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IN THE CIRCUIT COURT FOR BALTIMORE CITY, MARYLAND

STATE OF MARYLAND,

vs. Indictment Nos. 199103042-46

ADNAN MASUD SYED,

Defendant.

_____/

REPORTER'S OFFICIAL TRANSCRIPT OF PROCEEDINGS
(Trial on the Merits)

Baltimore, Maryland

Monday, January 24, 2000

BEFORE:

THE HONORABLE WANDA KEYS HEARD, Associate Judge
(and a jury)

APPEARANCES:

For the State:

KEVIN URICK, ESQ.
KATHLEEN C. MURPHY, ESQ.

For the defendant:

M. CRISTINA GUTIERREZ, ESQ.

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REPORTED BY:

Patricia A. Madden
Official Court Reporter
507 Courthouse West
Baltimore, Maryland 21202

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T-A-B-L-E O-F C-O-N-T-E-N-T-S

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oOo

PROCEEDINGS

(11:27 a.m.)

(The panel of prospective jurors was present upon reconvening.)

THE COURT: You may be seated.

Ladies and Gentleman, my clerk will be here momentarily. We have been downstairs in Part 9 conducting our morning docket where -- which we have just concluded. He is completing the paperwork there, and he will be up shortly.

Upon his arrival, he will do the roll call. He will call your number out and -- we will -- to ensure that you are all are here, and we will continue with jury selection.

Before I begin any further, and while we're waiting for Mr. White to arrive, let me just give you a little brief overview of the process that you've been going through.

Jury selection is one where a defendant and the State assists in selecting members from the voting rolls of Baltimore City. Your name has been entered in that voting roll list, and we have, in this jurisdiction, unlike other jurisdictions, a rule, one day or one trial.

Once you're concluded today, if you sit on the jury and you then go to the end of the trial, that

information is then entered the computer and you will not be called back again for a period of one year.

Likewise, those of you that are not selected and go home, your name is also entered into the computer to show that you did complete your one trial; that is, it was more than one day and you will not be called again during the course of the next year.

I know on Friday many of you were very discouraged at the prospect of having to come back today. And I must tell you that we do everything in our power to move the cases along and to do what we can so that we don't inconvenience you.

But I must again for your patience again today while we conclude or continue with this process. It is not my intent to make your lives any more difficult than they all ready are. If you think that I'm not sensitive to this, believe it. Judges also are called to jury duty, and we must do the same thing that you have done.

And so for those of you that have been inconvenienced, my apologies. But I must tell you there is nothing that I could do other than what I have done.

I'm going to also let you know that this morning I did conclude my regular docket. Because that's the way the process works at the Circuit Court. They never know when there's going to be a trial, so therefore

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each and every day in addition to any jury trial I start, I have still have a morning docket that I must do.

Sometimes it concludes within 30 minutes. Sometimes it takes an hour. This morning I did not know, which is why I needed you here by 9:30 and you noticed I didn't walk in until 11:30. But it wasn't that I wasn't working. We were.

And now we will continue with jury selection in this case. Again, everyone has a seat, please listen for your juror number.

Before Mr. White begins, for the record I note that Mr. Syed is present. Ms. Gutierrez is present. Mr. Urick is present. And Ms. Murray -- Murphy is present. And we are able and ready to proceed.

If you could just formally, Mr. Urick, indicate the case name for the record so that the stenographer can note that on his report, we will continue with roll call.

MR. URICK: Thank you. Good morning, Your Honor. This is State of Maryland versus Adnan Syed, Cases 19910342 through 46. Kevin Urick and Kathleen Murphy for the State.

THE COURT: Thank you very much. Ms. Gutierrez, good morning to you as well.

MS. GUTIERREZ: Good morning, Your Honor.

THE COURT: On the docket, Mr. White, if you

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could indicate the juror numbers for those individuals that should be present. If you are here raise your hand or -- or stand a little bit so that we can see that you are present and accounted for.

THE CLERK: Juror Number 6.

13.

16.

A JUROR: Here.

THE CLERK: 18.

A JUROR: Here.

THE CLERK: 19.

A JUROR: Here.

THE CLERK: 23.

A JUROR: Here.

THE CLERK: 56.

59.

A JUROR: Here.

THE CLERK: 61.

62.

A JUROR: Here.

THE CLERK: 68.

A JUROR: Here.

THE CLERK: 69.

A JUROR: Here.

THE CLERK: 70.

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A JUROR: Here.

THE CLERK: 78.

A JUROR: Here.

THE CLERK: 83.

A JUROR: Here.

THE CLERK: 86.

A JUROR: Here.

THE CLERK: 87.

A JUROR: Here.

THE CLERK: 90.

A JUROR: Here.

THE CLERK: 102.

A JUROR: Here.

THE CLERK: 105.

A JUROR: Here.

THE CLERK: 114.

A JUROR: Here.

THE CLERK: 129.

A JUROR: Here.

THE CLERK: 132.

A JUROR: Here.

THE CLERK: 136.

A JUROR: Here.

THE CLERK: 145.

A JUROR: Here.

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THE CLERK: 149.

A JUROR: Present.

THE CLERK: 155.

A JUROR: Here.

THE CLERK: 176.

A JUROR: Here.

THE CLERK: 185.

A JUROR: Here.

THE CLERK: 187.

A JUROR: Here.

THE CLERK: 191.

A JUROR: Here.

THE CLERK: 198.

A JUROR: Here.

THE CLERK: 201.

A JUROR: Here.

THE CLERK: 204.

219.

A JUROR: Here.

THE CLERK: 220.

A JUROR: Here.

THE CLERK: 235.

A JUROR: Here.

THE CLERK: 237.

A JUROR: Here.

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THE CLERK: 247.
A JUROR: Here.
THE CLERK: 253.
A JUROR: Here.
THE CLERK: 258.
A JUROR: Here.
THE CLERK: 268.
A JUROR: Here.
THE CLERK: 273.
A JUROR: Here.
THE CLERK: 278.
A JUROR: Here.
THE CLERK: 282.
A JUROR: Here.
THE CLERK: 287.
A JUROR: Here.
THE CLERK: 288.
A JUROR: Here.
THE CLERK: 289.
A JUROR: Here.
THE CLERK: 292.
A JUROR: Here.
THE CLERK: 294.
A JUROR: Here.
THE CLERK: 299.

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A JUROR: Here.
THE CLERK: 304.
A JUROR: Here.
THE CLERK: 306.
A JUROR: Here.
THE CLERK: 310.
A JUROR: Here.
THE CLERK: 312.
A JUROR: Here.
THE CLERK: 321.
A JUROR: Here.
THE CLERK: 322.
A JUROR: Here.
THE CLERK: 332.
A JUROR: Here.
THE CLERK: 334.
A JUROR: Here.
THE CLERK: 342.
A JUROR: Here.
THE CLERK: 343.
A JUROR: Here.
THE CLERK: 348.
A JUROR: Here.
THE CLERK: 351.
A JUROR: Here.

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THE CLERK: 352.
A JUROR: Here.
THE CLERK: 353.
A JUROR: Here.
THE CLERK: 355.
A JUROR: Here.
THE CLERK: 357.
Juror Number 357?
THE COURT: Elizabeth [redacted]
(No response.)
THE COURT: Counsel please note that Ms. [redacted] Juror Number 357, is not present.
THE CLERK: 358.
THE COURT: 358? I'm sorry.
THE CLERK: 368.
A JUROR: Here.
THE CLERK: 372.
A JUROR: Here.
THE CLERK: 376.
A JUROR: Here.
THE CLERK: 377.
A JUROR: Here.
THE CLERK: 379.
A JUROR: Here.
THE CLERK: 381.

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A JUROR: Here.
THE CLERK: 382.
A JUROR: Here.
THE CLERK: 394.
A JUROR: Here.
THE CLERK: 395.
A JUROR: Here.
THE CLERK: 397.
A JUROR: Here.
THE CLERK: 398.
A JUROR: Here.
THE CLERK: 402.
A JUROR: Here.
THE CLERK: 407.
A JUROR: Here.
THE CLERK: 412.
THE COURT: I have 412 as a cause strike.
Is that correct, Ms. Gutierrez? Do you know not have that?
MS. GUTIERREZ: I don't have 412 as a strike.
THE COURT: I'm sorry?
MS. GUTIERREZ: I don't have 412 as a cause.
THE COURT: I do. And that was one of the names I did call out and excuse.
THE CLERK: 414.

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A JUROR: Here.
THE CLERK: 417.
A JUROR: Here.
THE CLERK: 418.
A JUROR: Here.
THE CLERK: 419.
A JUROR: Here.
THE CLERK: 425.
A JUROR: Here.
THE CLERK: 434.
A JUROR: Here.
THE CLERK: 449.
A JUROR: Here.
THE CLERK: 450.
A JUROR: Here.
THE CLERK: 451.
A JUROR: Here.
THE CLERK: 452.
THE COURT: Juror 4-5-2?
A JUROR: Right here.
THE CLERK: 455.
A JUROR: Here.
THE CLERK: 457.
A JUROR: Here.
THE CLERK: 463.

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A JUROR: Here.
THE CLERK: 464.
A JUROR: Here.
THE CLERK: 469.
A JUROR: Here.
THE CLERK: 470.
A JUROR: Here.
THE CLERK: 471.
A JUROR: Here.
THE CLERK: 475.
A JUROR: Here.
THE CLERK: 476.
A JUROR: Yo.
THE CLERK: 477.
A JUROR: Here.
THE CLERK: 478.
A JUROR: Here.
THE CLERK: 479.
A JUROR: Here.
THE CLERK: 481.
A JUROR: Here.
THE CLERK: 484.
A JUROR: Here.
THE CLERK: 491.
A JUROR: Here.

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THE CLERK: 495.
A JUROR: Here.
THE CLERK: 498.
A JUROR: Here.
THE CLERK: 500.
A JUROR: Here.
THE CLERK: 502.
A JUROR: Here.
THE CLERK: 503.
A JUROR: Here.
THE CLERK: 505.
A JUROR: Here.
THE CLERK: 506.
A JUROR: Here.
THE CLERK: 507.
A JUROR: Here.
THE CLERK: 509.
A JUROR: Here.
THE CLERK: 511.
A JUROR: Here.
THE CLERK: 512.
A JUROR: Here.
THE CLERK: 519.
A JUROR: Here.
THE CLERK: 521.

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A JUROR: Here.
THE CLERK: 527.
A JUROR: Here.
THE CLERK: 529.
A JUROR: Here.
THE CLERK: 530.
A JUROR: Here.
THE CLERK: 531.
A JUROR: Here.
THE CLERK: 535.
THE COURT: 535? Juror John --
A JUROR: Here.
THE COURT: All right. Very well. Thank you. Thank you very much, sir.
Mr. White, you may continue.
THE CLERK: 536.
A JUROR: Here.
THE CLERK: 539.
A JUROR: Here.
THE CLERK: 540.
A JUROR: Here.
THE CLERK: 541.
A JUROR: Here.
THE CLERK: 546.
A JUROR: Here.

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THE CLERK: 551.
A JUROR: Here.
THE CLERK: 552.
A JUROR: Here.
THE CLERK: 554.
A JUROR: Here.
THE CLERK: 555.
A JUROR: Here.
THE CLERK: 557.
A JUROR: Here.
THE CLERK: 558.
A JUROR: Here.
THE CLERK: 559.
A JUROR: Here.
THE CLERK: 560.
A JUROR: Here.
THE CLERK: 570.
A JUROR: Here.
THE CLERK: 572.
A JUROR: Here.
THE CLERK: 573.
A JUROR: Here.
THE CLERK: 577.
A JUROR: Here.
THE CLERK: That completes the roll call. Are

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there any numbers I did not call?
THE COURT: May I see Counsel at the bench, please, so that we continue with voir dire?
(Counsel and the defendant approached the bench, and the following ensued:)
THE COURT: Mr. White, I have one present that I also had noted, 334, you called out, Juror 334.
THE CLERK: You have him for cause?
THE COURT: I have him gone, 334. Do you have 334?
MR. URICK: I don't have her struck.
MS. GUTIERREZ: No.
THE COURT: She's here. She is here.
MS. GUTIERREZ: Yes.
THE COURT: I don't know why I have a line through her name.
MS. GUTIERREZ: You struck the following lady, 341.
THE COURT: 341 is gone?
MS. GUTIERREZ: Yes.
THE CLERK: Yes. 341 is gone.
MS. GUTIERREZ: 341 was struck for cause also.
THE COURT: Okay. My mistake.
(Pause.)
THE COURT: Good morning, Counsel.

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MR. URICK: Good morning.
THE COURT: We're going to continue with 220 on Question Number 1.
MR. URICK: Okay.
THE COURT: Logistically, let me advise you the following things so that during the luncheon recess you make any phone calls. I hopefully will get our jury picked today and then if not, finish up tomorrow morning with whatever preliminaries.
We will not be sitting on Wednesday -- on the rest of -- on Wednesday at all.
MR. URICK: Your Honor, Ms. Murphy would like to make a doctor's appointment for nine o'clock tomorrow, so with your permission, we might start a little late.
MS. MURPHY: Well, if we're not sitting on Wednesday --
THE COURT: Well, wait a minute. Let me finish. We will not be sitting tomorrow afternoon.
MS. MURPHY: Okay.
THE COURT: Or Wednesday. What I suggest is we get the panel picked, we swear them in and then do opening statements and first witness on Thursday morning.
MS. GUTIERREZ: That makes sense.
THE COURT: That makes more sense to me.
Do you know what my docket looks like for

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Thursday? Can you go get upstairs -- downstairs and just give me an idea so I can tell them what time it's likely it would start it.
What I want to do is try to do as I did last week and have the visiting judges take my docket so that will clear me. If I can do that, then we'll start at 9:30. If I can't do that then we'll start after the docket.
MR. URICK: What would be a safe number of witnesses to plan to bring in on any given day?
THE COURT: Depending on how long the witnesses are, I'm pretty fast to move my cases along. So it just depends on you, if you have a long witness. But I will start as soon as I can, go until 12:30, come back at 2:00 and go to 5:00 and 5:30.
I'm pretty good about that. And if you have a short witness, I've been known to tell you to put him on the witness stand at 5:00 if it's a short witness. I tend to try to squeeze every minute.
If for some reason you want us to go any longer than that you need to let me know in advance, any later than 5:30.
MR. URICK: Okay.
THE COURT: Okay?
MR. URICK: Okay.

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THE COURT: On Thursday, I can also tell you that there is a judge's meeting on Thursday at 6:00. So I will leave at 5:00 on Thursday. There's a judge's meeting in Annapolis, and I have to go to that. But it doesn't start until 6:00 but it takes me about an hour to drive down there.

MR. URICK: Do you have any collateral days scheduled over the next two weeks?

THE COURT: Not that I know of. But if I have a collateral day, I will work the trial on my collateral day. I didn't do it last week, but I will do it once we get the case rolling. Okay? Does that make sense?

MR. URICK: Yeah.

THE COURT: And I apologize for Wednesday, but I have to attend a funeral out of state, so there's no way I can get around that.

MS. GUTIERREZ: Sorry to hear that.

THE COURT: I was too. The relative was 38-years old. So it was definitely unexpected.

So if we have nothing further, I'd like to talk about the docket. Let me talk about our cases. We have -- our juror's 220. We can have them up and get started.

Juror Number 220, will you please step up to the bench at this time?

The rest of the jurors that are present, will

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you please listen as your juror number is going to be called.

And, Ms. Connelly, don't have them standing more than say, three, since we -- I, you know, as -- as we move along, I don't like them to have to stand for any length of time. Thank you. All right.

If you could step up?

(A juror approached the bench.)

THE COURT: Good morning.

A JUROR: Morning.

THE COURT: You indicated, when we asked the question if you knew anything about this case, you stood up. Can you tell me why? Did you see something on the radio --

A JUROR: I saw it on the news, television and in the newspaper.

THE COURT: Okay. And as a result of what you saw on the television or the news -- can you first tell us what it was that you saw?

A JUROR: Originally it was the case of her missing.

THE COURT: Okay.

A JUROR: And later on -- missing.

THE COURT: Okay.

A JUROR: And then just the rest was media

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stuff. And then when they arrested Mr. Syed.

THE COURT: Okay. As a result of what you saw and read, are you able to set that aside, listen to the facts and circumstances and evidence in this case and render a fair and impartial verdict based on what you hear in the courtroom and the law as I instruct you?

A JUROR: Due to personal involvement with my uncle in a murder trial, I have a lot of problems with it. The judicial --

THE COURT: Your uncle --

A JUROR: Yeah.

THE COURT: You have an uncle that was murdered?

A JUROR: No, no, no, no. He's serving time for a crime he --

THE COURT: I don't want to cut you off.

THE JUROR: Uh-uh.

THE COURT: He's serving -- okay. I don't want to cut you off.

A JUROR: I know.

THE COURT: He's serving time for crime which you believe he did not commit?

A JUROR: That he didn't -- right.

THE COURT: And as a result of that you don't believe you can be fair and impartial in this case

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because it's a murder case?

A JUROR: Well, that and eight-years we've been still working with that.

THE COURT: Okay. The family?

A JUROR: The family.

THE COURT: Very well.

Any follow up, Mr. Urick?

MR. URICK: No. Thank you, Your Honor.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Thank you very much, ma'am. You may be seated.

A JUROR: Thank you.

(The juror left the bench.)

MR. URICK: We'd make a motion.

THE COURT: That's Juror Number 220.

Any objection from the defense?

MS. GUTIERREZ: No.

THE COURT: Juror Number 268.

The Court will grant the motion for -- to strike the Juror 220 for cause.

(A juror approached the bench.)

THE COURT: How are you?

A JUROR: Fine.

THE COURT: You indicated that you had either

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read something in the newspaper or saw something on TV. Can you tell me what you saw?
A JUROR: Well, I just remember when the case was going and they mentioned about the young lady first where her car was missing.
THE COURT: Was this is mentioned on TV or radio?
A JUROR: TV, on TV and the newspaper.
THE COURT: The newspaper?
A JUROR: Uh-huh.
THE COURT: As a result of what you saw or heard, can you set that aside in your mind, listen to the facts and say -- or circumstances of this case, the testimony in the courtroom and render a fair and impartial verdict?
A JUROR: Not at this time.
THE COURT: Okay. And your saying not at this time because of what?
A JUROR: I feel that I know too much about it and that I'm probably led to believe what was in the paper.
THE COURT: Okay. So you -- you couldn't set that aside.
A JUROR: Right.
THE COURT: In your mind?

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A JUROR: No, No.
THE COURT: Any follow-up questions, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: Juror Number 268 will be stricken for cause.
I'll assume there's no objection from the State?
MR. URICK: No objection.
THE COURT: Juror 102.
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine, ma'am.
THE COURT: You indicated that you had either read something in the newspaper or saw something on television?
A JUROR: Yes, ma'am. I'm -- I'm sorry. I'm at no respect. I'm -- I'm sorry but I feel that he's

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guilty. I'm just --
THE COURT: You feel that he's guilty based on what you saw?
A JUROR: Not only that ma'am, but I can't see that the State --
THE COURT: Can you keep your voice down a little bit?
A JUROR: I'm sorry.
THE COURT: That's why we bring everybody up and that's why it takes so long.
A JUROR: I'm sorry. I'm nervous.
THE COURT: That's all right. Don't be nervous. I just need you --
A JUROR: But I can't --
THE COURT: -- to convey --
A JUROR: Yes, ma'am. I can't see the State having a preliminary hearing or a trial if they didn't feel they had enough evidence to win a conviction.
THE COURT: Okay. Okay. So as a result, you do not -- do not believe you could be fair and impartial; is that correct?
A JUROR: Yes, ma'am. I --
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow UP from the State?

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MR. URICK: No, thank you.
THE COURT: Thank you very much.
A JUROR: I'm sorry, ma'am.
THE COURT: There's no need to apologize. Step back. Thank you very much. Have a seat.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause?
THE COURT: That's Juror Number 102.
381, Juror 3-8-1.
(A juror approached the bench.)
THE COURT: Good morning. How are you this morning?
A JUROR: Very well.
THE COURT: All right. You indicated that you had read about this in the newspaper or saw on television --
A JUROR: I saw it on television.
THE COURT: -- or knew about it?
A JUROR: I recognized the names right away when I heard you announce them.
THE COURT: Okay. Was there something about it that you recall specific that you can tell us about?
A JUROR: Not really.
THE COURT: Okay.

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A JUROR: I have something else I'd like to mention to you that I remembered over the weekend?
THE COURT: Okay. Can I finish this one question --
A JUROR: Sure.
THE COURT: -- and then you can tell me what you need to tell me? As a result of what you saw on television or read about, can you set that aside in your mind --
A JUROR: I think I could.
THE COURT: -- and listen to the facts and circumstances in this courtroom --
A JUROR: I believe I could.
THE COURT: -- and the law as I instruct you --
A JUROR: That's right.
THE COURT: -- and render a fair and impartial verdict?
A JUROR: Yes.
THE COURT: Okay. Now you have something else you want to tell me?
A JUROR: Yes. I'm -- I'm going to be 80 -- I'm sorry, 70 before this year is out. And just before I retired about two and a half years ago, I came down with colitis.
THE COURT: Uh-huh.

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A JUROR: Caused by stress.
THE COURT: Okay.
A JUROR: I'm taking a medicine now but twice a week which I have to take at bedtime. And the following morning I really can't leave the house until around 11:00. I must be near a bathroom, you understand?
THE COURT: Okay.
A JUROR: I also am afraid that if I'm on this kind of a case, that I probably would be getting that full-blown colitis again.
THE COURT: Okay.
A JUROR: From the stress.
THE COURT: So you have to it everyday?
A JUROR: No. Not everyday -- twice a week.
THE COURT: Twice a week you have to do this. Okay. Normally I would be able to start my docket when I finish -- start this case when I finish my docket. I don't always know whether that would be at 9:30 or ten o'clock or 10:30, but I have the jurors report at 9:30.
And the jury room has two bathrooms so that you would have a bathroom readily available to you when you are waiting. Now, I'm telling you this to say you can't leave the house until 11 o'clock.
A JUROR: That's right.
THE COURT: Due to the need to use the

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facilities? I don't mean to --
A JUROR: Yes. Yes, I need to.
THE COURT: Okay. Any follow up, Ms. Urick?
MR. URICK: No. Thank you.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No.
A JUROR: I really would be worried beforehand of driving here.
THE COURT: All right.
A JUROR: Understand?
THE COURT: No. I understand what you're saying.
A JUROR: Thank you.
MR. URICK: I do have one question. When you say two times a week, can one of those be on the weekend?
A JUROR: Possibly, yes. But I like to do it every four days actually so --
THE COURT: Every four -- it has to be consistently every four days?
A JUROR: Yeah.
THE COURT: Okay. Let's put it this way. If I were able to accommodate --
A JUROR: This is --
THE COURT: No. I believe --
A JUROR: -- medicine.

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THE COURT: I believe you. If I was able to accommodate you with a reminder from you that this is the fourth day, so that you could report, let's say --
A JUROR: A little late on Monday or something?
THE COURT: Yes. Or we started afternoon, let's say on Thursday.
A JUROR: I suppose so. I wouldn't like to but I suppose so.
THE COURT: Well, I'm just -- the reason I'm asking is because --
A JUROR: It's the stress I'm thinking about
THE COURT: The stress of the trial. That could be and I can't speak for that. Do you believe that the stress could cause --
A JUROR: Yes, I do.
THE COURT: -- an onset of the illness? Okay. Any follow up, Mr. Urick?
MR. URICK: No, thank you.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, sir. And thank you for being so open and honest with the Court.
A JUROR: Thank you.
THE COURT: Thank you.
(The juror left the bench.)

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(Pause.)
THE COURT: Okay. Now, I'll hear from with regard to Mr. -- 380.
MS. GUTIERREZ: I'll make a motion to strike for cause?
THE COURT: Yeah, State? You would join with that, wouldn't you, under the circumstances?
MR. URICK: Yes.
THE COURT: I would like him to sit. I think he's very -- very honest. The case is going to be stressful because it's going to last awhile and we're going to be juggling. And my concern is, as he articulated, that this could cause his illness to flare up.
MS. GUTIERREZ: And on the other hand --
THE COURT: That's not the purpose of our --
MS. GUTIERREZ: -- you're talking about having five alternates.
THE COURT: Right. But still the onus would then be to cause him illness before he would be stricken. And I don't know that that's a fair thing to do. I think in light of the circumstances, and even the Court's willingness to adjust and accommodate, I'm going to strike him for cause. All right.
4 -- 464? Juror 464?

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(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine.
THE COURT: I'm going to ask you, you stood up on the question indicating that you had read about this in the newspaper or saw it on television? I need you to tell me what media that you saw it and then what did you see?
A JUROR: I'm a newspaper person. I read it -- I remember reading something about it occurring back then.
THE COURT: When you say you're a newspaper person, do you work for a newspaper?
A JUROR: No, no, no. I mean --
THE COURT: You like to read the newspaper?
A JUROR: I read the newspaper.
THE COURT: Okay. And as a result of what you may have read in the newspaper, can you set aside what you read, listen to the facts and circumstances in the trial, the testimony and the evidence and the law as I instruct you, and render a fair and impartial verdict?
A JUROR: Probably I can.
THE COURT: When you say probably --
A JUROR: More than --
THE COURT: -- are you saying that with

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hesitation because you're not sure or --
A JUROR: No.
THE COURT: -- that's just the way you speak?
A JUROR: Yes. I -- I read things because I like reading newspapers. So I read the thing -- just --
THE COURT: You don't believe everything you read in the newspaper, is that what you're telling me?
A JUROR: That's for sure.
THE COURT: Uh-huh.
A JUROR: I don't never believe everything I read. And I don't even necessarily -- it doesn't necessarily register. I just read information. It becomes -- I read.
THE COURT: Okay.
A JUROR: And so I'm aware of things. I know something happens, but as far as where it goes from there it's onto the next day's newspaper.
THE COURT: So you've not formed a judgement one way or another with regard to the guilt or innocence of the defendant in this case?
A JUROR: Right.
THE COURT: And you are then able to listen to the facts and circumstances and evidence, setting aside what you may have read, and considering that evidence only in the courtroom, and the law as I instruct you?

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A JUROR: Yes.
THE COURT: And render a fair and impartial verdict? You can do that?
A JUROR: I think I can do that.
THE COURT: All right.
Ms. Gutierrez?
MS. GUTIERREZ: No follow up, Judge.
THE COURT: Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much.
A JUROR: Okay.
(The juror left the bench.)
THE COURT: One second.
(Pause.)
THE COURT: 555? Juror 555?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Good morning. Well, thank you.
THE COURT: Good morning. You indicated that you read something in the newspaper, saw something on television about this case?
A JUROR: I've been reading constantly about the case.
THE COURT: Could you keep your voice down? I can't because I can't hear well.

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THE COURT: I see. All right. Can you indicate to me whether or not what you read can be set aside, what you saw on television, could be set aside in your mind so that you could render a fair and impartial verdict.

A JUROR: I doubt it.

THE COURT: All right. And you doubt it because?

A JUROR: I work at the University, Morgan State University. A student at the same time --

THE COURT: All right. I must ask you to stop at this time.

A JUROR: All right.

THE COURT: Your voice is carrying, and I cannot allow your voice to carry.

A JUROR: All right.

THE COURT: I understand you have a hearing problem. What I'm going to ask you to do is just answer my question.

A JUROR: All right.

THE COURT: What you're about to tell me is something that relates to your inability --

A JUROR: Yes.

THE COURT: -- to listen to this case --

A JUROR: Yes.

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THE COURT: -- and be fair and impartial?

A JUROR: Yes.

THE COURT: And your concern that you can't set it aside?

A JUROR: No, I can't.

THE COURT: Because of something happened at the school?

A JUROR: Involving one of my students.

THE COURT: One of your students. Very well.

Ms. Gutierrez, do you have a follow-up question?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Ms. -- Mr. Urick, do you have a follow up?

MR. URICK: No, Your Honor.

THE COURT: Thank you very much, ma'am.

THE JUROR: Thank you.

THE COURT: You may step back.

A JUROR: Thank you.

(The juror left the bench.)

MS. GUTIERREZ: Make a motion to strike for cause.

THE COURT: Any agreement by the State?

MR. URICK: No objection.

THE COURT: Okay. I'll strike her for cause.

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That's Juror Number 555.

MS. GUTIERREZ: Why do we have these people who are over 70 come in?

THE COURT: But there's no other way we could deal with it. No other way. Honestly.

MS. GUTIERREZ: Huh.

THE COURT: No other way. We have to have them here. You have a right to question them on their voir dire. We would not know their responses till they came in.

MS. GUTIERREZ: No, no. What I meant with they're over 70. Everything else stops at 70.

THE COURT: Yeah. But you know --

MS. GUTIERREZ: They still have jury duty.

THE COURT: Yeah.

MS. GUTIERREZ: Can they get out of it if they're over 70?

THE COURT: I don't know, but to be honest with you --

MS. GUTIERREZ: We have a lot over 70.

THE COURT: We -- I think that that's part of the population. Certainly it -- that's a jury of your peers, and that would include registered voters of that age so.

Juror 472. Juror 4-7-2.

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MR. URICK: He was struck for cause.

THE COURT: Okay. For cause. 527 is there?

MR. URICK: Uh-huh.

THE COURT: 527.

(Pause.)

