's side door of a  
13 vehicle at the Mickeys' residence and had that driver's side  
14 vehicle shut on you?

15 A. No, I don't remember.

16 Q. Now, on the way over to the -- and I am going to jump  
17 around a little bit, so if you get disoriented where I am, let  
18 me know, because I don't want to ask a question where you don't  
19 understand where I am, okay?

20 A. Uh-huh.

21 Q. Yes?

22 A. Yes.

23 Q. All right. On the way over when you've got the car and  
24 Mrs. Mickey picked you up at Red Lobster, the way over to Broken  
25 Arrow where you're in the car with Mrs. Mickey, are you there  
26 with me?

27 A. Yes.

28 Q. Do you remember telling the detective that while you're

1 in that car that Mrs. Mickey told you that Kerianne had hit her  
2 head on the car door?

3 A. She said that that's what the defendant said had  
4 happened.

5 Q. Did she tell you that on the way over while you were  
6 inside of that car?

7 A. Yes, she did.

8 Q. Before you got to the scene of Broken Arrow?

9 A. Yes, she did.

10 Q. All right. Now, and you talked earlier about  
11 arguments, do you recall that?

12 A. Yes.

13 Q. And you recall telling Detective Hussey that most of  
14 your arguments with Ryan were over the car situation?

15 A. No, I don't recall that. Most of our money arguments,  
16 money, were over the car situation.

17 Q. Money and the car were mostly your arguments, correct?

18 A. No, Nick, my husband, was most of the arguments.

19 Q. Well, do you recall whether or not you told Detective  
20 Hussey on January 11th of 2007, that most of your arguments  
21 related to Nick?

22 A. Can you repeat that, please?

23 Q. Yes. Do you recall whether or not you told Detective  
24 Hussey on January 11th of 2007, that most of your arguments with  
25 Mr. Mickey were about your husband, Nicholas Bradley?

26 A. No, I don't recall.

27 Q. All right. Let's go back to a couple other issues,  
28 please. Have you ever talked to Dr. Kuelbs?

1 A. Yes, that name sounds familiar.

2 Q. I understand that, but have you ever talked to that  
3 doctor?

4 A. Does she work at Loma Linda?

5 Q. No, ma'am, she does not. She works outside of  
6 Children's Hospital.

7 A. Then I don't remember. I don't believe I have. I  
8 don't remember.

9 Q. You don't believe you talked to --

10 A. I don't remember.

11 Q. All right. How about a Dr. Swalwell, did you ever talk  
12 to a Dr. Swalwell?

13 A. That name sounds familiar, but I don't remember.

14 Q. He's a medical examiner, did an autopsy on this case.  
15 Did you ever talk to him?

16 A. No.

17 Q. Now, when you were not around -- let me rephrase this.  
18 When you had Kerianne and you weren't around, Ryan typically  
19 watched over that child, correct?

20 A. My mother also watched her and Nancy watched her --

21 Q. I understand --

22 A. -- not just the defendant.

23 Q. I understand it wasn't just the defendant. But when  
24 you had the child at one of these other residents where you  
25 were, either on Hunter Ridge or Broken Arrow, you had the child  
26 for that Thursday or Saturday schedule, was when you weren't  
27 there Mr. Mickey watched that child --

28 A. When I was working Mr. Mickey did watch that child, my

1 daughter.

2 Q. Now, do you remember telling the officers, either  
3 Ullrich or Martin, that on Thursday, February 2nd of 2006, that  
4 your daughter slept all day long?

5 A. No, I don't recall saying that. She had been sick,  
6 she'd been tired.

7 Q. Do you recall telling -- all I'm asking you is, did you  
8 tell the officers that your daughter had slept all day long?

9 A. No, I don't recall.

10 Q. Now, the babysitter, Nancy Hunter, do you recall her?

11 A. Yes, I know who she is.

12 Q. Pardon me?

13 A. I know who she is.

14 Q. Do you remember telling the officers back when you were  
15 interviewed on February 5th of 2006, that you'd only met her a  
16 few times?

17 A. I met her about two or three times.

18 Q. Do you remember telling the officers you couldn't  
19 remember her name?

20 A. I could not remember a lot of things at that time.

21 Q. Do you remember you could not remember her name when  
22 you talked with them?

23 A. I don't recall saying that. I don't remember facts  
24 that well about that time that you're talking about, no. But  
25 during that time, I had a hard time remembering names.

26 Q. Do you remember telling the officers that your child on  
27 Saturday morning, Friday night and Saturday morning, was out of  
28 character?

1 A. If she -- if I did say that, which I don't know if  
2 those are the exact words, she was sick. So she wasn't --

3 Q. I'm just asking you to listen to my question. Okay?

4 A. Okay.

5 Q. Did you tell the officers that your daughter was out of  
6 character Friday night and Saturday morning?

7 A. I said I don't remember those exact words.

8 Q. Do you remember telling the officers that your daughter  
9 slept all Wednesday night? And just so the record is clear  
10 about the officers, I'm talking about the officers, Ullrich and  
11 Martin, on February 6th of 2006.

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

13 Q. Do you remember telling the officers your child slept  
14 all day long on Thursday?

15 A. No, I don't remember saying that. That's not what  
16 happened.

17 Q. Do you remember telling the officers on February 5th of  
18 2006 that you felt your daughter was doing better on Friday  
19 morning -- excuse me, Saturday morning?

20 A. No, I don't remember saying any of that.

21 Q. And on Thursday night was your daughter crying?

22 A. My daughter had cried on Thurs- -- what day was  
23 Thursday?

24 Q. February 2nd, talking about the evening, was your  
25 daughter crying?

26 A. And that was when I had taken her to the doctor's on  
27 Thursday, or was it Wednesday when I had taken her to the  
28 doctor's?

1 Q. Do you remember which day it was?

2 A. Wednesday, I believe I had taken my daughter to the  
3 doctor's. And Thursday -- I'm having a hard time with my dates.

4 Q. Was your daughter crying Thursday night inside of your  
5 bedroom?

6 A. My daughter had cried out my name, mom, in the middle  
7 of the night. I believe that was Friday night.

8 Q. I'm talking about Thursday night, though, I want you to  
9 focus with me here. On Thursday night was your daughter crying?

10 A. I don't know. I think --

11 Q. Did anyone knock on your door on Thursday --

12 MR. WALSH: Sorry, your Honor. I believe she was still  
13 answering the question.

14 MR. BROWN: I apologize. I thought she said she didn't  
15 know.

16 THE COURT: Well, her answer, part of it was, I don't  
17 know. Then she started with, I think, and then you interjected  
18 with another question, and then Mr. Walsh was requesting, am I  
19 right, to allow the witness to answer?

20 MR. WALSH: Yes.

21 THE WITNESS: I'm getting confused with my dates right  
22 now at this time.

23 THE COURT: Go ahead. You can ask your next question  
24 now.

25 MR. BROWN: Thank you.

26 Q. (By Mr. Brown:) On that Thursday evening was your  
27 daughter crying? If you can remember, tell us. If you can't,  
28 tell us.

1 A. I don't believe that my daughter was crying.

2 Q. On Thursday night did anybody knock on your door to  
3 find out why your daughter was crying and you refused to let  
4 them in the room?

5 A. No, I don't remember that.

6 Q. On Friday evening do you recall telling the officers  
7 that your daughter was fussy?

8 A. No, I don't remember.

9 Q. At about 2:00 o'clock in the morning did your daughter  
10 wake you up being fussy?

11 A. And this was on Friday? My daughter had woke me up  
12 being a little fussy, saying, crying out mom. I believe that  
13 was Friday night or early in the morning. I don't remember the  
14 exact time.

15 Q. Do you recall not telling the officers anything about  
16 your daughter crying out mom, only that you had said she was  
17 fussy?

18 A. No, I don't recall.

19 Q. You told us that you went and got a bottle for your  
20 daughter that evening, correct?

21 A. Correct.

22 Q. And is that one of the occasions when you came back and  
23 gave your daughter the bottle and told her to, shut up, you  
24 little bitch?

25 A. No, you're wrong about that. I never said that.

26 Q. Do you recall telling the officers Saturday morning  
27 that your daughter had to be woken by Mr. Mickey?

28 A. Correct.

1 Q. Do you recall that Saturday morning?

2 A. Yes, I recall that Saturday.

3 Q. Saturday morning is where I am.

4 A. Yes.

5 Q. All right. Thank you. I just want to make sure we're  
6 on the same day.

7 So do you recall telling the officers that Mr. Mickey  
8 had to wake your daughter up, correct?

9 A. Correct.

10 Q. Do you recall having a fight with Kristi Martin on that  
11 same morning?

12 A. I don't remember. I remember seeing Kristi, but I  
13 don't remember anything about an argument or a fight.

14 Q. Do you remember Kristi Martin arguing and telling you  
15 that you had to leave because you weren't paying the bills?

16 A. No, I don't remember that.

17 Q. Do you recall Kristi Martin -- do you recall being  
18 alone in the bathroom with Kristi Martin on Friday afternoon  
19 where you were trying to apply your make-up into a mirror that  
20 was fogged where you couldn't see your own reflection?

21 A. I remember having a conversation with Kristi while I  
22 was in the bathroom, but I don't remember what was said.

23 Q. Do you recall being in the bathroom with Kristi Martin  
24 with the mirror being fogged and you trying to apply your  
25 make-up and you couldn't even see your reflection?

26 A. No, I don't remember that exactly happening. But I  
27 remember being in the bathroom and Kristi talking to me outside  
28 the bathroom. But I don't remember what we were discussing.



1 Q. And on Saturday, that Saturday morning, do you recall  
2 refusing to let Kristi Martin into your bedroom so she could  
3 talk with you about paying the bills?

4 A. No, I didn't refuse to let her into the room.

5 Q. Do you recall refusing to open the door for her to come  
6 in?

7 A. No, I don't. Because the door was open. I never -- I  
8 never closed that door that morning.

9 Q. Do you remember on Saturday morning telling the  
10 officers that your daughter looked sleepy?

11 A. Yes, I remember saying that.

12 Q. Do you remember telling the officers on Saturday  
13 morning, that Saturday morning, your daughter was not -- that  
14 was not normal for her?

15 A. It was not --

16 Q. Do you remember saying that?

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

18 Q. And Ryan drove you to work, correct?

19 A. Correct.

20 Q. And you were running late that day, correct?

21 A. Yes.

22 Q. And you were running late because you pushed the snooze  
23 alarm too many times, correct?

24 A. I believe I pushed it once.

25 Q. And on the way over to work your daughter was asleep in  
26 the car; isn't that true?

27 A. Correct.

28 Q. So you told the officers that Ryan woke her -- had to

1 wake her up in the morning and then on the way over she's asleep  
2 in the car again, correct?

3 A. She was asleep in the morning. She was awake before we  
4 had left. And then she fell asleep in the car while we were  
5 driving.

6 Q. Do you remember telling the officers that your  
7 daughter's car seat was on the side of the vehicle where the sun  
8 would beat down on her face?

9 A. I don't remember saying that.

10 Q. Do you remember telling the officers that you had a --  
11 you would put something up to block the sun from hitting your  
12 daughter on that side, on her face when she was in the car with  
13 you?

14 A. I don't remember saying that. But I do recall that we  
15 did -- we used to put something up there so to block the sun  
16 from her face. But I don't recall saying that, but I remember  
17 doing that when we were in the car.

18 Q. Do you remember telling the officers that your daughter  
19 was not reacting to the sun hitting her in the face?

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

21 Q. Do you recall telling the officers on Saturday morning  
22 that your daughter was not normal?

23 A. I don't recall saying not normal. But I recall saying  
24 that she was not feeling good.

25 Q. Do you --

26 MR. WALSH: Objection. Can the witness please finish  
27 her answer?

28 MR. BROWN: I asked her a specific question.

1 THE COURT: Hold on.

2 THE WITNESS: No, I don't --

3 THE COURT: Hold on.

4 Well, she did answer the question. I don't recall  
5 saying, not normal. That was in response to your question,  
6 correct?

7 MR. BROWN: That's correct, your Honor.

8 THE COURT: All right. Everything she said after that  
9 or began to say is nonresponsive to that specific question. The  
10 jury is to disregard it.

11 Next question.

12 Q. (By Mr. Brown:) And do you remember telling the  
13 officers on Saturday, on that Saturday morning, your daughter  
14 did not look good?

15 A. I don't remember saying exactly not look good, but I  
16 remember saying that she --

17 Q. Do you remember telling the officers that on that  
18 Saturday morning your daughter slept all the way to work and  
19 that was not normal for her?

20 A. No, I don't remember saying that, but it -- but I --

21 Q. That's fine.

22 MR. BROWN: Your Honor, I'd move to strike anything  
23 after the answer, she does not remember.

24 THE COURT: Well, she -- you jumped in, so she didn't  
25 get a chance to say anything other than answering the question,  
26 no, I don't remember saying that. That's her response.

