

1 JUROR NUMBER FOUR: No.

2 MR. LANNING: How long was she with the
3 sheriff's department?

4 JUROR NUMBER FOURTEEN: Twenty-five years,
5 something like that.

6 MR. LANNING: When it comes to the
7 consideration of law enforcement testimony, are you
8 going to give any leg up to law enforcement? Are
9 they going to be on an even level?

10 JUROR NUMBER FOURTEEN: I'm follow the law the
11 way it is, you give it to me the way I see it.

12 MR. LANNING: Well, what I'm concerned about is
13 the way you see it may be that law enforcement has a
14 step up.

15 JUROR NUMBER FOURTEEN: No, if the testimony
16 given to me in the right manner, I have no preference
17 (unintelligible).

18 MR. LANNING: Okay. In considering -- well,
19 the fact that this was a female law enforcement
20 officer, grandmother, mother, I believe in her early
21 fifties, is that something that you can set aside
22 your own experiences? Can you look at this case
23 without picturing your wife?

24 JUROR NUMBER FOURTEEN: Yes. Oh, yes.

25 MR. LANNING: Do you have any adult children?

1 JUROR NUMBER FOURTEEN: Yes.

2 MR. LANNING: What do they do for a living?

3 JUROR NUMBER FOURTEEN: I have two boys from my
4 first wife, one of them lives in Tennessee, I have no
5 idea what he does. I have one here, I don't have no
6 contact with him, I have his kids. And I have
7 another son that was in Iraq that's here, I don't see
8 him that much, and my daughter -- my son and daughter
9 by my second wife, which is [REDACTED], my daughter work
10 for DCF.

11 MR. LANNING: Did you say you have a son in
12 Iraq?

13 JUROR NUMBER FOUR: He was in Iraq.

14 MR. LANNING: Is he in the military now?

15 JUROR NUMBER FOURTEEN: No, he's home.

16 MR. LANNING: Your former spouse, was it a long
17 term marriage?

18 JUROR NUMBER FOURTEEN: Probably five years,
19 something like that.

20 MR. LANNING: What time of type of work did she
21 do?

22 JUROR NUMBER FOURTEEN: Did she do? She was a
23 restaurant worker.

24 MR. LANNING: Okay. You're taking care of one
25 son's children?

1 JUROR NUMBER FOURTEEN: Yes.

2 MR. LANNING: How many children?

3 JUROR NUMBER FOURTEEN: Two.

4 MR. LANNING: Two. Thank you. Juror 16, your
5 educational background?

6 JUROR NUMBER 16: I have a Bachelor's degree in
7 electrical engineering and a Master's degree from the
8 University of Florida.

9 MR. LANNING: And where are you from?

10 JUROR NUMBER 16: Originally from a small town
11 in Oklahoma.

12 MR. LANNING: Your sheet indicates that you've
13 lived in Florida for twenty years.

14 JUROR NUMBER 16: About that.

15 MR. LANNING: Is it Oklahoma before that or
16 other places?

17 JUROR NUMBER 16: No, I've been all over the
18 country and the world. I've lived in Virginia,
19 California, Illinois. I lived in Italy for a year
20 and a half.

21 MR. LANNING: Did you say India?

22 JUROR NUMBER 16: Italy.

23 MR. LANNING: Italy?

24 JUROR NUMBER 16: Yeah.

25 MR. LANNING: Were you -- do you have prior

1 military service?

2 JUROR NUMBER 16: Yes, I was in the Navy for
3 five years.

4 MR. LANNING: Front row prior military service?
5 How long were you in the military.

6 UNIDENTIFIED JUROR: Four years, Marine Core.

7 MR. LANNING: Sir.

8 UNIDENTIFIED JUROR: Four years in the Coast
9 Guard.

10 MR. LANNING: Sir.

11 UNIDENTIFIED JUROR: Fourteen Air Force.

12 MR. LANNING: Juror 17, your educational
13 background?

14 JUROR NUMBER 17: I have a Bachelor's degree in
15 business.

16 MR. LANNING: And where are you from?

17 JUROR NUMBER 17: Kentucky.

18 MR. LANNING: Did you -- Kentucky and here or
19 other locations?

20 JUROR NUMBER 17: That's all.

21 MR. LANNING: And not currently married but
22 have a significant other?

23 JUROR NUMBER 17: Yes.

24 MR. LANNING: Ever been married previously?

25 JUROR NUMBER 17: Twice.

1 MR. LANNING: Any long term?

2 JUROR NUMBER 17: First one was eighteen, the
3 second one was twenty.

4 MR. LANNING: What occupations did they do
5 during the marriage?

6 JUROR NUMBER 17: My first one starting out was
7 a registered nurse and my second wife only worked for
8 about a year, she was a beautician.