THE COURT: Ladies and Gentleman, if you have something you like to add or say or add your number to the group that are coming up, please wait until the Court inquires. This is not the only question that we have. We will be asking other questions and that may be allowing you to come up.

But this is by far the question that we think will generate the most strikes and therefore that is one of the reasons why we started with this question, in hopes that we would narrow the group down so that everyone wouldn't have to sit through so many questions.

(A juror approached the bench.)

THE COURT: This is Juror number 527?

A JUROR: Yes. Good Morning.

THE COURT: How are you? Good morning.

You indicated that you had either read something in the newspaper or saw something on television about this case?

A JUROR: Yes.

THE COURT: Which was it?

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A JUROR: I seen it on the news and I read -- both. I read a little of the newspaper, too.
THE COURT: Okay. One second.
(Pause.)
THE COURT: Ms. Connelly, come. One second.
(Pause.)
THE COURT: You read something in the newspaper?
A JUROR: Yes.
THE COURT: And can you set aside what you saw or you read, in your mind, and listen only to the facts and circumstances in this case, the evidence that's produced and the law as I instruct you, and render a fair and impartial verdict?
A JUROR: Yes.
THE COURT: You can? Very well.
Mr. Urick, do you have a question?
MR. URICK: She also responded to the second question. I would like to know what her response was.
THE COURT: Well, first, can you indicate on this question do you have anything?
MR. URICK: No. Nothing on this.
THE COURT: Okay. Any further questions on this question?
MS. GUTIERREZ: Yes.

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Ms. Driver, what is it that you saw and/or read?
A JUROR: I seen the part where they said they had found the you lady's body in Leakin Park.
THE COURT: Okay. And did you form an opinion about the guilt or innocence of the defendant based on what you read or saw?
A JUROR: No.
THE COURT: Okay. Now, as Mr. Urick has indicated, you also stood up on the other question about there being a hardship, your sitting. Can you tell me what that hardship would be?
A JUROR: I take hypertension medication and medicine and I have to go to bathroom more frequently than an hour.
THE COURT: More frequently than an hour? Okay. And you've been doing that in -- over the course of our jury selection process?
Normally I would take a break in the morning and then a break in the afternoon. Our courtroom is downstairs. This isn't the courtroom we will be using. And there is a bathroom which is in close proximity. If we broke once an hour, would that help you?
THE CLERK: (Shaking head.)
THE COURT: No?

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A JUROR: No.
THE COURT: Okay.
Any follow up, Mr. Urick?
MR. URICK: No. Thank you.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am.
THE JUROR: Okay.
THE COURT: You may step back.
(The juror left the bench.)
THE COURT: If there's not a motion, the Court will make a motion on my own. I find that a juror who's not able to withstand using the facilities; that is, needs to use or requires more frequently than once an hour would significantly interfere with the administration of justice.
We can break once an hour, but we can't break two times every hour. That would be, I think, unreasonable. And for that reason in light of her medical condition I'm going to strike her for cause sua sponte on my own.
Next number's 13.
Juror 13?
(A juror approached the bench.)
THE COURT: How are you?

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A JUROR: Little nervous.
THE COURT: All right. Don't be nervous. All we'd like to know is you indicated you either read about this in the newspaper or saw about it -- saw it on television. We'd like to know where you saw it and what you saw?
A JUROR: I believe Channel 13 News. We watched it -- the disappearance of course, the report that she had been missing. She was very bright, athletic. And I guess it kind of stuck in my mind because my husband does work for Baltimore County Schools and was working in that area at the time.
So it was discussed at work and he brought it home and we discussed it.
THE COURT: As a result of what you heard, do you believe that you could set it aside in your mind and not consider what you read or saw on television, listen to the facts and circumstances in the courtroom only and the law as I instruct you, and render a fair and impartial verdict?
A JUROR: I honestly do not know.
THE COURT: You do not know?
A JUROR: I do not know if I could.
THE COURT: Okay. You're not sure because you think that what you read or what you saw --

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A JUROR: And what my husband and I discussed, too.
THE COURT: And what you discussed with your husband might effect your decision?
Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No.
THE COURT: Any follow up, Mr. Urick.
MR. URICK: No. Thank you, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Motion to strike for cause?
THE COURT: It's my considered opinion that defense is entitled to an absolute that she is able, not that maybe she can or maybe she can't, so for that reason I will grant the motion to strike for cause Juror Number 13.
Juror 450? Juror Number 450?
And as we're doing this, if had they stood up for two questions in that either Counsel notices it, if you bring it to my attention I appreciate it.
450 -- as you did before.
(A juror approached the bench.)
THE COURT: 450, you indicated that you had either read about this in the newspaper, saw it on

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television, knew something about this case?
A JUROR: Yes.
THE COURT: Can you tell me what you know and under what circumstances you found out about it?
A JUROR: I knew about the -- both defendant and the victim both attended Woodlawn High. I think they were --
THE COURT: Okay. You got this information from where?
A JUROR: On the news.
THE COURT: The news? Okay.
A JUROR: That they were both -- they were dating and they had just recently broke up. And she was on the track team. I don't remember -- and basically, you know, how they found her body and the defendant was charged.
THE COURT: Okay. Have you formed an opinion in your mind as to the guilt or innocence of the defendant?
A JUROR: No.
THE COURT: Can you set aside what you saw or you heard on the television or media, not consider it, and just think about the evidence and the testimony that you may hear in this courtroom --
A JUROR: Yes.

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THE COURT: -- and the law as I instruct you, can you do that?
A JUROR: Yes.
THE COURT: And render a fair and impartial decision?
A JUROR: Yes.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor. But he is another person who answered the second question.
THE COURT: You stood up on the hardship question?
A JUROR: Yes.
THE COURT: Can you tell me what's your hardship is?
A JUROR: I suffer from sleep apnea. I have a problem falling asleep when I'm not actively engaged in something. Just like sitting here waiting to be called, I fell asleep a few times, Friday.
THE COURT: Okay. All right. Is there anything you can take, any medication that you can take that keeps you awake?
A JUROR: No.
THE COURT: All right.

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A JUROR: Nothing that I know of.
THE COURT: So you might not get all the testimony, you might miss something?
A JUROR: That's possible -- I'm just -- it's something I can't control.
THE COURT: You just don't know? Okay.
Any follow up, Mr. Urick?
MR. URICK: No. Thank you.
THE COURT: Any follow Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: You're under doctor's care; is that correct?
A JUROR: Yes.
THE COURT: Very well. Thank you, sir, you may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause?
THE COURT: Any objection?
(No response.)
THE COURT: Hearing none, I will strike him for cause, 450.
MR. URICK: The next witness answered both questions as well.
THE COURT: Thank you. That's very helpful.

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204? Juror 204?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: How are you?
THE COURT: You indicated that you had seen something on the radio or newspaper about this case or you knew something about it?
A JUROR: Yes, ma'am.
THE COURT: Can you tell me about what it is that you saw or you heard?
A JUROR: Well, I heard that --
THE COURT: You heard it on the TV or radio?
A JUROR: I heard it on -- it was -- I think it was on the TV.
THE COURT: TV. Okay.
A JUROR: I think I heard that -- that what they was looking for a girl, she thought she was just carjacked or whatever, and then they found out that -- that her -- that it was her boyfriend that killed her.
THE COURT: Okay. As a result of what you've heard, have you already made a decision about this --
A JUROR: Yes.
THE COURT: I didn't even ask you a question yet. Have you already made a decision about the guilt or innocence of the defendant?

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A JUROR: Yes.
THE COURT: Okay. And you can't set aside in your mind your feelings?
A JUROR: No.
THE COURT: Very well.
Any questions from Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Mr. Urick?
MR. URICK: No. Thank you, Your Honor.
THE COURT: You stood up on the other question as well?
A JUROR: Uh-huh.
THE COURT: Okay. That -- thank you. Oh.
THE COURT: Please step back.
(The juror left the bench.)
THE COURT: I don't think --
MS. GUTIERREZ: Move to strike for cause.
THE COURT: And I grant that motion in light of what he's just said. And his response to the other question I think is irrelevant because I don't think he's qualified to sit under the circumstances of his initial response.
Juror Number 136? Juror Number, 136 please step up?
The motion is granted for the record.

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(A juror approached the bench.)
THE COURT: Hi. Will you stand for a minute?
Ladies and Gentleman, the following individuals that are in the courtroom, I'm going to advise you that you may go home or wherever you would like to go.
Juror Number 13, go home. If you need a work slip, Jury Assignment will give you one.
Juror Number --
THE CLERK: I have them.
THE COURT: What?
THE CLERK: I have them.
THE COURT: Mr. White has in his hands, he's advised me slips for you to give -- for you employer. So see him. Mr. -- I'm sorry, Deputy Church is going to walk to the back door and give those to those individuals.
Juror Number 13.
Juror Number 102.
Juror Number 204.
Juror 2-2-0, you may go home or wherever you would like, to work, wherever.
Juror Number 381, you may go home or --
Juror 4-5-0.
Juror 5-5-5, you may go home or you may go wherever you may like. If you need a workslip, Deputy

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Church will see that you have one.
How are you?
A JUROR: Hello.
THE COURT: You are Juror Number 136?
A JUROR: Yes.
THE COURT: Wait one moment for Ms. Gutierrez.
(Pause.)
THE COURT: Ms. Gutierrez, this is Juror Number 136. I was about to ask her about whether or not she could tell us the reason why she knows something about this case. Did she read about it in the newspaper, saw it on television or someone tell her about it?
A JUROR: I seen it on TV.
THE COURT: TV?
A JUROR: All the stations.
THE COURT: On TV, all stations.
A JUROR: Yeah.
THE COURT: And as a result of that, what did you see?
A JUROR: The family and the brother -- the son -- what, the brother was talking about their mother.
THE COURT: Okay.
A JUROR: And there was quite a few different things, but right now I don't remember them right off.
THE COURT: Is it possible that you could set

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aside what you read about or saw on the television and listen to the facts and circumstances of this case and the evidence, and render a fair and impartial verdict?
THE JUROR: (Shaking head.)
THE COURT: You're shaking your head back and forth, you're saying no; is that correct?
A JUROR: Yes.
THE COURT: Any follow-up questions from Mr. --
MS. GUTIERREZ: No, Your Honor.
THE COURT: -- Urick -- Ms. Gutierrez?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much, ma'am.
THE JUROR: Okay.
THE COURT: You may step back.
A JUROR: Okay.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion, Your Honor.
THE COURT: Motion will be granted. She's indicated she could not be fair and set aside what's she's heard.
353. Juror Number 3-5-3? Juror 3-5-3, please step up?
(A juror approached the bench.)
THE COURT: Good morning -- good afternoon.
THE JUROR: Good afternoon.

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THE COURT: You indicated that you had seen something on television, read something about --
A JUROR: Yes.
THE COURT: Can you tell me about that?
A JUROR: Yes. I remember that the deceased was -- she went to Woodlawn High School.
THE COURT: Uh-huh.
A JUROR: It happened in Leakin Park. I also remember on the TV. I think the family was Asian. And I think the brother did all the talking and the mother did not.
THE COURT: Okay. As a result of what you saw in the media, do you think you could set that aside in your mind and render a fair and impartial verdict in this after listening to the evidence and the testimony and the law as I instruct you?
A JUROR: Yes.
THE COURT: Okay. You've not formed an opinion in your mind as to the guilt or innocence of the defendant based on what you saw?
A JUROR: No.
THE COURT: Did you stand up on the second question of hardship?
A JUROR: No. I did not.
THE COURT: Any follow-up questions, Mr. Urick?

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MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much.
THE JUROR: Thank you.
THE COURT: You may step back.
(The juror left the bench.)
MR. URICK: The next two both stood up on the second question, and by my list they are the only ones who did.
THE COURT: Thank you.
MR. URICK: Of the remaining ones for the first question.
THE COURT: Are there any ones -- thank you. Juror 5-0-7? Juror Number 5-0-7?
(A juror approached the bench.)
A JUROR: How are you?
THE COURT: Good. You stood up on the question as to whether or not you knew something about this case or read about it in the newspaper or heard about on television?
A JUROR: I think I saw it on television.
THE COURT: Can you tell me what you heard or your read?
A JUROR: What I heard is that the body of a

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young lady was found in, I think it was Leakin Park
THE COURT: Uh-huh.
A JUROR: That's it.
THE COURT: Did you form an opinion based on what you heard as to whether the defendant was guilty or innocent?
A JUROR: No.
THE COURT: Okay. Can you set aside what you heard, not consider what you heard but rather listen to the facts and the evidence presented in Court and the law as I instruct you and render a fair and impartial verdict?
A JUROR: Yes.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor
THE COURT: Any follow up, Mr. Urick?
MR. URICK: Not on this question, Your Honor.
THE COURT: You also stood up on the hardship question.
A JUROR: Uh-huh.
THE COURT: You indicated that you had some hardship, some reason why you could not sit for the two weeks?
A JUROR: Yeah. That may have been a little selfishness on my part.

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THE COURT: Well, you have to tell me the --
A JUROR: Okay.
THE COURT: So you tell me the reason and I'll decide whether it's selfish or not.
A JUROR: I'm -- I'm a Program Manager on my job.
THE COURT: Uh-huh.
A JUROR: And I deal with development disabled individuals. And I have to write programs for them.
THE COURT: Uh-huh.
A JUROR: And we have like new clients coming in daily, and if I don't get that done, then that kind of like backs up. And it would cause my stress level to be high because --
THE COURT: When you go back to work you'd have a lot of work to catch up on.
A JUROR: Yeah, yeah.
THE COURT: I see. Any follow-up questions, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: We thank you very much. You may be seated.
A JUROR: Okay.

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(The juror left the bench.)
THE COURT: Okay. I have Juror Number 463. 4-6-3? Juror Number 4-6-3?
(A juror approached the bench.)
THE COURT: How are you? You indicated that you had read something in the newspaper or saw something on television?
A JUROR: Me?
THE COURT: Yeah. Well, you stood up on the question --
A JUROR: Yes.
THE COURT: -- that you read --
A JUROR: I saw it on the tele -- on the news.
THE COURT: Okay. Can you tell me what you saw or you read?
A JUROR: I saw where they said that it was done in -- in Leakin Park.
THE COURT: Uh-huh.
A JUROR: And that they -- that she was buried.
THE COURT: Okay. Can you set aside what you saw on the television, in your mind set it aside, listen to the facts and circumstances and the testimony that comes out at trial in the courtroom --
A JUROR: No. Because I think he's guilty.
THE COURT: You believe he's guilty? All

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right. And you've already made up your mind?
A JUROR: Yes.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick.
MR. URICK: No. thank you, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: I'll make a motion for cause.
THE COURT: 463, 4-6-3, will be stricken for cause.
394? Juror number 3-9-3?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine.
THE COURT: You indicated that you'd saw -- seen something about this on the radio or television or heard about in the newspaper?
A JUROR: Heard something on TV. That's all I heard.
THE COURT: And what was it that you heard on television?
A JUROR: Just that I think he did it because she broke up a marriage or something, I don't know too

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much about it.
THE COURT: Okay. And you said you don't know too much about it, is that that you just don't recall what you saw or you read?
A JUROR: I didn't follow it up or anything.
THE COURT: All right. Have you formed and opinion then in this case at all?
A JUROR: I say if he's guilty, then you pay the price for that.
THE COURT: Okay. But what I'm saying is have you already decided that he's guilty or innocent in your mind based on what you've heard?
A JUROR: I'm not sure about that.
THE COURT: You're not sure if you've decided yet?
A JUROR: No. Uh-uh.
THE COURT: All right then, could you listen to the facts and circumstances and evidence presented in the courtroom and the law as I instruct you, and set aside what you may have read about in the newspaper, don't consider that, and render a fair and impartial verdict? Could you do that?
A JUROR: I wouldn't like to judge it.
THE COURT: You would not like to judge him?
A JUROR: No.

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THE COURT: And that is because of something personal or your religious belief?
A JUROR: Well, I do believe in the bible.
THE COURT: Okay. But what I'm trying to understand is why you chose to use the words, "I would not like to judge him"?
A JUROR: I'm just not sure that I could put it aside and just say --
THE COURT: You're not sure what you could put aside?
A JUROR: Yeah.
THE COURT: And when you say "put aside," you're talking about what you read or saw on -- on the news?
A JUROR: Well, here and what I heard.
THE COURT: Here? Did you have some discussions with someone --
A JUROR: No. I mean on the TV.
THE COURT: On the TV?
A JUROR: What I heard, that's what I'm saying.
THE COURT: I see.
Any follow-up questions, Ms. Gutierrez?
MS. GUTIERREZ: (Shaking head.)
THE COURT: Follow up, Mr. Urick?
MR. URICK: No, Your Honor.

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THE COURT: Thank you very much, ma'am. You may step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Motion to strike for cause.
THE COURT: I'm going to strike her for cause. I find that she, with great hesitancy, answered the Court's questions, was really unsure whether or not she could do this or not, wasn't really able to give a clear yes. So therefore, I will strike her for cause in an abundance of caution.
Juror Number 379? 3-7-9?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Okay.
THE COURT: You indicated that you read something in the newspaper, saw something on television or know something about this case?
A JUROR: Well, from my memory, my niece attended the school that Ms. Lee attended. And we just overheard it over the news and everything, so she and I talked about it. But I don't think she know her personally or anything. I just asked her.
THE COURT: Okay.
A JUROR: Because she went to the same school.

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THE COURT: Did your niece tell you anything about the case at all?
A JUROR: I don't think she knew anything. She just simply said that she couldn't believe that --
THE COURT: She couldn't believe what had happened?
A JUROR: Yeah.
THE COURT: Are you able to set aside what your niece may have told you and what you may have seen in the newspaper or television, not consider it, but rather listen to the facts, circumstances, the evidence as presented in the courtroom, and the law as I instruct you, --
A JUROR: Yes.
THE COURT: -- and render a fair and impartial verdict?
A JUROR: Try my best.
THE COURT: All right. When you say you'll try you're best, you're saying that because you will do your best; is that right?
A JUROR: That is correct.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Ms. -- Mr. Urick, any follow up?
MR. URICK: No, Your Honor.

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THE COURT: Did you stand up on the other question about there being a hardship?
A JUROR: No.
THE COURT: Thank you very much, ma'am.
A JUROR: You're welcome.
(The juror left the bench.)
THE COURT: 395? Juror 3-9-5?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine. And you?
THE COURT: You indicated that had either read about this on the newspaper, saw about it on the television or in someway knew something about this case?
A JUROR: From the television.
THE COURT: TV?
A JUROR: Yeah.
THE COURT: What is it that you saw on TV?
A JUROR: Like the -- the pictures and just when it first happened and the different when -- the locations and everything that happened.
THE COURT: And the location of where it happened?
A JUROR: Yes.
THE COURT: Did you form an opinion based on what you saw as to the guilt or innocence of the

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defendant?
A JUROR: Yes.
THE COURT: You did?
A JUROR: Yes.
THE COURT: Okay. And so you're saying that you couldn't set aside in your mind what you read about or saw on television and listen to the facts and circumstances, the evidence in the courtroom --
A JUROR: Yes.
THE COURT: Okay. You could?
A JUROR: Yes.
THE COURT: All right. This is what I need to know because you're confusing two things from --
A JUROR: Right.
THE COURT: When we have a trial of the evidence, testimony, witnesses, and I need to know that you're not considering what you read in the newspaper as part of the evidence, but rather that you're setting that aside and not considering that but only looking at the evidence and witness testimony and then the law as I instruct you in order to render a fair and impartial verdict. Can you do that?
A JUROR: Uh-huh.
THE COURT: Yes?
A JUROR: Yes.

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THE COURT: Did you stand up on the other question for hardship?
A JUROR: No.
THE COURT: Ms. Gutierrez, do you have a follow up?
MS. GUTIERREZ: Yes.
Ms. [redacted] you said that based on what you'd seen on TV, you had already formed an opinion?
A JUROR: Right.
MS. GUTIERREZ: As to whether or not this defendant was guilty?
A JUROR: Right.
MS. GUTIERREZ: And that opinion is that he's guilty?
A JUROR: I mean -- well, I didn't -- just by reading, but not knowing all of the facts really and getting, I guess, more like hearing the facts --
MS. GUTIERREZ: From what you heard --
A JUROR: What I heard, right, I --
MS. GUTIERREZ: -- you believe already that he's --
A JUROR: -- pass my own judgements --
MS. GUTIERREZ: -- that -- that he's guilty? Is that correct? If you had to sit as a juror, you would have to ignore totally your own opinion based on things

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that didn't happen in this court, do you understand that?
A JUROR: Uh-huh.
MS. GUTIERREZ: You'd have to put that totally aside and not listen to that opinion which was based on things before you were selected a juror, do you understand that?
A JUROR: Yes.
MS. GUTIERREZ: Is that going to be difficult for you?
A JUROR: No. I say yeah and no. I'm going to say yeah because I wouldn't want to confuse the two so I would say yes.
MS. GUTIERREZ: So it would be a difficulty?
A JUROR: Yeah.
MS. GUTIERREZ: And, Ms. [redacted] do you think that there's a possibility that because you've already formed an opinion that this man is guilty that that would interfere in your ability to just base a juror's decision on what you hear in this courtroom?
A JUROR: I wouldn't be able.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)

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MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: You have no problem with that do you?
MR. URICK: No objection.
THE COURT: And I will grant that motion Juror Number 62? Juror 6-2?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine. And you?
THE COURT: I'm fine. You indicated that you've read something in the newspaper, saw something on television?
A JUROR: Saw it on TV.
THE COURT: Okay. Can you tell me what it is that you read or saw?
A JUROR: Well, what I saw was the time when they found the body in Leakin park.
THE COURT: Was this on TV?
A JUROR: Yes. On WJZ.
THE COURT: All right. And as a result of what you saw on television did you form an opinion about the guilt or innocence of the defendant?
A JUROR: I like to say no. I think -- I think I could be biased.

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THE COURT: You think you might be biased?
A JUROR: Yes.
THE COURT: And that's because of what you saw or read on -- on television?
A JUROR: No.
THE COURT: Based on some other reason?
A JUROR: Yes.
THE COURT: Can you tell me what that other reason is?
A JUROR: Because I don't feel that anyone that purposely commit murder should also receive murder, that --
THE COURT: Okay. The purpose of your sitting on the jury is to decide the facts.
A JUROR: Right.
THE COURT: In other words your -- your role is to listen to the testimony and the evidence that's presented and law as I instruct you and to decide whether or not the State meets its burden beyond a reasonable doubt and to a moral certainty.
A JUROR: Uh-huh.
THE COURT: You're supposed to do that in a fair and impartial way. So what I would do is ask you to set aside any opinion you may have had about this case before you came here and make your mind up not on what

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you heard on the news or read about in the newspaper, but what you hear in the courtroom.
My question to you is can you do that?
A JUROR: I don't think so.
THE COURT: And you think you'd be affected by what you already heard?
A JUROR: Already know, yes.
THE COURT: Okay. Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No. Thank you, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause. And that was Number 62?
THE COURT: That's correct. I will grant that motion.
I have number -- the next number as gone?
MR. URICK: Yeah. 103's already been excused.
THE COURT: Gone. 198 is the next number.
1-9-8? Juror 1-9-8?
(A juror approached the bench.)
THE COURT: How are you?

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A JUROR: Fine.
THE COURT: I want to find out why you stood up on the question as to whether or not you had some information that you knew about this case?
A JUROR: Because I listened to it on the TV and read it in the newspaper.
THE COURT: Okay. What was it that you read about or heard about in the newspaper and on TV?
A JUROR: About how he kidnapped the girl and put her -- you know, killed her, put her in the park and covered her with leaves and paper -- cardboard paper
THE COURT: Okay. And as a result of what you've seen on the newspaper -- in a newspaper media, you've already formed an opinion about this case that you could not set aside, listen to the facts and circumstances in the courtroom and render a fair and impartial verdict?
A JUROR: Well, it's some other things too because I had a niece that was murdered, and as far I know he could be the one cause they -- he was never found.
THE COURT: Okay.
A JUROR: And so to me --
THE COURT: So as a result of having a relative that was also murdered, you're concerned then you

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wouldn't be fair to him thinking that he might responsible for that as well?
A JUROR: Yes. Because the one that, you know, that he was never found. So how do I know it wasn't him?
THE COURT: Okay. Any follow-up questions, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Ms. Gutierrez?
MS. GUTIERREZ: No.
THE COURT: Thank you very much. You may step back.
A JUROR: Thanks.
(The juror left the bench.)
MS. GUTIERREZ: Motion to strike for cause.
THE COURT: 198 will be stricken for cause. I don't think she can be fair and impartial under the circumstance of emotional grounds.
155? 155? Juror 155, please step up?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine.
THE COURT: You indicated this morning that -- or yesterday -- the other day, that you had seen something on the newspaper -- in a newspaper or on television. Can you tell me what that was and where you

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saw it?
A JUROR: TV or radio. Okay. I read in the -- in the Sunpaper about it.
THE COURT: The Sunpaper?
A JUROR: Yeah. And on Channel 2.
THE COURT: Okay. But what did you see or hear?
A JUROR: Well, first about the finding the young lady in Leakin Park.
THE COURT: Uh-huh.
A JUROR: And then later on they questioned some of her classmates and whatever. And a young man who was later found while, I wouldn't say guilty, but they found him -- what they say he's responsible for it or whatever.
THE COURT: Okay. All right. And as a result of what you saw or read, can you set aside what you saw in the newspaper, in other words, don't consider it, listen to the witness testimony and the evidence presented in this courtroom, and render a verdict based on that; not on what you read in the newspaper. Not what you saw on television. What you see in the courtroom, the evidence you consider in the courtroom and the law as I instruct you, rendering a fair and impartial verdict? Can you do that?

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A JUROR: No. I think I would still remember.
THE COURT: What you saw on the news?
A JUROR: What I already seen.
THE COURT: All right.
Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
THE COURT: I'll assume there's a motion.
MS. GUTIERREZ: Make a motion.
THE COURT: That motion will be granted.
Juror Number 560? Juror 560?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: All right.
THE COURT: You indicated that you had read about this in the newspaper, saw it on the television?
A JUROR: Yes, ma'am.
THE COURT: Can you tell me what you saw it on, TV or radio, newspaper?
A JUROR: In the newspaper, the Sunpaper.
THE COURT: Newspaper. And what is it that you

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saw?
A JUROR: Well, I didn't see it, I read it.
THE COURT: Okay. What did you read? I'm sorry.
A JUROR: That they had found the young lady's body in Leakin Park and they had linked the -- I guess the defendant with --
THE COURT: Okay. And as a result of what you read, did you form an opinion about whether the defendant had committed this crime or not?
A JUROR: Oh, no ma'am.
THE COURT: All right. Are you able then to listen to the facts and circumstances in the courtroom, consider the evidence and the law as I instruct you and render a fair and impartial verdict?
A JUROR: Yes, ma'am.
THE COURT: Any follow-up questions, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
THE COURT: We've concluded the first question at this time. My plan is to go through and read out

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aloud to ensure all jurors that have been stricken for cause on this one question are removed.
Would you step back so I can see?
Ladies and Gentleman, I'm going to go through a list of numbers. You may or -- find that some of these people have already left. I just want to ensure that if you are still in this courtroom, you may go home or you may take the work slips from Mr. White.
Juror Number 1, you may go home if you're still here.
13.
Juror 17.
32.
42.
45.
Juror 62, 63, 64, you may leave.
102.
103.
136.
155.
169.
198.
204.
209, did we excuse?
MR. URICK: Yes.

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THE COURT: 209.
212.
220.
226.
264.
267.
268.
277.
283.
285.
295.
301.
305.
307.
313.
316.
223.
MR. URICK: 323.
THE COURT: I'm sorry. Strike that.
323.
346.
349.
MR. URICK: 341.
THE COURT: And 341.
354.

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360.
362.
363.
367.
369.
380.
381.
394.
395.
399.
401.
402.
404.
MR. URICK: I don't have --
THE COURT: 412. One second.
MR. URICK: Not 402.
403.
404.
THE COURT: 402 remain. Do not leave, 402.
403.
404, may leave.
412, may leave.
421, may leave.
426.
429, may leave.