27 THE WITNESS: Those exact words.

28 Q. (By Mr. Brown:) Do you remember telling the officers

1 on -- that that Saturday morning that it was odd that your  
2 daughter slept all the way to the -- all the way to your work?

3 A. I don't recall saying those -- that, in that exact  
4 words, but I --

5 Q. That's fine. Thank you.

6 Now, on Friday afternoon -- well, let me continue with  
7 that area a little bit.

8 When you dropped -- you were dropped -- you were  
9 dropped off at the Red Lobster that Saturday morning, correct?

10 A. Correct.

11 Q. And you were late for work, correct?

12 A. Correct.

13 Q. And you didn't -- you saw your daughter through the  
14 back seat window when you were leaving, correct?

15 A. Correct.

16 Q. And you told the police officer that your daughter on  
17 that Saturday morning looked pale; isn't that true?

18 A. That won't -- well, since she's been sick, she's been  
19 looking pale ever since Wednesday. She didn't look -- she's  
20 been sick.

21 Q. Did you tell the officer that your daughter looked pale  
22 on Saturday morning?

23 A. Yes, she probably still was on Saturday.

24 Q. And do you recall telling the officer, Ullrich, that  
25 you saw, when you got out of the car, that you saw a mark next  
26 to her left eye?

27 A. I don't recall saying that. But --

28 Q. Do you recall Officer Ullrich then pointing out to you

1 that there was a bright red mark on a photograph on her left eye  
2 and you telling him, yes, I noticed something like that on that  
3 Saturday morning when they were dropping you off to work?

4 A. No, I don't recall that.

5 Q. Do you recall telling Officer Ullrich that you thought  
6 it was just that she had slept wrong?

7 A. I don't recall.

8 Q. Do you recall telling Officer Ullrich that she gets red  
9 marks on her face?

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

11 Q. Do you recall telling any of the officers that -- that  
12 she gets red marks, splotches of red marks on her body at any  
13 time at all?

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

15 Q. Now, did you call 9-1-1 when you got the call that your  
16 daughter wasn't breathing?

17 A. No, I did not.

18 Q. And you talked with Mr. Mickey on the phone very  
19 briefly, correct?

20 A. Correct.

21 Q. And I think you told one of the officers, all he got  
22 out was, Jennifer, Jennifer, correct?

23 A. He said, Jennifer, Jennifer, she's not breathing,  
24 Kerianne is not breathing. But I talked to his mom --

25 Q. Well, I'm not asking about his mom yet. Maybe we'll  
26 get there. But the question is after he told you the child  
27 wasn't breathing, did you call 9-1-1?

28 A. No, I did not.

1 Q. And has Mrs. Mickey ever been to your house at Broken  
2 Arrow that you are aware of?

3 A. No, not that I was aware of.

4 Q. And on the phone when you talked with -- well, let me  
5 ask -- let me back up just one second, please.

6 When you were talking with Mr. Mickey on the phone,  
7 what was he like?

8 A. He was frantic.

9 Q. You used the word hysterical?

10 A. He sounded like hysterical, frantic, like, I remember  
11 his voice, oh, my God. Oh, my God, Jennifer, she's not  
12 breathing.

13 Q. And you know that he called Kerianne, my baby, correct?

14 A. No.

15 Q. You never heard him call Kerianne, my baby?

16 A. No, I never heard him say that.

17 Q. And on the conversation that you had with Rosan, do you  
18 recall her asking you if Kerianne had asthma?

19 MR. WALSH: Objection. Calls for hearsay. It's  
20 foundation.

21 THE COURT: Overruled.

22 I think your answer was yes, correct?

23 THE WITNESS: Rosan Mickey did ask me if Kerianne had  
24 asthma.

25 Q. (By Mr. Brown:) Do you recall telling Mrs. Mickey that  
26 your daughter did not have asthma?

27 A. Yes.

28 Q. And when you had that conversation with Mrs. Mickey,

1 you knew your daughter had been diagnosed with asthma, correct?

2 A. Yes.

3 Q. And you knew your daughter had been given a mask for  
4 asthma, correct?

5 A. Yes.

6 Q. And you knew your daughter had been prescribed  
7 albuterol to assist with her breathing since a couple months  
8 after she had been born, correct?

9 A. Only for a couple weeks when she had been sick.

10 Q. And you knew she had been taking albuterol for the last  
11 prior four months, correct?

12 A. Not --

13 Q. And you knew that your mother Denise had --

14 MR. WALSH: Objection.

15 MR. BROWN: -- the medication, correct?

16 MR. WALSH: I'm sorry, your Honor, I don't think she  
17 even had an answer there before the next question was asked.

18 THE COURT: Yeah, I agree. Mr. Brown, go ahead and let  
19 her finish her answer to the question.

20 And you knew she had been taking albuterol for the  
21 prior four months, correct. That was your question, right,  
22 Mr. Brown?

23 MR. BROWN: Yes, Your Honor.

24 THE COURT: Okay. And I think, Ms. Bradley, you began  
25 your answer, not --

26 THE WITNESS: No, I don't remember.

27 THE COURT: Do you know what the question was?

28 THE WITNESS: Taking albuterol for the past

1 four months, my daughter?

2 THE COURT: Mr. Brown?

3 MR. BROWN: I'm sorry, your Honor?

4 THE COURT: Do you want to re-ask the -- that's  
5 correct. But was there a time frame for that four months?

6 MR. BROWN: For the preceding four months prior to  
7 February of 2006.

8 Thank you, your Honor.

9 THE WITNESS: No, I don't remember.

10 Q. (By Mr. Brown:) Do you remember telling the officers  
11 that she had to use albuterol on more than one occasion?

12 A. I don't remember saying that to the detective.

13 Q. Do you remember telling the officers --

14 A. But it could have happened that she could have used it,  
15 because she had to have it for like a couple weeks when she was  
16 real young.

17 Q. Do you remember telling the officers, Ullrich and/or  
18 Martin, that your daughter wheezes a lot?

19 A. No. I don't remember saying that.

20 Q. Do you remember telling the officers, Ullrich or  
21 Martin, that your daughter also had breathing treatments?

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

23 Q. Do you remember telling the officers that Ryan was good  
24 to your daughter?

25 A. From what I observed he was, and I possibly could have  
26 told the detectives that.

27 Q. Do you remember just telling the officers that he was  
28 good to your daughter?



1 A. I don't remember, but it's possible.

2 Q. Do you remember telling the officers that Mr. Mickey  
3 loved your daughter very much?

4 A. I don't remember saying those exact words, but it's  
5 possible.

6 Q. Do you remember telling the officers that Mr. Mickey  
7 fed your daughter?

8 A. I don't remember saying that, but it is possible. He  
9 must have fed my daughter when he was watching her.

10 Q. Do you remember telling the officers that your daughter  
11 bathed -- excuse me. Strike that.

12 Do you remember telling the officers that Mr. Mickey  
13 bathed your daughter?

14 A. I don't remember them asking me that question, but it's  
15 a possibility that that obviously was said, because he did give  
16 my daughter a bath when he did watch her.

17 Q. Do you remember telling the officer that Mr. Mickey  
18 changed your daughter?

19 A. I don't remember the questions that was asked to me by  
20 the investigators too well, but the defendant did change my  
21 baby's diapers when he was watching her, yes.

22 Q. Did someone tell you to call Mr. Mickey "the  
23 defendant"?

24 A. No.

25 Q. It's something you came up with on your own?

26 A. Yes.

27 Q. Did someone tell you to use the word "alert"?

28 A. No.

1 Q. That's something you came up with on your own?

2 A. Yes.

3 Q. Do you remember never telling the officers that your  
4 daughter was alert? In all your interviews, you never once told  
5 these officers that your daughter was alert?

6 A. I don't remember saying that, or I don't remember any  
7 of their -- I don't remember too well about the investigation  
8 questions that they had asked me back then.

9 Q. You don't remember telling the officers -- you telling  
10 them that?

11 A. I don't remember.

12 Q. Do you remember telling the officers that Mr. Mickey  
13 was, in your opinion, very, very, very patient with your  
14 daughter?

15 A. What I had observed, the --

16 Q. Do you recall telling the officers that --

17 A. I don't remember the exact questions that was asked to  
18 me, but it could be a possibility that I might have --

19 Q. Do you remember telling the officers when they were  
20 asking you about it, you used the word brontosaurus, that he was  
21 very gentle with your daughter?

22 A. No, I don't remember saying that. But it could be a  
23 possibility. I don't remember.

24 Q. Do you remember telling the officers that Mr. Mickey  
25 never lost patience with your daughter?

26 A. Like I said, it was a possibility that that was said,  
27 but I don't remember exactly what they asked me.

28 Q. Do you remember telling the officers that Mr. Mickey

1 never lost his patience with you?

2 A. I don't remember saying that, but it is a possibility.

3 Q. Do you remember telling the officers that Mr. Mickey  
4 would wake up in the middle of the night and feed your daughter  
5 if you were too tired?

6 A. I don't remember telling the officers that, but that  
7 could have been a possibility that that was said.

8 Q. Do you remember telling the officers that Mr. Mickey  
9 liked taking care of your daughter?

10 A. Like I said, I don't remember the, what exactly was  
11 said, but it is a possibility that I had said those things.

12 Q. Do you remember telling the officers --

13 A. I don't remember.

14 Q. -- that Mr. Mickey never made -- was never mad at your  
15 daughter?

16 A. I don't remember the exact question that --

17 Q. I'm just asking you if you remember telling the  
18 officers that Mr. Mickey was never mad at your daughter?

19 A. It's a possibility, but yes, I don't -- I don't  
20 remember. Yes, I believe he was never mad at my daughter.

21 Q. Do you recall telling the officers that Mr. Mickey used  
22 to make your daughter laugh?

23 MR. WALSH: Your Honor, I'm going to interpose a 352  
24 objection at this point, and can we approach sidebar?

25 THE COURT: Well, no. Let's finish. I'm going to  
26 overrule the objection at this point.

27 You can answer that question.

28 THE WITNESS: It is a possibility those things were

1 said.

2 Q. (By Mr. Brown:) Do you remember telling the officers  
3 that he used to play with your daughter all the time, like blow  
4 on her stomach to make her laugh and things like that?

5 A. I don't believe I said -- I don't believe "blow on her  
6 stomach," but it is a possibility that he did play with my  
7 daughter, because he watched my daughter.

8 Q. You don't know if he played with your daughter?

9 A. I've seen him play with my daughter, but I don't know  
10 what the possibility of the things of him blowing on her stomach  
11 and stuff. I don't know if I remember him doing that stuff.

12 Q. Well, what do you remember him doing then when it came  
13 to playing with your daughter?

14 A. Making her laugh. Pushing her in the car, play car and  
15 stuff.

16 Q. Do you remember the officers accusing you of just  
17 trying to protect Mr. Mickey?

18 A. No, I don't remember that.

19 Q. Do you recall telling them in response to a question  
20 along those lines that you were not trying to protect him at  
21 all?

22 A. I don't remember any conversations, no.

23 Q. On the -- couple other questions here. Thanks for your  
24 patience.

25 Did you ever tell Mr. Mickey that you would leave him  
26 if you found that he drank?

27 A. Yes. I remember that.

28 Q. Do you remember telling the officers when he drinks a

1 can of beer, he's fine?

2 A. I don't remember if those were the exact words that I  
3 said. I don't remember.

4 Q. The phone that was at the house on Broken Arrow, the  
5 home line there?

6 A. Yes.

7 Q. Do you remember telling the officers that you didn't  
8 know the number to that phone?

9 A. I don't remember telling the officers that, but I  
10 didn't remember the number to that phone, because I had not  
11 asked for the phone number because I had a cell phone.

12 Q. Do you remember a guy by the name of Jesse telling you  
13 that the line that was there?

14 A. I don't remember the roommate's name, but one of the  
15 roommates did tell me that the phone was there. Correct.

16 Q. So you don't remember on the names of all the people  
17 that lived at Broken Arrow?

18 A. No, I don't remember the names of all the people that  
19 lived with me on -- in Broken Arrow. I never really associated  
20 with them too much.

21 Q. I was just asking if you remember their names.

22 A. Well, I'm telling you, no, I don't remember the names  
23 because I didn't associate.

24 Q. And do you recall telling the officers that that phone  
25 at Broken Arrow was a wall phone, had not been charged?

26 A. No, I don't recall saying that. I don't remember.

27 Q. Do you recall telling the officers that you didn't even  
28 know if Mr. Mickey knew there was a home line there, a landline

1 there?

2 A. I don't remember.

3 Q. Do you recall telling the officers that you didn't  
4 remember who brought that landline in?

5 A. I don't remember. Well, I believe that if you said  
6 Jesse, I think that could -- I don't know who the -- what the  
7 guy's name is. He lived in the hallway across from me. He was  
8 the one who had told me about the phone, or us about the phone.