9 MR. LANNING: The first wife, did she do
10 hospital work or doctor's office or?

11 JUROR NUMBER 17: No, she was actually a head
12 nurse in a major hospital.

13 MR. LANNING: Any of it ER work?

14 JUROR NUMBER 17: She would have to fill in at
15 ER at times, yes.

16 MR. LANNING: Did she ever tell you stories
17 about a day in the ER?

18 JUROR NUMBER 17: Did she what?

19 MR. LANNING: Did she ever tell you stories
20 about days in the ER?

21 JUROR NUMBER 17: No, she never talked about
22 her work.

23 MR. LANNING: Your political affiliation, Juror
24 17?

25 JUROR NUMBER 17: I'm sorry?

1 MR. LANNING: Your political affiliation?

2 JUROR NUMBER 17: I'm a registered Democrat but
3 I'm way to conservative to be a Democrat.

4 MR. LANNING: Blue dog?

5 JUROR NUMBER 17: Hmm?

6 MR. LANNING: Blue dog?

7 JUROR NUMBER 17: I'm sorry?

8 MR. LANNING: Blue dog Democrat? I think
9 that's what they're called.

10 JUROR NUMBER 17: Oh, okay. I'm not familiar
11 with the term. Basically when I was eighteen I
12 registered to vote, my dad told me if you don't
13 register for one party you can't vote in the
14 primaries so you got to register. I always
15 considered myself a moderate until the last at least
16 six years and I've gotten very conservative?

17 MR. LANNING: Now, clubs or organizations?

18 JUROR NUMBER 17: Not any presently but I'm
19 active in a club but it's not -- I'm not really
20 active.

21 MR. LANNING: Juror 16, political affiliation?

22 JUROR NUMBER 16: I'm registered as a Democrat
23 but I've been registered as other things.

24 MR. LANNING: Sir?

25 JUROR NUMBER 16: I've been registered as a

1 Republican as well.

2 MR. LANNING: Okay. Clubs or organizations?

3 JUROR NUMBER 16: Nothing official.

4 MR. LANNING: Any you want to be a part of
5 that's not on the list?

6 JUROR NUMBER 16: I don't know.

7 MR. LANNING: 14, political affiliation?

8 JUROR NUMBER FOUR: Democrat.

9 MR. LANNING: Clubs or organizations?

10 JUROR NUMBER FOURTEEN: No.

11 MR. LANNING: Member of a church?

12 JUROR NUMBER FOURTEEN: No.

13 MR. LANNING: Juror 16, member of a church?

14 JUROR NUMBER 16: No.

15 MR. LANNING: Sir?

16 JUROR NUMBER 16: No.

17 MR. LANNING: Juror 17, your significant other,
18 is she employed?

19 JUROR NUMBER 17: Yeah, she's a history
20 professor at UCF.

21 MR. LANNING: Juror 29, educational background?

22 JUROR NUMBER 29: I have two Associate degrees.

23 MR. LANNING: What in?

24 JUROR NUMBER 29: Financial engineering and
25 aircraft maintenance.

1 MR. LANNING: Is your wife employed outside the
2 home?

3 JUROR NUMBER 29: No, not anymore.

4 MR. LANNING: Okay. What has she done?

5 JUROR NUMBER 29: She worked some service for
6 years basically a secretary in security as far as --

7 MR. LANNING: Secretary in security?

8 JUROR NUMBER 29: No, a secretary for a while,
9 then she worked in the security field for security
10 clearances and stuff like that.

11 MR. LANNING: With the same company?

12 JUROR NUMBER 29: The government, whatever
13 company that is, yeah.

14 MR. LANNING: Big company.

15 JUROR NUMBER 29: Well, okay. And then she was
16 a kindergarten teacher for ten, twelve years.

17 MR. LANNING: And you have adult children?

18 JUROR NUMBER 29: Yes, two.

19 MR. LANNING: What do they do for a living?

20 JUROR NUMBER 29: My son's an actuarian,
21 actuary, and my daughter's a manager for a major
22 retail store chain, whatever.

