Witness: Joan Lee

Date: 2004-09-09

Proceedings held September 9, 2004

Called by: People (prosecution)

Phase: Guilt

Examinations: Direct – Rick Distaso; Cross – Mark Geragos

Day 1 of 1 for this witness

Court: San Mateo County Superior Court, Redwood City (People v. Scott Peterson)

Source: https://pwc-sii.com/CourtDocs/Transcripts/LeeJoan.htm

Page/line: not available (source HTML has no page or line markers)

Text below is verbatim from the source page for this date only.

Direct Examination by Rick Distaso

DISTASO: Miss Lee, Brian Lee is your husband?

LEE: Yes.

DISTASO: Man who just testified?

LEE: Yes, he is.

DISTASO: During the month of December of 2002, were you pregnant?

LEE: I was.

DISTASO: And how far along were you?

LEE: Four and a half months.

DISTASO: Don't tell me the address, but what street do you live on?

LEE: Los Flores Avenue.

DISTASO: Would you, would you ever walk with your husband and your dog in your neighborhood in the month of December of 2002?

LEE: Yes.

DISTASO: And what time of day would you do that?

LEE: In the evening time.

DISTASO: Okay. Would you walk past some neighbors of yours called the Mitchells?

LEE: Yes.

DISTASO: Okay. And how often do you think you walked with your husband and your dog just in your little part of the neighborhood there?

LEE: How often?

DISTASO: In December of 2002.

LEE: Oh, couple times a week. But not, yeah, a couple times a week.

DISTASO: And did you always walk with your husband?

LEE: Yes.

DISTASO: Okay. Did you always walk with your dog?

LEE: Yes.

DISTASO: And did you always walk in the evening times?

LEE: Yes.

DISTASO: Let me show you 229A. Is that, what is that a picture of?

LEE: That's me and my dog.

DISTASO: Your husband said, had just testified that he ran with your dog. Is this the same dog that he ran with?

LEE: Yes.

DISTASO: And is this the map here that says, is that the route that you would walk when you would walk in the neighborhood?

LEE: Yes, it is.

GERAGOS: Is that Bates 3834?

DISTASO: This is 3834.

GERAGOS: Thank you.

DISTASO: Let me just show a picture of your dog. A picture of your dog. That's a picture of you and your dog?

LEE: Yes.

DISTASO: Is that a picture of back when you were pregnant, or is that a more recent picture?

LEE: That was after, I believe.

DISTASO: Okay. Is that the pic, who took that picture?

LEE: Detective Grogan.

DISTASO: When the detectives came and talked to you, then they are the ones that took that picture?

LEE: Yeah.

DISTASO: No further questions, your Honor.

Cross Examination by Mark Geragos

GERAGOS: Correct me if I'm wrong. You are absolutely certain you didn't walk on December 24th?

LEE: Positive.

GERAGOS: And when you do walk, you walk in the evening?

LEE: Yes.

GERAGOS: You don't walk between the hours of nine and eleven in the morning?

LEE: No. No.

GERAGOS: And correct me if I'm wrong. I took a look at that dog. Is that dog a Golden Retriever?

LEE: It's chocolate Labrador.

GERAGOS: Does he change color?

LEE: No.

GERAGOS: Okay. So he's generally about that color?

LEE: Yes.

GERAGOS: You were four months pregnant. Were you showing?

LEE: Yes.

GERAGOS: Okay. How big?

LEE: I don't know.

GERAGOS: A little bit?

LEE: Yeah, a little bit. You could tell I was pregnant. I showed right away.

GERAGOS: And, once again, the police interviewed you correct, back in June, of 2003, or at least,

LEE: Yeah. In the summertime of 2003.

GERAGOS: Okay. May I have just one moment, your Honor? <pause> And when you talked with Detective Grogan back in June of 2003, you told him that you were positive that you didn't walk on December 24th?

LEE: Yes.

GERAGOS: And the reason that you knew that you didn't walk on the 24th?

LEE: Because it was cold and rainy, and I had too much to do.

GERAGOS: Okay. And you didn't, didn't you also tell him that you couldn't say for sure how often you walked in December, but you know it was only a couple of times at most?

LEE: Right.

GERAGOS: And that you didn't walk at all for a week before Christmas?

LEE: That would be right, yes.

GERAGOS: Because you were working?

LEE: Yeah, I was working.

GERAGOS: Okay. So basically from the 17th to the 24th, you can say positively that you didn't walk at all?

LEE: Positively? No. But probably not. Probably not.

DISTASO: Thank you. I have no further questions.

JUDGE: Any other questions?

DISTASO: No further questions.

JUDGE: Miss Lee, thank you very much.