9 Q. The guy across the hallway from your bedroom?

10 A. Yes.

11 Q. Is that who you're referencing?

12 His name was what?

13 A. I don't know his name.

14 Q. And the cell phone reception at Broken Arrow wasn't the  
15 best, was it?

16 A. I don't remember.

17 Q. Do you remember telling the officers that the cell  
18 phone reception at Broken Arrow was very poor?

19 A. If you went downstairs you got better reception, and I  
20 would say than in our room. But I don't recall saying you  
21 couldn't get reception in that house at all.

22 Q. Do you recall telling -- I didn't say at all. I'm just  
23 saying it was poor, correct?

24 A. Oh, okay. I'm sorry.

25 Q. That's all right. I know I've asked you a lot of  
26 questions, and I appreciate your patience. But I didn't ask you  
27 if you couldn't get it at all. I'm just asking whether or not  
28 the reception to the cell phone was --

1 A. In some areas of that house, yes.

2 Q. So you just described you had to go downstairs into the  
3 room on the far left in order to get --

4 A. No, I never said the room to the far left.

5 Q. I thought you --

6 A. I said you would probably have to go downstairs to get  
7 better reception than what you would upstairs.

8 THE COURT: And, Mr. Brown, at this time why don't we  
9 take our afternoon recess. We'll reconvene at 1:30.

10 Remember the admonition. Please keep an open mind.  
11 Don't draw any conclusions about the case. Please don't talk to  
12 anyone about the case.

13 Ms. Bradley, we'll see you back on the stand at 1:30.  
14 Court's in recess.

15 (RECESS TAKEN.)

16 (OUTSIDE JURY PRESENCE:)

17 THE COURT: All right. Back on the record in  
18 SWF-015286. The parties are present before the Court.

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

20 THE WITNESS: Yes.

21 THE COURT: Okay. And we're outside the presence of  
22 the jury.

23 Mr. Brown, if you could, I was talking to my reporter.  
24 There are times when you're jumping in on Ms. Bradley's answers.  
25 She's having a hard time. So if you could wait until she's  
26 finished.

27 And the same thing, Ms. Bradley, some of the questions  
28 Mr. Brown asks, you're jumping in and cutting him off. And so

1 remember I told you at the beginning, just go ahead and wait,  
2 even if you know what the answer is, and then he'll let you  
3 finish.

4 My suggestion, Mr. Brown, would be, if she's not  
5 responsive, then just go ahead and object, witness is not  
6 responsive, ask the Court to strike. And that's what I would  
7 do.

8 MR. BROWN: Very well, your Honor.

9 THE COURT: Okay. Because I don't want to break my  
10 reporter. She's -- she --

11 MR. BROWN: Nor I. I appreciate the heads up.

12 THE COURT: That's fine.

13 All right. Let's bring in the jury.

14 MR. BROWN: Judge, did you want to make the inquiry on  
15 those issues we talked about at sidebar while the jury is out?

16 THE COURT: Which?

17 MR. BROWN: The psychiatric issues?

18 THE COURT: You're talking about whether or not she  
19 had --

20 MR. BROWN: Yes. Whether or not she had been treating  
21 with a psychiatrist prior to the death of the daughter.

22 THE COURT: Mr. Walsh, do you want to be heard?

23 MR. WALSH: I would object. I don't see any possible  
24 relevance. And this is the first time we've heard anything  
25 about this area of inquiry. So I would be objecting.

26 THE COURT: Yeah. At this point, I don't think it's  
27 relevant, Mr. Brown. I don't know how it's going to play out,  
28 but --



1 MR. BROWN: Well, if there is a tendency for violence  
2 in the psychiatric record, and she is being treated for violence  
3 and treated for hurting herself or along those lines, I think  
4 that's directly related to her character in the sense that she's  
5 said that she's never hurt the child. If she's hurt herself, if  
6 she's got these issues that Mr. Walsh has opened up, then I  
7 think it would support that. I'm just trying to do it as  
8 politely as possible without having it to be brought out to the  
9 jury.

10 My intention is not to embarrass anybody. That's why  
11 I'm asking to have it done now. If the answer is no, then we'll  
12 move on. But I think it's just a subject of cross.

13 THE COURT: Well, I'm going to overrule the objection  
14 at this point. Well, overrule your request to inquire. What's  
15 already come out before the trier of fact is the fact that she  
16 had an argument with her mother and knives were drawn. So in  
17 terms of a propensity for violence, that's pretty serious.

18 So as far as her going into her relationship that she  
19 has with a psychiatrist, at this point, I think it's not  
20 relevant given what's come out. You have been able to  
21 cross-examine, and you still can ask her questions on that area,  
22 on that issue and in that area, because Mr. Walsh brought it  
23 out.

24 But as far as then asking her if she saw a  
25 psychiatrist, what the diagnosis was, how long she saw someone,  
26 what was it for, I just don't think it's relevant. And under  
27 352, it would be -- it would take an undue consumption of time,  
28 and I don't have any records before me should she say no or yes.

1 There's nothing really impeach her with. You have to have some  
2 information.

3 And the issue for you that's germane, at least it seems  
4 like to the Court, Mr. Walsh brought out the fact that, hey, you  
5 know what, you were having an argument with your mother and were  
6 weapons drawn, or at least that's the indication.

7 MR. BROWN: That's fine. I understand your ruling.  
8 Thank you.

9 THE COURT: All right. Yeah, and then you also have  
10 the fact that she married her boyfriend who was convicted of  
11 domestic violence and went to prison and had his child. So I  
12 think there are other areas that are germane, not that area.

13 MR. BROWN: Very well.

14 THE COURT: Okay.

15 MR. BROWN: Thank you.

16 THE COURT: Thank you.

17 (WITHIN JURY PRESENCE:)

18 THE COURT: Okay. We're back on the record in  
19 SWF-015286. The parties are present before the Court. We're in  
20 the presence of the jury.

21 Good afternoon, everyone.

22 THE JURORS (Collectively): "Good afternoon."

23 THE COURT: And Ms. Bradley, do you understand again  
24 you remain under oath?

25 THE WITNESS: Yes.

26 THE COURT: Okay. Mr. Brown?

27 MR. BROWN: Thank you, your Honor. We provided a court  
28 file to mark as an exhibit, and I think we need your permission

1 to do that.

2 THE COURT: Granted. But have you shown --

3 MR. WALSH: I haven't even seen this.

4 MR. BROWN: I'm going to show it to --

5 THE COURT: Is that what we talked about at sidebar?

6 MR. BROWN: It is.

7 THE COURT: Have you already marked it?

8 THE CLERK: No.

9 THE COURT: Why don't you go ahead and give it to  
10 Mr. Brown and have him show Mr. Walsh, exactly what he wants to  
11 have marked.

12 MR. BROWN: (Complies.)

13 THE COURT: How many pages, Mr. Brown?

14 MR. BROWN: Less than 10, I believe. I was just going  
15 to mark it in total.

16 THE COURT: Well, those are the originals. What we're  
17 going to have to do is what will be marked as, let's say,  
18 Defense Exhibit D, next in order, F, G -- E, F, G, H, I, J, K,  
19 because those are the originals.

20 MR. BROWN: I'm happy to stipulate that copies can be  
21 used in lieu of as far as --

22 THE COURT: Right. But I don't want to -- because we  
23 have the jury here, go ahead and you can use the originals, and  
24 you can just use a sticky what will be marked as, and my clerk  
25 can get those copied and we'll get them certified.

26 MR. WALSH: I'd like to approach at sidebar, your  
27 Honor.

28 THE COURT: All right.

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

2 THE COURT: All right, everyone. There's a couple of  
3 issues here regarding this file that we need to take up outside  
4 your presence. But it's only going to take about 15 minutes.  
5 But it just -- it just can't be done -- obviously, there are  
6 things that you can't see.

7 So we're going to take a brief recess. We'll reconvene  
8 in 15 minutes, so I can get this issue handled on this file.  
9 Then we'll bring you back in.

10 Remember the admonition. Please keep an open mind.  
11 Don't draw any conclusions about the case. Please don't talk to  
12 anyone about the case.

13 And it might even be less than 15 minutes, so if you  
14 want to just wait outside, it may be sooner than that. But  
15 again, thank you so much for your patience.

16 (OUTSIDE JURY PRESENCE:)

17 THE COURT: All right. The record should reflect that  
18 the jury has left the courtroom.

19 Mr. Walsh, what I'm going to do is I'm going to leave  
20 Ms. Bradley here in the courtroom, and so you can take a look at  
21 that or -- and then, you can talk to Mr. Brown about his  
22 questions. We had a sidebar conference on this. I do think  
23 that it's probative in his cross, because the -- well, I don't  
24 think they're divorced now, but at least who filed the petition  
25 initially is an issue. And you should be able to thoroughly  
26 examine her on that.

27 And I assume that you're talking about her credibility  
28 in this area?

1 MR. BROWN: Absolutely talking about her --

2 THE COURT: Right. And I wanted to make sure that  
3 Mr. Walsh, because he just saw it, has a chance to look at it.  
4 So I'm going to take a recess for 15 minutes. If you get it  
5 done beforehand, let me know.

6 MR. BROWN: May I also have the record reflect, your  
7 Honor, that from the defense side we did not know this file  
8 existed until today and we made the request and we had the clerk  
9 get it for us. This all started with the motion in limine when  
10 we were trying to get adoption papers. And that didn't pan out,  
11 but apparently the clerk told Mr. Simowitz, there's no adoption  
12 papers, however, there is a dissolution in their name. As soon  
13 as we found that out, I brought it to the Court.

14 THE COURT: I can tell you, I talked to my clerk. She  
15 had it brought up, and I got it probably at 1:15, she showed it  
16 to me, had her bring it out here. We'll go in recess, give  
17 Mr. Walsh a chance to look at it.

18 And then, Mr. Walsh, you may want to talk to Mr. Brown  
19 and ask him which areas in there he wants to talk about. That  
20 could take care of this quickly, and then if you need to talk to  
21 your witness about that, that's fine, too.

22 Court's in recess. And we're off the record.

23 (RECESS TAKEN.)

24 THE COURT: Okay. We're back on the record in  
25 SWF-015286. The parties are present before the Court.

26 Ms. Bradley, you understand you remain under oath?

27 THE WITNESS: Yes.

28 THE COURT: Ready to bring in the jury?

1 MR. WALSH: Your Honor, I wanted to address a couple of  
2 things with the Court before we look forward to this.

3 THE COURT: Yes, sir.

4 MR. WALSH: I've had a chance to review the documents.  
5 I spoke to Mr. Brown and Ms. Bradley as well. And I understand  
6 that Mr. Brown wants to present one of these documents to  
7 demonstrate that Ms. Bradley did submit a request for  
8 dissolution of marriage with the court in October of '05. I  
9 don't see the relevance because she did already state that she  
10 did do that. In fact, she said that she submitted the forms, I  
11 believe her answer, now that we've had a chance to review the  
12 transcript a little bit, the defendant filled out some of the  
13 forms, and then she did sign them, but she never intended to go  
14 through with it. So I don't see the relevance of the form that  
15 substantiates what she already did say.

16 To that effect, then, defense counsel wants to admit a  
17 document submitted with the attorney -- with a signature of an  
18 attorney, which is the subpoena or the service request on  
19 Nicholas Bradley in prison, and it has a signature of Beverly  
20 Monahan, who apparently was an attorney who was assisting  
21 Ms. Bradley in her civil suit against the county and Loma Linda  
22 hospital and some of the medical care that was involved in this  
23 case.

24 Ms. Bradley advised myself and Mr. Brown that the  
25 reason for signing -- actually, she didn't sign. Her reason for  
26 having this submitted on her behalf, was she was advised to do  
27 so by her civil attorney as part of her civil suit, which we've  
28 already talked about in motions in limine that have been

1 excluded already.

2           Additionally, going through the rest of the forms,  
3 including what defense counsel showed your Honor at sidebar, the  
4 form requesting child custody, the financial declaration, myself  
5 and Mr. Brown presented those to Ms. Bradley, and she indicated  
6 that she did not fill out those forms. Her signature is hers,  
7 but the handwriting on the forms that fills in the details is  
8 not hers and she doesn't know who it belongs to.

9           So in light of that information from the witness, I  
10 don't see any relevance. I don't see any reason to have these  
11 presented to the jury, any of the documents there in that file,  
12 so --

13           THE COURT: Mr. Brown, your offer of proof based on  
14 Mr. Walsh's representation.

15           MR. BROWN: Well, basically corroborative, starting out  
16 that's the one, corroborative of testimony, shows that a divorce  
17 petition was filed.

18           THE COURT: Well, it reinforces her credibility it  
19 seems to me.

20           MR. BROWN: Well, I'm not done so let me --

21           THE COURT: Well, but that document.

22           MR. BROWN: Well, it's okay. It's filed October 24th  
23 of '05, and sitting in the courthouse is a person who didn't  
24 intend to go through with it, didn't intend to dismiss the case,  
25 has it served on February 20th of '07, for whatever her  
26 motivation may or may not have been, it is irrelevant.