23 MR. LANNING: Political affiliations?

24 JUROR NUMBER 29: Republican.

25 MR. LANNING: And are you a member of any clubs

1 or organizations?

2 JUROR NUMBER 29: No, not really.

3 MR. LANNING: Member of a church?

4 JUROR NUMBER 29: No.

5 MR. LANNING: Juror 36, where are you from,
6 sir?

7 JUROR NUMBER 36: Born and raised in Florida.

8 MR. LANNING: All right. And where besides
9 Brevard did you live? Your sheet indicates you've
10 been in Brevard twenty-eight years.

11 JUROR NUMBER 36: I moved here in 1988, I was
12 born and raised in West Palm Beach, worked in Stuart
13 for a while, Martin County, and then I came to
14 Brevard in 1985.

15 MR. LANNING: And you're married?

16 JUROR NUMBER 36: Yes, sir.

17 MR. LANNING: Your wife ever work outside the
18 home?

19 JUROR NUMBER 36: Yeah, clerical, and also
20 worked for the cruise lines for a while
21 (unintelligible) for a while and also executive
22 secretaries.

23 MR. MOORE: Any other kids besides the daughter
24 you spoke of?

25 JUROR NUMBER 36: I have -- I have two and my

1 wife has two.

2 MR. LANNING: Your other child's occupation?

3 JUROR NUMBER 36: One I don't know what she's
4 doing right now, the other one is in the nursing
5 field.

6 MR. LANNING: Nursing?

7 JUROR NUMBER 36: Works in a doctor's office.

8 MR. LANNING: Political affiliation?

9 JUROR NUMBER 36: Democrat.

10 MR. LANNING: And any clubs or organizations?

11 JUROR NUMBER 36: No, sir.

12 MR. LANNING: Are you a member of a church?

13 JUROR NUMBER 36: Catholic.

14 MR. LANNING: Thank you, sir. Juror 63, your
15 educational background?

16 JUROR NUMBER 63: I have some college, about a
17 year and a half of college, and I was a certified
18 behavioral technician.

19 MR. LANNING: What's a certified behavioral
20 technician do?

21 JUROR NUMBER 63: What does it do. I work with
22 children that were in a group home, you know, a group
23 home.

24 MR. MOORE: What job --

25 JUROR NUMBER 63: That had behavioral issues

1 that come out of foster care into the group home
2 situation getting ready for independent living. I
3 was responsible for working with them on their life
4 skills, their basic living skills, their social
5 skills.

6 MR. LANNING: Some of that involve kids with
7 (unintelligible) courts.

8 JUROR NUMBER 63: Yes. Most of them were under
9 court jurisdiction.

10 MR. LANNING: Okay. And is this here in
11 Brevard?

12 JUROR NUMBER 63: Yes, sir.

13 MR. LANNING: Your spouse or significant other?

14 JUROR NUMBER 63: Spouse.

15 MR. LANNING: What type of employment does he
16 do?

17 JUROR NUMBER 63: He's a security officer. He
18 just left a cruise line, he was a chief security
19 officer on board three stripe deck officer, he's now
20 working for a private company down in Melbourne.

21 MR. LANNING: And you do security work.

22 JUROR NUMBER 63: I did up until last October,
23 I did it two years.

24 MR. LANNING: What other type of work did you
25 do?

1 JUROR NUMBER 63: The behavioral health, and
2 before that I worked at Brevard County School Board.

3 MR. LANNING: What did you do?

4 JUROR NUMBER 63: I was a school office clerk
5 in an elementary school.

6 MR. LANNING: Your sheet indicates that you're
7 the -- you or a family member had been the victim of
8 a crime?

9 JUROR NUMBER 63: Yes, sir, my daughter.

10 MR. LANNING: May I ask what that -- and this
11 is for everybody. If there's anything that I ask
12 that you prefer not to discuss in open court, we can
13 do it privately to the same extent that you were
14 previously spoken to privately.

15 JUROR NUMBER 63: And that would be my case.

16 MR. LANNING: Okay. Political affiliation?

17 JUROR NUMBER 63: I'm a registered Republican
18 although I'm reconsidering that.

19 MR. LANNING: And clubs or organizations?

20 JUROR NUMBER 63: No, sir.

21 MR. LANNING: Are you a member of a church?

22 JUROR NUMBER 63: No, sir.

23 MR. LANNING: Juror 36, on your sheet it
24 indicated you are close friends or family with law
25 enforcement, am I wrong?