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438.
442.
450, may leave.
459.
463.
472 and 473 may leave.
485 did not return. I have a no show?
THE CLERK: No show on Friday.
THE COURT: 487.
490.
497.
504.
524.
533.
One moment. We're okay? 533?
545.
MR. URICK: 527.
THE COURT: Correct. 527.
545.
549.
5-5-5, you may leave.
565.
566, you may leave.
The next question involved hardship. For the record the following numbers please step up? I need t

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see Juror Number 6 at the bench.
Juror Number 258 and 201, please follow Ms. Connelly's direction.
(A juror approached the bench.)
THE COURT: Okay.
A JUROR: Hi.
THE COURT: You indicated you had a hardship.
A JUROR: Yes.
THE COURT: Can you tell me what that is?
A JUROR: Financial hardship.
THE COURT: Okay.
A JUROR: At this time, I work at Catonsville Community College.
THE COURT: Uh-huh.
A JUROR: And this is the beginning of the spring semester next week and these are the only two weeks that I would be able to work overtime. And currently right now I have property taxes that are due on the 30th that I'm not able to pay at this time and some bills that have to be paid.
And the only other time I can be work overtime would be until September when the fall semester starts.
THE COURT: Okay. You're concerned about your ability to work overtime. However, with regard to your normal pay --

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A JUROR: Uh-huh.
THE COURT: Would you receive that?
A JUROR: Yes.
THE COURT: While you're working here?
A JUROR: Uh-huh. But it wouldn't be enough to get myself caught up. And it's only for this week and next week would be the times that I could do the overtime.
THE COURT: Very well.
Any follow-up questions?
MR. URICK: No, Your Honor.
THE COURT: Any follow-up questions?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
THE COURT: Juror Number 258? 2-5-8?
And I would ask anyone that can assist me in making sure that I don't repeat those that we may have either struck for cause or already questioned. Believe I got their responses down in the appropriate place but if you notice as we're going through someone is stricken for cause I'd appreciate your assistance.
(A juror approached the bench.)
THE COURT: 258, you indicated you had a

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hardship. How are you?
A JUROR: I'm fine.
THE COURT: .Your hardship is?
A JUROR: I've been out of work since November 13th.
THE COURT: Uh-huh.
A JUROR: And hurt myself, and I was out of work.
THE COURT: Uh-huh.
A JUROR: And I've just been released on Monday. Here's the slip.
THE COURT: Okay. I believe you. You can keep your slip.
A JUROR: Okay. And I suffering from --
THE COURT: But you can go back to work? Is that what you're telling me? That's what that says?
A JUROR: Uh-huh.
THE COURT: Okay. Go ahead. And the second reason?
A JUROR: Is because I have a son that was murdered, the Anthony Jones case.
THE COURT: Uh-huh.
A JUROR: And I really don't want to stand up and listen to this go on.
THE COURT: Okay.

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Any follow-up questions, Mr. Urick?
MR. URICK: No. No, thank you.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: (shaking head.)
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MR. URICK: I'd make a motion for cause.
MS. GUTIERREZ: Would join in the motion. For the record I represented Anthony Jones.
THE COURT: All right. 258 we will strike then. Note that Ms. Gutierrez indicated she represented the defendant. 201 -- that's 258 was stricken.
201; right?
THE CLERK: Yes.
THE COURT: 201, please step up? Juror Number 2-0-1?
(A juror approached the bench.)
A JUROR: Hi.
THE COURT: How are you? You indicated that you had some hardships, some reason you could not sit?
A JUROR: I'm sorry. I didn't hear you.
THE COURT: You said you had a hardship, some reason that you could not sit?
A JUROR: Yes. I take -- first of all, I take

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blood pressure pills.
THE COURT: Uh-huh.
A JUROR: Which remind me, I haven't taken -- I didn't take them Friday or Monday because of having to come here.
THE COURT: Okay. You have to use the bathroom; is that right?
A JUROR: Yes.
THE COURT: And it requires you to use it more frequently than once an hour?
A JUROR: Oh, yes.
THE COURT: Okay.
A JUROR: And I've just been diagnosed with diabetes.
THE COURT: Uh-huh.
A JUROR: And I have to go to a diabetic clinic tomorrow to get started on treatment.
THE COURT: All right.
Any follow-up questions, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
A JUROR: Thank you.

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(The juror left the bench.)
MR. URICK: Make a motion.
MS. GUTIERREZ: Make a motion.
THE COURT: I'm going to treat her as I did the other one, strike her for cause. As I indicated with the other one, more frequently than an hour in addition to the medical -- other medical reasons. So 201 will be stricken for cause.
132, please step up to the bench? Juror 1-3-2?
(A juror approached the bench.)
THE COURT: Hi, sir.
A JUROR: Fine.
THE COURT: You indicated -- this is the mike. You indicated that you had some hardship, some reason you could not sit. Can you tell me what that is?
A JUROR: I have what they call "acute anxiety."
THE COURT: Uh-huh.
A JUROR: And I have a bad back.
THE COURT: Uh-huh.
A JUROR: And I cannot keep still.
THE COURT: Cannot keep still. Well, it would require you to sit in a chair somewhat like you've been sitting. You'd have to do that everyday for the next two weeks. Are you saying that you are not able to do that?

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A JUROR: Yeah.
THE COURT: Okay. And are you on any medication for this?
A JUROR: The chiropractor will not administer any medication.
THE COURT: Okay.
Any follow-up question, Mr. Urick?
THE COURT: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, sir. You may step back.
A JUROR: Thank you, Your Honor.
(The juror left the bench.)
MS. GUTIERREZ: Judge, I would make a motion for cause.
THE COURT: Okay. He had said --
MS. GUTIERREZ: I would also note this is a juror who this morning early, I got here at quarter after 9:00, was roaming the halls insisting on finding Judge Heller, Judge Heller's office; that she was the only one who could help him and.
You know, I -- I observed him speaking others and he attempted to come up to me and I just held out my hands and I didn't listen. But this is that same juror,

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so --
THE COURT: Okay. Very well.
I find that in light of the fact that he's been excused -- he should be excused under the circumstances. And I will note that he's talking to other jurors at this time so I'm going to ask that he leave, and I'm going to excuse the following jurors that we've already noted.
And that would be Juror Number -- he's number -32 -- 132.
The following jurors please listen and at this time you may leave. You may go home or whatever you would like to do.
Juror Number 6.
Juror Number 258.
MS. GUTIERREZ: 6 wasn't --
MR. URICK: 6 wasn't excused.
THE COURT: I'm sorry. One moment. One moment. Strike that.
Juror number 6, you'll have to remain for one moment. My mistake.
I have 258; right?
258.
MR. URICK: 258.
THE COURT: 258, you may go.
201, you may go.

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132, you may go.
(Pause.)
THE COURT: Juror Number 32, please approach the bench?
MR. URICK: I have 32 as already struck.
THE COURT: I'm sorry. 32 is gone. All right.
304? 304?
(A juror approached the bench.)
THE COURT: How are you? You indicated that you had some reason, some hardship?
A JUROR: Yes.
THE COURT: Can you tell me what that is?
A JUROR: Financially I can't afford it.
THE COURT: Okay. And what is the financial hardship? What do you do for a living?
A JUROR: Well, I'm currently working two jobs.
THE COURT: Uh-huh.
A JUROR: And my day starts at two o'clock in the morning.
THE COURT: Uh-huh.
A JUROR: I'll never be able to stay awake sitting.
THE COURT: Okay. And do you work for the State or the City?
A JUROR: No. I work for an insurance company

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-- well, it's a -- it's not an insurance company cause it's like a -- we don't call ourselves an insurance company. We pay medical bills but it's not an insurance company.

THE COURT: And what do you do there?

A JUROR: It's a --

THE COURT: What do you do for them?

A JUROR: Medical claims.

THE COURT: And are you a salaried employee?

A JUROR: Beg your pardon?

THE COURT: Are you a salaried employee?

A JUROR: No, ma'am.

THE COURT: You work by the hour?

A JUROR: Yes.

THE COURT: Okay. And that's one job. And the other job?

A JUROR: That's my full time job. Delivering Sunpaper.

THE COURT: Okay. So you're saying that if you do not go to work, you will not get paid?

A JUROR: I miss all the overtime and I'm trying to settle on a piece of property.

THE COURT: Okay. I didn't ask you that.

THE JUROR: Oh.

THE COURT: I asked you whether or not you

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would not get paid and your answer was I wouldn't get overtime.

A JUROR: Right.

THE COURT: Apart from the overtime, would you get your regular pay?

A JUROR: Yes. And I have to pay them what you pay me.

THE COURT: You have to reimburse them the $10?

A JUROR: $15.

THE COURT: Yes, $15, excuse me. And then -- but you get the rest of your money?

A JUROR: Yes.

THE COURT: Okay.

Any follow-up questions, Mr. Urick?

MR. URICK: No, Your Honor.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Thank you very much, ma'am. You may step back.

A JUROR: Thank you.

(The juror left the bench.)

THE COURT: Number 17 I have as the next one.

MR. URICK: He was struck.

THE COURT: Struck as --

MR. URICK: 434 would be next.

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THE COURT: And a -- 434? Juror Number 4-3-4?

(A juror approached the bench.)

THE COURT: How are you?

A JUROR: Okay.

THE COURT: You indicated that you had a hardship. Can you tell me what that is?

A JUROR: On my job I'm only part time.

THE COURT: You work part time?

A JUROR: Uh-huh.

THE COURT: And when you don't work you don't get paid?

A JUROR: No. Because I work for a hospital but I don't get their benefits.

THE COURT: I'm sorry. You work for a hospital?

A JUROR: But I -- I don't get their benefits. I work for a contractor inside the hospital.

THE COURT: Okay. So, for example for today, did you get paid for today?

A JUROR: No.

THE COURT: Okay. And that's why it would be a hardship --

A JUROR: Right.

THE COURT: -- for you to sit for two weeks?

A JUROR: I work the -- I work for -- I work

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for Bayview, but I'm under a contract with someone.

THE COURT: I understand.

Any follow-up questions from Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Follow up, Mr. Urick?

MR. URICK: No, Your Honor.

THE COURT: Thank you very much, sir. You may step back. You might want to take your coat off. You may be a little more comfortable.

A JUROR: All right.

THE COURT: Because it's very warm in here.

(The juror left the bench.)

MS. GUTIERREZ: I'll make a motion to strike for cause.

THE COURT: He's a contractual employee and the Court's inclined to strike him under the circumstances.

Any objection from the State?

MR. URICK: No, Your Honor.

THE COURT: 134.

334. 334 is the next one I have.

Okay. Juror 3-3-4? 3-3-4, please step up?

(A juror approached the bench.)

THE COURT: How are you?

A JUROR: Okay.

THE COURT: You indicated that you had a

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hardship. Can you -- a hardship, some reason you could not sit for the next two weeks?
A JUROR: Yes. I say that but --
THE COURT: Okay. You're saying you said that but. Why did you say it?
A JUROR: Because when you said this was our duty, I changed my mind.
THE COURT: You said this was a what?
A JUROR: You said it's our duty to serve so, I'm just staying.
THE COURT: Okay. So you don't believe you have a hardship as I described.
A JUROR: Just have asthma.
THE COURT: You have asthma. Okay.
A JUROR: And arthritis, and I take medication.
THE COURT: Does the medication interfere with your ability to listen or pay attention?
A JUROR: No. It doesn't.
THE COURT: And does it in anyway cause you to have to go to the facilities more frequently than once an hour?
A JUROR: No. It doesn't.
THE COURT: Thank you very much, ma'am, for being honest. One moment.
Ms. Gutierrez, you have a follow up?

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MS. GUTIERREZ: No, Your Honor.
THE COURT: Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
THE JUROR: Okay.
(The juror left the bench.)
THE COURT: Juror Number 4-5-5? 4-5-5?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine. How are you?
THE COURT: You indicated that you had a hardship, some reason you could not sit for the next two weeks.
A JUROR: No. My problem is I miss -- I didn't read, and I'm 70-years old.
THE COURT: Okay.
A JUROR: And I didn't know at that until I got to the jury assembly room.
THE COURT: Okay.
A JUROR: And once I found that out, since I was there, I decide I would stay.
THE COURT: Okay. Let me tell you now. You can stay if you want to. You have an absolute right to be part of a jury panel for the selection process if you

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choose to stay. You're here, and you've been sitting through this process.
And also you've raised your right hand to be sworn. So you're welcome to stay. However, are you telling me that due to your age you feel that that is a hardship for you to sit for the next two weeks?
A JUROR: I think so.
THE COURT: And you feel that because of your age?
A JUROR: I do.
THE COURT: I'm not going to challenge you on that one, but I will ask Ms. Gutierrez is she has any follow-up questions?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow-up questions?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
A JUROR: Thank you. Thank you, Your Honor.
(The juror left the bench.)
MS. GUTIERREZ: Your Honor?
THE COURT: There's the answer to your question?
MS. GUTIERREZ: Right. I'll make a motion for cause. It's a nice little adventure for her.

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THE COURT: Well, technically she, according to the form, says she doesn't have to so, Mr. Urick, you don't have any objection do you?
MR. URICK: No.
THE COURT: So I'm grant the strike for cause. Had she wanted to sit, I would have not stricken her under the circumstances.
MS. GUTIERREZ: Yes.
THE COURT: But under these Number 455 will be stricken.
573. And she's, in effect, done her duty, she's been here two days.
573? 5-7-3?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Well.
THE COURT: You indicated that you had some reason why you could not sit?
A JUROR: Because of my job won't allow me to take off. I'm not financially able to do that at this time.
THE COURT: Okay. And what do you do for a living?
A JUROR: I'm a General Manager for Checkers, Checkers fast food restaurant.

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THE COURT: And, for example, today, do they pay you for the day?
A JUROR: Yes.
THE COURT: They paid you for today?
A JUROR: Yes. I just made it some of my days off. But I have to make for the days that I take off.
THE COURT: Okay. And you still get paid because you're a manager; is that right?
A JUROR: Correct.
THE COURT: Okay.
Any follow-up questions, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much. You may step back.
THE JUROR: Okay.
(The juror left the bench.)
THE COURT: Juror Number 87? Juror 87, please step up?
MR. URICK: I also have 5-0-5. She's the one right before that.
THE COURT: 5-0-5? Wasn't that 5-0-5 we just did?
MR. URICK: No. That was --

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THE CLERK: 5-7-3.
MS. GUTIERREZ: 573.
THE COURT: Okay.
MS. GUTIERREZ: Okay. And I'm sorry, 87 is what we're doing now?
(A juror approached the bench.)
THE COURT: 8 -- your number is?
A JUROR: 87.
THE COURT: 87. And the one we just did was 5-0 -- 573?
MR. URICK: Yes.
THE COURT: Okay. One second. I just stuck it in the wrong place, that's why. Give me one second to edit this.
(Pause.)
THE COURT: Okay. One second, my computer is playing "I do not want to cooperate." Okay.
And Number 87 wants to tell me about the hardship?
A JUROR: My wife is sole provider. I just closed down my business last month and I have to babysit my seven-month old son. And right now in Chapter 7 bankruptcy.
THE COURT: And there's no one else to take care of the child while your wife is working?

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A JUROR: No, Your Honor. My relatives don't live here and all my wife's relatives do work.
THE COURT: Any follow-up questions, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: Under those circumstances, the State would have no objection, would you?
MR. URICK: I would object.
THE COURT: And you're reason for objecting to the fact that his wife is a sole provider and they have a seven-month old child and he's not able to find -- I mean financially afford a sitter while he's saying in this case?
MR. URICK: I just don't think that that reason is sufficient for cause.
THE COURT: Okay. I disagree with you, and I'll strike him for cause. That's a financial obligation that this case would bear and I don't believe $15 will cover the cost to take care of a seven-month old over the

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course of a day, let alone two days which he's already done.
5-0-5 -- we'll strike him for cause.
5-0-5, step up please?
(A juror approached the bench.)
THE COURT: Hi. You indicated that you had hardship. Can you tell me what that is?
A JUROR: I work -- I'm a temporary employee for Census 2000 and they do not pay for jury duty. And it wouldn't cover my daycare.
THE COURT: How old is your child?
A JUROR: Three.
THE COURT: Three-years old. Does you child go to daycare?
A JUROR: Yes. Yes.
THE COURT: During the day. What time is --
A JUROR: 8:00 to 4:30.
THE COURT: To 4:30?
A JUROR: Yes.
THE COURT: If I could tell you that we would end at 4:30 if you were selected on this jury to enable you to get to daycare, would that change your hardship situation?
A JUROR: No. Because I wouldn't have any income coming in for those two weeks to pay my bills.

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THE COURT: Because they don't pay you if you don't participate?
A JUROR: Right.
THE COURT: Are you a sole support for your child?
A JUROR: Yes.
THE COURT: All right. Fine.
Any follow-up questions, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: Any objection from the State?
MR. URICK: No.
THE COURT: 5-0-5 will be stricken.
412 is what I have next; is that right?
MR. URICK: Yes.
THE COURT: 412, please step up? Juror Number 412?
MS. GUTIERREZ: He's excused.
MR. URICK: You may have -- I think you excused

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412.
THE COURT: One second. All right. 412 is stricken.
322? 322?
(A juror approached the bench.)
THE COURT: You indicated that you had a hardship. Can you tell us --
A JUROR: I'm scheduled to move to Milwaukee, Wisconsin tomorrow.
THE COURT: Okay. And I take it your packed and ready to go?
A JUROR: Yes, Your Honor.
THE COURT: All right.
Any follow-up questions from the State?
MR. URICK: No, Your Honor.
THE COURT: Any follow up from defense?
MS. GUTIERREZ: Can we make her stay here in Maryland?
THE COURT: We could, but it -- but if she leaves the state I couldn't even get her. Any objection?
All right. You may leave at this moment.
A JUROR: Thank you.
THE COURT: Goodbye.
(The juror left the bench.)
THE COURT: The following jurors please listen.

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You may go home or wherever.
Juror Number 322.
Juror Number 2-0-9.
Juror Number 87.
Juror Number 5-0-5.
And I believe 1-3-2 has already been excused. If not, Juror Number 1-3-2.
Correct?
MS. GUTIERREZ: No, Judge, 17.
MR. URICK: 17 was excused a long time ago.
THE COURT: Yeah. I did all the others.
MS. GUTIERREZ: Okay.
THE COURT: Juror Number 267 is that the next one you have?
MR. URICK: That one's been excused already. It should be 572.
THE COURT: Okay. And we'll go down.
MS. GUTIERREZ: I'm sorry. What's the number?
THE COURT: 572.
Juror 5-7-2? Juror 5-7-2?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Just fine.
THE COURT: You indicated that you had a hardship, some reason that you could not sit?

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A JUROR: Yes. I have a mental illness.
THE COURT: Uh-huh.
A JUROR: And I see a doctor, a psychiatrist. And I thought about asking beforehand to let me out but I didn't and I -- I have trouble concentrating. And --
THE COURT: Okay. You're afraid that if you sat in this case, you would not be able to concentrate --
A JUROR: Concentrate, yes.
THE COURT: -- the entire time and consider the evidence that's presented?
A JUROR: Yes.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, sir. You may step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: I will grant the motion. That's 572, 5-7-2.
Mr. White, can you add what strikes we have so far so that I know how deep we are into the panel, if you

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would? Take out the two people that didn't show, the one today and one from Friday and give me a balance at this juncture, including 572 being removed.

Juror Number 185? Juror 1-8-5, please step up?

(A juror approached the bench.)

THE COURT: Okay. You indicated that you had a hardship. Can you tell me what that is?

A JUROR: I babysit for my daughter.

THE COURT: Uh-huh. Okay. One second.

One moment, please.

Ladies and Gentleman, I'm going to call out some numbers. Those individuals that are still seated in the courtroom I'm going to do this in the following fashion.

It's one o'clock. What I propose to do is for those of you who have indicated the hardship answer, and I'm going to call your number out, you should remain.

I'm going to try to go through that list before we take lunch. Those of you that -- whose number is not called, if your number is not called, I'm going to ask that you please go to lunch and return to this room at 2:30, so you get a long luncheon recess.

Now understand. We are going to go through these lists of names of -- the list of voir dire questions. There are more questions. But realistically

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I could have you sit here while I do the hardship, but what I'm doing is allowing you to go get something to eat and have a little bit of a long luncheon recess.

So that if I do not call your number you may go to lunch. Return to this room at 2:30.

Those of you that are going to remain are Juror Number 473, who should be up -- are you 473?

A JUROR: 86.

MR. URICK: 473's been struck already.

THE COURT: Okay. 86.

463?

MR. URICK: Already questioned.

368.

THE COURT: 368, you are? Your number is?

MR. URICK: 86.

A JUROR: 86.

THE COURT: 86. Okay.

MR. URICK: The next one is 368.

THE COURT: 368 is still here.

306.

MR. URICK: 83.

A JUROR: Right here.

THE COURT: State -- will you please stay.

306.

83.

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A JUROR: Right here.

MR. URICK: 16.

THE COURT: 16, please remain.

MR. URICK: 145 and everything through the end of the list after that.

THE COURT: 145?

MR. URICK: Yeah.

THE COURT: I have 45.

MS. GUTIERREZ: I have 145.

THE COURT: Do you have 45?

MS. GUTIERREZ: 45's been excused.

MR. URICK: Okay. Then it's 129.

THE COURT: 129? One second.

Okay. 129, remain.

469.

481.

498.

471.

477.

478.

310, please remain.

Everyone else you may go to lunch except -- wait, one second. One second. Before you go, those that are leaving -- those that are leaving, Juror Number 572, you do not have to come back here. You may go home.

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Juror Number 450, you do not have to come back.

MS. GUTIERREZ: I have Number 507 on this question also.

THE COURT: Wait. Wait. Wait one second. One second. 185 is staying; right? Or did we strike that?

A JUROR: I'm here.

MS. GUTIERREZ: 185 is --

A JUROR: Right here.

THE COURT: Okay.

And 527 we already took care of; right?

MS. GUTIERREZ: Right.

THE COURT: Everyone else please go out quietly while we continue with our voir dire. Those individuals that are leaving, go to lunch, come back at 2:30, we will continue.

Yes, sir?

A JUROR: May I approach the bench?

THE COURT: Yes, you may.

MS. GUTIERREZ: You already have one --

THE COURT: Step back for one second.

If you find that you have some emergency situation that you believe is going to require the Court's attention immediately, you may stay. But let me under -- explain, these staff members have been working since 9:30 this morning,

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Although you're departing for lunch, we have not eaten at all, nor have we taken a break. So if you have something urgent that you believe will be -- should be brought to my attention immediately, you may step up and I will see you.

Yes, sir?

(A juror approached the bench.)

THE COURT: Your juror number, please?

A JUROR: 476.

THE COURT: 476. One second, 476. Your number does not appear on the hardship list at all. You have some other matter?

A JUROR: No. I -- yes. It occurred, yes.

THE COURT: 4-7-6.

A JUROR: It occurred Friday.

THE COURT: All right.

A JUROR: My wife had a double bypass in December.

THE COURT: Uh-huh.

A JUROR: Since I got her out, on four or five occasions I've had to take her back because of heart palpitations or this or that.

THE COURT: Uh-huh.

A JUROR: She has ver -- I think it's called vertigo -- vertiga --

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THE COURT: Uh-huh.

A JUROR: -- of the ear. Friday afternoon while I was here in Court, about 2:30 in the afternoon she was having an attack of this vertiga. She was off balance. She called the doctor. She didn't know what else to do. She called the doctor.

I didn't get home to 5:30 at night --

THE COURT: Uh-huh.

A JUROR: She was -- she was depressed and sitting there and scared.

THE COURT: Uh-huh.

A JUROR: Early this morning I went in to see the doctor --

THE COURT: Uh-huh.

A JUROR: -- at Mercy Hospital.

THE COURT: Uh-huh.

A JUROR: I tried to get to you. I went first to Room 329. You told me go to 339. I went to 339. Young lady said to come into Court.

Now, I've been here since --

THE COURT: Did you tell anyone that you had an emergency situation?

A JUROR: I told the young lady. I told them over there -- yes.

THE COURT: Excuse me. The question was --

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A JUROR: Yes.

THE COURT: -- very simple.

A JUROR: Yes.

THE COURT: Did you tell them you had an emergency?

A JUROR: I told them I had a problem. A very -- I told them I had a problem, and they said, "I'm sorry but we can't do anything for you. You're going to have to go over to the judge's office."

THE COURT: Well, excuse me --

A JUROR: I went over to 339 and I told them.

THE COURT: Excuse me, sir.

A JUROR: Yeah.

THE COURT: You're not answering my question.

THE COURT: I said yet -- well, I didn't come right out and say, "Hey, I got a real emergency." I just came out and said, "I have something very important I have to talk to the judge about."

And I've been sitting here since 9:30 or ten o'clock waiting and waiting because I was told, "Well, they're going to call -- they're going to ask other things or this and that." And I'm sitting here and there's the letter.

THE COURT: Well, I thank you for the letter but I have to tell you that there's no way anyone coul

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read your mind to know that it was an emergency. And I must add that my staff and I myself have been here, and as I told you if you had an emergency, if you had used the word "emergency," I'm sure someone would have directed you to my attention.

And also I can tell you that I have an answering machine on my phone which I absolutely left with a message for jurors so in the event that you had even called the Circuit Court for Baltimore City over the weekend or this morning or on Friday, there would have been a message that you could have left for the Court.

So I'm sorry that no one got to you before five minutes after 1:00, but there were procedures in place for someone to get this attention.

A JUROR: Your Honor, when I walked in to 329 and I said, "I've got a problem, I want to talk to somebody. I want to show you something. The first thing they said to me was you got to go to 3-3-9 and talk to the judge."

I was sitting in a hallway. This young lady came along, and I said, "I got this, I want to talk to the judge about this letter."

Now what am I supposed to do, run up and down the hallways yelling "Emergency, emergency, emergency"? I try to use a thing called common sense. And you know

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what common sense got me?
THE COURT: Excuse me, sir.
A JUROR: Nothing.
THE COURT: Excuse me, sir. Perhaps common sense in a difference of opinion. But you are in front of me now and I'm reading the letter. And it says that evidently your wife is a patient, this occurred over the weekend, and it's a request that you be excused from serving jury duty.
Are you telling the Court that you need to be at home with your wife?
A JUROR: Yes, I am.
THE COURT: All right. In light of your expressed concern, any questions from Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any questions from Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Did you show this letter to the Commissioner when you arrived this morning?
A JUROR: The Commissioner --
THE COURT: Jury Commissioner?
A JUROR: No. I didn't, and the reason I didn't it said go -- I went to Room 3-2-9.
THE COURT: Uh-huh.
A JUROR: And I said to the young lady, "I have

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this letter. I have to talk to somebody here." And she said, "We don't handle it. You have to go because you already got a number" --
THE COURT: That's the Jury Commissioner's Office across the street?
A JUROR: Yes. 3 -- 239.
THE COURT: 239. Okay. All right. In light of what you've indicated, the Court will excuse you appearance as a juror today. You may leave or you may go home.
A JUROR: Now, I apologize for the way I may be acting but I tried --
THE COURT: I understand.
A JUROR: -- to do it the right way and I'm not running around yelling, "Emergency, emergency, emergency."
THE COURT: Well, sir, with all due respect --
A JUROR: When you -- when you hit the house and you see her sitting there and depressed and everything else.
THE COURT: That's why, sir --
A JUROR: I thank you.
THE COURT: -- there was a phone number for you in the event of an emergency. I made sure --
A JUROR: Was -- was there literature that had

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your phone number on it that you gave us?
THE COURT: No, there was not.
A JUROR: Then how do I know that?
THE COURT: Well, you know, as you said if you use your common sense and if you had called --
A JUROR: I tried. When I tried to call the one number to get here to find out whether I was going to have jury, busy, busy, busy, busy, busy. I know -- I know there are problems. And I appreciate those problems. And I -- I realize that.
THE COURT: We anticipate --
A JUROR: And I apologize for the way I am right now but I'm on edge.
THE COURT: I understand. And if you could imagine me trying to accommodate not only the possible --
A JUROR: 200 some people, I understand.
THE COURT: Not only that but the possible snow. That's why I made sure the message on my recorder said in the event you have a problem this is what you should do, and here is a recording if it doesn't accommodate you, you can leave a message.
But I hope your wife is well.
A JUROR: Can I make one more comment.
THE COURT: You're excused.
A JUROR: I guarantee you that if I had called

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this building to try to get your number it would have taken me a dozen days.
THE COURT: Actually, sir, may I tell you, no. On Friday I personally called the City operator myself and informed my City operator that I had 200 jurors that might call. I made sure of that only that City operator have my work number, but my home number and my cell number.
And just in case, I did do that. So I don't want to say to you that no one's thinking, and I don't want you to think that we don't try. But we can't possibly anticipate every possible scenario. We can only, like you, use common sense and do the best we can. And that's what I did.
You are now excused. I wish your wife well. And I apologize for the Court, the whole Court, if we did not get to your problem sooner.
A JUROR: Someday I hope you and I can sit down across a beer and have a good talk about these things. Have a nice day.
THE COURT: I'll be here for a long time.
THE JUROR: Thank you.
THE COURT: Judge Heard.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for

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cause.
THE COURT: All right. And he is going to be removed for cause.
MS. GUTIERREZ: 476.
THE COURT: Juror 4-7-6. All right.
Ma'am, I apologize. You may step back up.
(A juror approached the bench.)
THE COURT: You indicated that you had some reason, some hardship.
A JUROR: My granddaughter.
THE COURT: Your granddaughter?
A JUROR: Yes.
THE COURT: And your juror number is?
A JUROR: 185.
THE COURT: 1-8-5. Okay. And you have to babysit; correct?
A JUROR: Yes.
THE COURT: And there's no one to take care --
A JUROR: No, ma'am.
THE COURT: And how old is your granddaughter?
A JUROR: She's seven.
THE COURT: Seven-years old. does she go to school?
A JUROR: Yes.
THE COURT: So you have to be there to pick her

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up in the evenings? All right. And she gets out at 2:30?
A JUROR: 2 -- 2:20.
THE COURT: 2:20, okay.
A JUROR: 2:40, I'm sorry.
THE COURT: All right. And you've made arrangements for her today?
A JUROR: Her sister stayed out of school today.
THE COURT: How old is her sister?
A JUROR: 14.
THE COURT: Okay. Very well.
Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much. You may step back.
THE JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: I will be granted.
Juror Number 185, you may go home. You do not have to come back.