27           But you get -- and I'll just correct one thing that  
28 Mr. Walsh said. My understanding of Beverly Monahan, is she is

1 with an attorney service that -- entitled Monahan Attorney  
2 Services, and they typically are the folks that serve things.  
3 They're not lawyers. They're process servers.

4           So, but there's also signatures of hers on other  
5 documents, that certificate of counsel, signature on her  
6 declaration of Uniform Child Custody Jurisdiction and  
7 Enforcement Act. She was asking for a -- not on this one, but  
8 she's also asking for child support, et cetera.

9           And then on the income and expense declaration, there  
10 are specific information set forth here as to her salary, her  
11 wages, her rent, and her total expenses. And I think it would  
12 be difficult for someone else just to pull out of the sky, and  
13 then she signed these.

14           My understanding is they're all signed under penalty of  
15 perjury as being true and correct. So there's more information  
16 on here than just simply, I was going to divorce him and never  
17 intended to through with it. It's a specific request for court  
18 orders relating to rights of the parties, specific requests for  
19 child support, specific declarations as to her assets and a  
20 value that only she could provide.

21           So I think in that sense, it's also relevant to show  
22 that there was more than just a simple petition filed.

23           THE COURT: Well, that's always a part of a petition,  
24 it seems to the Court. I guess I'm still not -- everything that  
25 you stated, Mr. Brown, I'm just not sure how that's germane to  
26 her credibility. Initially when you told me, it might be an  
27 issue in terms of the dates, I could see that.

28           But that's just part and parcel of any petition filing.



1 You're going to have -- if somebody is requesting a fee waiver,  
2 they have to file a declaration. If they're requesting child  
3 support, they have to fill out how much money they have, their  
4 assets.

5           So I'm just -- I'm not sure how that plays into this  
6 particular case and her credibility regarding anything that she  
7 said. The only thing I know so far is that her credibility is  
8 reinforced because the documents supports her contention  
9 that she filed.

10           MR. BROWN: And I understand your point, but she served  
11 it on February 20th of 2007 --

12           THE COURT: Right.

13           MR. BROWN: -- almost two years later, a year and  
14 six months later.

15           THE COURT: Right.

16           MR. BROWN: That's relevant to show that the document  
17 was still there and she still was moving forward with it. But  
18 also, I think that she's -- her testimony was that these  
19 documents were just filled out and I just signed them, kind of  
20 eliminating herself from that equation. There's personal  
21 information there about her assets, and she -- someone would  
22 have had to have gotten it directly from her in order to have  
23 filled it out.

24           So it's not a matter of, hey, somebody just threw these  
25 in front of my face, and I signed it, and they took off with it.  
26 There's more information on here than just, somebody filled it  
27 out, I signed it, and that's all I intended to do.

28           THE COURT: Well, if this were a family matter, that

1 would be an issue. I would want to know where the person that  
2 filled out, that paralegal that filled out that information,  
3 where they got that information.

4 But this is a murder trial. And again, I'm going to  
5 exclude it under 352. I just don't think that has any value.

6 What I will allow you to present, though, still, if  
7 there's anything want to talk about regarding the date, if you  
8 feel that that goes towards her credibility, that's not going to  
9 take much time. And if you're talking about dates, that makes  
10 some sense to the Court.

11 But everything else you're talking about in terms of  
12 her assets, which are probably few, how did she get -- that  
13 person that filled out the paperwork, probably a paralegal, had  
14 to get the information from her. Probably so, but she might not  
15 have even been paying attention. That could be no different  
16 than, let's say, you have a lot of these tax preparers that fill  
17 out the information, here's the document, sign it. They really  
18 don't even know what they're signing.

19 And I think that runs far afield, though, what we're  
20 trying to deal with here. But as far as the, when it was filed,  
21 I'll allow you to mark that and show that to her. And you can  
22 use that as you may.

23 MR. BROWN: May I inquire as to the source of the  
24 personal information on it?

25 THE COURT: On the document that you'll show her?

26 MR. BROWN: Yes, sir.

27 THE COURT: Yes.

28 MR. BROWN: All right.

1 THE COURT: Yes, because they're going to see that. I  
2 don't have a problem with that. But everything else, no. You  
3 can ask her, hey, did you fill out -- did somebody help you fill  
4 this document out? My assumption is, somebody did help her fill  
5 it out, based on everything that I've heard.

6 MR. WALSH, any objection to that one document?

7 MR. WALSH: We're not -- okay. Yes. The one document  
8 that shows her signature, her name and the check box that says,  
9 I want a divorce. That's fine.

10 THE COURT: Right.

11 MR. WALSH: I think what Mr. Brown is talking about is  
12 the financial declaration that went along with it, and that's  
13 what I thought I heard you just say was excluded.

14 MR. BROWN: Just so the record is clear, my request is  
15 clear, I want to ask her if she is the source of this financial  
16 information, as to how much her rent was, how much money she's  
17 got in the bank, how much are her monthly expenses with --

18 THE COURT: Oh, see, I thought you were talking about  
19 even just on the cover page, who helped you fill out everything.

20 What's your offer of proof regarding the value,  
21 because, right. I'm excluding that unless you can tell me how  
22 the contents of it and who filled it out, what relevance does  
23 that have for this case?

24 MR. BROWN: It was filed the same day --

25 THE COURT: Right.

26 MR. BROWN: -- as the divorce petition itself.

27 THE COURT: Okay.

28 MR. BROWN: And it contains personal information that

1 only she would -- that only she would have known about.

2 THE COURT: Right.

3 MR. BROWN: And she had -- it shows that she had to  
4 have cooperated in the preparation of this document. And she  
5 just got done testifying, too, that she didn't participate in it  
6 at all. That someone else filled it out and all she did was  
7 sign it. I think that goes to her credibility.

8 And when I just talked with her, she can't even tell us  
9 who, on most of these things, whose handwriting it is. So  
10 something is not right in the equation.

11 Tell the judge that.

12 MR. SIMOWITZ: She testified -- I don't want two people  
13 arguing the same thing but --

14 THE COURT: Go ahead. This is an important issue.

15 MR. SIMOWITZ: She testified that Ryan, the defendant,  
16 filled out the paperwork and she signed it. And that's all  
17 stuff that happened on October 24th, 2005. So in there is the  
18 petition that is just check boxes, but then it's also the  
19 detailed information of her financial information, which shows  
20 that she gave input to Ryan who helped her fill this out, and  
21 then she signed it under penalty of perjury as being true.

22 So it does go against her testimony that, oh, he just  
23 filled it out, and you know, I didn't have anything to do with  
24 it. I just signed it. It had detailed personal information  
25 about her that does impeach her.

26 The second document, the proof of service filed a year  
27 and a half later, February 20th, 2007, goes against, she  
28 testified, I never intended to divorce him. Well, here she is,

1 she serviced him with the divorce papers. That's -- just wants  
2 to be used for clear impeachment that she did intend to go  
3 forward.

4 THE COURT: All right. Based on that offer of proof,  
5 I'll allow it. That makes sense to the Court. That won't take  
6 very well.

7 And, Mr. Walsh, again, that's not -- we're not  
8 contesting the amount. Yeah, I wasn't -- that makes some sense  
9 to me, because she's testified about she never intended to  
10 divorce him. He was the one that wanted to do it.

11 And what you're trying to show is, no, there was more  
12 to it than that. You were involved in this, just like he was.  
13 Am I right?

14 MR. SIMOWITZ: Yes.

15 THE COURT: Okay.

16 MR. WALSH: Well, okay. I'm still confused as to what  
17 the Court's ruling is. Is the Court now saying that the asset  
18 portion is going to be admitted?

19 We have -- this is rife with problems. No. 1, no one  
20 here can say who filled this out in the first place. So are we  
21 going to get to the point where we're going to bring in  
22 witnesses to do handwriting exemplars of all the witnesses?

23 MR. BROWN: No.

24 THE COURT: Go ahead, Mr. Walsh.

25 MR. WALSH: The problem here is, okay, so let's follow  
26 this through to its logical conclusion. Ms. Bradley, didn't you  
27 have your husband served in February of 2007. Yes, I did.  
28 Okay.

1           And we're just going to leave it out there and not be  
2 able to ask why, because the why is my civil attorneys advised  
3 me for the benefits of my civil lawsuit to file this form for  
4 divorce, and in furtherance of my lawsuit, which is analogous  
5 to, Jennifer, did you think he was a good babysitter. Well, no,  
6 but, hey, we can't get into why.

7           This is giving the jury half the story, because we're  
8 not going to open up the door on the civil lawsuit. She's told  
9 both myself and Mr. Brown that the reason why that divorce  
10 petition was finally served upon Mr. Bradley in 2007 was on  
11 advise of her attorney. So now, we're going into  
12 attorney-client privilege as to her civil lawsuit, which this  
13 Court has already ruled is not going to be mentioned during this  
14 trial.

15           THE COURT: Correct.

16           MR. WALSH: So I have a big problem with any mention of  
17 the fact that it was served then in 2007, because she can't give  
18 the why. And it's unfair to not allow her to explain why she  
19 did that.

20           THE COURT: I agree with that. But I think at this  
21 point, both of you are going to have to ask Ms. Bradley  
22 questions on that area, so I can make a ruling on it. Because  
23 what you're telling me is that's why it was filed, but I think  
24 that needs to be under oath.

25           MR. WALSH: I agree.

26           THE COURT: And that's a decision that the Court has to  
27 make because I made that ruling, rather than just getting it  
28 from counsel.

1 MR. WALSH: I would be happy to ask that question.

2 THE COURT: Right. To voir dire in this area before we  
3 get the jury.

4 Go ahead, Mr. Brown.

5 MR. BROWN: I just want to corroborate something that  
6 Mr. Walsh just said. My understanding is her testimony is going  
7 to be that she served this in February of '07, because it was  
8 part of the civil suit. And I don't disagree with that at all.  
9 I'm not so sure that the reason why she served it is relevant,  
10 because it's clearly an act of moving forward with the divorce.

11 There's other ways to notify a potential heir of a  
12 wrongful death suit, other than pursuing a divorce action. You  
13 write him a letter, you include him in on the divorce -- excuse  
14 me. You include him in on the civil petition, you name his as a  
15 defendant, which she did.

16 THE COURT: Right. Well, let me stop you there.

17 MR. BROWN: He's -- I'm sorry, your Honor. Nicholas  
18 Bradley was named as a defendant in the civil action.

19 THE COURT: Well, I've already stated the civil action  
20 is not coming in, and Mr. Walsh can ask her why it was filed at  
21 that time. If that was on advise of her attorney, then the  
22 Court knows what the answer is, and I'm going to exclude it,  
23 because it does. It only leaves half the story. But I don't  
24 know why.

25 If it's because that's when I decided to file it, and  
26 that's something I wanted to do, then it's germane to her  
27 credibility. But if it's just on advice of the attorney, it  
28 doesn't go to her credibility. And I'm only going to -- they

1 have to have a whole picture.

2 So, Mr. Walsh, do you want to --

3 MR. WALSH: Sure.

4 THE COURT: Go ahead.

5 JENNIFER BRADLEY (Out of Jury's Presence),  
6 called as a witness by and on behalf of the People,  
7 having been previously duly sworn, was examined  
8 and testified further as follows:

9 DIRECT EXAMINATION

10 BY MR. WALSH:

11 Q. Ms. Bradley, did you just look at this court document  
12 with me and Mr. Brown about 15 minutes ago?

13 A. Yes.

14 Q. And inside that court document, is there a -- like a  
15 proof of service that shows that your divorce petition was  
16 served upon Nicholas Bradley while in state prison on  
17 February 20th, 2007?

18 A. Yes.

19 Q. Why did you, 16 months later, have him served with  
20 divorce papers while he was in prison?

21 A. My civil attorneys advised me to do that.

22 MR. WALSH: I have no additional questions.

23 THE COURT: Mr. Simowitz, since you were the one that  
24 was, you want to take her on cross on this area, you want to  
25 voir dire? Or, Mr. Brown, either one. You're working as a  
26 team, so it's okay.

27 CROSS-EXAMINATION

28 BY MR. BROWN:



1 Q. Did you name Nicholas Bradley as a defendant in your  
2 civil case?

3 MR. WALSH: Objection. Relevance.

4 THE COURT: No. Overruled.

5 Go ahead.

6 THE WITNESS: My attorneys did.

7 Q. (By Mr. Brown:) You authorized your attorneys to name  
8 Nicholas Bradley as a defendant in the civil case?

9 A. My attorneys did.

10 Q. Did you serve Nicholas Bradley with your civil suit?

11 A. I believe my attorneys did.

12 THE COURT: Well, let me go back. Do you know if your  
13 attorneys served it? You're saying you believe your attorneys  
14 served him with the suit. Do you even know that?

15 THE WITNESS: I think I saw -- I think I saw  
16 the paperwork about the civil suit that my husband did show me.  
17 You asked about the civil suit, yes, he did, because he was  
18 asking why was he named as a defendant. That's why my civil  
19 attorneys just named him as a defendant.

