Witness: Amber Frey

Date: 2004-08-12

Proceedings held August 12, 2004

Called by: People (prosecution)

Phase: Guilt

Examinations: Direct – David Harris (continued from previous day)

Day 3 of 7 for this witness

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

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AUGUST 12, 2004

HARRIS: Your Honor, Miss Frey is in the courtroom, present in the courtroom. We are going to play the next few tapes in succession. The jury has already been provided those transcripts. We'd like to start Q at this time.

JUDGE: Now we're going to play Q. And that's dated January the 6th at 2216 hours, which is 10:16 p.m. And have you distributed Q, Mike? Distributing it now. Okay.

(196Q played)

HARRIS: Now going to play R.

JUDGE: All right. R is dated January 6th at 2216 hours, next one is January the, we are going to hear R, January 6th, at 2302 hours, 11:02 a.m. Good morning, Mr. Geragos.

GERAGOS: Good morning, judge.

(196R played)

HARRIS: We're now going to play S1, which is the first part of the S transcript.

JUDGE: This is the same date at 11:29 p.m. This consists of 61 pages. So halfway through I'm going to give you a recess around 11:00 o'clock.

(196S played)

JUDGE: If that's where it stops, let's break.

HARRIS: Maybe we'll stop it there.

<recess>)

JUDGE: All right, let the record show the defendant is present with counsel. The jury is in the jury box along with the alternates. Is that thing ready to go?

HARRIS: Yes, your Honor.

JUDGE: Okay, go ahead.

(196S resumed at page 15)

HARRIS: Now, go to S2, which is the second part of this call.

JUDGE: Page 32 of 61.

(196S resumed at page 32)

(noon recess)

JUDGE: All right. This is People vs. Scott Peterson. Let the record show the defendant is present with counsel, and the jury is in the jury box, along with the alternates. And now, ladies and gentlemen, we'll pick up where we left off. That was at page 41, I believe.

(196S resumed playing)

HARRIS: Now I'm going to play the first part of T.

JUDGE: All right. This is T. This is dated January 7th.

GERAGOS: 1643.

JUDGE: 1643, which is

GERAGOS: I have 1613.

JUDGE: 1613. 4:13 in the afternoon. It's 54 pages long. I hate to bring the subject up again; certification, can we do that today?

GERAGOS: Yes.

JUDGE: Great. Remind me.

GERAGOS: I knew that would keep you happy. I stayed up extra late just to keep you in a good mood.

JUDGE: Good.

(196T played)

JUDGE: Okay. We'll take the afternoon recess. Until, try to get you down about five to 3:00. And remember the admonition I've heretofore given you. I'll come out a little early.

GERAGOS: To do the certification?

JUDGE: I'll come out before 3:00, before we bring the jury in.

GERAGOS: Okay.

<recess>

JUDGE: Now we're back on track, so we can start up where we left off.

HARRIS: Okay. I'm going to resume the tape.

(196T resumes playing)

HARRIS: That's the end of the first part. We'll be playing T 2.

JUDGE: Okay.

(196T 2 played)

JUDGE: Okay. We're going to end there. We'll pick up when you come back Monday. Before we leave, I'm going to move Q, R, S and T, the transcripts, in evidence at this time. They've been published. Also, we'll put in the discs Q, R, S and T, admitted into evidence. Take –

DISTASO: Your Honor –

JUDGE: the same numbers.

DISTASO: T 1 has been played in its entirety, but T 2 is currently being played.

JUDGE: Well, we've already distributed the transcripts, so the cat's out of the bag.

DISTASO: Okay.

JUDGE: So we can't take it back.

DISTASO: Okay.

(Evening and weekend recess)