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Okay. Do I have 473 next?
MR. URICK: No. Stricken already. 86 should be next.
MS. GUTIERREZ: And we still have jurors here who lined up.
THE COURT: I know.
MS. GUTIERREZ: Okay.
THE COURT: Juror Number 86.
I will see you all that are standing up with emergency matters but I'm going to go through all the list as well. If there's something that you have just know that we're going to try to get to you.
Of the people standing in line, did you also, are you also in the line for hardship? did you give me your number before?
Okay. Ms. Connelly, can you get the numbers of those individuals that are in line that have not given me the number?
(A juror approached the bench.)
THE COURT: Hardship?
A JUROR: 86.
THE COURT: Number 86. Can you --
A JUROR: Financial.
THE COURT: Can you tell me what that financial reason is?

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A JUROR: I've basically been unemployed the last two years.
THE COURT: Uh-huh.
A JUROR: Full-time student, and I graduated i October, took me three and a half months to get the job I just got employed at and I started this past Monday.
THE COURT: Uh-huh.
A JUROR: I'm in training. I need the money. I have bills.
THE COURT: And you support yourself only?
A JUROR: I'm married.
THE COURT: Okay. You have family you support?
A JUROR: My wife.
THE COURT: Okay.
A JUROR: I am scheduled to go the first week of February to -- at a office training.
THE COURT: And that's out of state?
A JUROR: No.
THE COURT: Here?
A JUROR: No. No. It's close to D.C.
THE COURT: In D.C.
Any follow-up questions, Ms. Urick -- Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?

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MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, sir. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: I'll make a motion to strike for cause?
THE COURT: Any objection from the State?
MR. URICK: No.
THE COURT: Juror Number 86, you may leave. You do not have to return. Juror 86, you may leave. You do not have to return.
MS. CONNELLY: Judge, can you take Number 478 out of turn? She's diabetic.
THE COURT: 478? Juror 478 please step up.
(A juror approached the bench.)
THE COURT: Hi. You have a hardship that you indicated?
A JUROR: No. A health problem. I'm a diabetic.
THE COURT: Okay. And as a result of your diabetes, you cannot sit? You take medication?
A JUROR: Yes, I do. I have to eat six meals a day.
THE COURT: And what does the medication do?
A JUROR: I take insulin at 7:30.

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THE COURT: Okay. But I mean does it interfere with your ability to pay attention?
A JUROR: The eating problem is mine. I have to --
THE COURT: You just have to eat a lot; right?
A JUROR: Yes.
THE COURT: Okay. If we take breaks once in the morning, of course, we won't go on the bench until 9:30 or we wouldn't start until 9:30.
A JUROR: I have to eat at 11:00 o'clock.
THE COURT: 11:00 o'clock we would take a break, allow you to eat something.
A JUROR: And then you'd have to -- I have to eat at 1:30.
THE COURT: 12:30 we would take a break so you'd be able to eat from 12:30 to 2:00. Then we would break at 3:30, and then again at 5:30.
A JUROR: Because I'm past my lunchtime now.
THE COURT: I know.
A JUROR: And I feel sick.
THE COURT: Okay. Today is unusual. We would not work this long. But assuming we broke as I just described to you, would that cause you a problem?
A JUROR: As long as I can get my meals, that's the main thing.

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THE COURT: Okay. But did you hear what I said about the breaking? Usually we break at 10:30, 11:00, again at 12:30, and we would have luncheon recess till 2:00. Then you could break at 3:00.
A JUROR: Well, that's -- I would have to change my meals then.
THE COURT: And then 3 -- 5:30 would be the end of the day.
A JUROR: I'd have to change all my meals.
THE COURT: Okay. But considering I would tell you that in advance --
A JUROR: Okay.
THE COURT: -- so you have a couple -- a day and a half to do that, could you do that?
A JUROR: I can try. I have to call my doctor first.
THE COURT: Okay. But there's nothing you're taking that would interfere with your ability to pay attention?
A JUROR: Sometimes my head -- I take pressure pills.
THE COURT: Okay. Does that interfere with your ability to pay attention.
A JUROR: Sometime it make me sleepy.
THE COURT: All right. Are you taking pressure

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pills now?
A JUROR: Yes, I am.
THE COURT: And have you been sleepy?
A JUROR: 'Bout all morning.
THE COURT: Okay.
Any follow-up questions, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Judge, I would make a motion to strike for cause.
THE COURT: State want to join?
MR. URICK: No objection.
THE COURT: I'll strike her for cause under the circumstances. I tried to accommodate her, but it appears that she has other health problems that would be competing. So 478 --
Juror 478, you may go home.
Okay. The next juror I have on my list -- on the hardship list -- let me just go down. Do we have 463?
MR. URICK: No. We already spoke to that

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person. 368 is next.
THE COURT: Okay. 368.
Juror 368, please step up? Juror 368?
(A juror approached the bench.)
THE COURT: You indicated that you had a hardship?
A JUROR: Yes.
THE COURT: Can you tell me what that is?
A JUROR: I'm a single parent.
THE COURT: Uh-huh.
A JUROR: And I'm taking care of two and I was just recently put back to work.
THE COURT: And you can't get -- you will not get paid?
A JUROR: Well, I won't get paid because I'm a temp to perm assignment.
THE COURT: Okay.
A JUROR: And I won't be -- the days I miss I won't get paid. But what's -- the $15 that they give out is -- and I mean, I was laid off ever since December the 23rd, right before Christmas. I can't --
THE COURT: Can't afford to do this?
A JUROR: Right.
THE COURT: Any follow-up questions from Ms. Gutierrez?

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MS. GUTIERREZ: No, Your Honor.
THE COURT: Follow up from the State?
MR. URICK: Who is it that you work for?
A JUROR: I work for Allstate Temporary Services now. But I was working with the VMA at first.
THE COURT: Any follow up?
MR. URICK: No.
THE COURT: Thank you very much. You may step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
MR. URICK: You have no objection, Mr. -- Mr. Urick?
MR. URICK: No.
THE COURT: 368, you may go home. 368.
Juror Number 2 -- I'm sorry, 306? 306?
(A juror approached the bench.)
THE COURT: Hi.
A JUROR: How you doing?
THE COURT: You indicated you had a hardship question?
A JUROR: Yes, ma'am, financial.
THE COURT: And what is the financial

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situation?
A JUROR: I stated to my job that I would be having to do jury duty, and they didn't give me a response that they would make up the difference.
THE COURT: Okay.
A JUROR: And my bills are pressing right now.
THE COURT: All right. When you said that you told them that you might be on jury duty, and they might not make up the difference, --
A JUROR: Right.
THE COURT: -- who do you work for?
A JUROR: I work for a company called Microwave Tower.
THE COURT: Company for -- Microwave --
A JUROR: Microwave Towers.
THE COURT: Towers? Okay. And what do you do for them?
A JUROR: I'm a welder.
THE COURT: Okay. And you work by the hourly rate; is that right?
A JUROR: Yes, ma'am.
THE COURT: Not salary?
A JUROR: Yes, ma'am.
THE COURT: Are you contractual with them or have you been with them for some time?

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A JUROR: I just started with them maybe two months ago.
THE COURT: Okay. And you are sole support for yourself and family?
A JUROR: Yes, ma'am.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, sir. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: All right. 306.
I'm going to grant the motion.
306, you may go home. 306, you may go home.
Mr. -- 80 -- 83, I believe? Juror 83?
(A juror approached the bench.)
THE COURT: Hi.
A JUROR: Hi.
THE COURT: You indicated that you had a hardship. Can you tell me what that is?
A JUROR: Yes. I had a prostrate operation.
THE COURT: Uh-huh.

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A JUROR: And my water leaks and I'm taking Lotensin, and that will put me to sleep.
THE COURT: Okay. So you cannot pay attention and stay awake?
A JUROR: Right.
THE COURT: Okay.
A JUROR: Lotensin does that.
THE COURT: All right.
Any follow-up questions from, Mr. Urick?
MR. URICK: No, Your Honor.
MS. GUTIERREZ: No, Your Honor.
THE COURT: Okay. Thank you very much, sir. You may step back.
A JUROR: Thank you. It's Mr. McCoy.
THE COURT: All right, sir.
THE JUROR: Okay.
THE COURT: You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Motion to strike for cause.
THE COURT: Any objection?
MR. URICK: No objection.
THE COURT: Juror Number 83, you may leave.
And are you in any way related to Tara McCoy?
A JUROR: Who?
THE COURT: Tara McCoy.

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A JUROR: No.
THE COURT: No. Okay. Very well, you may leave, sir. Thank you. Go home or wherever.
Juror Number 16?
MS. GUTIERREZ: 1-6?
THE COURT: Yeah, 1-6. 16.
Juror 16, please step up?
A JUROR: Right here.
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Okay.
THE COURT: You indicated that you had -- have reason for cause?
A JUROR: Yes.
THE COURT: Tell me what that is?
A JUROR: Yes. I am an owner and operator of a small dental practice. And I'm the only producer. If I don't get work, I don't get paid. And the overhead keeps working no matter -- whether I'm there or not.
THE COURT: Okay. And you're the only one there at the dental practice?
A JUROR: I'm the only producer. I have staff. But --
THE COURT: Okay. Are they -- did you close your office today?

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A JUROR: Today and Friday.
THE COURT: Okay.
A JUROR: Two more weeks would be impossible.
THE COURT: Follow up from Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Follow up from Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You may step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: He's the sole practitioner in his business and he doesn't work.
Juror Number 16, you may go home or wherever.
The next number I have is 442.
MR. URICK: Already struck. 129 will be next.
THE COURT: Okay. 45 is gone? That's what I have? 129?
MR. URICK: Yes.
THE COURT: Juror Number 129?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Good afternoon, Your Honor.

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THE COURT: Hardship?
A JUROR: I have an extradition hearing in Chicago on Wednesday. I have a preliminary injunction hearing that's going to be scheduled in the next 10 days. I represent several witnesses in a trial that's going forward this week in Federal Court in Washington
THE COURT: And you're counsel for the State or the government?
A JUROR: For the defense.
THE COURT: Defense?
A JUROR: Yes.
THE COURT: Okay. As a result of those hearings and extradition scheduled, there's no one that can fill in for you?
A JUROR: There's really not, Your Honor. I've been representing these witnesses for two years, and the extradition hearing, I flew out to Chicago and met the man yesterday. No one else can really do it.
THE COURT: I understand.
Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much. You may step back.

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THE JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: I'll make a motion to strike for cause.
THE COURT: Any objection from the State?
MR. URICK: No.
THE COURT: Juror Number 129, you are excused. You may go home or wherever.
469 is the next one I have 4-6-9
469? Is he excused?
MR. URICK: I don't have an excuse
THE COURT: I don't have it excused either
469? Thank you. Step up.
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Okay. I'm fine.
THE COURT: You indicated you had a hardship?
A JUROR: Oh, yeah. Financial hardship
THE COURT: Financial, can you tell me what that is?
A JUROR: Well, I'm about to get an eviction notice, and I'm trying to keep working steadily, but I'm only working part time right now. Consequently I have a job interview for tomorrow for a full-time job, scheduled at 2:30.

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THE COURT: Okay. You'd be able to go to the interview tomorrow at 2:30. You wouldn't miss it.
A JUROR: Right.
THE COURT: I'm telling you
A JUROR: Oh, oh.
THE COURT: You would not have to worry about working -- going to your interview tomorrow or Wednesday. Anything you had to do Wednesday you would be able to do.
A JUROR: All right
THE COURT: Now, assuming that I've down -- taken care of that problem, do you still think --
A JUROR: The only thing is -- it's just the working. You said something about two weeks. Can I be here for two weeks?
THE COURT: Right. At this point you don't know whether you're going to get the job or not, right?
A JUROR: Right. Right
THE COURT: If you get the job, then it will cause a problem.
A JUROR: I just don't know. I still working part time trying to pay the bills that I have currently.
THE COURT: Oh, I see.
A JUROR: Cause I have the eviction notice coming up.
THE COURT: Okay. Have you received the eviction notice yet.
A JUROR: No, I haven't received it.
THE COURT: Okay.
A JUROR: And that's about it basically?
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor
THE COURT: Any follow up, Mr. Urick?
MR. URICK: The part-time job you're currently working?
A JUROR: Uh-huh.
MR. URICK: If you miss work, do they still pay you?
A JUROR: No, they don't.
MR. URICK: Who do you work for?
A JUROR: JB Hunt.
MR. URICK: Thank you.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: The State's position?
MR. URICK: No objection.
THE COURT: I'll strike him for cause. That's 469. Juror 4-6-9.

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(Pause.)
THE COURT: 481. I have 481.
481?
(A juror approached the bench.)
THE COURT: 481, you indicated that you had hardship.
THE JUROR: Yes.
THE COURT: Can you tell me what that is?
A JUROR: I'm dealing -- I'm under semi-doctor's care. I have tremendous high blood pressure.
THE COURT: Are you on medication?
A JUROR: Yes. Well, see -- yes -- yes, and no. I'm on medication. But I don't have any medical insurance so that is keeping me coming in keeping --
THE COURT: Taking your blood pressure --
A JUROR: -- watch over me. Right.
THE COURT: Okay. And it -- when you do take the blood pressure medicine, what does it do to you?
A JUROR: So far nothing. That's why they just keep on checking on me cause I haven't --
THE COURT: Does it make you sleepy or anything?
A JUROR: No. It just -- it just -- it's very high pressure. It's like 215 over 140. And there's -- it's too high for them to just -- it's not going down.

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THE COURT: And you think that this trial will cause your pressure to stay up or continue to be up?
A JUROR: Any sort of anxieties.
THE COURT: Very well.
Any follow up Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor
THE COURT: Thank you, sir. You may step back.
THE JUROR: Okay.
(The juror left the bench.)
THE COURT: I see signs.
MR. URICK: I'd make a motion for cause.
MS. GUTIERREZ: I'm joining in
THE COURT: 481 -- I would also note for the record he's walking extremely slowly
MS. GUTIERREZ: Yes.
THE COURT: The whole time he was talking to me his eyes were red or pinkish in color. And 215 over 140 seems extremely high. I'm going to strike him for cause.
And we're at 298?
298?
MR. URICK: I have --
THE COURT: Juror 2-9 -- I'm sorry, 498. 4-9-8? I'm getting there. 4-9-8?

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(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Okay.
THE COURT: You indicated that you had a reason that you needed to be stricken for hardship?
A JUROR: Your Honor, I talked to my boss over the weekend. And he said he would pay what he was required to pay by law, but if it took a long time he couldn't pay me. And I'm paid on an hourly basis.
THE COURT: Okay. And --
A JUROR: It's half month's salary, and I don't have any savings and so.
THE COURT: Yeah. But you stood up on Friday -
-
A JUROR: Yes.
THE COURT: -- before you spoke to him. So did you have some other reason for standing up?
A JUROR: Well, I assumed he wouldn't want to pay me. Let's put it that way.
THE COURT: Okay. So at this point he's saying he would pay you but only if you're back in a reasonable amount of time?
A JUROR: He's saying he'll pay what's required by law. I don't know what is required by law.
THE COURT: What do you do and where do you

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work?
A JUROR: I work as a legal assistant for an attorney. Wouldn't you know.
THE COURT: And that attorney's office is?
A JUROR: You want his name?
THE COURT: Yes.
A JUROR: James P. Koch, K-O-C-H. I'm also an attorney, but I don't work for him as an attorney. I work as a legal assistant for him.
THE COURT: And do they do any criminal work, Mr. Koch?
A JUROR: No. No, he's a civil attorney.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
A JUROR: Sure.
(The juror left the bench.)
THE COURT: 471.
MS. GUTIERREZ: Judge, I'd make a motion for cause because I would note, for the record, he's not required to pay her unless there are in existence certain policies where he pays others who are similarly situated

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and so this woman may well be in a situation of not getting paid at all.
THE COURT: State's position?
MR. URICK: The attorney should pay.
THE COURT: He should. That's not the issue. Whether he should isn't whether he will. Whether he does. And the issue is whether you want a juror who's under financial hardship as a result of sitting in your case listening to the evidence of the case.
Counsel is making a motion to excuse her. I'll hear State's position?
MR. URICK: No objection.
THE COURT: All right. 498 will be stricken.
Juror number 498 you are excused. 498.
MS. GUTIERREZ: You didn't tell the last juror.
THE COURT: And 481, you are also excused. You can go home. 481, you can go home.
469, you can go home if you're still here, 469.
Juror Number 471? Juror 471?
(A juror approached the bench.)
THE COURT: Yes?
A JUROR: Hi.
THE COURT: You have a hardship?
A JUROR: Yes. I'm -- I'm fully part time as a contract for PMG, Columbia Medical Plans, a social

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worker, 20 hours. And if I don't -- if I don't go pay I don't get paid. And I have a small private practice.

I also have tickets to visit my daughter in Florida on Thursday, nonrefundable.

THE COURT: Okay. Are you the sole supporter --

A JUROR: No. I'm not. No.

THE COURT: Okay.

And any follow up, Mr. Urick?

MR. URICK: No, Your Honor.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Thank you very much. You may step back.

A JUROR: Thank you.

(The juror left the bench.)

THE COURT: There's no way we're going to finish this case by Friday. Anybody want to make a motion?

MS. GUTIERREZ: What do you mean, finish this case by Friday?

THE COURT: Well, she says she's leaving town --

MS. GUTIERREZ: Oh.

THE COURT: -- ticket to -- unrefundable. It's

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a financial reason.

MR. URICK: That -- that's the least of it. Those -- although they can't get a cash refund they can use them on a different date.

THE COURT: That's true.

MS. GUTIERREZ: Make a motion.

MR. URICK: But she is a private -- private practice and she's part time so I'll make a motion.

THE COURT: All right. And I will grant the motion, 471.

Juror Number 471, you are excused. 4-7-1, you are excused. You may go home, wherever.

477? 477?

How bad are we?

THE CLERK: I keep losing count.

THE COURT: Okay.

(A juror approached the bench.)

THE COURT: Just give me one second.

(Pause.)

THE COURT: Okay.

MS. GUTIERREZ: How many do we have?

THE COURT: We have more than 60. Okay.

You are 477?

A JUROR: Yeah.

THE COURT: And you have a hardship?

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A JUROR: I'm a full-time graduate student and I work part-time for the State under contract.

THE COURT: And you're telling me that to say that?

A JUROR: I won't -- I'm not getting paid Fridays and Mondays and one other day, and I'm taking a daytime class at Hopkins that's on the quarter system, which cost me fifteen hundred dollars. I don't want to miss any classes.

THE COURT: And when you --

A JUROR: It's a computer class.

THE COURT: When is the class scheduled?

A JUROR: Tuesday and Thursday mornings.

THE COURT: So you're missing tomorrow?

A JUROR: Not yet, I haven't missed a class.

THE COURT: In the morning?

A JUROR: Uh-huh. From 9:30 to 11:00.

THE COURT: All right.

Any follow-up question from Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

MR. URICK: No, Your Honor.

THE COURT: Thank you very much. You may step back.

A JUROR: Thank you.

(The juror left the bench.)

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MS. GUTIERREZ: Make a motion to strike for cause. She's not getting paid.

THE COURT: The State has no objection?

MR. URICK: No.

THE COURT: 477 will be stricken. Okay. What we need is Ms. -- Mr. White, we'll need 30 for each strike plus 12 for the panel, plus five for the alternate. That's --

MS. GUTIERREZ: Plus 15.

THE COURT: I know -- I know. Just give me a second. Plus five, that's seven. That's 47. Plus 15, three for each strike, --

MS. GUTIERREZ: Right.

THE COURT: -- plus 15, which is 12. 62. We need 62 jurors left. We have over 60 right now. Okay?

And we won't get alarmed.

MS. GUTIERREZ: We're getting in a lot --

THE COURT: This is not --

This was not plugged in? So I was working on a battery. It was not all the way in a thing. All right. We're at 310?

MR. URICK: Yes. That's the last one on the --

THE COURT: Juror Number 310?

And my staff, we are going to take an hour lunch break as soon as we finish this.

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(A juror approached the bench.)
THE COURT: 310?
A JUROR: Yes.
THE COURT: You indicated hardship?
A JUROR: Yes. I have two difficulties. One's professional. I'm a University professor. If I need to cancel classes for two weeks, I have got 100 students that I have to cancel classes for for two weeks. I have no backups --
THE COURT: Okay. When do you teach?
A JUROR: I teach Tuesdays and Thursdays from 9:00 a.m. to 5:00 p.m. I also have to do preparation for classes. And that takes my other days usually.
I also have a one-year old and four-year old.
THE COURT: Slow down. Slow down. And what school is that?
A JUROR: Morgan State.
THE COURT: Okay. And the second one?
A JUROR: I have a one-year old and a four-year old. The four-year old is pretty much covered in terms of daycare and school but the one-year old is not completely covered. And it would be a bit --
THE COURT: When you say not covered, what do you mean? If you're working --
A JUROR: She's in daycare Tuesdays and

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Thursdays.
THE COURT: On the days that you're not teaching class?
A JUROR: And then the days that I'm not teaching class sometimes I can get coverage for her, sometimes I cannot. I'm not 100 percent sure about it.
THE COURT: Okay. And are you the sole support for your children?
A JUROR: No, I am not. I am married.
THE COURT: Okay. Is there someone else that could cover for you on the days for daycare?
A JUROR: Sometimes there is, sometimes there isn't. There's not family in other words. My husband also works.
THE COURT: Okay.
Any follow-up questions, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You may step back.
THE JUROR: Uh-huh.
(The juror left the bench.)
THE COURT: All right. Anyone want to make a motion? Teacher can't teach college course --

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MS. GUTIERREZ: I don't --
THE COURT: I mean, realistically, I'm just looking at what she's saying and anything I could --
MS. GUTIERREZ: I'll make --
THE COURT: I'm going to strike for cause. It's 310.
310, you are excused. You can go home or wherever.
Okay. I have an additional group of numbers that have been provided to the Court as adding hardship, that is 503, 519, 247, 573, 237, and 282. I will see you now, one at a time.
503, please step up?
MR. URICK: I believe you struck 478 but you did not tell her. I think she's still sitting in the courtroom.
THE COURT: Of those individuals that may be standing, please listen, if you hear your juror number you are excused to go home. If 476 is here, 572, 185, 450, 86, 368, 306, 295, 83, 16, 129, 469, 481, 498, 471, 477, 478, 310, if you are here, you may go. You do not have to return.
Everyone else, unless I've called your number for the additional hardships, you should be back at 2:30. Additional hardships I'm going to hear you before you go

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to lunch.
(A juror approached the bench.)
THE COURT: And you are 503?
A JUROR: Yes. 503.
THE COURT: Okay. And your hardship is?
A JUROR: I'm President of Maryland Bible College and Seminary. I have a quarterly Board of Director's meeting on Friday. The following Wednesday I have a meeting --
THE COURT: A Board of Director's meeting at what time on Friday?
A JUROR: Friday afternoon.
THE COURT: At what time?
A JUROR: 1:00.
THE COURT: One o'clock. Okay. And it lasts how long?
A JUROR: It lasts two days, Friday and Saturday.
THE COURT: All day Friday -- the rest of the day Friday and Saturday?
A JUROR: Yes.
THE COURT: Okay.
A JUROR: The following Wednesday I meet with church leaders in Hartford, Connecticut. That's Wednesday. I'll be gone Wednesday and fly back Thursday

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And then I teach three days a week.
THE COURT: What time?
A JUROR: That I teach?
THE COURT: Uh-huh.
A JUROR: I teach Tuesdays and Thursdays, 11:00 in the morning and then at 7:00 at night.
THE COURT: 11:00 to what time?
A JUROR: 11:00 -- really it's 10 -- 10:30 to 11:20.
THE COURT: Okay. 10:30 --
A JUROR: To 11:20.
THE COURT: Uh-huh.
A JUROR: And then at -- from 7:00 -- 7:10 to eight o'clock.
THE COURT: Okay. Anything else?
A JUROR: That's it.
THE COURT: And the tickets for your trip to Hartford are already purchased?
A JUROR: They're purchased.
THE COURT: Okay.
Any follow-up questions from Ms. Urick?
MR. URICK: No, Your Honor.
THE COURT: From Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, sir. You may

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step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion.
THE COURT: In light of the tickets being purchased and the information he's provided. He's the president of the organization. I'll strike him for cause.
519, please step up?
503, you may leave. You do not have to return. You are excused.
519?
(A juror approached the bench.)
THE COURT: You indicated you had a hardship?
A JUROR: Yes.
THE COURT: Can you tell me what that is?
A JUROR: My job do not pay when I'm not working.
THE COURT: What do you do and where do you work?
A JUROR: I work Levindale. I'm a nurse on the float pool.
THE COURT: At Levindale, that is the institution?
A JUROR: Yes. That's --

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THE COURT: Federal Correctional Institution?
A JUROR: No. That's a nursing home and hospital, combo geriatric nursing home and hospital
THE COURT: Okay. And you're a nurse there?
A JUROR: Yes.
THE COURT: Are you on salary?
A JUROR: Float pool.
THE COURT: What does that mean?
A JUROR: I only get -- wherever necessary -- whenever necessary.
THE COURT: They call you in only when extra -- when you're needed?
A JUROR: Right.
THE COURT: And if so, like for example, today if they didn't call in you wouldn't be needed?
A JUROR: I don't know.
THE COURT: So it's you don't have any guaranteed hours?
A JUROR: Yeah. Well, they call me most of the time. I can work five days a week cause it's wherever they need me, whenever. So they always need me somewhere. So I can work everyday, but I don't get paid if I'm not working.
THE COURT: Okay. And if you don't want to work, you don't have to be because you're not like a

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salaried person?
A JUROR: Oh, I have to work, yeah
THE COURT: Okay. And why do you have to work?
A JUROR: Because I live alone and I have bills that I can't even pay.
THE COURT: That's what I wanted to hear. You know, I didn't know, and I needed you to tell me that
THE JUROR: Yes.
THE COURT: Live alone and you have to pay your bills. So you're the sole support for yourself?
A JUROR: Yes.
THE COURT: Very well.
Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
THE JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Your Honor, I'll make a motion
THE COURT: I'll grant that motion for cause And that's 519. I'll strike her for cause for financial reasons, 519.
All right. Juror Number 247? 247, step up

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(A juror approached the bench.)
THE COURT: Hi. How are you?
A JUROR: Okay.
THE COURT: You indicted you had a hardship?
A JUROR: I don't think it's really a hardship. It's just that I have a foster daughter.
THE COURT: Uh-huh.
A JUROR: And the bus brings her home at 3:00, and I'm usually there to pick her up.
THE COURT: How old is she?
A JUROR: She's 10.
THE COURT: Uh-huh.
A JUROR: My hours is flexible with my job because I'm in home care and hospice.
THE COURT: Uh-huh.
A JUROR: And I'm -- I'm there. I just started being there, you know, because my fiancee died and he usually would take her but there's nobody now.
THE COURT: All right. When you are not able, is there someone else in your family or someone -- a neighbor, who could meet her when the bus comes?
A JUROR: Well, --
THE COURT: And keep her until you get there?
A JUROR: Probably the neighbor on side -- probably I could get a neighbor, you know. But they not

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home --
THE COURT: You could make those arrangements?
A JUROR: I probably could.
THE COURT: Okay. With some notice from the Court, you could?
A JUROR: Yes. Uh-huh.
THE COURT: And if I agreed to stop the Court at 4:30 so the person would only have to watch the child -- get's home at what 3:30?
A JUROR: At three o'clock.
THE COURT: Three o'clock?
THE JUROR: Uh-huh.
THE COURT: So for an hour and a half, maybe two hours?
A JUROR: Uh-huh.
THE COURT: You would have to watch -- she could make that arrangement if I told you in advance?
A JUROR: Yes.
THE COURT: Okay.
Any follow-up questions from Mr. Urick?
MR. URICK: No.
THE COURT: Any follow up from Ms. Gutierrez?
MS. GUTIERREZ: No.
THE COURT: Thank you very much for coming forward.

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A JUROR: Okay.
THE COURT: I appreciate that.
A JUROR: Uh-huh.
(The juror left the bench.)
THE COURT: 573.
Juror Number 573? 573?
Juror Number 247, please go to lunch and return at 2:30.
(A juror approached the bench.)
A JUROR: Hello again.
THE COURT: Yes. How are you?
A JUROR: All right. I have a part-time job that I am starting this week. And it's no way --
MS. GUTIERREZ: This is Juror Number 573?
THE COURT: Yes. We already saw you?
A JUROR: Yes you have.
THE COURT: Okay. And you thought of something that didn't tell us earlier?
A JUROR: Well, actually I have a part-time job that -- and it starts today, and I need to be there today. It -- well actually it -- I was supposed to be there Friday but I couldn't go Friday. I wasn't -- I didn't think that I would be here again today.
THE COURT: All right. And you didn't think you were going to be here again today because?

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A JUROR: Friday, I was supposed to start Friday.
THE COURT: Uh-huh.
A JUROR: And I didn't know that I was going to be -- have to come back today.
THE COURT: All right.
A JUROR: So I put it off until today.
THE COURT: To start the job?
A JUROR: Yes.
THE COURT: All right. And if you did not start the job for two weeks, would that cause you a problem?
A JUROR: Yes, it would. Financially, yes.
THE COURT: And why is that? I mean, what is the situation?
A JUROR: Right now -- I -- I filed for bankruptcy, so I'm trying to get my finances in order right now and I really need to be working.
And on my full-time job, if I'm not working that day I would have to make it up some kind of way.
THE COURT: You have a full-time job?
A JUROR: Yeah.
THE COURT: And your full time job is?
A JUROR: I work -- well at Check -- Checkers. I manage -- General Manager.