20 Yes, that's correct.

21 THE COURT: I just wanted to clarify the answer to your  
22 question to make sure that she actually knew that.

23 MR. BROWN: Thank you.

24 THE WITNESS: I had to think about it.

25 MR. BROWN: Thank you, your Honor, for establishing  
26 that.

27 So I don't have any other questions, but I do have a  
28 point to raise with the Court.

1 THE COURT: Yes, sir. And then I'll make my ruling on,  
2 this is why it was filed at that time, because now the Court  
3 knows the reason, she's testified to it under oath.

4 Go ahead.

5 MR. BROWN: I think that the -- I think there's some  
6 illogic in the reason, because as you know, you serve a civil  
7 suit in order to give notice of a civil suit.

8 THE COURT: Right.

9 MR. BROWN: You don't serve somebody with a divorce  
10 because you're advised by an attorney that they have to be  
11 advised of the divorce in order to go forward with a wrongful  
12 death case. I just think that that's nonsense.

13 She testified that her attorneys did serve the wrongful  
14 death case to her husband, which is a complaint for wrongful  
15 death and survivor action, and had her attorney file Case No.  
16 RIC-462844. And that was filed December 22nd of '06, and served  
17 whenever she served it.

18 You don't pursue a wrongful death case by serving a  
19 divorce petition on a spouse. It's just -- they're two  
20 completely separate issues. It's apples and oranges.

21 So that's my thought about it. I've got a feeling  
22 Mr. Simowitz has something to say as well.

23 MR. SIMOWITZ: Your Honor, my practice is primarily  
24 civil cases with wrongful death actions, and there's absolutely  
25 no legal reason to file a divorce petition in this situation.  
26 If the spouse doesn't want to join in the wrongful death action  
27 of her child, he's named as what's called a nominal defendant,  
28 as he was in this case.

1           So the filing of a divorce has nothing to do with her  
2 pursuing a civil wrongful death action. It clearly shows that  
3 she did in fact serve him with divorce papers. And she  
4 testified earlier that she never pursued the divorce, and that  
5 impeaches her.

6           THE COURT: All right. Well, I'm going to exclude it.  
7 I'm going to exclude it, because I don't know what her  
8 relationship was with that civil attorney. And I'm not  
9 disagreeing with your analysis of the family law matter and the  
10 civil suit. But there -- you know, her relationship with her  
11 attorney is confidential, and that attorney very well may have  
12 recommended that, you should file this family -- you file the  
13 dissolution of marriage at this time, and she was just following  
14 that attorney's advice.

15           And then if I let that in, then they know that there's  
16 a civil suit, and I've already excluded it. And so, under 352,  
17 I just don't think it's probative.

18           Now, if you can reach a stipulation with Mr. Walsh  
19 showing the date that it was served or filed, without more, I'll  
20 read a stipulation to them later. But no, at this point, under  
21 352, I just don't think it's probative, and I think it's -- I've  
22 already made the ruling. And I think it leaves the jury with  
23 incomplete information. So I agree with Mr. Walsh here.

24           MR. BROWN: So, and I understand that part of it. I'm  
25 a little confused. Am I still allowed to inquire as to the  
26 source of the financial information that's on there?

27           THE COURT: All right. Because that goes, if I  
28 understand, Mr. Simowitz, correct me if I'm wrong, because I

1 want to make sure I understand the argument here. That goes to  
2 her testimony where she said, you know what, I was just a  
3 passive player. He just told me what to write, or I just signed  
4 it, I didn't really -- made no difference to me.

5           What you're trying to get at is, she was actually quite  
6 active in at least filling out the paperwork for the dissolution  
7 of marriage, am I correct on this?

8           MR. SIMOWITZ: That's -- on that issue, correct.

9           THE COURT: Okay. Mr. Walsh, that's the offer of  
10 proof, I understand it.

11           Mr. Walsh, because I -- right, there are two issues we  
12 need to deal with. I've ruled on the first one. How about this  
13 one, Mr. Walsh?

14           MR. WALSH: Okay. The income and expense form, is that  
15 what we're talking about now?

16           THE COURT: Right. And what I would allow is this, if  
17 I allow it, I want to hear from you first.

18           MR. WALSH: Sure.

19           THE COURT: So you know the parameters of  
20 admissibility. I would allow Mr. Brown or Mr. Simowitz to  
21 approach her with that document, remind her, do you remember  
22 when you told us that you really didn't, you weren't involved in  
23 this, and there are all these numbers and here's your signature,  
24 did you provide the draftee with this information or drafter.

25           Am I right on that, Mr. Simowitz?

26           MR. SIMOWITZ: Yes.

27           THE COURT: And then you want to be able to use that to  
28 show, you know what, she was being less than forthright when she

1 was telling us that, you know what, she didn't really want to  
2 get divorced. That's not the truth using the document.

3           So not going through each one and contesting each one,  
4 but being able to point out, in fact you could put this on the  
5 overhead and say, who provided this individual the source of the  
6 information. Am I correct?

7           MR. SIMOWITZ: Yes.

8           THE COURT: That's how it would be used. And in the  
9 opinion of the Court, again, I accept that offer of proof. And  
10 it doesn't seem like it would take very much time, because she  
11 is going to be able to answer that question quickly one way or  
12 the other. It's a one-page document. I see them all the time.

13           What's your position?

14           MR. SIMOWITZ: It is six pages.

15           THE COURT: Oh, I thought you were talking about one  
16 page in there. Is it six pages? Then you're talking about most  
17 of the petition then.

18           MR. BROWN: Well, there's an income and expense  
19 declaration here, signed under penalty of perjury. And there  
20 are some numbers on it, most of them are zeroes but --

21           THE COURT: Well, I would figure.

22           MR. BROWN: There still has to be a source of  
23 information. And there is a -- and as you know, these divorce  
24 petitions, income and expense declarations are signed under  
25 penalty of perjury.

26           There is a statement here, and I'll just point this  
27 out, it says, number of children, I have one, one under the age  
28 of 18. For the other parent, B, the children spend 100 percent

1 of the time with me and zero percent of the time with the other  
2 parent. And that's just not accurate. Clearly, this child  
3 doesn't spend 100 percent of the time with her. I think that  
4 goes to her credibility.

5 THE COURT: Perhaps this is another area where she  
6 should be voir dired outside the presence of the jury so the  
7 Court can make a determination on this issue now.

8 MR. WALSH: I didn't know I'd be trying a family law  
9 case, a civil case and a criminal case.

10 THE COURT: Well, you're not. We've taken care of the  
11 civil matter.

12 MR. WALSH: Okay. That's one.

13 THE COURT: In terms of, right, when it was filed. Now  
14 we need to deal with, because again, what's out there,  
15 Mr. Walsh, is this, that she was a passive player in the family  
16 law matter. Am I right, Mr. Simowitz?

17 MR. SIMOWITZ: Yes.

18 THE COURT: And you're trying to say, hey, look, now,  
19 she really did want to get a divorce from this guy, right?

20 MR. SIMOWITZ: Correct.

21 MR. WALSH: And I disagree to some regard with the  
22 Court on that characterization of the testimony.

23 And I had the court reporter pull it up while we were  
24 on break. The question was, did you fill out or did you file a  
25 request for a divorce.

26 And her answer was, I did, but I never intended to  
27 follow through with it. And Mr. Brown said, but you never  
28 intended to follow through with it.

1           And I believe her answer was, he filled out most of it.  
2 I never intended on following through with it.

3           That's what her testimony was, and we can read it back  
4 again if we have to.

5           THE COURT: I accept your representation.

6           MR. WALSH: Okay. I don't see how any of this, the  
7 fact that some of this -- now, Mr. Brown and I both showed her  
8 the paperwork, and she has confirmed the signatures are hers,  
9 but she has no idea who wrote the other information there.

10           So I don't understand how if, somehow, when she says --  
11 I don't see that that is in contrast to her testimony  
12 previously. The fact that these forms are filled out completely  
13 and signed in October of 2005, does nothing to refute her  
14 testimony before that she did submit a divorce petition, that  
15 she never intended to follow through with, and she didn't fill  
16 out the entirety of the paperwork.

17           So this does nothing to refute that. This does nothing  
18 to impeach her credibility.

19           THE COURT: Unless she says she actually did fill out  
20 most of it. Are you trying -- are you arguing that she did fill  
21 out most of it?

22           MR. BROWN: Well, filled out, participated in filling  
23 out, and it goes directly to because there's a line of  
24 questioning after that from an interview that she took where she  
25 specifically states that she wanted to take him to court to get  
26 full custody of the child. And that flies in the face of the  
27 impression that they're trying to create that she had no  
28 intention of going through with this.

1           Because in this petition she's claiming that she has  
2 100 percent of the child, and she wants full custody of the  
3 child. And she confirms that in an interview.

4           And I think that to leave that open, that she didn't  
5 want to go forward with this, because she's out there telling  
6 other people that she wanted to take him to court to do this, I  
7 think flies in the face of the impression created.

8           THE COURT: You know, it seems to the Court that you  
9 can actually cover this -- I agree with your issues on cross,  
10 but it seems like you could actually do this without having to  
11 mark this, the entire document. You just ask her those  
12 questions.

13           MR. BROWN: And I plan on doing that based on your  
14 ruling. I mean, it's never really been my intention to have the  
15 whole document put into evidence. I was more intending to mark  
16 it as an exhibit and use it for identification purposes. I've  
17 not asked to admit it into evidence at all.

18           THE COURT: Right.

19           MR. BROWN: So depending on what her answers are, in  
20 another day when we get to the point of admitting evidence, then  
21 I think we can have this discussion as to whether it is relevant  
22 or it's cumulative or whatever the Court's position is on any of  
23 it.

24           So my point right now is to just ask the questions, you  
25 know, who is the source of this information, or is it just all  
26 made up. If it's all made up, you just sign the document and  
27 you don't even know if it was accurate or not. I think that  
28 goes to her credibility.



1 THE COURT: All right. I'm going to allow that based  
2 on that offer of proof. I'm going to allow you to briefly ask  
3 her these questions, to thoroughly cover what was -- what  
4 Mr. Walsh went over on direct. Because I think it's germane to  
5 her credibility issue. I think --

6 MR. WALSH: I didn't go into this on direct.

7 THE COURT: Well, no. But what she's -- what she's --  
8 I think, Mr. Simowitz, Mr. Brown, your position is this: She  
9 was more than just having the defendant lead her through this  
10 process, and she was an unwilling participant. Am I right?

11 MR. BROWN: That's the impression that's being created,  
12 and again, I can reiterate --

13 THE COURT: No, that was the impression the Court got  
14 when I was listening to the answers. If you want to ask her  
15 questions about that, I'll allow it.

16 If you want to use the file, then you're going to need  
17 to mark using stickies, but I'm not going to turn this,  
18 Mr. Walsh, into a family law case. But I think that area is  
19 probative, and I don't think it will take very much time. This  
20 should only take two or three minutes.

21 MR. WALSH: That's fine. I just ask that this not be  
22 published to the jury until after the testimony.

23 THE COURT: I agree with that. I agree with that.

24 MR. BROWN: If I understand the Court, if I question,  
25 it slides a different direction, I would appreciate it if you  
26 would tell me so I can just back off.

27 THE COURT: What you can do, Mr. Brown, is ask her  
28 questions in this area. If you want to approach, have them

1 marked for identification. I agree with Mr. Walsh, please don't  
2 show them to the jury at this point.

3 MR. BROWN: I'm not.

4 THE COURT: And she'll be subject to recall, but I  
5 really don't think this is going to take very long. But I  
6 accept Mr. Simowitz's offer of proof, because that was the  
7 Court's inclination, too, Mr. Walsh, when I was listening to the  
8 testimony, that she really was more passive and he was the one  
9 that wanted her to file this divorce. And so the defense has a  
10 right to ask her, well, wait a minute, where were you getting  
11 these figures, or where was he getting these figures.

12 But no, we're not going to turn this into a family law  
13 matter.

14 Okay. Any other issues --

15 MR. BROWN: No, sir.

16 THE COURT: -- before our jury begins to mutiny. And  
17 it's always on me, it's not going to be on you.

18 MR. WALSH: We appreciate that.

19 THE COURT: Thank you.

20 I'm going to have a heart attack when I retire.

21 All right. Let's bring in the jury.

22 (WITHIN JURY PRESENCE:)

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

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

27 THE WITNESS: Yes.

28 THE COURT: I just want to tell the jury that I

1 apologize if you're frustrated, it took much longer than I  
2 thought. That's my fault, not the attorneys, and you can hold  
3 it against me. It got much more complicated than I had  
4 envisioned. But I'm used to having people hold things against  
5 me.

6           So just don't hold it against them. I apologize. And  
7 I will continue to do my best to try to keep it as close to the  
8 timeline as I can. But again, there are issues that come up, so  
9 thank you. Sorry.