1 JUROR NUMBER 36: No, sir, I am not.

2 MR. LANNING: Okay. The reason we ask the
3 questions is because sometimes it's just whatever.

4 Juror 11, your sheet indicates you were the
5 victim, you or a close family member was a victim of
6 a crime. Wrong?

7 JUROR NUMBER 11: I don't know what you're
8 talking about.

9 MR. LANNING: Juror 13, your sheet indicates
10 apparently the same.

11 JUROR NUMBER 13: Yes.

12 MR. LANNING: Is it something you feel okay
13 talking about?

14 JUROR NUMBER 13: It doesn't matter. About a
15 year and a half ago my wife's house was broken into
16 and robbed.

17 MR. LANNING: While you were gone or?

18 JUROR NUMBER 13: All of us were gone when they
19 broke in.

20 MR. LANNING: Okay. Was anybody ever caught?

21 JUROR NUMBER 13: Accused. I don't know how it
22 went, but he was accused of the crime, somebody, but
23 my wife's the one that owns the house, she's the one
24 that's dealing with it. So, I don't know much more
25 than that.

1 MR. LANNING: Okay.

2 JUROR NUMBER 13: We did get some of our stuff
3 back.

4 MR. LANNING: Juror 65?

5 (Thereupon, the proceedings were previously
6 transcribed.)

7 MR. LANNING: Juror 82, your educational
8 background?

9 JUROR NUMBER 82: Associates degree in early
10 education.

11 MR. LANNING: And where are you from?

12 JUROR NUMBER 82: Where I'm from originally was
13 New York and I've been down here thirty years.

14 MR. LANNING: Ever married before?

15 JUROR NUMBER 82: I was married for fifty-two
16 years, my spouse passed, I've been with a significant
17 other for twelve.

18 MR. LANNING: Your spouse, what did he do for a
19 living?

20 JUROR NUMBER 82: He was an electrical
21 engineer.

22 MR. LANNING: And your significant other?

23 JUROR NUMBER 82: Retired, he worked for the
24 electric company.

25 MR. LANNING: Adult children?

1 JUROR NUMBER 82: I have five grown children.

2 MR. LANNING: What are their occupations?

3 JUROR NUMBER 82: My oldest works for the
4 postal department down in Washington DC, my second
5 one runs a nursery up in New York, my third one works
6 for a bank in New York, government run, my fourth one
7 is in construction, and my youngest one works at the
8 Cape and leaving today for California that works with
9 subs to inspect subs at the (unintelligible).

10 MR. LANNING: Political affiliations?

11 JUROR NUMBER 82: Pardon me?

12 MR. LANNING: Your political affiliation.

13 JUROR NUMBER 82: Registered Republican.

14 MR. LANNING: And member of clubs or
15 organizations?

16 JUROR NUMBER 82: I belong actively to two,
17 active in two clubs, the Kiwanis and
18 (unintelligible).

19 MR. LANNING: Member of a church?

20 JUROR NUMBER 82: Yes, Our Saviour in Cocoa
21 Beach.

22 MR. LANNING: Juror 85, how long have you been
23 in Florida?

24 JUROR NUMBER 85: Since 1958.

25 MR. LANNING: Entire life?

1 JUROR NUMBER 85: No, sir.

2 MR. LANNING: Where were you from?

3 JUROR NUMBER 85: North Carolina.

4 MR. LANNING: And you spent all that time here
5 in Brevard?

6 JUROR NUMBER 85: Yes, sir.

7 MR. LANNING: What's your educational
8 background?

9 JUROR NUMBER 85: I have a high school
10 education, of course, I've been to several air
11 conditioning schools.

12 MR. LANNING: And are you married?

13 JUROR NUMBER 85: Yes.

14 MR. LANNING: Does your wife work outside the
15 home?

16 JUROR NUMBER 85: No, sir, she's retired.

17 MR. LANNING: Any prior marriages?

18 JUROR NUMBER 85: No.

19 MR. LANNING: Have you ever served as a juror?

20 JUROR NUMBER 85: No, sir.

21 MR. LANNING: People -- how many people
22 currently in your home?

23 JUROR NUMBER 85: Just me and my wife.

24 MR. LANNING: I got a note that you've been
25 raising grandsons.

1 JUROR NUMBER 85: Grandkids, yes.

2 MR. LANNING: Are they not in the home?

3 JUROR NUMBER 85: They have moved back to
4 Georgia last year.

5 MR. LANNING: And adult children, how many?

6 JUROR NUMBER 85: I have two.

7 MR. LANNING: What do they do for a living?

8 JUROR NUMBER 85: My youngest one has his own
9 AC company, air conditioning company, and my oldest
10 one is passed way.