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THE COURT: Okay. And so you have a second -- part-time job and that's the job that --
A JUROR: Yeah. That I need to --
THE COURT: Supposed to start?
A JUROR: Yeah. I'm starting today.
THE COURT: Okay.
A JUROR: This evening.
THE COURT: All right.
A JUROR: At four o'clock.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion for cause.
THE COURT: Can you give me a basis?
MS. GUTIERREZ: Well, she's --
THE COURT: She hasn't given us any different then what she told us earlier.
MS. GUTIERREZ: Well, she's given us more financial information. She's filed for bankruptcy. She's counting on the second job that clearly she won't get paid if she's not able to start at all.

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I think that's additional information than her first reasons saying she won't get paid on her regular job.
THE COURT: Okay.
Mr. Urick?
MR. URICK: She did articulate loss of income this time.
THE COURT: Yeah. I -- and I -- I want to tell you that I'm also inclined to -- to strike her for another reason as well. She's being very emphatic about not wanting to sit in this case. And my concern is that if she's that emphatic to wait around to come back up again --
MS. GUTIERREZ: Right.
THE COURT: -- that it seems to indicate that she's not inclined to be open and responsive to both the State and the defense. And I'm concerned about that in light of the fact that the case will last about two weeks.
So for that reason and the reasons all articulated of financial, I'll strike for cause.
All right. 573, and, 519, if you're still here, please, you're excused. You may go home or wherever.
237?

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And I only have one after that. And that's 282.
(A juror approached the bench.)
THE COURT: 237?
A JUROR: Yes.
THE COURT: Hi. You have a hardship?
A JUROR: Yes. I'm the only one bringing in an income in my home and I'm the mother of three children.
THE COURT: Okay. And as a result of your being here you are not able to get paid; is that right?
A JUROR: Right.
THE COURT: What do you do?
A JUROR: I'm -- I'm working in dietary in Kerman Hospital.
THE COURT: And are you on a salary or an hourly?
A JUROR: Hourly.
THE COURT: Okay. All right.
Any follow up, Ms. -- Mr. Urick?
MR. URICK: Yes. Thank you.
Are you on staff are you part time or contract?
A JUROR: Part time.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You may step

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back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: I'll make a motion to strike for cause.
THE COURT: I'm going to grant the motion. She's the sole support of three children and she's not getting paid for the days that she misses work.
And last but not least, 282?
(Pause.)
THE COURT: Juror Number 237, you may go home or wherever.
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine, Your Honor.
THE COURT: Sorry that your last but --
A JUROR: That's okay. I had to check some things this weekend. We have tickets to Florida this Saturday.
THE COURT: I believe you. You don't have to show them to me.
A JUROR: Okay. I'm principle of a small high school and we have interim weeks because we run a year round school. And the interim week is coming up this next week.

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THE COURT: What does that mean?
A JUROR: That means that's its no classes then.
THE COURT: Uh-huh.
A JUROR: They're classes in session right now. In fact, I have no assistant so anybody else so I -- I'm going to have pick up the pieces when I get back.
THE COURT: When you say during interim --
A JUROR: Interim means there's no classes next week, and we were -- that's why we were planning this trip to Florida. I have 12 and a half weeks vacation accrued. I've been there 30 years. And if I don't use the vacation during the interim weeks, it's -- it's often not granted because it's got to be, you know, when -- when the classes are in session.
THE COURT: I understand. And when -- when do you leave?
A JUROR: Saturday.
MR. URICK: No questions.
MS. GUTIERREZ: No questions.
THE COURT: Thank you very much. You may step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for

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cause.
THE COURT: Under the circumstances, Mr. Urick, you have no objection to that do you? After 30 years he's entitled to a week vacation.
MR. URICK: No objection.
THE COURT: I mean -- 282, you may go. Have a wonderful vacation.
A JUROR: Thank you, Your Honor.
THE COURT: All right.
Ladies and Gentleman, this is what I propose to do. I'm going to ask Mr. White before we start or resume, if you would just give me a count.
My calculations are that we 62 to select the jury with five alternates. I can always go into that a little deeper by reducing the number of alternates. But I rather go with five if at all possible.
And I will note for the record once again, my staff wonders about my madness in ordering 200 jurors, I would just say see, I told you.
This case was a high publicity case, and I had an idea that we would have -- that coupled with the length of the time of the trial and this time of year that we might have some difficulty getting a panel unless we have more than enough. And I think the way we've done we have more than enough.

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So we are going to stand in recess. And I hate to do this to you Counsel, but this is what I propose. We're going to come back at 2:30. I know that only gives you 40 minutes for lunch but we will finish jury selection today, if not today then tomorrow morning.
But in the likelihood that we are finished, you should know that tomorrow afternoon we will not be sitting so you have tomorrow afternoon to make up this short lunch. And we will not be sitting on Wednesday.
MS. GUTIERREZ: Your Honor, I just wanted to make sure that we are going to do opening on Thursday. So are you saying even if we finish today --
THE COURT: If we get -- no. If we get the jury selected today and in the box.
MS. GUTIERREZ: So -- okay, then we will --
THE COURT: Then we'll do opening in the morning and at least one witness. But at the rate we're going, --
MS. GUTIERREZ: Okay.
THE COURT: -- we still have -- we've only done two questions.
MS. GUTIERREZ: We still have the minor motions. They won't take that long --
THE COURT: We could do the minor motions in the morning.

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MS. GUTIERREZ: Right. Okay.
THE COURT: And still do jury -- do opening tomorrow. I'm sorry. Opening on Thursday and -- and that might be the way to do it, is to handle whatever motions, preliminary motions and any other scheduling issues tomorrow morning.
But I cannot sit tomorrow afternoon. And I can't sit at all on Wednesday. It makes no sense for me to even try to have you sitting around in the event I'm able to get back from out of state. I'm not going nearby, I'm going quite a ways.
Okay. And so -- and I know it's supposed to snow again. And I don't even know what that's going to present for us.
Se we're going to stand in recess until 2:30. One moment. Just so you know. On Friday, -- I'm sorry, on Thursday, I have one case.
THE CLERK: Tomorrow you have one case. Thursday you have an arraignment docket.
THE COURT: Now this -- this is being reassigned.
THE CLERK: Okay.
THE COURT: There's no way I can do an arraignment docket.
THE CLERK: But tomorrow's there's just one

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case.
THE COURT: But I'm not here tomorrow. In the morning? Okay. And Thurs -- Wednesday?
THE CLERK: Tara said she was working on it.
THE COURT: Okay. This Court stands in recess then until 2:30. And I apologize to my staff for the short luncheon recess but I promise to make it up to you. I promise.
(A luncheon recess was taken at 1:55 p.m.)

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A-F-T-E-R-N-O-O-N S-E-S-S-I-O-N
(2:40 p.m.)
(The panel of prospective jurors was present upon reconvening.)
THE COURT: The prospective jurors sitting in the jury box, I'm going to ask that you move into the seats here in this area. Yeah, it's getting to that point.
Ladies, if you would also try to find a seat in that area.
And on this side of me, if you could also move into that area.
If you would step up, please, for a moment. I just want to let you know what the status -- where we are. And Juror Number 500 would you just take one moment and we'll have you come up.
(Counsel and the defendant approached the bench, and the following ensued:)
THE COURT: Counsel, what I have is 5 -- 95 jurors left in the panel.
MS. GUTIERREZ: Uh-huh.
THE COURT: We have 33 jurors that we strike to spare, if we select a panel of 12 with 5 strikes. Juror Number 500 is over 70. She's seated to your right. I'm going to ask her to come up.

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Juror Number 500, will you step up please?
(A juror approached the bench.)
A JUROR: Hi.
THE COURT: How are you?
A JUROR: How are you?
THE COURT: You indicated that you were over 70 years of age at the break and you wish to be excused; is that correct?
A JUROR: That's correct.
THE COURT: Okay. And you understand that if you wanted to sit in this jury, we would treat you just like anyone else, that merely because you're over the age of 70 you do not automatically get a strike but if you wish to be stricken for that reason, the Court would be inclined to do that. Is that what you would like?
A JUROR: I like to be excused from this trial, but I imagine if you excused from this trial it's all -- any trial from in the future.
THE COURT: In the future, when you get that notice in the mail --
A JUROR: Yeah. Yeah.
THE COURT: You just send it back and tell them that.
A JUROR: Oh. But I mean, if I don't serve this --

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THE COURT: They won't know why you were stricken.
A JUROR: Okay.
THE COURT: Okay?
A JUROR: Thank you, Your Honor.
THE COURT: You're welcome.
And, Ms. Gutierrez, you have no questions?
MS. GUTIERREZ: No.
THE COURT: Mr. Urick, you don't have any questions?
MR. URICK: No.
THE COURT: Thank you very much, ma'am. You are free to go.
(The juror left the bench.)
MS. GUTIERREZ: So did we determine that's what the law is? If they wanted to be excused they can be.
THE COURT: No, we didn't determine that that was the law, but I determined that in light of her age and the fact that this case is going to last two weeks, and I did so for the other lady, that having her come back over the age of 70 each and every day for two weeks in the light of the inclement weather, and the fact that it's considered a health risk for elderly people to be out in this weather in the first place, I am not going to require that she sit.

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And if she wants to, I was going to allow her to be treated just like everyone else but in that -- in the light of her age. If the Court of Appeals finds that that's objectionable, I guess they'll let you know. But I don't think --

MS. GUTIERREZ: Well, I'm not objecting.

THE COURT: -- the Court is unreasonable in that. Thank you very much. I appreciate that.

And very well. We're going to then go through the rest of the list of questions. And I do not think it requires everyone to stand up so I'll let you sit --

MS. GUTIERREZ: Okay.

THE COURT: -- and we'll go through as many questions as we can without having you stand. All right.

(Counsel and the defendant returned to the trial tables, and the following ensued:)

THE COURT: All right, Ladies and Gentleman, I'm going to proceed with the questions that should be propounded to you in order for us to select a fair and impartial juror.

Sir, Mr. Syed, have a seat.

A JUROR: May I come up and talk to you?

THE COURT: Okay. Is this an urgent matter regarding the first two questions?

A JUROR: No.

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THE COURT: That I've asked, or some other new issue?

A JUROR: It's a new issue.

THE COURT: Okay. Is it personal in nature?

A JUROR: Yes.

THE COURT: Please come up to the bench.

(Counsel and the defendant approached the bench, and the following ensued:)

(A juror approached the bench.)

THE COURT: Give me a second. First I need your juror number and use the mike.

A JUROR: 530.

THE COURT: Juror Number 530.

THE COURT: Yes, sir?

A JUROR: Yes. I told you last week that I had a medical problem. And I had an appointment tomorrow at Sinai Hospital to get some tests. I was going to postpone it, but over the weekend I start having some -- some more problems.

And I can't -- I don't think I can go through this -- this trial with this problem.

THE COURT: Okay. And can you re -- reiterate for the record what the problems were?

A JUROR: Well, I'm having pains in my abdomen.

THE COURT: Okay.

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A JUROR: And I can't -- I can't hold my water. I'm much dehydrated. I'm not drinking any water.

THE COURT: All right. And you indicated that you have medical problems, hardship, and you needed to use the bathroom but we might be able to accommodate you.

A JUROR: Right.

THE COURT: And you're indicating now that you don't believe that it's going to work out.

A JUROR: I -- I'm not drinking any water to keep from going to the bathroom and the doctor said that that's not good.

THE COURT: Okay. Any problems or any additional questions, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Mr. Urick?

MR. URICK: No, Your Honor.

THE COURT: Thank you very much, sir. You may step back.

A JUROR: Thank you.

THE COURT: One -- one moment. Is there a motion?

MS. GUTIERREZ: Yes.

THE COURT: All right.

And you would agree?

MR. URICK: No objection.

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THE COURT: You may be excused. You're free to go. You may go home.

A JUROR: Okay. Thank you.

THE COURT: Thank you very much.

(The juror left the bench.)

All right. And we're going to continue.

(Counsel and the defendant returned to the trial tables, and the following ensued:)

THE COURT: Ladies and Gentleman, as the attorneys go back to their table, I need you to listen closely to the question that I pose. If you have an affirmative or yes response to the question, I need you to stand and remain standing until I get your juror number.

There are number of witnesses that may be called to testify in the case of the State of Maryland versus Adnan Syed. When I say they may be called, it -- what it means is that there names may be mentioned or they may actually be witnesses.

I need you to listen. It you recognize a person that you know, I need you to stand and remain standing until I get your juror number;

Police Officer Scott Adcock, Baltimore County Police Department; Bilal [redacted] I'll spell that, B-I-L-A-L, last name [redacted] Forty -- Is that Paten's

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Place, P-A-T-E-N. And that's in Baltimore;

Yasser Ali of Char Lee Court; Salvitore Bianca, Trace Analysis Unit, the Crime Lab, Baltimore City Police Department; Peter Billingsley, Crosby Road in Baltimore; Inez Butler-Hendricks, Woodlawn High School;

Detective Gordan Carew or Carew, C-A-R-E-W, the Homicide Unit, Baltimore City Police Department; Saad Chaudry, and I'll spell it. S-A-A-D, and the last name, C-H-A-U-D-R-Y, Pleasant Valley Road in Baltimore County;

Don Cliendienst, am I pronouncing that right?

THE CLERK: Cliendienst.

THE COURT: Cliendienst, Ellicot Drive in Belair, Maryland; Jane Efron, Woodlawn High School; Sergeant Kevin Foster, Homicide Unit, Baltimore City Police Department; Ja'uan Gordan, that's Gwendale Avenue in Baltimore;

Master Sergeant Grant Graham, Armed Forces Institute Pathology, Rockville, Maryland; Detective Kirk Hastings, Homicide Unit, Baltimore City; Dr. Margaret Corral, Medical Examiner's Office, Baltimore;

Tracy Kramer, Woodlawn High School; Young Lee, Rock Ridge Road, Baltimore; Theresa Long, forensic chemist, Baltimore -- I'm sorry, Maryland State Police Lab; Detective Greg McGilvary, -- and I'll spell that, M-C-G-I-L-V-A-R-Y -- Homicide Unit, Baltimore City Police

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Department;

Stephanie McPherson, Main Fall Circle; Kathy Mitchell, or Michel, M-I-C-H-E-L, Mill Run Circle, Owings Mills; Crista Myers, Merritsville Road in Baltimore County;

Ann Monica Nduie or Nduie -- I'll spell it, N-D-U-I-E -- Riding Crop Way; Eman Obot, Mobile Crime Unit, Baltimore City Police Department; Detective Joseph O'Shea, Baltimore County Police Department;

Mahlon Oswell, M-A-H-L-O-N, Mobile Crime Lab, Baltimore City Police Department; Donna Paoletti, P-A-O-L-E-T-T-I, Woodlawn High School; Nina Philipsen, Ceder Circle Drive, Baltimore County;

Aisha Pittman, 6 Forest Rock Creek, Baltimore County; Jennifer Pusateri, McDew or Mcado Avenue, Baltimore; Mark Pusateri, same address; Detective Bill Ritz or Reitz, Homicide Unit, Baltimore City; Dr. William Rodriguez, Armed Forces Institute Pathology, Rockville;

Gerald Russell, Woodlawn High School; Franklin Sanders, Mobile Unit Crime Lab; Hope Schab or Schab, S-C-H-A-B, Woodlawn High School; Dave Schriener, Woodlawn High School; Alonzo Sellers, Gilmore Street.

Melissa Strangroom or Stangroom, Biology Unit, Maryland State Police; Sharon Talmadge, Latent Prints Unit, Baltimore City Police; Nisha or Nisha Tanna, T-A-N-

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N-A, Bellows Way, Silver Spring, Maryland;

Romano Thomas, Mobile Crime Unit; Daniel Van Gelder, Trace Unit; Christy Vincent, Gateway Terrace; Abe Waranowitz, AT and T Wireless Telephone Communication; Deborah Warren, Prince Georges Street.

Sharon Watts, Woodlawn High School; Jay Wilds, Rich Avenue, Baltimore County; Lynn or Lynette Woody or Woodley, Woodlawn High School; Aaron Noriega, Baltimore City; Abbas Contractor, Baltimore City;

Abdul Hasnuddin, H-A-S-N-U-D-D-I-N; Abo Bakar Ndiaye, N-D-I-A-Y-E is the last name spelling; Adila Aurangzeb, spelled A-U-R-A-N-G-Z-E-B, Sparks, Maryland; Adnan Khattak?

MS. GUTIERREZ: Khattak.

THE COURT: Say?

MS. GUTIERREZ: Khattak.

THE COURT: K-H-A-T-T-A-K; Ahmed Abdul Moiz, M-O-I-Z, of Baltimore. I'm going to spell this one. A-I-D-A-T, last name, I-D-E-I-S, Pd.

Is that a initial Pd, is that a name, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Okay. Ellicot City, Maryland; Aisha Pittman, Catonsville, Maryland; Inez Moruez, Baltimore; Ammar Al-Badarneh? B-A-D-A-R-N-E-H-E -- I'm

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sorry -- B-A-D-A-R-N-E-H;

Ammar, last name A-L-B-D-A-R-N-E-H; Admot Bisar; Andrew Davis, all of Baltimore; Inessa Admoth of Baltimore; Anisha Contractor of Baltimore; Annette Mustafa, Ellicot City; Anthony Jenkins of Baltimore;

Anwarul Chaudry, Baltimore; Arian Wasseen, Stevenson, Maryland; Badr Oweis, or -- or Oweis, O-W-E-I-S, of Baltimore; Biellie Ahmed of Baltimore; Cilia Kader Ndiaye of Baltimore; Clevon Johnson of Baltimore;

Coach Sye, S-Y-E, Woodlawn High School; Deborah Warren of Baltimore. I did McGaffivery. Detective Ritz I did. O'Shea. Detective O'Shea of Towson; Detective Kevin Forrester of Baltimore. I did the Cliendienst.

Dorrell Walker of Baltimore; Ernest Carter of Baltimore; Esther Ann, and I'll spell the last name, B-E-N-A-R-O-Y-A, of Rockville; Farhana Mufti, spelled F-A-R-H-A-N-A, last name, M-U-F-T-I of Baltimore;

Farooq Marfani of Baltimore; Gerald Russell of Baltimore; Gloria Cason of Randlestown; Hope Schab of Baltimore; Inez Butler of Baltimore; Jane Efron of Baltimore;

These are repeats, Musateri; Joel Brown of Baltimore; Kashif Munir, -- I'll spell it. K-A-S-H-I-F, last name M-U-N-I-R. The next name I will do first and

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last name spelled K-E-H-I-N-D-E, last name A-D-E-L-O-Y-E.

Keith Purgoy of Baltimore; Chalda Chardery of Baltimore; Khan Pathan of Baltimore; Christa Myers of Baltimore; Laila Abdou, Baltimore; Leslie Qalawee, spelled Q-A-L-A-W-E-E, of Baltimore.

Lisa Cason I did. Loay Oweis, O-W-E-I-S, of Ellicot City; Malika Wasseen of Stevenson, Maryland; Maqbool Patel of Baltimore; Mark Prior of Baltimore; Masood Ali Khan or Khan, K-H-A-N, of Baltimore;

Mazhar Baig, B-A-I-G, of Baltimore; Merag Hasnuddin of Baltimore; Michael Klites of Baltimore; Michael Sye of Woodlawn; Muhammed Amjad, and the last name is spelled M-I-A-N, of Owings Mills.

(Pause.)

THE COURT: Mohammed Aslam Khan of Baltimore; Mohammed Aslam Khan; Mohammed I -- Ijaz Mufti or Mufti, M-U-F -- M-U-F-T-I; Mohammed Mustafa Qalawee, Q-A-L-A-W-E-E; Mohammed N. Khattak, K-H-A-T-T-A-K. One moment.

(Pause.)

THE COURT: Mohammed To -- Tufail Chaudry; Mujtaba, M-U-J-T-A-B-A; Ali Khan; Mustafa Ali Khan; Nargis Amjad -- Oh no. Nargis Amjad and the last name is M-I-A-N, of Owing Mills; Nasreen Rahman, -- and I'm not sure I'm pronouncing that -- R-A-H-M-A-N, of Timonium;

Norman or Newman Siddiqi, S-I-D-D-I-Q-U-I -- or

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no -- S-I-D-D-I-Q-I, of Sparks, Maryland; Nauman Khokar, spelled K-H-O-K-A-R; Nisha Tanna of Silver Spring. Officer Scott Adcock we did.

Ossame Abdou; Patrick Furlough of Baltimore; Philip Budameir of Baltimore; Presley Cason, III., Presley Cason, Jr. of Randlestown; Qudsia Wahab Lodhi, L-O-D-H-I, of Baltimore;

Rabia -- Rabia Marfani; Rabia Husain; Raf -- Rafia Chaudry; Rebecca Walker; Saad Chaudry. First name is spelled S-A-D-I-A, last name, M-U-N-I-R. Samenna Khattak; Samer -- and I'll spell the last name, A-T-I-Y-A.

Sara Patel; Sardar Hasan Khan; Sartaj Load -- Lodhi, L-O-D-H-I; Syed Hashmi, H-A-S-H-M-I; first name spelled S-H-A-H-N-Z-A, last name Patel; Shahrukh Hashmi; Shamain Rahmam or Rahman; Stephanie McFearson;

Summer Atiya Al-Badarneh, spelled A-L dash B-A-D-A-R-N-E-H; Surraiya Ahmed Baig; Surraiya N. Khan; Syed Amid Husainn; Syed Habeeb Ashruf of Baltimore; Syed Mas -- Massudur Rahman of Baltimore; Syed Zahid Husain of Baltimore;

Syed, and I'll spell the middle name, Z-A-H-I-D, Husain, of Baltimore; Tahseen A. Husain of Baltimore; Tanveer Syed of Baltimore; Tarik S-I-D -- I-D-E-I-S, Pd. of Ellicot City. Tracy Kramer I did,

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Umar Mustafa of Ellicot City; Use -- Usman, and I'll spell it, U-S-M-A-N, last name M-I-A-N; William McCray; Yasser Ali.

Ladies and Gentleman, if you know any of the individuals whose name I just called, you are related to them, they are personal friends or acquaintances, you work for them or they work for you, I need you to stand at this time?

Starting on my left?

A JUROR: 511.

THE COURT: Number 511. Sir, who do you know?

A JUROR: Young Lee, I believe.

THE COURT: And how do you know Young Lee?

A JUROR: If it's the same Young Lee, Professor at Johns Hopkins University.

THE COURT: The fact that you would know Young Lee as a professor at Johns Hospital, and they may be a witness in this case; that is, they may testify or give testimony, would that in any way -- would that in any way interfere with your ability to be fair and impartial and therefore be able to render a verdict based on the testimony in the courtroom and the law as I instruct you?

A JUROR: No.

THE COURT: Have a seat. Thank you very much.

The gentleman, tall, in the back row, almost

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back row.

A JUROR: 484.

THE COURT: 484?

A JUROR: Right.

THE COURT: Who do you know?

A JUROR: Detective O'Shea I believe. I've dealt with him through work.

THE COURT: Detective O'Shea you have dealt with through your work. As a result of dealing with Detective O'Shea through your work or employment, would that interfere with your ability to be fair and impartial if the detective were to testify? Could you weigh the testimony of his -- whatever he said with all other witnesses in the case and render a fair and impartial verdict based on what you hear in the courtroom and the law as I instruct you?

A JUROR: Yes, I could.

THE COURT: Thank you very much. You may be seated.

MS. GUTIERREZ: Could we find out where the gentleman works?

THE COURT: We will in just one moment.

Sir, that's Number 484?

A JUROR: Yes.

THE COURT: Where do you work?

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A JUROR: Department of Public Safety.
THE COURT: Okay. Ladies and Gentleman, there will be other questions that will be asked and some of them are related to public safety or that type of law enforcement activity. You'll be asked to stand at that -- that time and respond.
Your juror number, sir? In the sweater -- I'm sorry, ma'am. I can't see that far. The light is not very good and I apologize. Can you tell me your juror number?
A JUROR: 3-4-3.
THE COURT: 3-4-3. And the answer to your -- the question that you knew someone?
A JUROR: Saad Chaudry, S-A-A-D C-H-A-U-D-R-Y.
THE COURT: You'll have to repeat because I could not hear?
A JUROR: Saad.
THE COURT: Uh-huh.
A JUROR: S-A-A-D, Chaudry, C-H-A-U-D-R-Y.
THE COURT: And how do you know them.
A JUROR: He is a student of mine at the Community College, Baltimore County. And he's an understudent.
THE COURT: The fact that you know this individual that is a student in your class, would that in

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any way interfere with your ability to be fair and impartial if it was that that individuals was a witness in this case? Would you be able to that considering all other evidence in the case as well as the law as I instruct you and do so in a fair and impartial way?
A JUROR: I think I might have difficulty.
THE COURT: Thank you very much. You may be seated.
A JUROR: 382.
THE COURT: 382? And the person you know?
A JUROR: I know a few of the detectives.
THE COURT: A few of the detectives.
A JUROR: I -- I work for Baltimore City for 14 years.
THE COURT: And you worked for Baltimore City Police Department?
A JUROR: Yes, ma'am.
THE COURT: Okay. And when you left the Baltimore City Police Department, what section were you assigned?
A JUROR: Public Relations.
THE COURT: As a result of your activity with the Baltimore City Police Department, there are a number of police detectives, some of -- all of which I've named, and also as a result of your employment through Baltimore

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City Police Department, do you believe that you can listen to the fasts and evidence of this case, weighing the credibility of the officers as you would as any other person, not giving him -- them any more weight or any less weight, merely because they are police officers. could you do that in a fashion to be fair and impartial in this matter?
A JUROR: I could.
THE COURT: Very well. You may be seated.
May I have your juror number in the green sweater?
A JUROR: Yes. It's 407.
THE COURT: 407? And the person you know?
A JUROR: What's his --
THE COURT: Okay. We cannot hear you. The stenographer is indicating he cannot hear. If you could just raise your voice a little and speak slowly.
A JUROR: Yes. Phil -- Phil Buttermeyer.
THE COURT: And how do you know Phil Buttermeyer?
A JUROR: He's director, I think, Baltimore City Surveys and Records.
THE COURT: Okay. Surveys and Records. And how do you know him?
A JUROR: Let's see. Just as a surveyor.

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THE COURT: You're a surveyor?
A JUROR: No. I work for the city schools.
THE COURT: And as a result of your past employ -- employment as a surveyor you came to know him; is that correct?
A JUROR: Yes, that's correct.
THE COURT: As a result of knowing him through your past employment, could you weigh his credibility as you would any other witness? And the fact that you knew him would that interfere with your ability to be fair and impartial, listening to the evidence and the testimony in this case and fair -- and rendering a fair and impartial verdict?
A JUROR: I think I could render a fair verdict.
THE COURT: Okay. Do you know any other individuals that I named?
A JUROR: What's the young man, he's a doctor at Veteran Administration Hospital downtown.
THE COURT: Doctor?
A JUROR: Young Lee.
THE COURT: Young Lee? And you know a doctor Young Lee who is a doctor at a hospital downtown?
A JUROR: Yes. Veterans Administration.
THE COURT: The Veteran's -- okay. And how do

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you know that doctor?
A JUROR: Again, just because he was assigned to me outpatient.
THE COURT: Okay. As a result -- result of your knowledge of this doctor, if this is was in fact the same doctor whose testimony may be admitted in this case, would that interfere with your ability to be fair and impartial, the fact that you were treated by this physician?
A JUROR: I do not believe so.
THE COURT: Very well. You could be fair?
A JUROR: Yes indeed.
THE COURT: Thank you very much. Any other witnesses that you know?
A JUROR: No indeed.
THE COURT: Thank you very much, sir. You may be seated.
Yes, ma'am, in the purple?
A JUROR: How about blue?
THE COURT: Blue? I'm sorry.
A JUROR: 551.
THE COURT: 551. All right. And you indicated that you know one of the witnesses. Who do you know?
A JUROR: I know Badr Oweis. I believe that's the same name I heard.

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THE COURT: Okay. I can only hear --
A JUROR: I know a man named Badr [redacted]. I don't know if that is the same man as you called out.
THE COURT: Okay. The individual that you know, how do you know him?
A JUROR: He's a client of my business.
(Pause.)
THE COURT: One moment, please.
(Pause.)
THE COURT: The name that -- are you pronouncing is B-A-D-R, last name, [redacted]
A JUROR: Yes.
THE COURT: Okay. Very well. As a result of knowing that potential witness, does that in any way interfere with your ability to weigh the credibility of that witness as you would any other person and render a fair and impartial verdict? Or do you believe the knowledge of that witness would interfere with your ability to do that?
A JUROR: No. I do no.
THE COURT: You could be fair?
A JUROR: Yes.
THE COURT: Very well. And you said this wit -- this witness is a client of your business?
A JUROR: Uh-huh.