10           Yes, sir.

11           MR. BROWN: Thank you, your Honor.

12                           CROSS-EXAMINATION (Resumed)

13 BY MR. BROWN:

14           Q. Good afternoon, Ms. Bradley.

15           A. Good afternoon.

16           Q. I want to show you a couple documents here that relate  
17 to the divorce. Do you recall the date, seeing the date stamped  
18 on the record here, does it refresh your recollection as to the  
19 date that this petition for dissolution of marriage was filed?

20           A. Yes.

21           Q. And what date was this petition filed?

22           A. October 24th, 2005.

23           Q. When did Ryan Mickey move in with you?

24           A. I don't recall.

25           Q. Do you recall it was shortly before October 24th, 2005?

26           A. It was before then, yes.

27           Q. And you wanted him to live with you, correct?

28           A. I -- well, yeah. Well, I felt bad for him because he

1 said that he came down here not to date me, he came down here to  
2 have a life with me. And I felt bad for him.

3 Q. So you felt so bad for him, you let him move in with  
4 you?

5 A. Well, I felt bad, because he couldn't live with his  
6 mom. And I felt like, I wanted him to stay with his mom. I  
7 would rather have him stay at his mom's for a little bit and  
8 date him like that. But then he moved from Hawaii and lived  
9 with me, because he didn't want to live with his mom. And I  
10 said, that's fine. That's what I'm saying.

11 Q. You all had been communicating on the phone for well  
12 over a month or about a month, correct?

13 A. Correct.

14 Q. And you fell in love with the guy?

15 A. I don't know. I don't know about that.

16 Q. So back in September or October of '05, you don't know  
17 if you were in love with him?

18 A. No. I don't think I know what love is. Actually, I  
19 loved my husband, but at the time maybe I didn't know what love  
20 was, no. I can't tell you.

21 Q. All right. But he moved in with you, correct?

22 A. Yes.

23 Q. And you let him watch your child?

24 A. Yes.

25 Q. And you knew he was in love with you, correct?

26 A. That's what he said.

27 Q. All right. Now, on this, the petition for dissolution  
28 of marriage, it has the date of marriage here, correct?

1 A. Yes.

2 Q. And there was originally a date of June 9th, 2004,  
3 typed in, in that area, correct?

4 A. Yes.

5 Q. Who typed June 9, 2004?

6 A. I don't know.

7 Q. Who typed your name up on the top, Jennifer Bradley?

8 A. I have no idea who typed that.

9 Q. Did you have a typewriter at your house?

10 A. No.

11 Q. And on the -- the 9 is handwritten, June 9th, 2004,  
12 typed date was changed, correct?

13 A. Yes, it looks like it was changed.

14 Q. To -- it was changed to what date?

15 A. The 11th, '04.

16 Q. And do you recognize the initials that are underneath  
17 the June 11th, 2004, date?

18 A. Yes.

19 Q. Whose initials are those?

20 A. Those are mine, but that's not my writing.

21 Q. What was the source of the information as to the true  
22 date of the marriage?

23 A. I don't know.

24 Q. Does this refresh your recollection --

25 A. No.

26 Q. -- of the true date of your marriage?

27 So as you sit here today you still don't know what date  
28 you were married?

1 A. My husband and I were thinking maybe the 6th, but we  
2 don't celebrate our anniversary on that date. We celebrate it  
3 on his birthday. So it's not of importance to us.

4 Q. Seems like they wanted the true date of your marriage  
5 on this divorce petition, though, correct?

6 MR. WALSH: Object as argumentative.

7 THE COURT: Sustained.

8 Q. (By Mr. Brown:) Did you have an understanding that you  
9 were -- on the divorce petition, you were supposed to place the  
10 true date of your marriage?

11 A. I didn't have an understanding of that. No, I didn't  
12 talk to anybody. I didn't talk to anybody on the --

13 Q. And you don't know who did all the typing on this  
14 document?

15 A. No, I don't.

16 Q. Directing your attention to what is marked as  
17 Exhibit E, which is the declaration under uniform -- excuse me,  
18 let me go back to the petition itself, which is marked as  
19 Exhibit D. On this document there is a petitioner request. You  
20 were the petitioner, correct?

21 A. I don't -- I didn't look at this paperwork. I just  
22 signed it, so I don't understand it.

23 Q. Let's take a look now, petitioner, it says, Jennifer  
24 Bradley?

25 A. That's my name, it says, petitioner, yes.

26 Q. All right. And then on page 2 it reads, petitioner  
27 request, correct?

28 A. Yes.

1 Q. And on paragraph 7, petitioner requests that the Court  
2 grant the above relief and make injunctive, including  
3 restraining and other orders as follows. And then you requested  
4 legal custody of the children to you, correct?

5 A. That's not my writing. No.

6 Q. You did not request legal custody of Kerianne solely to  
7 you?

8 A. No. That is not my writing on that paper.

9 Q. All right. I understand that, because there's no  
10 writing. That's an "X" on a typewriter or something, isn't it?

11 A. Yes, that's an "X."

12 Q. Okay. Now, you're telling me that you did not want to  
13 have legal custody of the child 100 percent with you?

14 A. Oh, well, yeah. Of course, I always want to have  
15 custody of my daughter Kerianne, 100 percent but --

16 Q. All right.

17 A. -- this isn't my writing right here.

18 Q. I didn't ask you that.

19 A. Sorry.

20 Q. We didn't get that far.

21 THE COURT: Wait. Wait. Wait. Wait. I don't want to  
22 break my reporter.

23 Remember, Ms. Bradley, you have to wait until --

24 THE WITNESS: All right.

25 THE COURT: -- Mr. Brown asks his question before you  
26 jump in, because you're, right now you're cutting him off.  
27 Okay?

28 THE WITNESS: Okay. I'm sorry.

1 THE COURT: That's all right. Because you don't do  
2 this every day, and I know you're nervous. But go ahead, wait  
3 for Mr. Brown, he'll ask the question, and go ahead and answer.  
4 He'll let you finish, and then if he wants some follow-up, he'll  
5 let you know. Okay?

6 THE WITNESS: Okay.

7 THE COURT: All right. Mr. Brown?

8 MR. BROWN: Thank you, your Honor.

9 Q. (By Mr. Brown:) Now, all I'm asking you, Ms. Bradley,  
10 is on the petitioner request, legal custody of the child to you,  
11 correct?

12 A. Yes, it says that on there.

13 Q. Now, let's move to Exhibit E, which is declaration  
14 under Uniform Child Custody Jurisdiction and Enforcement Act.  
15 Did you type in your name and everything on this document?

16 A. No.

17 Q. Do you know who did?

18 A. No. No, I do not.

19 Q. Do you know if Mr. Mickey had a typewriter at your  
20 house?

21 A. No, we did not.

22 Q. Do you know who placed these -- did Mr. Mickey know the  
23 place of your birth?

24 A. That's not the place of my birth.

25 Q. What is listed here as the place of your birth?

26 A. Wildomar, but I wasn't born in Wildomar.

27 Q. Kerianne Bradley was, wasn't she?

28 A. Yes, she was born in Wildomar.



1 Q. And your address, do you know who filled out the dates  
2 of your address?

3 A. No, I do not. That's not my writing.

4 Q. On page 2 of this document, Exhibit E, is this your  
5 signature?

6 A. Yes, it is.

7 Q. Is this your printing?

8 A. Yes, it is.

9 Q. And the date that's above it, 10/18/05, is that in your  
10 pen?

11 A. Yes.

12 Q. Okay. Turning to Exhibit F, is marked as an income and  
13 expense declaration. Do you recognize the handwriting on that  
14 page?

15 A. Yes, I -- well, I -- I don't recognize the handwriting,  
16 but I know that Mr. -- the defendant had filled that out.

17 Q. You don't recognize the writing?

18 A. I never seen him write before. He never wrote me a  
19 letter or anything. But I know I saw him write this. I know he  
20 wrote those, 'cause I signed it and he gave it to me.

21 Q. And what was the source of your employer's phone  
22 number; did you give that information?

23 A. I don't remember. He could have gotten it from my  
24 phone. He knows the Red Lobster number. He could have gotten  
25 it from the cell phone.

26 Q. What about the date the job started? It says May of  
27 2005 --

28 A. I told him what time when I started working, but I

1 don't remember telling him when he was filling this out.

2 Q. All right. So you were the source of this information  
3 as to --

4 A. Not at the time -- I'm sorry.

5 THE COURT: You're cutting him off again. Okay.

6 THE WITNESS: Okay. Sorry.

7 THE COURT: All right. And I'm only saying that  
8 because what you're saying is being taken down by my reporter.  
9 Okay. Go ahead, Mr. Brown.

10 MR. BROWN: Thank you, your Honor.

11 Q. (By Mr. Brown:) All I'm asking you, and I'll get  
12 through this a lot quicker, I'm going to -- there's no tricks,  
13 there's no games. All I'm asking you, are you the source of the  
14 information as to the date you started your job at the Red  
15 Lobster?

16 A. I'm not sure if that was accurate or if that is  
17 inaccurate.

18 Q. You still don't know to this day if that's accurate?

19 MR. WALSH: Objection. Argumentative.

20 THE COURT: Overruled.

21 THE WITNESS: I don't know if that's accurate or not if  
22 I did start on that date.

23 Q. (By Mr. Brown:) And it says -- you just -- I'm sorry.  
24 You said you told him that date?

25 A. No, I didn't say I told him that date.

26 Q. I misunderstood.

27 You get paid \$1100 gross. What's the source of the  
28 information regarding the pay?

1 A. It must have been from a check. A check. From a  
2 check.

3 Q. And you're telling us that he would go get a check from  
4 you, but he wouldn't ask you?

5 A. They were in my room, so they could have just went and  
6 looked at the check and wrote that down, got the information  
7 from that.

8 Q. Do you know that's what happened or did you just tell  
9 him, this is how much I made a month?

10 A. No, I didn't tell him how much I made a month.

11 Q. And your age being 23, did he go look at one of your  
12 check stubs, or were you the source of the information?

13 A. No, he knew how old I was.

14 Q. Who did he get that information from?

15 A. He got that information from me.

16 Q. Okay. Then the number of years college completed,  
17 there's a year and a half. Do you know what the source of that  
18 information was?

19 A. No. I never went to college for a year and a half.

20 Q. And you signed this document on 10/24/05?

21 A. Yes, I did.

22 Q. Is that your penmanship?

23 A. Yes, it is.

24 Q. And is that your signature?

25 A. Yes, it is.

26 Q. And you signed this document under the penalty of  
27 perjury?

28 A. I didn't read that. I didn't read any of this.

1 Q. Does it say, I declare under penalty of perjury, under  
2 the laws --

3 A. That --

4 Q. -- of the State of California --

5 A. That --

6 Q. -- that the information contained on all the pages of  
7 this form and any attachments is true and correct?

8 A. It's what it said, but I didn't read any of the stuff.

9 Q. Now, your income and expense declaration goes on. And  
10 it has your salary or wages last month is \$900. Do you know the  
11 source of that information?

12 A. No, I don't.

13 Q. Do you know the source of the average monthly income  
14 being \$1100?

15 A. No, I don't.

16 Q. Do you know the source of public assistance that you  
17 were currently receiving in the amount of \$100 per month, what  
18 was the source of that?

19 MR. WALSH: Your Honor, I'm going to object, citing to  
20 our 402, and arguing 352 that, again, the Court's ruling was  
21 different than what's happening right now. And if we need to  
22 approach sidebar, I can clarify without making what's already a  
23 speaking objection longer than it already is.

24 THE COURT: Again, as you know -- I'm going to overrule  
25 the objection at this time. You can continue briefly. Go  
26 ahead, Mr. Brown.

27 MR. BROWN: Thank you, your Honor.

28 Q. (By Mr. Brown:) And then the pages loaded with zeroes

1 all the way down to about this point here above No. 11, do you  
2 know what the source of the information where all these zeros  
3 are?

4 A. No.

5 Q. And the zeroes relate to overtime, commission, support,  
6 investment income and so forth, correct?

7 A. Yes, I -- that's what it says.

8 Q. And assets, it says you had \$4 in a bank?

9 A. That's what it says.

10 Q. What was the source of the \$4?

11 A. I have no idea.

12 Q. And then under Asset C it says, all other property, and  
13 there's a sum of \$10,000. What's the source of that?

14 A. I have no idea what all these -- what the -- those  
15 numbers are from.

16 Q. And then turning to page 3 of 4, you have an estimated  
17 page -- excuse me, estimated expenses. It says, rent \$435.  
18 What was the source of that information?

19 A. He obviously had gotten -- the defendant obviously had  
20 gotten that information from me, because -- or he just knew  
21 because we had paid rent together there.

22 Q. But you don't recall when he moved in?

23 A. I don't remember when he had. I don't remember the  
24 dates and the times. No, I don't.

25 Q. And then we have child care, \$160 per week. What was  
26 the source of that information?

27 A. I don't know.

28 Q. Groceries and household supplies, \$200. What was the

1 source of that information?