11 MR. LANNING: Sir?

12 JUROR NUMBER 85: My oldest one has passed.

13 MR. LANNING: Oh. Have you or any member of
14 your family been a victim of a crime?

15 JUROR NUMBER 85: No, sir.

16 MR. LANNING: Are you a close friend or
17 relative to law enforcement?

18 JUROR NUMBER 85: No, sir.

19 MR. LANNING: Your political affiliation?

20 JUROR NUMBER 85: Republican.

21 MR. LANNING: Member of any clubs or
22 organizations?

23 JUROR NUMBER 85: Three.

24 MR. LANNING: What clubs?

25 JUROR NUMBER 85: Moose Lodge, American Legion,

1 and Eagles.

2 MR. LANNING: Last one?

3 JUROR NUMBER 85: Eagles.

4 MR. LANNING: What is that?

5 JUROR NUMBER 85: It's a organization that
6 help -- it's people helping people is what it's
7 mainly for. We do charities for different, you know,
8 heart funds and all that kind of stuff.

9 MR. LANNING: Back row, military service?

10 UNIDENTIFIED JUROR: Marine Core.

11 MR. LANNING: Marine Core, how long?

12 UNIDENTIFIED JUROR: Seven years.

13 MR. LANNING: Thank you, sir. Juror 87.

14 (Thereupon, the proceedings were previously
15 transcribed.)

16 MR. LANNING: Juror 88, where are you from?

17 JUROR NUMBER 88: I'm originally from
18 Washington State but I moved here fourteen months ago
19 from New Mexico.

20 MR. LANNING: New Mexico your main place of
21 residence?

22 JUROR NUMBER 88: I was there twenty years.

23 MR. LANNING: And what brought you to Florida?

24 JUROR NUMBER 88: My husband got fired, tired
25 of the snow in Northern New Mexico and wanted

1 someplace warm.

2 MR. LANNING: I always pictured New Mexico as
3 being fairly warm.

4 JUROR NUMBER 88: Not at seventy-three hundred
5 feet.

6 MR. LANNING: Your educational background?

7 JUROR NUMBER 88: I have an Associates degree
8 in liberal arts.

9 MR. LANNING: Do you have any adult children?

10 JUROR NUMBER 88: I have three adult children
11 and three adult step children.

12 MR. LANNING: What do they do?

13 JUROR NUMBER 88: My oldest drives a truck for
14 Airmark Uniforms, two of them are mechanical
15 engineers, two them are still in college, and one
16 works for the State of New Mexico.

17 MR. LANNING: Political affiliation?

18 JUROR NUMBER 88: I'm registered but not with
19 any party.

20 MR. LANNING: All right. Member of any clubs
21 or organizations?

22 JUROR NUMBER 88: I belong to a loose knit
23 women's social group.

24 MR. LANNING: Member of a church?

25 JUROR NUMBER 88: Catholic church.

1 MR. LANNING: Juror 205. Wake up.

2 JUROR NUMBER 205: Yes, sir.

3 MR. LANNING: You're also a blank slate. How
4 long have you lived in Brevard?

5 JUROR NUMBER 205: This is my tenth year.

6 MR. LANNING: Where are you from?

7 JUROR NUMBER 205: South Florida, Fort
8 Lauderdale.

9 MR. LANNING: Are you married?

10 JUROR NUMBER 205: I am.

11 MR. LANNING: And what's your -- is your spouse
12 employed?

13 JUROR NUMBER 205: She is, she's a teacher, she
14 works for (unintelligible). She works from home,
15 she's a virtual academy teacher.

16 MR. LANNING: Okay. What's your educational
17 background.

18 JUROR NUMBER 205: I have an Associates degree
19 in emergency medical services, I have an Associates
20 degree in (unintelligible) and I'm currently enrolled
21 in a Bachelor's program for (unintelligible).