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THE COURT: And what type of business do you have?
A JUROR: I'm in the veterinary laboratory business.
THE COURT: Veterinary lab --
A JUROR: Veterinary laboratory business. The man I know is a veterinarian.
THE COURT: A veterinarian?
A JUROR: Uh-huh.
THE COURT: Thank you very much. You may be seated.
Yes, sir?
A JUROR: 3-5-8, Your Honor.
THE COURT: 3-5-8.
A JUROR: Yes, ma'am.
THE COURT: And you know?
A JUROR: Presley [redacted] and several other names -- character names on the list also.
THE COURT: Okay. For the record, I did not tell you that those names were character names. All I said was that they were potential witnesses in this case. So therefore, I need you to understand that the people that are listed may or may not be witnesses. Their names may be mentioned during the course of this trial.
The fact that you recognized Presley [redacted] and

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maybe a few other witnesses, would that in any way interfere with your ability to be fair and impartial? Could you weigh their credibility like you would any other witness and render a fair and impartial verdict?
A JUROR: I probably would have a little difficulty with Presley.
THE COURT: All right. Very well. Thank you very much, sir. You may be seated.
(Pause.)
THE COURT: Any member of this panel, or any member of this panel have a close family member or relative that is employed by the State's Attorney's Office or was represented by an Assistant State's Attorney that you know of, or employed by the United State's Attorney's Office or any member of the Justice Department, like the FBI, DEA, IRS, employed as a State prosecutor in the State of Maryland, Baltimore City or County Police, or Maryland State Police, or the Attorney General of the State of Maryland?
That is, when I say any member of the panel or member of the panel's close friend or relative, what I'm looking for is your immediate family or someone who's close enough that they live with you or you associate with them frequently during the week, talk to them a lot?
Any member of this panel have a close family,

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friend, or relative or you yourself, is employed by any of these entities that I have just named, I need you to stand?

(Prospective jurors standing.)

THE COURT: In addition to that question, if you are employed by any other law enforcement agency, corrections included, I need you to stand?

Starting on the front row to my left, your juror number please?

A JUROR: 5-3-6.

THE COURT: And your answer to my question?

A JUROR: I work for Maryland House of Correction, Division of Correction, secretary to the warden.

THE COURT: And you're employed there as a secretary; is that correct?

A JUROR: Uh-huh, to the warden.

THE COURT: Regardless of your specialized training and your role at -- as a secretary in the Maryland House of Corrections, can you render a fair and impartial verdict in this case, listening to the witness testimony, the facts and the evidence and the law as I instruct you?

A JUROR: I can.

THE COURT: Thank you very much. You may be

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seated.

The lady right there, yes?

A JUROR: 5-5-4.

THE COURT: 5-5-4. And your answer?

A JUROR: Maryland State Trooper, brother.

THE COURT: Your brother is a Maryland State Trooper?

A JUROR: Yes, ma'am.

THE COURT: Okay. Anyone else in your family?

A JUROR: That's all.

THE COURT: Okay.

A JUROR: That's it.

THE COURT: As a result of your brother being a Maryland State Trooper, do you believe you can be fair and impartial in this case, render a verdict solely on the evidence and the law as I instruct you setting aside what he does for a living?

A JUROR: Yes, ma'am.

THE COURT: Thank you very much. You may be seated.

Yes, sir?

A JUROR: 5-0-7.

THE COURT: 5-0-7. And your answer to my question?

A JUROR: My ex-wife and two close cousins are

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Baltimore City police officers.

THE COURT: Do you know where they were assigned or where they are currently assigned?

A JUROR: No.

THE COURT: All right. The fact that your ex-wife and cousins -- relatives were in Baltimore City Police Department, can you be fair and impartial in this case and render a verdict solely on the evidence in the courtroom, the law as I instruct -- instruct you, in a fair and impartial way? Can you do that?

A JUROR: I think I can.

THE COURT: "I think I can," is that a yes, a maybe, I'm not sure?

A JUROR: Yes.

THE COURT: You can? Thank you very much, sir. you may be seated.

Ma'am, in the end, your juror number first?

A JUROR: 3-3-4.

THE COURT: 3-3-4. And your answer to my question?

A JUROR: My daughter works at Baltimore City Woman's Detention Center.

THE COURT: All right. The fact that your daughter works at the City Detention Center for women, does that in anyway interfere with your ability to be

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fair and impartial in this case, render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?

A JUROR: No. It doesn't.

THE COURT: You can do that?

A JUROR: Yes.

THE COURT: Thank you very much, ma'am. You may be seated.

Your juror number please, ma'am?

A JUROR: 294.

THE COURT: 294. And if you would indicate your answer?

A JUROR: My brother-in-law is a Baltimore City homicide detective.

THE COURT: Did you recognize any of the names of the detectives that I called out?

A JUROR: No.

THE COURT: All right. The fact that your brother-in-law is a Baltimore City homicide detective and this case will have witnesses that testify that are from Baltimore City Homicide, would that in any way interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?

A JUROR: No.

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THE COURT: You can do that?
A JUROR: Yes.
THE COURT: Thank you very much. You may be seated.
Yes, sir, in the back?
A JUROR: 484.
THE COURT: 484. And your answer?
A JUROR: I work for the Research Statistics Office of the Department of Public Safety and Correctional Services.
THE COURT: You're a statistician there?
A JUROR: Research Analyst.
THE COURT: Research Analyst. And as a result of your employment with the -- and you're technically with the city police; is that right?
A JUROR: No, Public Safety and Correctional Services, office of the secretary.
THE COURT: Okay. Public safety. Would that interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: No, it would not.
THE COURT: Thank you very much. You may be seated.
The lady on the end there in white with the dark?

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A JUROR: 2-9-9.
THE COURT: 2-9-9. And your answer to my question?
A JUROR: My brother is a prosecutor with U.S Attorney's Office in Fort Lauderdale.
THE COURT: Okay. The fact that your brother is a prosecutor in Fort Lauderdale, would that interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence and the law as I instruct you?
A JUROR: No, it would not.
THE COURT: Was your brother ever employed by the Baltimore City State's Attorney Office?
A JUROR: No, he was not.
THE COURT: Very well. Thank you very much. You may be seated.
A JUROR: 376.
THE COURT: Juror Number 376.
A JUROR: My daughter works for a law firm.
THE COURT: Your daughter works for a law firm? And do you know if that law firm does criminal prosecution -- I mean criminal defense work?
A JUROR: I really can't say.
THE COURT: Okay. Has -- do you know if she's received any specialized training? Is she a lawyer?

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A JUROR: No, she's not.
THE COURT: The fact that your daughter works for a law firm, would that interfere with your ability t be fair and impartial in this case and render a verdict solely on the evidence and the law as I instruct you?
A JUROR: Yes.
THE COURT: You could do that?
A JUROR: Yes.
THE COURT: Very well. Thank you very much. you may be seated.
On my front row, the gentleman in brown, your number?
A JUROR: 273.
THE COURT: 273. Can you tell me the answer?
A JUROR: I work for the Baltimore County Bureau of Corrections, Correctional Officer.
THE COURT: Baltimore County Corrections. The fact that you work for Baltimore County corrections, would that interfere with your ability to be fair and impartial? You could be fair in this case?
A JUROR: Yes.
THE COURT: Thank you very much. You may be seated.
Yes, ma'am?
A JUROR: 560.

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THE COURT: 560. Your answer?
A JUROR: My son-in-law is a homicide, Baltimore City Homicide.
THE COURT: Did you recognize any of the names of the homicide detectives that I read off?
A JUROR: No, Your Honor.
THE COURT: The fact that your son-in-law is a detective in the Homicide Unit, and there will be testimony of numerous detectives from that unit, would that interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: No, it would not.
THE COURT: Thank you very much. You may be seated.
Yes, ma'am, on the end?
A JUROR: Number 304.
THE COURT: Number 304. And your answer?
A JUROR: Brother-in-law is a Baltimore police officer.
THE COURT: Do you know where your brother-i law is assigned?
A JUROR: No, I don't. And I have a cousin who works for Central Booking.
THE COURT: And cousin works for Central

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Booking.
A JUROR: And a uncle who's a Commissioner.
THE COURT: And a uncle who's a Commissioner. The fact that you have a brother-in-law works for Baltimore City Police, a cousin working and an uncle working in the corrections system in some form, Central Booking and as a Commissioner, do you believe you could be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: No.
THE COURT: Thank you very much. You may be seated.
Lady on the end, your juror number?
A JUROR: 235.
THE COURT: 235. And your answer?
A JUROR: I work for the Maryland House of Corrections, correctional officer.
THE COURT: And your answer to my question, I mean, in terms of whether or not you believe you could be fair and impartial, listen to the evidence and the law and render a fair and impartial verdict? Could you do that?
A JUROR: Yes, I can.
THE COURT: Thank you very much, ma'am. You

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may be seated.
Let's see. The next row, the gentleman in the vest.
A JUROR: 382.
THE COURT: 3-8-2.
THE JUROR: Uh-huh.
THE COURT: And your answer?
A JUROR: I have a brother who just retired from Baltimore City Police Department. And a brother that's a FBI agent in Alaska --
THE COURT: It's a brother you said?
A JUROR: Yes.
THE COURT: Uh-huh.
A JUROR: And I also have a cousin who works for the Corrections.
THE COURT: All right. The fact that you have a brother who retired from Baltimore City Police Department, a brother in the FBI, and a cousin in Corrections, are you able to be fair and impartial in this case, render a verdict solely on the evidence and the law as I instruct you?
A JUROR: Yes, ma'am.
THE COURT: Was your brother who retired from Baltimore City Police Department, did he retire from the Homicide section?

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A JUROR: No.
THE COURT: Thank you very much, sir. You may be seated.
The next row, the gentleman in the sweater?
A JUROR: 321.
THE COURT: 321.
A JUROR: I have a long-term friend who works in the Attorney General's Office.
THE COURT: The fact that you have a long-term friend in the Attorney General's Office, does that interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: Does not interfere.
THE COURT: Thank you very much. You may be seated.
The lady next to him?
A JUROR: Number 4-1-9.
THE COURT: 4-1-9. Can you tell me the answer to the question?
A JUROR: My husband's an attorney in Baltimore City.
THE COURT: Does your husband do criminal litigation?
A JUROR: Does some.

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THE COURT: And his name?
A JUROR: Anthony, his first name is Anthony, last name is [redacted]
THE COURT: Very well. The fact that your husband does some criminal defense work or criminal litigation in Baltimore City, would that interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: It would not interfere.
THE COURT: Thank you very much. You may be seated.
Yes, ma'am, in the glasses?
A JUROR: 1-0-5.
THE COURT: 1-0-5. And your answer to my question?
A JUROR: I work for the Department of Public Safety, Correctional Services in the employee relations unit.
THE COURT: The fact that you work for the employee relations unit at the Department of Corrections, would that interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence and the law as I instruct you?
A JUROR: No.

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THE COURT: You could do that?
A JUROR: Yes.
THE COURT: Thank you very much. You may be seated.
Yes, ma'am?
A JUROR: 3-7-9.
THE COURT: 3-7-9. Your answer to my question?
A JUROR: Both my fiancee and cousin are correctional officers.
THE COURT: The fact that you have a fiancee and brother in -- are in corrections, would that in anyway interfere with your ability to be fair and impartial, render a verdict solely on the evidence and the law as I instruct you?
A JUROR: It would not interfere.
THE COURT: Thank you very much. You may be seated.
Yes, ma'am, in the stripe sweater?
A JUROR: 247.
THE COURT: 2-4-7. And your answer?
A JUROR: My son is a correctional officer and my daughter-in-law works for a law firm downtown.
THE COURT: The daughter-in-law you said?
A JUROR: Yes.
THE COURT: And is she in criminal litigation?

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A JUROR: I think so.
THE COURT: Okay. Do you know what firm that is that she works for?
A JUROR: No, I don't, not right off hand.
THE COURT: All right. The fact that you have a son in corrections and a daughter who does some criminal litigation, would that in anyway interfere with your ability to be fair and impartial in this case and render a verdict solely on the evidence and the law as I instruct you?
A JUROR: No.
THE COURT: You could do that then?
A JUROR: Yes.
THE COURT: Thank you very much. You may be seated.
The gentleman on the end, your juror number?
A JUROR: 4-7-5.
THE COURT: 4-7-5. And your answer to my question?
A JUROR: I got a cousin in Western District.
THE COURT: And he's a police officer there?
A JUROR: Yes, ma'am.
THE COURT: Did you recognize the name of any of the other police officers I read off?
THE CLERK: (Shaking head.)

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THE COURT: Is that a no?
A JUROR: Uh-huh.
THE COURT: Can you be fair and impartial, setting aside what your cousin does for a living, and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: Yes, ma'am.
THE COURT: Thank you very much. You may be seated.
Your number, please?
A JUROR: 61.
THE COURT: Juror 61. Your answer to my question?
A JUROR: My brother Ralph is the new Warden at City Jail. And my brother Gary is a correctional officer at --
THE COURT: I didn't hear the end of that?
A JUROR: My brother Gary is a correctional officer in the same vicinity.
THE COURT: Okay.
A JUROR: He used to be in the City jail but they moved him because they were too close together
THE COURT: You have two brothers then in corrections in some form or another. Would that -- would that -- I'm sorry, you have another thing?

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A JUROR: No.
THE COURT: Okay. Would that interfere with your ability to be fair and impartial, render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: No. I don't think so.
THE COURT: Thank you very much. You may be seated.
(Pause.)
THE COURT: Ladies and Gentleman, I'm going to ask a series of questions. As I ask the questions, again, I need you to stand if you have an affirmative answer or a yes response to any of the questions that I ask you.
(Pause.)
THE COURT: The defendant, Adan -- Adnan Syed is an American-born native who happens to be of Pakistani descent. Any member of this panel have any difficulties, discomfort, have any political views or prejudice or in any way any adverse relationships, whether they be social or business, which would interfere with your listening to testimony with -- with anyone involving an individual with Pakistani descent or with your ability to consider this case considering the defendant's background as being Pakistani or Pakistani descent?

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If your answer to this question is yes, I need you to stand?
(No response.)
THE COURT: Any member of the panel have any problem or have any difficulty in dealing with a case where the following information is known to you; that the individual, the defendant, is Muslim and he practices the Muslim religion known as Islam; and that as a result of the fact that he practices this religion, you have any political, social, religious, or any other objection to Islam or objection to specifically to Muslims that would interfere with your ability to be fair and impartial or make you uncomfortable, or cause you to have any difficulty in -- difficulty in fairly evaluating this case as a result of the defendant's religious beliefs?
If so, please stand?
(No response.)
THE COURT: To the last two questions I would note for the record that there was no one standing.
Any member of this panel or any member of this panel's immediate family members attend the Islamic Society Mosque of Baltimore -- Mosque, at -- of Baltimore, located on Johnnycake Road in Baltimore County?
Any member of the panel or member of the

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panel's immediate family attend that Mosque? If so, please stand.
(A prospective juror standing.)
THE COURT: Your juror number?
A JUROR: 3-5-0.
THE COURT: Sir, the defendant attends that Mosque and his family attends that Mosque, the fact that you someone who attends that Mosque, either you yourself or your family members, would that interfere with your ability to be fair and impartial in this case, render a verdict solely on the evidence you hear in this courtroom and the law as I instruct you?
A JUROR: I would probably have difficulty, Your Honor.
THE COURT: Very well. Thank you very much, sir. You may be seated.
(Pause.)
THE COURT: Some of the witnesses involved in this case attended Woodlawn Senior High School in Baltimore County. Is there any member of the jury mem -- panel who currently have family members or close, personal friends who attend or attended Woodlawn Senior High School in the last year; that is, they currently attend or attended Woodlawn Senior High School in the last year? If so, please stand?

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(Prospective jurors standing.)
THE COURT: On the front row, I need your juror number?
A JUROR: 5-3-6.
THE COURT: 5-3-6. You have close family, friends or someone in your family that attended the school?
A JUROR: Two great-nieces.
THE COURT: As a result of the fact that they attended that school, would that in any way interfere with your ability to be fair and impartial, render a verdict solely on the evidence and the law as I instruct you?
A JUROR: No, Your Honor.
THE COURT: Thank you very much. You may be seated.
In the middle, your juror number please?
A JUROR: 3-7-9.
THE COURT: 3-7-9. And your answer to my question?
A JUROR: My niece.
THE COURT: The fact that your niece attended that school would it in any way interfere with your ability to be fair and impartial in this case, render a verdict on the law and the witness testimony?

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A JUROR: Would not interfere.
THE COURT: Thank you very much. You may be seated.
And on my right, your juror number?
A JUROR: 3-5-3.
THE COURT: 3-5-3. And your answer?
A JUROR: Yes. I have two twin nephews who went to Woodlawn.
THE COURT: The fact that you have two twin nephews that went to Woodlawn, would that interfere with your ability to be fair and impartial in this case, render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: Would not interfere.
THE COURT: Thank you very much. You may be seated.
(Pause.)
THE COURT: Adnan Syed describes himself with a racial classification as Middle Eastern. Any member of this panel have any difficulty or problem rendering a verdict in this case as a result of the defendant's racial classification or background?
If so, please stand.
(No response.)
THE COURT: I see no one standing. I'll assume

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an answer in the negative.
(Pause.)
THE COURT: The U.S. Census Department and also the Baltimore County Board of Education classifies the defendant as Asian. Does any member of this panel feel that he or she cannot render a fair and impartial verdict due to a classification that there is some Asian background in the defendant?
If so, please stand.
(No response.)
THE COURT: I see no one standing and I'll assume a negative answer or response to that question as well.
My next question has several parts. If you have a yes answer to any one of the parts to my question, I need you to stand.
Any member of the panel or member of panel's close family, friend, or relative, and remember, what I mean by close family, friend or relative, your immediate family or someone you live with or someone that you frequently see more than once or twice a week.
Any member of the panel or any member of the panel's close family, friend or relative been; one, a victim of a crime; two, been charged or convicted of a crime where they were incarcerated for more than five

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years, within the last year; C, served as a member -- strike that;
Is involved in a penny -- pending criminal or civil case and that is in the Circuit Court for Baltimore City? That would be if you have sued someone in a accident case or you've sued in an accident case and it's pending here in the Circuit Court for Baltimore City. That would be included in that part of the question.
If you answer is yes to the questions that I've just posed, I need you to stand?
(Prospective jurors standing.)
THE COURT: In addition, any member of the panel, a member panel's immediate family -- strike that. We'll deal with those questions first.
I need your juror number only on the front row.
A JUROR: 191.
THE COURT: You may be seated. Thank you.
In the green?
A JUROR: 340.
THE COURT: You may be seated.
A JUROR: 294.
THE COURT: You may be seated.
On -- in the black?
A JUROR: 332.
THE COURT: Thank you. You may be seated.

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In the striped sweater?
A JUROR: 343.
THE COURT: In the flowered sweater?
A JUROR: 517.
THE COURT: Is that 570 or 517?
A JUROR: 517.
THE COURT: Thank you very much.
In the back there?
A JUROR: 312.
THE COURT: 312, thank you.
On my right, in the jacket?
A JUROR: I'm trying to remember my number. 457.
THE COURT: 457. All right.
In the sweater?
A JUROR: 278.
THE COURT: 2-7-8.
In the back?
A JUROR: 376.
THE COURT: All right.
In the middle here?
A JUROR: 3-5-3.
THE COURT: Yes, sir?
A JUROR: 59.
THE COURT: Thank you.

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A JUROR: 320.
THE COURT: Thank you.
A JUROR: 3-5-5.
(Pause.)
THE COURT: All right.
Counsel, I'll see you at the bench, please.
(Counsel and the defendant approached the bench, and the following ensued:)
(Pause.)
THE COURT: There were a number of individuals that responded to questions -- the questions for their responses were out in the open, and I am going to propose reviewing those at this time for the purposes of cause strikes starting with Juror Number 343 who indicated that he knew Syed Chaudry, the student at the community college. And that individual indicated that they could not be fair and impartial. I'll hear from anyone if they want to make a motion?
MR. URICK: A motion to strike.
THE COURT: 3-4-3, you don't have any objection?
MS. GUTIERREZ: It's a her. No.
THE COURT: Her. I'm sorry.
MS. GUTIERREZ: No. I have no objection.
THE COURT: Then she'll be stricken for cause.

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The next individual I have was 358, who indicated that Presley Cason was a witness that they knew.

MS. GUTIERREZ: Yes.

THE COURT: 358.

MS. GUTIERREZ: He also answered the Mosque question. Same way, probably have some difficulty.

THE COURT: Any motion --

MS. GUTIERREZ: Make a motion --

MR. URICK: Would move to strike.

MS. GUTIERREZ: -- to strike for cause.

THE COURT: 358 will be stricken for cause.

I have 304 indicating a brother-in-law Baltimore City Police, cousin works and uncle's a Commissioner with Courts and indicated they could not be fair and impartial.

MR. URICK: Move to strike.

THE COURT: You don't object to that.

MS. GUTIERREZ: I don't have any objection.

THE COURT: Okay. 304 --

MS. GUTIERREZ: It's 304?

THE COURT: 304; correct.

All right. With regard to those questions that I've asked so far, you know, and open, anyone have additional cause strikes that they like to make.

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MR. URICK: Nothing from the State.

THE COURT: Okay. Anything from the defense?

MS. GUTIERREZ: Let me just have --

THE COURT: Sure.

MS. GUTIERREZ: I don't think so.

THE COURT: If you think of any --

MS. GUTIERREZ: No, Your Honor. I just had that one, 358.

THE COURT: All right. As we go through these now, I ask them to come up to the bench only because of the personal nature of these and they're not that many.

191, will you step up, please? 191?

Ladies and Gentleman, I have individuals bring these particular responses at the bench because as you may have me ask about victims of crime, sometimes the responses are personal in nature and therefore I ask that they come up to the bench and indicate their answers or responses here at the bench.

It also could mean information personal to them and their families. And rather than have them provide that information in open court, they're asked to come to the bench. They're not that many so we should be able to this very quickly.

(A juror approached the bench.)

THE COURT: You indicated that -- hi, you were

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a victim of a crime, someone in your family was incarcerated or in some way responded affirmatively to my question?

A JUROR: My cousin, he's in Jessup right now. He was incarcerated for arson --

THE COURT: Uh-huh.

A JUROR: -- theft, and drug charges.

THE COURT: You believe that he was treated fairly by the system?

A JUROR: Yes.

THE COURT: Okay. As a result of your cousin being in Jessup, do you think you can be fair and impartial in this case and render a verdict solely on the evidence and the law as I instruct you?

A JUROR: Yes.

THE COURT: Any follow-up questions, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Any follow up?

MR. URICK: No. Thank you, Your Honor.

THE COURT: Thank you very much. You may step back.

(The juror left the bench.)

THE COURT: 348?

(A juror approached the bench.)

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THE COURT: How are you?

A JUROR: Fine, thanks. How about you?

THE COURT: I'm fine. You indicated that you'd been a victim of a crime or someone in your family is incarcerated, you have a pending case --

A JUROR: I have a close friend who's son was murdered. And the victim left behind a little son that goes to our school.

THE COURT: Okay. And as a result of that, do you believe -- well first of all, was the person caught that was involved?

A JUROR: No.

THE COURT: All right. As a result of that, were you satisfied with what's happened with the criminal justice system with regard to that case?

A JUROR: No.

THE COURT: As a result of your feelings that you don't believe your satisfied, would you hold that against the State or the defense?

A JUROR: I probably would have a hard time being fair and impartial.

THE COURT: Okay. Any follow-up questions from the State?

MR. URICK: No, thank you.

THE COURT: Any follow-up questions from the

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defense?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
THE JUROR: All right.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: 348 will be stricken for cause. She's clearly indicated she could not be fair.
2-9-4? 2-9-4, please step up?
(A juror approached the bench.)
THE COURT: You indicated that you has been a victim of a crime, someone in your family had, someone was incarcerated, you have a pending case?
A JUROR: My brother was murdered in June of 1995 in Baltimore City.
THE COURT: Was the person caught who did this?
A JUROR: No.
THE COURT: Could you set aside -- well, were you satisfied with what the criminal justice system did with regard to that case?
A JUROR: Yes.
THE COURT: And could you be fair and impartial in this case, listen to the facts and circumstances of

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this case and the law as I instruct you?
A JUROR: Yes.
THE COURT: All right.
Any follow up, Mr. Urick?
MR. URICK: No. Thank you, Your Honor.
THE COURT: Follow up, Ms. Gutierrez?
MS. GUTIERREZ: Was there an apparent motive for your brother's murder?
THE COURT: If you know?
MS. GUTIERREZ: If you know?
A JUROR: They just said it was robbery.
MS. GUTIERREZ: Okay. Thank you.
THE COURT: Thank you very much, ma'am. You may be seated.
3-3-2? Juror 3-3-2?
Okay. While 3-3-2 is coming up, I'm going to ask you to listen. If you hear your juror number you may go home.
Juror Number 343, you may go home.
Juror Number 358, you may go home.
Juror Number 304, you may go home.
Juror Number 348, you may go home.
(A juror approached the bench.)
THE COURT: You're 3-3-2?
A JUROR: Yes.

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THE COURT: Victim of a crime, someone in your family was --
A JUROR: Yes, family member.
THE COURT: Okay. Can you tell me about it?
A JUROR: Yes. I have a niece who was beaten by her boyfriend. We're still in the middle of investigating it.
THE COURT: Uh-huh. Has anyone been charged?
A JUROR: Not so far.
THE COURT: Okay. Anything else?
A JUROR: I'm sort of the stand-in person for her family. Her mother is not living.
THE COURT: Uh-huh.
A JUROR: So I am the person that's sort of --
THE COURT: Overviewing it?
A JUROR: Right. Exactly.
THE COURT: Okay. And that -- is there any other victim of a crime in your family? Any other pending cases in Circuit Court?
A JUROR: That's the only pending one. I had a nephew who was involved in a robbery coming from work.
THE COURT: As a victim?
A JUROR: Yes.
THE COURT: Okay. And how was that case disposed of? Did they catch the person?

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A JUROR: The person -- yes.
THE COURT: And that person was incarcerated?
A JUROR: Yes.
THE COURT: All right. And was this at gunpoint?
A JUROR: Knife.
THE COURT: Knife. Okay. As a result of what happened to your niece and your nephew, can you be fair and impartial in this case?
A JUROR: It would be tough.
THE COURT: Okay. When you say it would be tough that means you can't do it?
A JUROR: Right. Can't do it.
THE COURT: Any follow-up questions, Mr. Urick?
MR. URICK: No. Thank you.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: 332 will be granted.
332, you may go home.
THE JUROR: Thank you.

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THE COURT: 343 is still here?
MR. URICK: He's already struck.
THE COURT: Okay.
MR. URICK: He's the witness who knew Chaudry.
THE COURT: 517?
THE CLERK: She said she's 570.
THE COURT: 570. Didn't I ask her?
MS. GUTIERREZ: Yes.
THE COURT: 570, please step up?
(A juror approached the bench.)
THE COURT: Hi.
A JUROR: Hi.
THE COURT: You indicated you'd been a victim of a crime, someone in your family had, someone was incarcerated?
A JUROR: My sister and nephew was murdered, homicide.
THE COURT: Okay. And how long ago was that?
A JUROR: '69.
THE COURT: 1969?
A JUROR: Uh-huh.
THE COURT: As a result of what happened -- did anyone get -- was anyone caught?
A JUROR: No, never.
THE COURT: As a result of what happened to

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your sister -- and your brother, you said?
A JUROR: No, my baby nephew.
THE COURT: Your nephew?
A JUROR: Uh-huh.
THE COURT: Being murdered in '69, do you believe you could be fair and impartial in this case and render a verdict solely on the evidence you hear in the courtroom and the law as I instruct you?
A JUROR: I'm not so sure about that.
THE COURT: And that's because of what happened to your sister?
A JUROR: And her baby.
THE COURT: And her baby?
A JUROR: Yeah. Uh-huh.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No.
THE COURT: Thank you very much, ma'am. You may step back.
A JUROR: Thank you.
(The juror left the bench.)
MS. GUTIERREZ: Make a motion to strike for cause.
THE COURT: The motion will be granted.

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570, you may go home. Juror 570, you may go home.
Juror 312, please step up?
(A juror approached the bench.)
THE COURT: You indicated -- hi.
A JUROR: Hi.
THE COURT: You indicated that you'd been the victim of a crime or someone in your family incarcerated or someone in your family --
A JUROR: My nephew.
THE COURT: Your nephew was incarcerated or victim of a crime?
A JUROR: Incarcerated.
THE COURT: And he was incarcerated for what?
A JUROR: Bank robbery.
THE COURT: Do you believe he was treated fairly by the system?
A JUROR: Yes, ma'am.
THE COURT: The fact that your nephew was incarcerated, do you believe you could be fair and impartial in this case, set aside what happened to him, listen to the facts and evidence in this case and the law as I instruct you, and render a fair and impartial verdict?
A JUROR: Yes, ma'am.

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THE COURT: You could do that?
A JUROR: Uh-huh.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No. Thank you, Your Honor.
THE COURT: Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You may step back.
(The juror left the bench.)
THE COURT: 457.
457? Juror 4-5-7, please step up?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine. How are you?
THE COURT: You indicated that you had been victim of a crime, someone in your family had, incarcerated, or someone in your family, or you have a pending case?
A JUROR: Okay. I have -- victim of crime. My brother was attacked on the street and beat. He was hospitalized briefly.
THE COURT: Okay. And did they find the person who did it?
A JUROR: No.
THE COURT: As a result of what happened to

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your brother, do you think you can be fair and impartial in this case, --
THE JUROR: Yes.
THE COURT: -- render a verdict solely on the evidence and the law as I instruct you?
A JUROR: Yes.
THE COURT: Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: No, Your Honor.
THE COURT: Thank you very much, ma'am. You may step back.
(The juror left the bench.)
THE COURT: Juror 2-7-8? 2-7-8, please step up?
(A juror approached the bench.)
THE COURT: How are you?
A JUROR: Fine. And you?
THE COURT: I'm fine. You indicated that you'd been a victim of a crime, someone in your family had --
A JUROR: No, somebody --
THE COURT: -- incarcerated --
A JUROR: -- somebody threatened my life and the suit is February 1st.
THE COURT: You have a pending case?