2 A. I don't know.

3 Q. Utilities \$150 a month. What was the source of that  
4 information?

5 A. I have no idea.

6 Q. Telephone, cell phone, e-mail, \$50. The source?

7 A. I have no idea. I didn't give any information about  
8 that.

9 Q. Laundry and cleaning. What's the source of that?

10 A. I have no idea.

11 Q. Clothes, 150. What's the source for that?

12 A. I have no idea.

13 Q. \$40 a month in entertainment. What was the source for  
14 that?

15 A. I have no idea.

16 Q. Auto expenses and transportation, \$80. What was the  
17 source of that?

18 A. I don't know.

19 Q. And in total, monthly expense of \$1,555. What was the  
20 source of that?

21 A. I have no idea.

22 Q. And is this your printing of your name?

23 A. Yes, that is.

24 Q. And is that your signature?

25 A. Yes, it is.

26 Q. And is this your print of the date?

27 A. Yes, it is.

28 Q. Turning to page 4 of 4, you're requesting child care in

1 the amount of \$650 -- excuse me.

2           You were indicating that you had an additional expense  
3 of \$650 per month for child care, correct?

4           A.    I didn't write that.  Nope.

5           Q.    How much money did you have going out in child care on  
6 October 24th of 2005?

7           A.    I have no idea.  I didn't do my math on that.  It would  
8 vary.

9           Q.    And the children's healthcare, travel expenses and  
10 educational expenses are zeroes on all those, correct?

11          A.    I didn't fill it out, but yes, that is correct.

12          Q.    What's the source of that, of those zeroes?

13          A.    I have no idea.

14          Q.    And on health expenses, losses not covered by  
15 insurance, expenses for minor children -- well, let's just  
16 strike that, please.

17                Extraordinary health expenses, zero.  What's the  
18 source?

19          A.    I have no idea.

20          Q.    Major losses not covered by insurance, zero.  What's  
21 the source?

22          A.    I don't know.

23          Q.    And then expenses for minor child from other  
24 relationships and living with me, zero.  What's the source of  
25 that?

26          A.    I don't know.

27          Q.    Now -- thank you.

28                Did you at any time, this is all back on October 24th

1 of 2005, correct?

2 A. That's what it says.

3 Q. Now, after October 24th of 2005, did you ever tell  
4 Detective Ullrich on or about February 5 of 2006, that Nicholas  
5 Bradley had beat you up before that, and I don't think he would  
6 be a good dad, so I wanted to take him to court to get full  
7 custody. Did you say that to Mr. Ullrich on February 5th of  
8 2006?

9 A. It sounds like I did, so I -- I want to finish  
10 answering this question only if I could elaborate more. Or  
11 other than that I'm --

12 MR. BROWN: Your Honor, object as no question pending.

13 THE COURT: Well, the first part of the answer is  
14 responsive to the question that you asked. It sounds like I  
15 did. That's responsive and the jury can consider that, but the  
16 rest of the answer is just not responsive to the question about  
17 what she told Detective Ullrich, and that will be stricken. The  
18 jury is to disregard all of that.

19 So, Mr. Brown, she -- the first part of her answer, she  
20 did answer the question.

21 MR. BROWN: I agree with that, your Honor. Thank you.

22 Q. (By Mr. Brown:) Now, on February 5th of 2006, did you  
23 tell Detective Ullrich that you and Mr. Mickey were looking for  
24 an apartment?

25 A. Yes.

26 Q. And you in fact were looking for an apartment to  
27 continue your relationship with Mr. Mickey on February 5 -- as  
28 of February 5, 2006, correct?



1 A. At that time I had wanted to move out with Kristi -- I  
2 mean, move out of Kristi's house, so I just wanted to get an  
3 apartment, period. If it -- meaning -- using, having him  
4 wanting to get an apartment, then yes.

5 Q. So you told Detective Ullrich on February 5 of 2006,  
6 that you had picked up Kerianne on Saturday, because we had to  
7 go pick up Ryan's check and go look at apartments; isn't that  
8 true?

9 A. I don't remember. It's a possibility I said that, but  
10 I don't remember exactly saying that.

11 Q. Because your intention was to continue to live with  
12 Ryan Mickey as of February 5 of 2006; isn't that true?

13 A. I had no reason not to want to live with him, unless he  
14 drank and kept on bugging me about getting a divorce from my  
15 husband.

16 MR. BROWN: Your Honor. I move to strike.  
17 Nonresponsive. Ask that I be allowed to re-ask the question.

18 THE COURT: Well, the first -- I'm going to sustain the  
19 objection in part. First part of the answer, I had no reason  
20 not to want to live with him, that is responsive to your  
21 question. Jury can consider that. But the rest of the answer  
22 is nonresponsive to that question, and the jury is to disregard  
23 that.

24 Q. (By Mr. Walsh:) So the question I have very pointedly  
25 is as of February 5 of 2006, you intended to continue to live  
26 with Ryan Mickey; isn't that true?

27 A. Yes.

28 Q. And as of February 5 of 2006, you intended to get an

1 apartment with Mr. Mickey; isn't that true?

2 A. Yes.

3 Q. And when you were having this relationship start with  
4 Mr. Mickey, you didn't immediately tell him that you had a  
5 child, did you?

6 A. No, I told him I had a child.

7 Q. You say that you told him you had a child right out of  
8 the box?

9 A. Yes, I did.

10 Q. The very first time you met him, you said you had a  
11 child?

12 A. Yes, I did. I told everybody I had a child right away.

13 Q. And he was wanting to live with you anyway?

14 A. He had wanted to talk to me still, yes.

15 Q. And you spoke to each other over the phone for about a  
16 month, correct?

17 A. That's correct.

18 Q. And he in fact invited you to come live in Hawaii with  
19 him, didn't he?

20 A. Yes, he did.

21 Q. And you told him you couldn't to Hawaii because you had  
22 a child; isn't that true?

23 A. That's true.

24 Q. And when did your, this Nicholas Bradley get out of  
25 custody?

26 A. He got out of custody in 2007, Jul- -- in 2007, I  
27 believe it was in July of 2007.

28 Q. July of 2007, correct?

1 A. Correct.

2 Q. And prior to July 2007, you told Detective Ullrich that  
3 you wanted to take full custody of your child from Mr. Bradley;  
4 isn't that true?

5 MR. WALSH: Object as asked and answered.

6 THE COURT: Sustained.

7 You don't have to answer, you've already answered it.

8 MR. BROWN: I think that's all. The next one, I think  
9 you would sustain the same objection, your Honor. So I'm done.

10 THE COURT: Okay. Thank you, Mr. Brown.

11 MR. BROWN: Your Honor, I'm getting -- excuse me.

12 THE COURT: Want to confer with co-counsel?

13 MR. BROWN: Well, there's a note here.

14 THE COURT: Yes, sir.

15 MR. BROWN: Excuse me one minute, please.

16 THE COURT: Take your time.

17 MR. BROWN: I apologize. Thank you.

18 Q. (By Mr. Brown:) Mrs. Bradley, I wanted to clarify  
19 something with you, because I was told that I didn't ask a  
20 question correctly over lunch.

21 January 11th of 2007, you told Detective Hussey that  
22 most of your arguments with Ryan were over the car situation;  
23 isn't that true?

24 A. That -- I would have to say that that's -- that that's  
25 also the majority of the arguments that we had. Besides other  
26 arguments that we had, that was the majority. Does that make  
27 sense? Does that make sense?

28 MR. BROWN: Your Honor, I want to go over quickly some

1 phone numbers, please.

2 THE COURT: Yes, sir. Have you shown those to  
3 Mr. Walsh?

4 MR. BROWN: I'm happy to share them, but I got them  
5 from him.

6 THE COURT: Well, if you got them from him --

7 MR. WALSH: May we have a sidebar, your Honor?

8 THE COURT: Yes. And it looks like you're already  
9 approaching, so I don't know if I have any say.

10 MR. BROWN: You have a choice.

11 (LAUGHTER.)

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

13 THE COURT: Mr. Brown?

14 MR. BROWN: Thank you, your Honor.

15 Q. (By Mr. Brown:) Ms. Bradley, we're almost done. Thank  
16 you for your patience.

17 As of February 3 of 2006, what was your cell phone  
18 number, please?

19 A. I don't remember. I'm sorry.

20 Q. Would it have been (951) 378-1176?

21 A. That sounds correct.

22 Q. And as of February 2 of 2006, what was your mother's  
23 cell phone number?

24 A. 440-2858, I believe. Wait. She changed it, huh?

25 Q. How about 951-301-1947?

26 A. That's her home phone.

27 Q. Okay. And what is her cell phone?

28 A. I think she had changed it, because of her fiance and

1 her had gotten a plan together.

2 Q. Do you know what that cell phone number is now?

3 A. Now, it's -- do I need to say it out loud?

4 Q. Well, let me ask you this, because I don't want to get  
5 into personal issues after the fact here.

6 When did she change her phone number with her fiance?

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

8 Q. Can you give me a ballpark?

9 A. No. I don't remember.

10 Q. Can you give me a year?

11 A. Nope, because I don't remember.

12 Q. Do you call that number?

13 A. I call whatever cell phone she has.

14 Q. Do you recall when you changed the number in your cell  
15 phone to reflect a new one for your mother?

16 A. I'm sorry, can you repeat the question?

17 Q. Do you recall when you changed your cell phone to  
18 reflect a new number for your mother?

19 A. I don't recall.

20 Q. All right. The 951-378-1176, is that your cell phone?

21 A. That's not cell phone right now, but back then I don't  
22 know if that was the number or not. I'm not sure. It sounds  
23 kind of familiar.

24 Q. All right.

25 MR. BROWN: Subject to the stipulation, your Honor, I  
26 have no more questions.

27 THE COURT: Thank you, Mr. Brown.

28 Mr. Walsh?

1 MR. WALSH: Your Honor.

2 REDIRECT EXAMINATION

3 BY MR. WALSH:

4 Q. Good afternoon, Ms. Bradley.

5 A. Good afternoon.

6 Q. I'm going to ask you a few follow-up questions based on  
7 what's gone on today.

8 A. Okay.

9 Q. Just to clear something up real quick, when we -- when  
10 Mr. Brown was talking to you a few minutes ago a series of  
11 questions referring to as of February 5th, your intentions to  
12 continue living with or looking for an apartment with the  
13 defendant, do you remember him asking those questions a few  
14 minutes ago?

15 A. Yes.

16 Q. Now, when you went to the police station, did your  
17 interviews on -- February 4th is the day all this happened?

18 A. Uh-huh.

19 Q. Did your conversations with the police officers spill  
20 over from the 4th into the early morning hours of the 5th?

21 A. Yes.

22 Q. Okay. In fact, were you there into the early morning  
23 hours of the 5th before you were done giving the information to  
24 the police that you needed to?

25 A. Yes.

26 Q. So if I'm understanding your answer to Mr. Brown's  
27 question correctly --

28 MR. BROWN: Objection. It's irrelevant as to his

1 understanding. I would move to strike. It's argumentative.

2 THE COURT: Overruled.

3 You may continue.

4 Q. (By Mr. Walsh:) Did you -- did your answer to  
5 Mr. Brown's questions about February 5th, is it as of the time  
6 all this happened, that is February 4th when the emergency  
7 vehicles came to your house and Kerianne was taken away from the  
8 hospital --

9 A. Uh-huh.

10 Q. -- up to that point did you plan on moving into an  
11 apartment with the defendant?

12 A. Yes, I planned on moving into an apartment if -- yes, I  
13 did.

14 Q. Okay. And Mr. Brown asked you a series of questions  
15 about the answers that you gave to Detective Ullrich and  
16 Detective Martin during the interviews that you gave around  
17 February 4th and February 8th of 2006. Do you remember a lot of  
18 questions he asked today about that?

19 A. He asked about the custody issue, about wanting to  
20 divorce my husband and wanting full custody.

21 Q. Okay. And have there been a lot of questions today  
22 also about things you may have said to the police officers  
23 during the interviews?

24 A. Yes.

25 Q. Okay. You were asked a question earlier about your  
26 desire to separate from your husband and answers you gave on  
27 that topic to Detective Ullrich, and you wanted to expand on an  
28 answer that you gave Mr. Brown, but you weren't able to do so.

1 What did you mean to say about that?

2 A. Yes. If my husband and I were going to get a divorce,  
3 he would have to get rehabilitated before I was going to be able  
4 to be with him and have my child, our child around him.

5 Q. Okay. And is that some of the intentions that you had  
6 when you were giving those answers to --

7 A. Yes, yes, because if he didn't change --

8 Q. Ms. Bradley --

9 A. Sorry.

10 Q. -- the same rules apply for when I'm asking the  
11 questions, too. Okay. You have to wait for me to finish. I  
12 know you might know what I'm going to ask, but can you just wait  
13 for me to finish?

14 A. Yes, I'm very sorry.

15 Q. That's okay.

16 What I was asking is, what you just said about your  
17 hopes for Nicholas, your husband, getting rehabilitated after  
18 being released from prison, is that kind of what you were  
19 speaking about when you talked to Detective Ullrich about your  
20 intentions for your husband?