22 MR. LANNING: Have you ever served as a juror
23 before?

24 juror numer 205: I haven't.

25 MR. LANNING: You have?

1 JUROR NUMBER 205: I have not.

2 MR. MOORE: Have not. And any kids?

3 JUROR NUMBER 205: I have two kids, a three
4 year old and a five year old, they're both boys.

5 MR. LANNING: Have you or any member of your
6 family been the victim of a crime?

7 JUROR NUMBER 205: Yes, my mother, armed
8 robbery maybe twenty-five years ago roughly. She was
9 home, it was a petty theft, she was home, the robbers
10 come in, saw her and left and that was it.

11 MR. LANNING: How do you -- how do you know the
12 person was armed?

13 JUROR NUMBER 205: She said that he had a gun.

14 MR. LANNING: Okay. Were you there?

15 JUROR NUMBER 205: No. I was maybe five, six
16 years old.

17 MR. LANNING: Your -- are you close friends or
18 relatives with any law enforcement officers?

19 JUROR NUMBER 205: Yeah, we previously
20 discussed that.

21 MR. LANNING: Anything beyond what's been
22 discussed?

23 JUROR NUMBER 205: No.

24 MR. LANNING: Member of any political -- clubs
25 or organizations?

1 JUROR NUMBER 205: Yes, I belong to the
2 International Association of Firefighters, the
3 Florida Professional Firefighters. I'm the
4 [REDACTED] of the Firefighters Pension Board
5 and [REDACTED] of the [REDACTED]
6 Firefighters Charitable Foundation.

7 MR. LANNING: Member of a church?

8 JUROR NUMBER 205: Yes, non denominational
9 (unintelligible).

10 MR. LANNING: Thank you. Juror 88, apparently
11 your sheet indicates that you were the victim of a
12 crime.

13 JUROR NUMBER 88: Yes.

14 MR. LANNING: Or you or a family member. Can I
15 ask what?

16 JUROR NUMBER 88: Sexual assault.

17 MR. LANNING: Is that something more
18 appropriate in private or something you're okay with
19 discussing?

20 JUROR NUMBER 88: My step daughter was raped
21 while she was in her apartment.

22 MR. LANNING: In her apartment?

23 JUROR NUMBER 88: Um-hmm.

24 MR. LANNING: Was it armed?

25 JUROR NUMBER 88: Yes.

1 MR. LANNING: How old was she at the time?

2 JUROR NUMBER 88: Just before her twenty-first
3 birthday.

4 MR. LANNING: Were you -- were you in the
5 same --

6 JUROR NUMBER 88: No, she was at college, she
7 lived off campus at New Mexico State University,
8 yeah, New Mexico State.

9 MR. LANNING: Was the perpetrator caught?

10 JUROR NUMBER 88: Yes.

11 MR. LANNING: Were they prosecuted?

12 JUROR NUMBER 88: Yes, he is in jail now.

13 MR. LANNING: And how's your daughter fared.

14 JUROR NUMBER 88: She's doing well. She went
15 through a lot of counselling and she is engaged to be
16 married now, she's twenty-six, she's doing a lot
17 better now.

18 MR. LANNING: Number 198.

19 (Thereupon, the proceedings were previously
20 transcribed.)

21 MR. LANNING: Juror 89, your sheet indicates
22 you lived elsewhere in Florida, may I ask where?

23 JUROR NUMBER 89: Daytona Beach.

24 MR. LANNING: Daytona. And if I heard
25 correctly, you indicated your ex-boyfriend tried to

1 kill you?

2 JUROR NUMBER 89: Yes.

3 MR. LANNING: Is that something you're okay
4 talking about?

5 JUROR NUMBER 89: I don't care.

6 MR. LANNING: I'm sorry?

7 JUROR NUMBER 89: I don't care. He basically
8 beat on me for three hours with whatever he could get
9 his hands on.

10 MR. LANNING: And did that occur here?

11 JUROR NUMBER 89: Yes.

12 MR. LANNING: Was he prosecuted?

13 JUROR NUMBER 89: I didn't press charges
14 because he told me he would kill me and my kids and I
15 did mention that (unintelligible).

16 MR. LANNING: I'm sorry?

17 juror numbe 80: I knew eventually he would end
18 up locked for something so I didn't prosecute him.