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A JUROR: Yes. February 1st. District Court.
THE COURT: February. February 1st.
A JUROR: 1st.
THE COURT: In District Court?
A JUROR: Yes. On North Avenue.
THE COURT: North Avenue. Okay. Do you have anything in Circuit Court, here at this level, downtown?
A JUROR: Yeah. I think something on the 9th.
THE COURT: And what is that on the 9th? Do you know?
A JUROR: Accident.
THE COURT: An accident?
A JUROR: Yes.
THE COURT: Is it a car accident where someone's suing you or you're suing someone?
A JUROR: Somebody's suing me.
THE COURT: All right. Any follow up, Mr. Urick?
A JUROR: In fact, they're not suing me. They are using me as -- they are suing the driver of the car, that they're asking me to be like a witness.
THE COURT: A witness. You're a witness in that case?
A JUROR: Yes.
THE COURT: Okay. But you're not being sued?

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A JUROR: No.
THE COURT: Okay. Any follow up, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any follow up, Mr. Urick?
MR. URICK: Are you under subpoena to appear in either of those cases?
A JUROR: Excuse me?
MR. URICK: Are you under subpoena to appear in either of those cases?
A JUROR: The one for the -- for the first -- I'm -- I have the paper here. Do you want me to show you that --
THE COURT: No, I believe you.
A JUROR: for the court? Okay. They -- the one for the first, I am.
THE COURT: Okay. I understand.
Any follow up?
MR. URICK: Is that your suit?
A JUROR: Yes. Yes, somebody threatened --
MR. URICK: Do you have -- do you have an attorney for that?
A JUROR: No.
MR. URICK: Okay.
A JUROR: In fact, during the break, I tried to

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talk to the District Attorney's Office. They say I -- I need to go there to talk to them because this individual is a illegal alien and they're trying to threaten me, so they say I should make the comment down there not here.
MR. URICK: Is this a criminal case or a civil case?
A JUROR: It should be criminal because somebody threatened life. I can bring that. Maybe you can read it. Would that help? I have it.
THE COURT: You have it with you?
A JUROR: Yes.
THE COURT: Please go get it.
For the record, it's unclear whether the matter is criminal or civil. He's saying North Avenue. And North Avenue could be a civil case at North Avenue or it could be a criminal case where the State --
MR. URICK: It could not be civil.
MS. GUTIERREZ: Probably it could be civil --
MR. URICK: Civil comes downtown to Fayette Street for District Court. If it's at North Avenue, it's criminal.
THE COURT: True. That's a good point.
(Pause.)
THE COURT: Yeah. It's a criminal matter.
Okay, sir. The State of Maryland, the

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prosecutor to your right, belongs to the office that would be representing you; that is, you would be a witness for the State's Attorney's Office in the case that you are have in front of you.

THE JUROR: Okay.

THE COURT: The fact that, in a sense, his office is going to be representing you on the first of February, --

THE JUROR: Okay.

THE COURT: -- could that cause you to be able to be fair and impartial in this case, render a --

A JUROR: Not if I had this -- this is going to --

THE COURT: Listen to -- listen to --

A JUROR: No. It would not.

THE COURT: It would not interfere with your --

A JUROR: No. It would not.

THE COURT: -- ability to be fair and impartial?

THE JUROR: No, it would not.

THE COURT: The fact that his office is going to represent you in a couple of weeks would not cause you to be unfair to the defense?

A JUROR: Nope. It would not.

THE COURT: You would listen to the facts and

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circumstances?

A JUROR: Yes.

THE COURT: And render a fair and impartial verdict?

A JUROR: Yes.

THE COURT: Thank you very much. Wait a minute.

Mr. Urick, any follow up?

MR. URICK: No further questions.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: You may step back. Thank you very much.

A JUROR: Sure.

(The juror left the bench.)

MR. URICK: My concern is his being under subpoena. That could disrupt our court case because he's required to be at District Court as a witness that day. That would make him unavailable as a juror at that time.

THE COURT: On February 1st?

MR. URICK: Yes. And --

MS. GUTIERREZ: What was it? A preliminary hearing or what kind --

MR. URICK: It's a -- it's a misdemeanor case which -- so it could end up being a jury trial.

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MS. GUTIERREZ: A jury trial.

THE COURT: Ms. Gutierrez, you don't have a problem if we strike him, do you?

MS. GUTIERREZ: No.

THE COURT: So why don't we strike him. 278 will be stricken for cause, and in an abundance of caution. 376, is the next one.

3-7-6? Juror 3-7-6?

(A juror approached the bench.)

THE COURT: How are you?

A JUROR: Fine. How are you?

THE COURT: I'm fine. Victim of a crime --

A JUROR: Well, my son.

THE COURT: Your son?

A JUROR: Uh-huh.

THE COURT: Was a victim? Was he a victim or incarcerated or --

A JUROR: He's not incarcerated, he was a victim. They're looking for him now.

THE COURT: Okay. They're looking for the person who --

A JUROR: My son.

THE COURT: Okay. I misunderstood. They're looking for your son right now? He was charged with something?

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A JUROR: Yeah. Car theft.

MS. GUTIERREZ: What was it?

A JUROR: Car theft.

THE COURT: Okay. And so he's going to be prosecuted by the State's Attorney's Office?

A JUROR: Probably so.

THE COURT: The fact that the State's Attorneys Office is presenting a case, this case, would that interfere with the fact and -- and they're also seeking your son, would that interfere with your ability to be fair and impartial, render a verdict solely on the evidence --

THE JUROR: No, it wouldn't.

THE COURT: -- and the law as I instruct you?

A JUROR: No. I don't -- it won't.

THE COURT: it won't have anything to do with your --

A JUROR: No. No.

THE COURT: Any follow up question, Mr. Urick?

MR. URICK: No. Thank you, Your Honor.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Thank you very much, ma'am. You may step back.

(The juror left the bench.)

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THE COURT: 353.

(A juror approached the bench.)

THE COURT: 3-5-3?

A JUROR: I'm sorry to --

THE COURT: Hi.

A JUROR: Hi.

THE COURT: You indicated that you had was a victim of a crime, someone in your family --

A JUROR: Someone in my family.

THE COURT: And can you tell me about that?

A JUROR: Yeah. My brother was convicted of a crime.

THE COURT: Brother was convicted of what?

A JUROR: It was -- I think it was armed robbery.

THE COURT: Okay. And is he in jail?

A JUROR: No. He's out now.

THE COURT: Okay. And do you believe he was treated fairly by the system?

A JUROR: Yes.

THE COURT: And do you believe you could be fair and impartial in this case?

A JUROR: Yes, I do.

THE COURT: And render a verdict solely on the evidence and the law as I instruct you?

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A JUROR: Yes.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Follow up, Mr. Urick?

MR. URICK: No, Your Honor.

THE COURT: Thank you very much, ma'am. You may step back.

A JUROR: Okay. Thank you.

(The juror left the bench.)

THE COURT: Juror 59? Juror Number 59?

(A juror approached the bench.)

THE COURT: You indicated that you were the victim of a crime, or someone in your family was, you have a pending case, or someone was incarcerated?

A JUROR: Friend of mine who I see, talk to maybe every three or four weeks, --

THE COURT: Uh-huh.

A JUROR: -- who works in the same agency but not in the same building as I do, her father was, her 79-year old father, was killed last year in that spree of elderly murders in Guilford.

THE COURT: Okay. Do you know if they caught anyone?

A JUROR: He's been convicted.

THE COURT: And the person's convicted. Do you

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think that the system treated you friend fairly?

A JUROR: Yes.

THE COURT: Okay. As a result of that case, do you believe you can be fair and impartial in this case and render a verdict solely on the evidence and the law as I instruct you?

A JUROR: Yes. I could be.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Any follow up, Mr. Urick?

MR. URICK: No, Your Honor.

THE COURT: Thank you very much, sir. You may step back.

(The juror left the bench.)

THE COURT: Juror Number 321? 3-2-1?

(A juror approached the bench.)

THE COURT: How are you?

A JUROR: Okay.

THE COURT: You indicated you'd been a victim of a crime or someone in your family had been incarcerated or had a pending case?

A JUROR: The best friend of my niece in the past year was a victim of a rape. And there was actually two events.

THE COURT: Okay.

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A JUROR: He --

THE COURT: As to the rape. Do you believe that -- did they catch the person who did this, the rape?

A JUROR: Actually, I believe so, I don't know. It was kind of private. I only accidently found out from her mother, and I didn't really ask any questions about it because it was private.

THE COURT: Okay. And as a result of that information being given to you, does that interfere with your ability to be fair and impartial in this case?

A JUROR: I believe not.

THE COURT: Okay. And the second incident?

A JUROR: Second incident, and this was just this Friday at like 10:40 in the morning, a person I knew -- worked with, was sot in the back in my workplace.

THE COURT: Shot in the back in your work-place. And as a result of that incident on Friday, would that interfere with your ability to be fair and impartial in this case?

A JUROR: Not necessarily.

THE COURT: When you say, "Not necessarily," you're hesitating. You just closed your eyes and shook your head.

A JUROR: I'm alright -- okay.

THE COURT: And the record's not going to

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reflect that.
A JUROR: All right.
THE COURT: And I need to know why you did that?
A JUROR: All right. I'll explain that. One of my co-workers, this is just reporting in exchange we had, one of my co-workers had felt that the police have been kind of slow on moving on some possible information in the case.
THE COURT: Okay. And does that affect you?
A JUROR: Not necessarily.
THE COURT: When you say "not necessarily," were you involved in --
A JUROR: I don't think it would interfere in me making a fair and impartial judgement.
THE COURT: Very well. And you wouldn't hold anything that the co-worker has said against the State or the defense, would you?
A JUROR: No.
THE COURT: Are you okay?
A JUROR: Well, I'm thinking about all these things right now.
THE COURT: Oh, okay. I'm just making sure that you're not -- when -- when you breathed heavy like that --

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A JUROR: Right.
THE COURT: The other day if you noticed we had a little problem with someone passing out. I know it's warm in here. So I'm making sure you're not having any difficulties standing.
A JUROR: From an objective point of view, I think I have an ability to kind of weigh evidence objectively.
THE COURT: Okay.
A JUROR: And even though I'm kind of connected to both of these situations, I believe I could still look at evidence in an objective way.
THE COURT: Okay. So your responses have nothing to do with being uncomfortable or any difficulty hearing this case?
A JUROR: I'm just reporting what happened; right.
THE COURT: Okay.
A JUROR: It's more like my feeling in general about some of these things, that's all.
THE COURT: Okay. The reason I am asking you the questions is because part of my responsibility and the reason I have you come to the bench is because I'm the one that has to make the decision as to whether to grant a reason for cause to remove you.

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A JUROR: Right.
THE COURT: And so as you're contemplating this information, it's helpful to me that I probe by asking certain pointed questions.
A JUROR: Right.
THE COURT: For the purposes of trying to get you to articulate any concern or any hesitation whatsoever that you might have in sitting. You follow my --
A JUROR: Yeah. I understand what you're saying.
THE COURT: Okay. And so in my doing that is there anything you can think of that might be something that would cause me to be concerned about your sitting?
A JUROR: About whether I would be objective?
THE COURT: Yes. And fair in this case.
A JUROR: I believe not.
THE COURT: Not. Ms. Gutierrez, any follow-up questions?
MS. GUTIERREZ: No, Your Honor.
THE COURT: And Ms. -- Mr. Urick, any follow-up questions?
MR. URICK: Yes, Your Honor.
Where do you work?
A JUROR: At the 1443 Gorsuch, the Alternative

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Press Center, which is at the Progressive Action Center.
THE COURT: And for the record, you're the gentleman who stood up once before and told us that you had a unique job, you work the press, and there was no one else; is that right?
A JUROR: No. No.
THE COURT: I'm mistaken. My apology.
MR. URICK: Now you said a colleague thought the police weren't moving strongly. Is it your feeling that the system is not treating these two cases that you know about -- that they're not handling them well?
A JUROR: I have nothing to say about the case of the friend of my niece. Because I really don't know enough about that. In this case --
THE COURT: You're talking about the shooting now?
A JUROR: The shooting, information, like my co-worker called with additional information, and his interpretation of the response of the -- the officers was not positive. He thought they were kind of saying, well, we knew about this guy.
But they didn't know his last name. They didn't know where he lived. But we -- we knew what street he was on. And so -- okay, that leaves a question in mind in terms of this case. Okay, the shooting. Not

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this one. Understand?
It's kind of related to maybe a little of left-wing paranoia about whether or not the cops are going to come to our building when something happens as quickly -- anyway.
THE COURT: He's just articulating for you what is going through his head as a result of something that happened as recently as Friday.
MR. URICK: Uh-huh.
THE COURT: And I think in an abundance of caution, he's providing the information to you and to the Court. But he's saying that it doesn't interfere with your -- his ability -- he doesn't believe it interferes with his ability to be fair and impartial in this case.
Cause whatever is going on in that other case, he's not applying it to this case. Am I correct?
A JUROR: Right.
MR. URICK: But you are saying that you have a certain paranoia towards the police?
A JUROR: No. I'm not saying that. I could recount another incident related to that particular building if you like but --
THE COURT: He's not saying it has anything to do with his general view of the police; correct?
A JUROR: Right.

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THE COURT: He's just concerned about a particular building. It would be -- liken it to a situation where you called the police and they took 20 minutes to respond. If it was an emergency, you might be worried about the next time you called the police whether it would take them 20 minutes to respond.
So he's just letting you know that this recent occurrence happened and that is it.
MR. URICK: Are you saying that they -- you feel that they might not take your building seriously because of the nature of the people who work there?
A JUROR: There was a past suspicious kind of break-in where some of us felt that. Not without talking, but that that's not a violent crime thing.
In terms of this case, I think it would kind of maybe a test case for us. I'm not making a judgement right now. I'm not assuming -- I'm assuming that the relevant information will go through the appropriate process.
I'm reporting on interpretation of my co-worker in terms of the response he got when he thought he was giving useful information. And he wasn't -- he didn't feel like the response was the kind of response that he would have expected, like, okay, 'That's useful information. We'll look into that right away.'" He

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didn't get that kind of response.
So he wasn't happy about it. He told me about that. So if you're asking me -- I mean, I'm -- what I' saying, you know, see how this plays out.
But in general I would not make an assumption about, you know, I assume that police officers do their job. That's my general assumption.
MR. URICK: No further questions.
THE COURT: Any further questions, Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You may sit down.
(The juror left the bench.)
THE COURT: Okay.
355? Juror Number 355? 3-5-5?
MS. GUTIERREZ: Well, we got rid of 355.
THE COURT: No. She's here.
(A juror approached the bench.)
THE COURT: You indicated that you had been a victim of a crime or someone in your family --
A JUROR: I had a auto accident.
THE COURT: Car accident? You have a pending case?
A JUROR: I guess. I have an attorney and he's

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doing something.
THE COURT: He's doing something.
A JUROR: But I don't know what.
THE COURT: And is that the Circuit Court for Baltimore City?
A JUROR: I'm sure.
THE COURT: All right. Any further questions?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any further questions?
MR. URICK: No.
THE COURT: Thank you very much. You may step back.
Is there a motion under 8-207, anyone has a pending case in Circuit Court for Baltimore City, would not qualify as a juror?
MR. URICK: I'll make a motion on 321.
THE COURT: I'm in -- right now, I'm entertaining 355.
MS. GUTIERREZ: Your Honor, I -- I guess that's what she said. So I'll make the motion.
THE COURT: So I'm going to grant it. Because it's under the rule, 8-207. She can't sit.
MS. GUTIERREZ: Right. She can't sit.
THE COURT: Now, 321, you're making a motion. And your making a motion and your making a motion because

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his response was kind of wishy-washy?
MR. URICK: He indicated that he belongs to an organization that has a paranoia and suspicion of the police; that they get concerned about the police aren't protecting them. He's the alternative press center.
And he -- he used the term certain paranoia about the police, and I inquired into it and I asked him is it because of the nature of the people who work in that building, he said yes.
MS. GUTIERREZ: Your Honor, I would --
THE COURT: Any -- any disagree -- any comment, Ms. Gutierrez?
MS. GUTIERREZ: I think that's absurd. Because it --
THE COURT: Well, --
MS. GUTIERREZ: -- occurred off hand --
THE COURT: Ms. Gutierrez? I'm not going to grant that motion for cause. And I don't think that's what he said.
MS. GUTIERREZ: That's right.
THE COURT: That's not what he said. What -- and that's not what the Court understood, which is why I took great pains to restate what he said because I wanted to make sure that I understood. That's not what he was saying.

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MR. URICK: That was right after you got through, I asked him that specific question, "Is your feelings about the police protection of that building based on the nature of the people who work there?" He said quite clearly, yes.
THE COURT: I don't think he meant that.
MS. GUTIERREZ: I don't think that's what he said.
THE COURT: He could not be fair and impartial in this case.
MS. GUTIERREZ: Uh-huh.
THE COURT: I think he was more concerned about whether or not as a result of what occurred on an occasion, that that might -- that particular occasion might repeat itself. And that was all.
And he made great points to say it wasn't a criminal or violent act that occurred; that the police took a delay or a length in time in coming. So I don't think that that was his point at all.
So -- but I will deny your motion, but you certainly can use your preemptory challenges if you wish to use them.
All right. Now that we have finished all the questions, I would note for the record that I have now exhausted all the questions offered by the State and the

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defense. I don't believe I missed --
MS. GUTIERREZ: I don't think but there was one you were going to reserve on.
THE COURT: And that was?
(Pause.)
THE COURT: That was?
(Pause.)
THE COURT: By the way, did I call Hae Min Lee's name?
MS. GUTIERREZ: I don't know.
THE COURT: As one of the witnesses or an individual, someone know her family.
Let me do that just in an abundance of caution.
Ladies and Gentleman, the victim in this case is Hae Min Lee, spelled H-A-E, middle name M-I-N, last name lee, L-E-E.
Any member of the panel know Ms. Lee or her family, related to Ms. Lee or her family ever, work for Ms. Lee or any member of her family, if so, please stand?
And I'll add to that personal friend or acquaintance of Ms. Lee's family or Ms. Lee?
(No response.)
THE COURT: For the record I see no one standing and I will assume an answer in the negative.
MS. GUTIERREZ: No. Judge, I -- I think

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there's something in here.
THE COURT: Think I covered all the questions.
MS. GUTIERREZ: Check them all. Thank you.
THE COURT: Right. At this time I intend to go through the list and make sure that we have removed all the reason -- individuals for cause. This last group I'm going to go through right now.
The following jurors, if you are still here, you may go home; Juror Number 348, you may go home.
Juror 3-3-2, you may go home.
Juror 570, you may go home.
Juror 3 -- 2-7-8, you may go home.
Juror 3-5-5, you may go home.
And at this point, Mr. White, if you would go through the list with me so we can confirm which ones have been removed? We start now with 18; correct? 18 is the only one left.
MS. GUTIERREZ: 6.
MR. URICK: 6.
THE COURT: 6 is still here?
MS. GUTIERREZ: What happened to 14? I don't have --
THE COURT: 14 was our Rosenthal, the attorney.
MS. GUTIERREZ: On Friday?
THE COURT: Yes. So we still have Number 6.

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Number 18?
THE CLERK: Yes.
THE COURT: 19, 23.
THE CLERK: Yes.
THE COURT: 56, 57 -- I'm sorry -- 59. 61, 68, 69, 70, 78, 90, 105, 114, 129, --
MR. URICK: 129 was struck.
THE COURT: Was gone? Okay. 145, 149, 176, 185 --
MR. URICK: No. 185 was struck.
THE COURT: Okay. 187, 191, 219, 235, 247, 253, 273, 287, 288, 289, 292, 294, 299, 312, 321, 342, --
MR. URICK: 334.
THE COURT: 334. 334 here. Is that it for that page?
MS. GUTIERREZ: 342.
THE COURT: 342. Anyone else on that page? Just those two; right?
THE CLERK: Yes.
THE COURT: 334 and 342.
351, 353 --
THE CLERK: 352.
MS. GUTIERREZ: 352.
THE COURT: 352 is still here. Okay.
MS. GUTIERREZ: Uh-huh.

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THE COURT: Here. 353, still? 355 just struck for cause.
All right. 372, 376, 377, 379, 382, 397, 398, 402, 406, 414, 417, 418, 419, 425, 449, 451, 452, 4 -- 457, 464, 470, 475, 479, 484, 491, 495 -- 500 is gone.
502, 506, 507, 509, 511, 512, 521, 529, 530, 531, 535 --
THE CLERK: 535. 530.
THE COURT: 530's gone. Okay.
MS. GUTIERREZ: 531?
THE COURT: 31 is here.
MS. GUTIERREZ: Okay.
THE COURT: 35 is here. 36 is here. 39 is here. 40, 41, 46, 51, 52, 54, 57, 58, 59, 60, 73, 77 --
MS. GUTIERREZ: 77 is -- I have gone.
THE COURT: 70 what?
MR. URICK: 73.
MS. GUTIERREZ: Is gone.
THE COURT: Is gone. All right. And 77. Okay. We have one, two, three, four, five, six, seven, eight, nine, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71. We have more than

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enough -- 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84. We have more than enough.
Start at the top of the list we'll work our way down. If you want. we can excuse, after 62, because there's no way we can even reach them.
MS. GUTIERREZ: That's fine. Right.
THE COURT: Do you follow what I'm saying? We can wait. Why don't we wait until we get the panel in the box. All right.
(Counsel and the defendant returned to the trial tables, and the following ensued:)
THE COURT: Ladies and Gentleman, please listen. The following procedure is going to be utilized. We will begin placing the panel in the box. As the attorneys are getting themselves and situated and organized --
(Pause.)
THE COURT: -- this is the following process that will be utilized. As I indicated to you earlier, the State has the opportunity to utilize 10 strikes, the defense 20. They are called "preemptory challenges." It means for no reason that they have to give out loud, they can move to strike an individual on the panel.
The way in which we will proceed is that Mr. White will call out juror numbers. You will step up so

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that both attorneys can see you. We want you to come in front of the rail. You will be directed to the jury box over to my left.
And I do things a little backwards, counsel, Juror Number 1 is the back row closest to me. 1, I go to the -- from left to right. 1, 2, 3, 4, 5, 6 on the back row, with Juror Number 1 closest to me. Then coming to the front row, 7, 8, 9, 10, 11, 12, Juror Number 12 would then be closest to you all as the panel.
And then on the bottom row in front, we have five alternates. 1, 2, 3, 4, 5, with Alternate Number 1 being in the seat on the front row closes to me.
Ladies and Gentleman, as your name or number is called, we need you to step up. You will hear Mr. White say, "Acceptable to the State?
Acceptable to the defense?"
And then he'll instruct you to take a seat number.
Then you have a seat in that box. Please bring all your belongings with you when your juror number is called.
Now, in this process you will see people go into the box and then it's possible that at some point you could be struck even after you sit down in the box. So please listen for your juror number and follow the

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instructions as we give you the instructions.
And then once we have concluded our jury selection process, the remaining individuals will be free to go.
At this time listen closely for your juror number.
Mr. White, at your leisure.
THE CLERK: Juror Number 6.
THE COURT: Come all the way around ma'am.
(Pause.)
MR. CLERK: Acceptable to State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Please take seat Number 1.
THE COURT: It's on the back row and the seat closest to me.
THE CLERK: Juror Number 18.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to State?
MR. URICK: Acceptable.
THE CLERK: Take seat Number 2.
Juror Number 19.
Acceptable to the State?

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MR. URICK: Acceptable.
MR. CLERK: Acceptable to defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Seat Number 3.
Juror Number 23.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to State?
MR. URICK: Acceptable.
THE CLERK: Take Seat Number 4.
Juror Number 56.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Seat Number 5.
THE COURT: That's Juror Number 56?
THE CLERK: Yes.
Juror Number 59.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to State?
MR. URICK: Acceptable.
THE CLERK: Take seat Number 6.
THE COURT: That's on the back row there, last

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seat.
THE CLERK: Juror Number 61.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to defense?
MS. GUTIERREZ: I'm sorry. What juror number is this?
THE CLERK: 61.
MS. GUTIERREZ: Thank you. Acceptable.
THE CLERK: Take Seat Number 7.
THE COURT: It's on the front row, closest to me.
THE CLERK: Juror Number 68.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Seat Number 8.
Juror Number 69.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Seat Number 9.
Juror Number 70.

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Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Seat Number 10.
Juror Number 78.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Seat Number 11.
Juror Number 90.
Acceptable to the defense?
(Pause.)
MS. GUTIERREZ: May we approach the bench, Your Honor.
THE COURT: Yes, you may approach.
Sir, you have a seat right there on the end.
(Counsel and the defendant approached the bench, and the following ensued:)
MS. GUTIERREZ: Judge, we're going to ask that the Court inquire as to Juror Number 90; that Juror Number 9 didn't answer a single question either Friday or today and that we know very little information. The reason that I hesitated and then I spoke to Mr. Syed was

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that I was not aware that Juror Number 90 was a member of the jury panel.

When I came in this afternoon, there was a member of the Lee family, somehow, I mean I recognized him from the last trial. There was a middle-aged man -- he was at the last trial. And -- when I came in this afternoon about 20 after 2:00, this juror was talking in what I would describe as an intimate way, meaning clearly they were people who knew each other. It was just a hi and then come in.

And I actually went in and left them outside. And I was not aware that this gentleman was a member of the panel. So I'm certainly concerned as to that. And I certainly realize I may be forced to use my preemptories, but if there's --

THE COURT: Ms. Gutierrez, I'd like to --

MS. GUTIERREZ: -- a cause, I'd like to --

THE COURT: Juror 90.

MR. URICK: There is no middle age Lee family member here. The person that you're speaking of is Mr. Kim, who's the interpreter.

THE COURT: I'd still like to know.

Juror Number 90, would you step up please?

We can make it very clear on the record.

(A juror approached the bench.)

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THE COURT: Hi.

A JUROR: Hi.

THE COURT: I have a question. You were here earlier today talking to someone in the courtroom or outside in the hallway. Did you know that person personally?

A JUROR: No.

THE COURT: Did you just meet him and strike up a conversation?

A JUROR: Right before, like after lunch?

THE COURT: Uh-huh.

A JUROR: Yeah. I was actually he was just saying, I was actually combing my hair. Just striking up a conversation that's all.

THE COURT: Did you discuss this case with him or did he ask you why you were here?

A JUROR: No. I didn't discuss the case. He was just saying basically you have a case, what's going on and so, and I didn't tell him, you know, what's it about or anything.

THE COURT: What did you say?

A JUROR: Basically I just sort of been here, came here Friday. Now I'm back here Monday. Basically, I didn't, you know, say any -- I just told him they were going to select jurors about the case. That's all.

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THE COURT: Okay. Did that person tell you anything about this case or volunteer to you why they were here?

A JUROR: No. He didn't. Uh-uh.

THE COURT: Didn't say why he was here?

A JUROR: No. Uh-uh.

THE COURT: Okay. Did you -- did you know that person or had you had acquaintances with that person before coming to court?

A JUROR: No. Uh-uh.

THE COURT: All right.

Any follow-up questions, Mr. Urick?

MR. URICK: No.

THE COURT: Any follow up, Ms. Gutierrez?

MS. GUTIERREZ: No, Your Honor.

THE COURT: Thank you very much, sir. You may go back to that seat where you were.

A JUROR: Okay.

THE COURT: Thank you very much.

A JUROR: Sit out in the audience?

THE COURT: No, no, no. Go back to that seat for just a second.

A JUROR: I was standing up.

MS. GUTIERREZ: He was standing up.

THE COURT: Well, stand, sit, in front of that

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chair will be fine.

(The juror left the bench.)

THE COURT: Any other personal questions?

MS. GUTIERREZ: No, Judge. That answers our questions.

THE COURT: Thank you very much.

MS. GUTIERREZ: Thank you.

THE COURT: Okay. There's nothing further. You can go back. Thank you.

(Counsel and the defendant returned to the trial tables, and the following ensued:)

MS. GUTIERREZ: Mr. Clerk, that juror is acceptable.

THE COURT: Please take, I believe that's Seat Number --

THE CLERK: The State.

THE COURT: One second.

State, Mr. Urick?

THE CLERK: This juror accept -- acceptable to the State?

MR. URICK: Acceptable.

THE CLERK: Take Seat Number 12.

Is the panel acceptable to the State?

MR. URICK: Acceptable.

THE CLERK: Panel acceptable to the defense?

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MS. GUTIERREZ: If I may have a moment, Your Honor?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 69 in Seat Number 9.
THE COURT: Juror Number 69 in Seat Number 9, you are excused. You may go home.
(Pause.)
THE CLERK: Juror 105.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: You may go home, Juror 105.
A JUROR: Juror Number 114.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Seat Number 9.
Panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 59 in Seat Number 6.
THE COURT: Juror Number 59 in Seat Number 6,

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you're excused. You may go home.
THE CLERK: Juror Number 145.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Seat Number 6.
Panel acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 19 in Seat Number 3.
THE COURT: Juror Number 19, in Seat Number 3, you are excused. You may go home.
THE CLERK: Juror Number 149.
Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please go home, sir. Thank you very much for your service.
THE CLERK: Juror Number 176.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to defense?
MS. GUTIERREZ: Acceptable.