21 A. Yes. Did I -- yes, that I wanted him to -- can I  
22 elaborate on this?

23 Q. Please answer my question.

24 A. Well, what I was going to finish up with Mr. Brown was  
25 that if he was the same person that he was before he got put in  
26 prison, then no, it wouldn't have worked out. But if he had  
27 gotten rehabilitated and was a good father to Kerianne and  
28 showed that to me then he was going to be part of Kerianne's



1 life. I would have liked him to.

2 Q. Okay. Did you and the defendant ever have any plans to  
3 get married during the time that you were living with the  
4 defendant?

5 A. We talked about it, but I never really wanted to get a  
6 divorce. I'm sorry. We talked about it.

7 Q. Okay. You and the defendant talked about getting  
8 married?

9 A. Correct.

10 Q. And was that earlier in your relationship or later in  
11 your relationship?

12 A. It was like later in the relationship.

13 Q. Okay. You talked to us earlier this morning about some  
14 arguments you would have with the defendant on the topic of your  
15 plans for Nick being a part of Kerianne's life.

16 A. Yes.

17 Q. Did those arguments involve also the discussion of  
18 potential marriage between you and the defendant?

19 A. Yes. I said -- can I elaborate on that?

20 Q. Go ahead.

21 A. I had told the defendant that I -- what was the  
22 question? That's -- I told the defendant that I would still  
23 like Kerianne's dad to be in her life, because she could have  
24 two father figures in her life. I don't see a problem with  
25 that. I told him that once before.

26 Q. Are you starting to get tired?

27 A. Very tired.

28 Q. Okay. I'll try to get to the last few questions I have

1 then.

2           You were asked some questions by Mr. Brown about  
3 whether or not certain things happened in front of Kristi Martin  
4 or Lela Lundy. Did you have any problems with Ms. Martin in  
5 regards to a landlord or anything like that, that you recall?

6           A. Landlord. The landlord as the house? Did I have a  
7 problem with them?

8           Q. The landlord at Broken Arrow.

9           A. I didn't know the landlord at Broken Arrow.

10          Q. Okay. When you received the phone call, Mr. Brown  
11 asked you questions about what Mr. Mickey sounded like on the  
12 phone when he called you when you were working at Red Lobster  
13 that day. How were you after you got that phone call?

14          A. I just felt helpless. I was hysterical. And I felt --  
15 I just felt helpless. That's -- I could not do anything about  
16 it. I needed to get to her. I needed to get to her.

17                 And I didn't have a vehicle. I was frantic. My boss  
18 took me to the back in the -- her office and told me not to go  
19 out in the front because she had customers.

20          Q. And were you trying to get a ride from someone there at  
21 Red Lobster?

22          A. Yes, I was.

23          Q. And was it before you were able to leave Red Lobster  
24 that Ms. Mickey showed up? Rosan Mickey?

25          A. I'm sorry. Can you repeat the question?

26          Q. And I'm sorry. I coughed during it.

27                 Were you still trying to arrange a ride to get to the  
28 house by the time that Rosan Mickey showed up --

1 A. Yes, sir. I already had a ride. They were just  
2 changing out of their clothes.

3 Q. And I think you answered a question by Mr. Brown  
4 earlier today about whether or not you told Rosan Mickey that  
5 Kerianne had asthma. Do you remember him asking you that  
6 question?

7 A. I remember him asking me about that.

8 Q. And I think I heard your answer earlier this morning  
9 that you did not tell Rosan Mickey that Kerianne had asthma?

10 A. I said she didn't have asthma.

11 Q. Why did you tell Rosan that she didn't have asthma?

12 A. She didn't have -- I didn't think my daughter had  
13 asthma. In fact, I'm pretty sure that she didn't have asthma.  
14 She never had any breathing problems like asthma.

15 Q. Okay. And Mr. Brown asked you a question about -- he  
16 asked you some questions about Mr. Mickey's drinking about -- I  
17 think he asked you what would happen from a can of beer, and you  
18 gave an answer to that. But I want to find out from you what do  
19 you consider to be a can of beer?

20 A. How many ounces is a can of beer? I don't know. Five?

21 Q. When you're talking about a can, you can use your hand  
22 or show us what you mean by a can of beer.

23 A. Like a can, like five ounces? I don't know.

24 Q. Okay. Is it the kind of can that comes in like one of  
25 those cardboard packs?

26 A. Like a Coca-Cola box, like the same thing as a  
27 Coca-Cola can, yeah.

28 Q. All right. Thank you.

1           And you had some conversation with Investigator Hussey  
2 back in early 2007, I believe, on the topic of this landline  
3 phone that was in the house, and Mr. Brown asked you a couple  
4 questions about that, that is the cordless phone that was in the  
5 house. Do you remember that?

6           A.    Yes.

7           Q.    Okay. And do you remember telling Detective Hussey  
8 that you had in fact showed Ryan the phone and told Ryan to use  
9 it to contact you when you were at work?

10          A.    I don't remember, but I -- but I do believe that he  
11 knew that there was a phone there.

12          Q.    Okay. Now --

13          A.    I don't remember how I -- he -- I told him, or how he  
14 knew, but --

15          Q.    Okay. When you would go to work who would have the  
16 cell phone?

17          A.    The defendant.

18          Q.    Okay. And when -- in other words, you guys were  
19 sharing this phone. So who would have it when? So when you  
20 were at Red Lobster, he would have it. What about when he  
21 was --

22          A.    Correct.

23          Q.    -- at work and you weren't?

24          A.    He had the phone. So I could pick him -- oh. Gosh, I  
25 don't remember. I think -- I must have had the phone, and he  
26 maybe used his co-workers' to call me to pick him up. I don't  
27 remember. I don't know.

28          Q.    Let me be more specific about my question. Like that

1 week leading up to February 4th, when you were taking the  
2 defendant early in the morning to go to work, and then on some  
3 days you said he came back with Kerianne either to your mother's  
4 house or back to your own house?

5 A. Yes.

6 Q. On those mornings when the defendant would go to work  
7 and you weren't at work, do you remember who would keep the cell  
8 phone during that period of time?

9 A. I believe that I'm pretty -- I don't know, actually.  
10 But he could have had it, because if I was at my mom's then he  
11 could have not gotten ahold of me from the landline at my mom's.

12 Q. So as you sit here today you're not -- you don't  
13 remember for sure who had it at that time.

14 A. When he -- yeah. But I don't know that when I went to  
15 work at Red Lobster, he always had the phone.

16 Q. Okay. And we talked a little bit about the days and  
17 the nights leading up to February 4th and going to the doctor on  
18 Thursday, the 2nd, and then being at home on the night of  
19 Friday, the 3rd. Did -- I think you mentioned to us that  
20 Kerianne threw up on the night of the 2nd, the night after you  
21 went to the doctor?

22 A. That's correct.

23 Q. Did Kerianne throw up at all on the night of Friday,  
24 the 3rd?

25 A. I don't know, because I didn't wake up or check. But  
26 she took the bottle on Friday, but I don't know if she threw it  
27 up. And I believe that the defendant didn't tell me if she did  
28 or not.

1 Q. Okay. Did she throw up -- you mentioned to us earlier  
2 that she was awake on the morning of the 4th before you went to  
3 work?

4 A. That's correct.

5 Q. What did you see her doing in the morning on the 4th  
6 before you went to work?

7 A. She was sitting up on the bed smiling.

8 Q. And when you say a bed, what kind of --

9 A. It was a blow-up mattress.

10 Q. Did you see Kerianne throw up at all on the morning of  
11 the 4th?

12 A. No, she didn't throw up.

13 Q. And you said that the throw-up that happened on the  
14 night of the 2nd ended up only on your shirt. Is that what you  
15 said yesterday?

16 A. Well, when she threw -- she threw up more than once  
17 when she was sick on -- after I took her to the doctor's on  
18 Wednesday even, or on Thursday, and even before that one day she  
19 was throwing up, and that's why I had taken her to the doctor's.  
20 I don't -- she did throw up on my velour outfit, because she was  
21 sleeping with me. I still have it, and I haven't washed it, and  
22 I'm not going to wash it, but that's how I knew about that for  
23 sure, but I don't know.

24 I believe she definitely threw up more than once, but I  
25 don't know if the sheets or the pillows were washed. They might  
26 have been washed.

27 Q. Okay. When you left on the morning of the 4th, do you  
28 remember if there were any towels or linens in the bathroom

1 that were dirty?

2 A. No, I don't remember.

3 Q. Did anything happen to Kerianne the days leading up to  
4 February 4th where she would have bled at all that you recall?

5 A. No. She was not bleeding.

6 MR. BROWN: Exceeds the scope of cross, your Honor.

7 THE COURT: Overruled.

8 Q. (By Mr. Walsh:) Did she ever bleed on the carpet at  
9 all while you lived at the Broken Arrow address?

10 A. No, she never bled on the carpet.

11 Q. And did she ever have any bleeding that you or the  
12 defendant had to tend to with towels at all --

13 A. No.

14 Q. -- at any time --

15 A. Nope.

16 Q. -- at the Broken Arrow --

17 And I spoke to you earlier at the beginning of this  
18 line of questioning about these discussions that you had with  
19 the defendant about possibly marriage?

20 A. Uh-huh.

21 Q. Did you ever do anything with him in furtherance of  
22 that?

23 A. No.

24 Q. And did you guys ever go shopping for or did anybody  
25 ever buy a ring or anything like that?

26 A. No, not that I know of.

27 Q. And if I understand --

28 A. Wait. I do need to add to that. Sorry. Can I add in

1 something?

2 Q. I asked you, did you or the defendant ever go and buy a  
3 ring or anything like that?

4 A. No.

5 Q. The -- and as far as that bit of paperwork that  
6 Mr. Brown shared with you up at the witness stand, do I  
7 understand correctly that these were forms -- or I'm sorry. Let  
8 me start that over again.

9 This process of filling out these divorce forms, who  
10 first came up with that idea in late 2005 --

11 A. The defendant.

12 Q. I need you to wait for me to finish.

13 A. I thought you were finished. I'm sorry.

14 Q. That's okay. You said the defendant.

15 And the testimony that you just gave Mr. Brown, showing  
16 you a bunch of numbers and a bunch of statements that were  
17 filled out on those forms?

18 A. Yes.

19 Q. Did you fill any of those out yourself?

20 A. No, I did not.

21 Q. Is the only place where your handwriting appears on  
22 that form is where your signature is?

23 A. Correct.

24 Q. As far as the other information there on those, is it  
25 your testimony you have no idea how it got there?

26 A. No.

27 MR. WALSH: If I can just have one moment, your Honor?

28 THE COURT: Take your time.



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(BRIEF PAUSE IN PROCEEDINGS.)

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

THE COURT: Thank you, Mr. Walsh.  
Mr. Brown, any follow-up?

MR. BROWN: Thank you, your Honor.

THE COURT: Okay.

RE CROSS EXAMINATION

BY MR. BROWN:

Q. Just briefly. Ms. Bradley, do you recall cleaning the carpet in your bedroom there with chemicals?

A. No, I do not.

Q. Do you recall telling Mr. Mickey that you had used chemicals in your room the evening before Kerianne passed away, and that you didn't properly ventilate -- you were afraid you didn't properly ventilate the room?

A. I don't remember. Sorry.

Q. The -- you were just asked about this phone part on your phone there. And you do you recall that area of questioning Mr. Walsh just asked you about the phone?

A. Yes, I remember.

Q. And do you remember talking with Detective Ullrich about that hard line on Broken Arrow in some detail on February 5 of 2006?

A. I recall them mentioning that, but I don't recall what questions were asked or what answer I had given at the time.

Q. Do you recall telling him that, we just got one the other day. I don't know the number, I never used it?

1 A. That would probably be possible, because I never used  
2 it and I never got the number.

3 Q. Do you recall telling Detective Ullrich that it was  
4 just put in like the other day?

5 A. It was put in -- well, I don't recall saying that, but  
6 I said it was being put in the other day. It was possible I  
7 said that or it could have been possible that it was put in  
8 three to four days prior to that.

9 Q. Do you recall telling Detective Ullrich, but there is,  
10 it doesn't like, it's not like it wasn't charged or anything. I  
11 don't even know if Ryan knew. Do you recall telling Detective  
12 Ullrich that?

13 A. I don't recall saying that, but it is possible.

14 Q. And you also told Detective Ullrich about your plans to  
15 stay with Mr. Mickey on February 5 of 2006, when you told him  
16 that Nicholas Bradley didn't care, and that you had met Ryan and  
17 had just moved on with your life. Do you recall telling the  
18 detective that?

19 A. I don't recall telling the detective that. I'm sorry.

20 Q. Do you recall telling -- well, just a minute ago you  
21 indicated I believe that you were wanting Kerianne to have two  
22 father figures in Kerianne's life?

23 A. Yes.

24 Q. And one of those father figures would have been Ryan?

25 A. It's who I was, yes, referring to.

26 Q. And this asthma issue, I think we've probably talked  
27 about it enough, but the doctors have diagnosed the child with  
28 asthma, correct?