19 MR. LANNING: How bad were your injuries?

20 JUROR NUMBER 89: Nerve damage to my right arm,
21 both my hands, he split the side of my face open, my
22 (unintelligible) bruised, my hands were bruised, my
23 arms were bruised and bit up my chest and my face and
24 my hands. I basically (unintelligible).

25 MR. LANNING: I take it he eventually did get

1 locked up?

2 JUROR NUMBER 89: Yes.

3 MR. LANNING: Did you any feel any measure of
4 satisfaction that he got locked up for something else
5 and not your crime?

6 JUROR NUMBER 89: Yes, I do, but when he got
7 locked up I believe he was on his way to my house and
8 he had weapons on him because he had been stalking
9 (unintelligible).

10 MR. LANNING: Any prior marriages?

11 JUROR NUMBER 89: Yes.

12 MR. LANNING: And what did your ex do?

13 JUROR NUMBER 89: A bum.

14 MR. LANNING: A bum?

15 JUROR NUMBER 89: Yeah, he does nothing.

16 MR. LANNING: Juror 196.

17 JUROR NUMBER 196: Yes.

18 MR. LANNING: Have you ever been -- have you
19 ever been employed outside the home?

20 JUROR NUMBER 196: Yes.

21 MR. LANNING: And what kind of work?

22 JUROR NUMBER 196: I have done dental assistant
23 and also veterinarian assistant.

24 MR. LANNING: Your sheet indicates zero years
25 of residence in Florida.

1 JUROR NUMBER 196: Zero? It's supposed to be
2 eighteen or twenty.

3 MR. LANNING: Where are you from?

4 JUROR NUMBER 196: I'm from Wisconsin.
5 Originally from -- born in Iowa, moved to Illinois
6 and then Wisconsin and then moved here, my husband
7 and I.

8 MR. LANNING: What brought you to Florida?

9 JUROR NUMBER 196: Warmer weather.

10 MR. LANNING: And you have adult children?

11 JUROR NUMBER 196: No, I do not.

12 MR. LANNING: Your political affiliation?

13 JUROR NUMBER 196: Pardon me?

14 MR. LANNING: Political affiliation.

15 JUROR NUMBER 196: Republican.

16 MR. LANNING: Member of any clubs or
17 organizations?

18 JUROR NUMBER 196: No.

19 MR. LANNING: Member of a church?

20 JUROR NUMBER 196: No.

21 MR. LANNING: Juror 88 -- or 89, your political
22 affiliation?

23 JUROR NUMBER 89: Democrat.

24 MR. LANNING: And clubs or organizations?

25 JUROR NUMBER 89: I'm enrolled in the youth

1 ministry of my church. Youth ministry of my church.

2 MR. LANNING: All right. And what church?

3 JUROR NUMBER 89: Morning Star Baptist Church
4 in Daytona Beach.

5 MR. LANNING: Thank you. Never found a church
6 here in Brevard yet?

7 JUROR NUMBER 89: No.

8 MR. LANNING: Juror 190.

9 (Thereupon, the proceedings were previously
10 transcribed.)

11 MR. LANNING: Juror 177.

12 JUROR NUMBER 177: Yes, sir.

13 MR. LANNING: 177.

14 JUROR NUMBER 177: Yes.

15 MR. LANNING: Where are you from?

16 JUROR NUMBER 177: Originally from Illinois.

17 MR. MOORE: Okay.

18 JUROR NUMBER 177: Not Chicago, small, small
19 town.

20 MR. LANNING: What other types of employment
21 have you done? Have you ever done any other type of
22 employment than the --

23 JUROR NUMBER 177: I'm currently HR manager,
24 I've always worked in a corporate field before coming
25 to Florida, mainly executive assistant

1 (unintelligible).

2 MR. LANNING: What did your husband do for a
3 living?

4 JUROR NUMBER 177: He was a retired military
5 officer twenty-seven years.

6 MR. LANNING: Did you move around a lot?

7 JUROR NUMBER 177: I was not married to him
8 when he was in the military. He did move a lot. He
9 was in the Coast Guard so all up and down the east
10 coast.