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THE CLERK: Take Seat Number 3.
Panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 70 in Seat Number 10.
THE COURT: Seat Number 10, and that would be Juror Number 70. You're excused. You may go home.
THE CLERK: Juror Number 187.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Seat Number 10.
Panel acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Mr. Clerk, what number Juror did we say?
THE CLERK: Last juror seated was 187.
MS. GUTIERREZ: Most respectfully challenge Juror Number 114 in Seat Number 9.
THE COURT: Juror Number 114, I believe it's, let's see, 114 in Seat Number 9, you're excused.
MR. URICK: May we approach at this time?

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THE COURT: Yes, you may.
MR. URICK: I'd ask the juror not to --
THE COURT: Juror 114, please have a seat at the end of that row before you leave.
I'll see you at the bench.
(Counsel and the defendant approached the bench, and the following ensued:)
THE COURT: What is the reason? I'll hear from you.
MR. URICK: Your Honor, there's been seven strikes. The last five have been white males, four of them did not respond to any question that the Court answered -- asked in voir dire.
THE COURT: For the record, the Court notes that the first strike of the State -- of the defense was Juror Number 69, who appeared to be a white female. Then Juror Number 105 was stricken, who appeared to be a black female. Then Juror Number 59 was stricken, who appeared to be a white male; then Juror Number 19, who also appeared to be a white male; Juror 149, who appeared to be a white male; and Juror Number 70, who appeared to be a white male; and, finally, Juror Number 114, who appeared to be a white male.
At this time I will take it that you're making a Batson challenge?

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MR. URICK: Yes.
THE COURT: Ms. Gutierrez, I need you to start with your first strike, Juror Number 69, provide me with a non-race based explanation for your justification on challenging the juror?
MS. GUTIERREZ: Juror Number 69 was --
THE COURT: Uh-huh.
MS. GUTIERREZ: -- a teacher and -- and also a factor she was a very young teacher. A number of very young teachers who will be testifying in this case who come close to being very sympathetic with Hae Min Lee. And that's why I struck her.
THE COURT: Okay. And that's -- Juror Number 105.
MS. GUTIERREZ: On Juror Number 105 it was -- appeared to be a black juror. And I struck her. She works for the Division of Correction, I believe, Correctional Services.
She also saw but she answered the question that it wouldn't affect her. She saw a great deal of the news coverage in this case including the mother and what she called the sister of Hae, pleading to the public during the early part.
I mean, combined with the Correctional Service, is the reason I struck her.

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THE COURT: Juror Number 59, who appeared to be a white male?
MS. GUTIERREZ: Juror Number 59 answered the question, and I marked with a question mark at the beginning about the sort of victim of crime issue and indicated that someone that he placed a very great deal on the friendship, I'm not sure what the relationship was, but that friend, I believe was the son or a daughter, and he didn't indicate what sex of the 79-year old.
Yeah, the -- that that person, the friend's father had been killed last spring in that series of murders in the Guilford.
THE COURT: All right. Juror Number 19, who appeared to be a white male?
MS. GUTIERREZ: Juror Number 19 -- Juror Number 19 answered not a single question. He was a steel worker who ordinarily I would have sat, was not very happy about being seated, if you recall. We sat him and only struck him later in my strikes having sat him in Seat Number 3.
He appeared to me to be very unhappy about having been sat, and kept glaring at both me and my client.
THE COURT: All right. Juror Number 149, who appeared to be a white male?

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MS. GUTIERREZ: No. Juror 149, I'll note from the record is listed as being 20-years of age, which is one of the reasons when I looked down the sheet as to who was coming to be sit -- to be sat, I was very surprised although I did note that both he and allegedly his spouse were both executives, at age 20 would have surprised me.
And again when he was called and sat, he had not answered a single question. He appeared to be very, I wouldn't quite say angry, but not happy with having been seated or called and he glared continually at me and my client.
My client specifically requested that I strike 149.
THE COURT: All right.
And Juror Number 70?
MS. GUTIERREZ: Juror Number 70, I believe was the younger white male, and I believe I struck him from mostly because of his age.
THE COURT: So something --
MS. GUTIERREZ: He's under 30. Well, I think age is an issue in this case of how people perceive and what they relate too. These are teenagers, my client and the victim, and all of that surrounds them and other teenagers.
Their -- their age, I think, 29 or I have

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marked anything under 30 was something that I was going to be concerned of with the -- the professionals as teachers but also anyone else. And we struck him because of his age.
THE COURT: All right. And Juror 114? That's the last strike.
MS. GUTIERREZ: We meant to actually strike 114 earlier. 114 came in to replace 69, which I stuck because she was a teacher. Because he's a salesperson, his age, he also did not appear to be happy to have been seated or continued to be seated and so I struck him right away again.
THE COURT: At this juncture the Court finds that the defense has been able to provide a non-race based justification for each of its strikes. That is all that is necessary. And I find that the description and the information had been readily forthcoming from Counsel and she's capable of doing same.
And I will accept that explanation and deny your motion. But I would admonish Counsel that I would note that the appearance, as counsel for the State has noted, is one where it appears that white males were being struck from this panel and I would just advise you to be mindful of that.
MS. GUTIERREZ: Yes.

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THE COURT: Concern.
MR. URICK: The State would ask that any jurors who are stricken remain in the courtroom until we're finished with jury selection.
THE COURT: At this point on?
MR. URICK: Yes.
THE COURT: Very well. Would that be to and including 114?
MR. URICK: Yes.
THE COURT: Okay.
Juror 114, I need you to have a seat on the front row, right in the middle there, yes. And if you would clear that row for me, I'd appreciate it. Yes, if you would just, maybe sit in the chair over on the other end. Thank you very much.
(Counsel and the defendant returned to the trial tables, and the following ensued:)
THE CLERK: Juror Number 191.
Acceptable to the State? Acceptable to the State?
MR. URICK: Yes, acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Seat Number 9.
Panel acceptable to the defense?

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(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 61 in Seat Number 7.
THE COURT: Juror Number 61 in Seat Number 7, you are excused. Please have a seat in the courtroom before you leave.
THE CLERK: Juror Number 219.
THE COURT: Ma'am, I need you seated on the front row next to the other gentleman. Thank you.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Seat Number 7.
Panel acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror 6 in Seat Number 1.
THE COURT: Juror Number 6 in Seat Number 1.
MS. GUTIERREZ: Is that my ninth strike?
THE CLERK: Yes, it is.
MS. GUTIERREZ: Thank you.
THE COURT: You may have a seat in the front

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row please.
Officer, I'll see you up here.
(Pause.)
THE COURT: One minute.
(Pause.)
THE CLERK: Juror Number 235?
(Pause.)
THE CLERK: Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row, please. Thank you.
THE CLERK: Juror Number 247.
Acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row, ma'am.
A JUROR: Juror Number 253.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take seat number 1.

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THE COURT: That's all the way over on this side on the back row.
THE CLERK: Panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: What is the next juror number you will call, Mr. White?
THE COURT: The last one or the next one?
MS. GUTIERREZ: Either.
THE COURT: The next one is 273.
MS. GUTIERREZ: Thank you, Your Honor.
Most respectfully challenge Juror Number 187 in Seat Number 10.
THE COURT: Juror in Seat Number 10, you're excused.
Sir, on the chair on the end, I need you to step back or on another row. You can just go across the aisle, that will be fine.
Ma'am, if you would sit in that seat.
And she was in Seat Number 10.
THE CLERK: Juror Number 273.
Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat -- why don't you come across the aisle there and sit in that empty chair?
THE CLERK: Juror Number 287

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Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take seat Number 10.
Is the panel acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Panel acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge Juror Number 90 in Seat Number 12.
THE COURT: Seat Number 12, Juror 90, please have a seat on the front row.
You all could slide down a bit. Thank you.
THE CLERK: Juror Number 288.
Acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Acceptable.
THE CLERK: Acceptable to the State?
MR. URICK: Yes.
THE CLERK: Take seat Number 12.
Is the panel acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Acceptable.
THE CLERK: Panel acceptable to the State?
MR. URICK: Acceptable.

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THE CLERK: Juror Number 296 -- I mean, 289. Juror Number 289.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Alternate Number 1.
Juror Number 292.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Alternate Seat Number 2.
Juror Number 294.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Alternate Seat Number 3.
Juror Number 299.
Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row.
THE CLERK: Juror Number 312.

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Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Alternate Seat Number 4.
Juror Number 321.
Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Alternate Seat Number 5.
Alternates 1, 2, 3, 4, 5, acceptable to the State?
MR. URICK: Yes.
THE CLERK: Alternates 1, 2, 3, 4, and 5 acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 294 in Alternate Seat Number 3.
THE CLERK: I'm sorry. Can you repeat that again?
MS. GUTIERREZ: Most respectfully challenge Juror Number 294 in Alternate Seat Number 3.
THE COURT: Juror 295, please -- 4, please have a seat on the front row.

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THE CLERK: Juror Number 334.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Acceptable.
THE CLERK: Take Alternate Seat Number 3.
THE COURT: Down on the front row here. Yes.
THE CLERK: Alternates 1, 2, 3, 4, and 5 acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Juror Number 312 in Seat 4.
THE COURT: Juror Number 312 in Seat Number 4, please have a seat on the front row.
THE CLERK: Juror Number 342.
Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Alternate Seat Number 4.
THE COURT: Sir, take Alternate Seat Number 4.
THE CLERK: Alternates 1, 2, 3, 4 and 5, acceptable to the defense -- to the State? I'm sorry.
MR. URICK: Yes.
THE CLERK: Alternates 1, 2, 3, and 5 acceptable to the defense?
(Pause.)

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MS. GUTIERREZ: We've used no strikes on Alternate Seat Number 1?
THE CLERK: Excuse me?
MS. GUTIERREZ: We've used no strikes on Alternate Seat Number 1?
Most respectfully challenge Alternate 289 in Seat Alternate 1.
THE COURT: Please have a seat on the front row?
Ma'am, I need you to sit with the other alter -- if we could ask you to move down or make a space for this lady to have a seat.
Thank you.
THE CLERK: Juror Number 351.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on that front row?
THE CLERK: Juror Number 352.
Acceptable to the State?
MR. URICK: May counsel approach, Your Honor?
THE COURT: Yes, you may.
While Counsel and I are having a discussion at

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the bench, please listen, if you're juror number is 484 or higher, 484 or higher; that is, you're 484, 491, 495, 502, 506, 507, 509, 511, 512, 521, 529, 531, 535, 536, and so on through the 5's, go home.
(Counsel and the defendant approached the bench, and the following ensued:)
THE COURT: For the record, there's no way we will reach those jurors, and I'm excusing them at this time. They're at the bottom of the list and there's no way we can reach them under any stretch of the imagination.
MR. URICK: This witness on Friday indicated -- this juror -- indicated on Friday that he was switching jobs within his current employer. He was supposed to find out if he would lose money and we thought maybe we could ask -- call him up -- come up to see if there'd be a financial hardship for him.
THE COURT: Juror in the blue shirt, please come up.
(A juror approached the bench.)
THE COURT: On Friday last you indicated that you may have had a financial hardship?
A JUROR: Yes, ma'am. And I needed to speak with you about that.
THE COURT: And you indicated that you were

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going to check on your job?
A JUROR: Yes, ma'am.
THE COURT: I called my job this morning. Payroll went in this morning for last week so I am not going to get paid for last Friday.
THE COURT: Okay.
A JUROR: And I have no idea as far as getting paid for the rest of this trial. So, I mean --
THE COURT: Because?
A JUROR: Because I'll be here and I won't be at work.
THE COURT: Okay. And you work contractual?
A JUROR: No, ma'am. I work for NeighborCare Pharmacies. But I'm going to be switching to another company.
THE COURT: Okay. And when do you -- are you scheduled to switch to the other --
A JUROR: Next Monday.
THE COURT: Okay. And you not being paid then for today?
A JUROR: I don't know. I know for sure I'm not being paid for Friday because I didn't get the slip from Court to work before payroll went it. So if I can't get it in, well --
THE COURT: Well, you had a summons or subpoena

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from the Court.
A JUROR: Yes.
THE COURT: And you showed it to them before you arrived on Friday, did you not?
A JUROR: Yes. But she still told me for me to get paid I need to bring in the little slip that you give us at the end of the day.
THE COURT: Showing that you were there for the entire day.
A JUROR: Yes, ma'am.
THE COURT: All right. And -- so you don't know whether or not you're not going to get paid for the rest of this trial?
A JUROR: I -- I don't know.
THE COURT: All right. You still don't know?
A JUROR: No, ma'am.
THE COURT: Okay. Thank you very much. You may step back.
Any question by the way, from the State?
MR. URICK: No. Thank you.
THE COURT: Okay. Ms. Gutierrez?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Thank you very much. You can step back.
(The juror left the bench.)

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MS. GUTIERREZ: May I have a moment, Your Honor?
THE COURT: Certainly.
(Pause.)
THE COURT: Alternate Juror Number 351; correct?
MS. GUTIERREZ: Uh-huh.
MR. URICK: No. We're on 352.
MS. GUTIERREZ: 352.
THE COURT: 352, my mistake.
MR. URICK: 351 is already a called strike.
THE COURT: That's right.
MR. URICK: I'll make a motion for cause.
THE COURT: Does the defense have any objection? In light of the fact that the juror would take Seat Number --
MS. GUTIERREZ: 1.
THE COURT: 1.
(Pause.)
MS. GUTIERREZ: We don't object, Judge.
THE COURT: All right.
Juror Number 352, please have a seat on the front row.
Strike him for cause. Let the record reflect 352's been removed.

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(Counsel and the defendant returned to the trial tables, and the following ensued:)
THE CLERK: Juror Number 353.
Acceptable to the State?
MR. URICK: Acceptable.
THE CLERK: Take Alternate Seat Number 1.
Alternates 2, 3, and 5 acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Alternate 292 in Seat 2.
THE COURT: 292, in Seat 2, please have a seat on the front row.
(Pause.)
THE CLERK: Juror Number 372.
Acceptable to the defense?
(Pause.)
MS. GUTIERREZ: Acceptable.
MR. CLERK: Acceptable to the State?
MR. URICK: Acceptable.
THE COURT: Please have a seat in the open chair.
THE CLERK: Alternate Seat Number 2.
Alternates's 1, 2, 3, 4 and 5 acceptable to the State?
MR. URICK: Yes.

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THE CLERK: Alternates 2, 3 and 5 acceptable to the defense?
(Pause.)
MS. GUTIERREZ: What are the ones you're asking me about?
THE CLERK: 2, 3 and 5.
(Pause.)
MS. GUTIERREZ: Most respectfully challenge Alternate Juror Number 3.
THE COURT: Number 3, please have a seat on the front row, Alternate Juror Number 3. Thank you.
THE CLERK: Juror Number 376.
Acceptable to the State?
MR. URICK: Yes. Acceptable.
THE CLERK: Take Alternate Seat Number 3.
Are Alternates 2 and 5 acceptable to the defense?
MS. GUTIERREZ: Acceptable.
A JUROR: Alternates 1, 2, 3, 4, and 5 acceptable to the State?
MR. URICK: Acceptable.
THE COURT: Ladies and Gentleman, those of you that remain out in the panel, you are free to go. You may go home with my thanks.
Ladies and Gentleman in the box -- wait, one

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moment, please. One moment. One moment, please.
First of all, Court is still in session. I'm going to now tell you to have a seat. Everyone have a seat.
Juror Number 6, you raised your hand. You have a problem. No. I don't want to hear the problem. I want to know if you have a problem, if the answers only yes or no. And if you do I need to see you at the bench.
A JUROR: Yes.
THE COURT: Come up to the bench, please?
Counsel, I'll see you here at the bench.
Ladies and Gentleman, I know it's late. We are almost done. But before I let you leave, I need to make sure that everything is resolved.
(Counsel and the defendant approached the bench, and the following ensued:)
(A juror approached the bench.)
THE COURT: Sir, you raised your hand. You're juror number -- seated in Seat Number 6?
A JUROR: Juror 145.
THE COURT: What is your problem. I'm sorry?
A JUROR: 145.
THE COURT: 145. What is your problem?
A JUROR: I just had a question.
THE COURT: What is your question?

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A JUROR: I'm -- I don't think I can be a biased juror. My uncle is locked up for murder.
THE COURT: Why is it that when I asked if you had anyone in that was incarcerated you did not stand?
A JUROR: You said -- you said was in court in the last year. And that's been awhile, since '91. He got locked up since '91.
THE COURT: My question was whether he was locked up for more than five years.
A JUROR: Oh, yeah.
THE COURT: That was my question.
A JUROR: Oh, I'm sorry.
THE COURT: And you don't believe you could be fair.
A JUROR: Uh-uh.
THE COURT: I also asked another question if you had any other reason why you didn't believe you could be fair and impartial, and you did not stand saying that you're -- you cannot be fair.
A JUROR: I don't think so.
THE COURT: Ms. Gutierrez, any questions?
MS. GUTIERREZ: No, Your Honor.
THE COURT: Any questions?
MR. URICK: No, thank you.
THE COURT: Where is your coat?

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A JUROR: Over there.
THE COURT: Pick up your coat. Have a seat on the front row.
(The juror left the bench.)
THE COURT: At this point, I note that both the defense and the State have preemptory challenges with regard to the panel left. So if you will turn around and call the next number, that juror will be a panel strike.
Ladies and Gentleman, please listen.
(Pause.)
THE CLERK: 377. Juror Number 377.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row, ma'am.
THE CLERK: Juror Number 379.
Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row.
THE CLERK: Juror Number 382.
Acceptable to the State?
MR. URICK: Acceptable.

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MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row.
THE CLERK: Juror Number 397.
Acceptable to the defense?
(Pause.)
MS. GUTIERREZ: I have three strikes left?
THE CLERK: Yes.
(Pause.)
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Please have a seat on the front row.
THE CLERK: Juror Number 398.
Acceptable to the State?
MR. URICK: May I have a second, please?
(Pause.)
MR. URICK: Acceptable.
MR. CLERK: Acceptable to the defense?
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Have a seat on the front row.
Anyone who is not part of a jury that has been stricken and you're sitting on the front row, please move back to the second row, so that on the front row should be only individuals whose names have been called and have

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been stricken.
THE CLERK: Juror Number 402.
Acceptable to the defense.
MS. GUTIERREZ: It's my last strike?
THE CLERK: Yes.
MS. GUTIERREZ: Most respectfully challenge.
THE COURT: Have a seat on the front row.
Can we make room somewhere along there? Thank you very much.
THE CLERK: Juror Number 407.
Acceptable to the State?
MR. URICK: Acceptable.
MR. CLERK: Take Seat Number 6.
THE COURT: The seat on the last row, sir.
THE CLERK: Is the panel acceptable to the State?
MR. URICK: Yes.
THE COURT: All right. Ladies and Gentleman of the panel, I need you to stand at this time and raise your right hands.
THE CLERK: My Syed, please stand.
(Jury sworn.)
THE CLERK: Thank you. You may be seated.
Mr. Syed, you may be seated.
MR. URICK: May counsel approach on a matter?

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THE COURT: Yes. Are you talking about the main panel?

MR. URICK: No.

THE COURT: Ladies and Gentleman of the panel that are seated out here, you may now leave with my thanks. You have now completed your one day or one trial. You will not be called this year.

Thank you very much for your patience.

Hand those out to the jurors.

Ladies and Gentleman of the jury, my law clerk is going to hand you a form that will tell you where you're supposed to be and I'll speak to you about that in just one moment.

(Counsel and the defendant approached the bench, and the following ensued:)

THE COURT: Yes?

MR. URICK: Earlier today the Court indicated that they might want to do opening and maybe one witness tomorrow. Because of that break in time between then, however, the State would ask if for an alternate, have a brief period tomorrow and we begin on Thursday with opening and that.

THE COURT: With the jury?

MR. URICK: Yes.

MS. GUTIERREZ: Yes.

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THE COURT: Because we have motions to do.

MS. GUTIERREZ: Yes. I will tell you, the motions are not going to take all morning.

THE COURT: But I still have to clean up my docket.

MS. GUTIERREZ: Yes.

THE COURT: Make sure that that's done.

MS. GUTIERREZ: I'd ask the Court just to --

MS. MURPHY: That also gives them two days --

THE COURT: Make other arrangements.

MS. GUTIERREZ: Make arrangements, whatever.

THE COURT: I will do that.

MR. URICK: Thank you.

MS. GUTIERREZ: Thank you.

(Counsel and the defendant returned to the trial tables, and the following ensued:)

THE COURT: All right. Ladies and Gentleman, I need your attention for a moment. First, I want to thank you for your patience. I know this has been a tedious procedure that we've been following, but believe me, we have reasons.

And as you saw near the end, we got really close to not having enough jurors. I must tell you that you are in Judge Noel's courtroom. And in the envelope is, in fact, information about me.

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My name is Wanda Keyes Heard. And my courtroom is on the third floor. But my courtroom is very small and would not have held the number of people that were here. So Judge Noel allowed me to use his courtroom for jury selection.

The trial will take place, however, in my courtroom on the third floor. And in that envelope. it provides you with; one, the location of my courtroom; two, the location of my jury room and also phone numbers in the event there is a problem or a question.

We've been hearing a lot on the news about snow. If, in fact, this courtroom is closed during the course of this trial, WBAL TV, Channel 11, will make an announcement. And if in doubt, you can do two things. You can call the number that I've provided for you where I will leave a message indicating the court is closed. Or you may call the jury commissioner's office.

Or you can call the city operator. The city -- Baltimore City operator. And if you were to call just 0, information, and ask for the Baltimore City operator, that operator would tell you whether the courthouse was closed.

So there's a number of ways you can be assured as to whether or not this Court is open and operating.

I'm going to give you some time, Ladies and

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Gentleman, to adjust your schedules and your personal matters so that you can direct your attention to this trial.

As you know, it should take about two weeks -- two and a half weeks or more. And I say "or more," it should be about two and a half weeks for us to conclude this trial.

The reason it will take so long is that before I can start this case each day, I must first do my own docket. Sometimes there's only one case. Sometimes there's three. Sometimes they give me as many as five or six cases, and then I can go back to this trial.

So we will work through the next few days and weeks in order to com -- complete this case to a conclusion in the best, fast and most efficient way as I can.

And I will advise you each day to the extent possible what my expectation is for the next day. So let me begin by telling you that you will not be sitting tomorrow. There are preliminary motions we will handle, and I will make sure that we do that and allow you some time to take care of your personal matters.

On Wednesday I have a funeral and my docket. There's no way that I will sit on Wednesday. So you now have tomorrow and Wednesday to make whatever personal

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arrangements you need to do in your personal affairs so that folks will know that for the next two weeks stating Thursday, you will have to follow the following procedure.

At nine o'clock each day you will report to the jury commissioner across the street and be paid. By 9:30 you will return to my jury room -- not my courtroom, but my jury room. That room number is noted on the paper you have. That door will be unlocked.

You are welcome to bring coffee or doughnuts or whatever with you. Because as I said, I will be doing my docket for at least the first hour. There are two bathrooms in that room. And you will remain there until I bring you to the courtroom.

Madam Forelady, Juror Number 1, it is going to be your duty each morning to count heads, to make sure that 12 jurors plus the five alternates are present.

Deputy Church, who is the bald-headed gentleman, my law clerk Ms. Connelly, Mr. White, who was the gentleman calling the -- "acceptable," asking you to step up, will be the individuals who will come to the door of the jury room and ask you, Madam Forelady, is everyone present?"

And if there's not someone present, I need to know ny juror number, who's missing. You each now have a

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new juror number; 1 through 6 on the back row, 7 through 12 and then jurors alternates 1 through 5.

Those are the numbers that will be referred to. And when you come into my courtroom each day, you will find a pad of paper for you to take notes. And it will have your juror number on the back so you'll know what seat to sit in.

As I said, the courtroom there is very small. And you'll see when you arrive that's it's a little different.

Now there's one other thing I must admonish you. On Thursday you will hear opening statements from each of the attorneys, from the State and from the defense, or the purposes of giving you a road map, how they expect this case to proceed.

You will also hear from me. I will give you some more preliminary remarks to start your understanding as to what you're supposed to do and what your duties are. Until then, Thursday morning at 9:30, you may not discuss this case with anyone.

You haven't heard anything. You haven't heard any witnesses. You haven't heard any testimony. You haven't heard anything to discuss. So therefore you must not discuss this case with anyone at all. You must not discuss it with your family and friends who are going to

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want to know all about it.

You're going to tell them, "I'm sorry. When the case is over I can talk to you. But for right now Judge Heard has admonished me not to have any discussion.

You can't discuss this case amongst yourselves until the end when I tell you so. To do so would be improper. So therefore I must admonish you, do not discuss this case amongst yourselves.

You cannot discuss the case with anyone else, the media or anyone or any witnesses or prospective witnesses in this case or even the attorneys themselves.

And Ladies and Gentleman in front of you I'm going to tell the attorneys, Ms. Murphy, Mr. Urick, Ms. Gutierrez, Mr. Syed, have no contact with my jurors.

Do not talk to them. If you happen to see them in the hallway, go the other way. Catch the next elevator. I don't even want you to say good morning.

Now, Ladies and Gentleman, they're not rude. If they go the other way or they turn their way and they do not speak to you, they've been directed by me not to do that. And I'm also going to tell you to tell your witnesses that they should have no contact with my jury whatsoever.

And, Ladies and Gentleman, if you happen to see someone who looks at the ceiling or turns away, or says,

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"I'll catch the next elevator," it could be that they are one of the many witnesses and they are staying away from you.

Understand, no contact whatsoever should be made. But should someone talk to you, either one of the jurors, or a witness, or anyone that attempts to talk to you about the case, please advise Ms. Connolly or my courtroom clerk or the deputy sheriff. And they will tell me, and we will decide how we will handle that. And -- and let you know how that will be handled.

I do not tolerate any contact with my jurors. Because it is important that you understand that you must remain fair and impartial. You should not make any decisions about this case till after you've heard the entire case and after you've heard closing argument of counsel and after you've been instructed by me as to the law.

And one last thing, after you've talked to one another, and deliberated, and that -- and only then, should you have a decision about this case. So until then, I need you to admonish you to try to follow my preliminary remarks.

On Thursday at 9:30 you will return to my jury room. Use these two days to make whatever personal arrangements you may need to make in order to free

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yourself up.
Our days will generally go 9:30 to 4:30, five o'clock. Park your cars accordingly. There are places that you can park but at 4:30 they start towing. So do not use those places. It's not advisable.
If you have any problems, any concerns, any emergencies, there are -- there is an answering machine on my phone. Do call that number and note your problem.
If there are no problems, I'm going to excuse you at this time. Have a wonderful evening. Have a safe journey home. And I will see you on Thursday morning at 9:30. At this time, Ladies and Gentleman, you are excused.
(The jury was excused from the courtroom.)
THE COURT: I do have to have the attorneys present.
Counsel, I need to ask you to come up to the bench. I have a juror who has a question.
(Counsel and the defendant approached the bench, and the following ensued:)
THE COURT: Step here to the middle. One second.
THE JUROR: Uh-huh.
THE COURT: And your juror number -- your new number is?

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A JUROR: 078.
THE COURT: Yes, ma'am. But your new seat number?
A JUROR: I'm sorry. 11.
THE COURT: You're Number 11.
A JUROR: Yes.
THE COURT: Can I help you?
A JUROR: Yes. I just wanted to know, my job's paying me for all the time I'm off. Do I supposed to get a slip to give to them?
THE COURT: To indicate that?
A JUROR: Yes.
THE COURT: You can either give them the letter that I gave you or you can get a slip from the sheriff.
A JUROR: Okay.
THE COURT: And they'll give you that to say that you are a juror.
A JUROR: Okay. There is a letter in the envelope, is that --
THE COURT: There's a letter telling them that you are a juror in this case and must return each day.
A JUROR: Okay.
THE COURT: All right?
A JUROR: Right. That's basically what I wanted to know.

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THE COURT: And if you need anything else you can tell them to call that number and I will confirm that you are here each day.
A JUROR: Okay.
THE COURT: All right?
A JUROR: Thank you very much.
THE COURT: You're welcome.
A JUROR: That's what I need to know.
THE COURT: Thank you.
(The juror left the bench.)
(Counsel and the defendant returned to the trial tables, and the following ensued:)
THE COURT: Since I see nothing further, this Court will stand in recess until tomorrow morning at 9:30.
(The trial was recessed at 5:51 p.m.)

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REPORTER'S CERTIFICATE

I, Charles F. Madden, an Official Court Reporter of the Circuit Court for Baltimore City, do hereby certify that I stenographically recorded the proceedings in the matter of State of Maryland versus Adnan Syed, Case Numbers 199103042-46 in the Circuit Court for Baltimore City, on January 24, 2000, before the Honorable Wanda Keys Heard, Associate Judge jury.

I further certify that the page numbers 1 through 298 constitute the official transcript of the proceedings as transcribed by me from my stenographic notes to the within typewritten matter in a complete and accurate manner.

In Witness Whereof, I have affixed my signature this 21st day of February, 2001.

Charles F. Madden
Official Court Reporter

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