11 MR. LANNING: Adult children?

12 JUROR NUMBER 177: I have a daughter.

13 MR. LANNING: And what does she do for a
14 living?

15 JUROR NUMBER 177: She's in technology, she
16 works for major insurance companies.

17 MR. LANNING: Political affiliation?

18 JUROR NUMBER 177: I'm a registered Republican.

19 MR. LANNING: And clubs or organizations?

20 JUROR NUMBER 177: I'm a Coast Guard wife where
21 they live, where I live now and (unintelligible).

22 MR. LANNING: Member of a church?

23 juror numbe 177: Yes.

24 MR. LANNING: What church?

25 JUROR NUMBER 177: Non-denomination

1 (unintelligible).

2 MR. MOORE: Thank you. Juror 159, where are
3 you from?

4 JUROR NUMBER 159: Originally from northwest
5 Indiana but Chicago.

6 MR. LANNING: And what brought you to Florida?

7 JUROR NUMBER 159: My mother lives here and
8 they own their own company so I started working here
9 about ten years ago in '04.

10 MR. LANNING: What type of work have you done?

11 JUROR NUMBER 159: Communications work, I
12 installed phone systems at [REDACTED] for six years and I
13 clean houses now and yard work and stuff like that.

14 MR. LANNING: Political affiliation?

15 JUROR NUMBER 159: No.

16 MR. LANNING: Any clubs or?

17 JUROR NUMBER 159: No.

18 MR. LANNING: How about church?

19 JUROR NUMBER 159: No.

20 MR. LANNING: Jury 156.

21 (Thereupon, the proceedings were previously
22 transcribed.)

23 MR. LANNING: Juror 131, what's your
24 educational background?

25 JUROR NUMBER 131: BS in business

1 administration, MBA in (unintelligible).

2 MR. LANNING: Where are you from?

3 JUROR NUMBER 131: Originally New Jersey.

4 MR. MOORE: How long have -- you've been in
5 Florida seven years?

6 JUROR NUMBER 131: December of 2006.

7 MR. LANNING: Why did you come down to Florida?

8 JUROR NUMBER 131: Job related.

9 MR. LANNING: Sir?

10 JUROR NUMBER 131: Job related.

11 MR. LANNING: Did your wife work outside the
12 home?

13 JUROR NUMBER 131: No.

14 MR. LANNING: Has she ever?

15 JUROR NUMBER 131: Yes, she has.

16 MR. LANNING: What type of work?

17 JUROR NUMBER 131: She worked in the treasury
18 department in a major corporation in New Jersey.

19 MR. LANNING: Your political affiliation?

20 JUROR NUMBER 131: Registered Republican.

21 MR. LANNING: And clubs or organizations?

22 JUROR NUMBER 131: No, sir.

23 MR. LANNING: Adult children?

24 JUROR NUMBER 131: One.

25 MR. LANNING: What's he do, or what's your

1 child do?

2 JUROR NUMBER 131: He's -- it's a son,
3 (unintelligible) in New York City (unintelligible).

4 MR. LANNING: And are you a member of a church?

5 JUROR NUMBER 131: No, sir.

6 MR. LANNING: Right side prior military
7 service? Folks I've already spoken with on this side
8 military service? (No response.) Juror 126.

9 JUROR NUMBER 126: Yes, sir.

10 MR. LANNING: Where are you from originally?

11 JUROR NUMBER 126: Youngstown, Ohio.

12 MR. LANNING: And did you come down from
13 Youngstown thirty-eight years ago?

14 JUROR NUMBER 126: No, I went into the service.

15 MR. LANNING: What's your educational
16 background?

17 JUROR NUMBER 126: High school
18 (unintelligible), motel security, motel security
19 detective, licensed practical nurse, Associate degree
20 in psychology, (unintelligible) degree in social
21 work, and some credits in my Master's for social work
22 and chief (unintelligible).

23 MR. LANNING: Any prior marriages?

24 JUROR NUMBER 126: Yes.

25 MR. LANNING: Your current -- your spouse now,

1 how long have you been married?

2 JUROR NUMBER 126: We have been married for
3 thirty-five years, thirty-three years.

4 MR. LANNING: She work outside.

5 JUROR NUMBER 126: She have to tell you. I
6 believe it was thirty-three.

7 MR. MOORE: Has she worked -- your wife now,
8 she work outside the home?

9 JUROR NUMBER 126: She was but she just had a
10 mastectomy so he have a lot of health problems.

11 MR. LANNING: What type of work did she do?

12 JUROR NUMBER 126: She was a certified
13 childcare worker.

14 MR. LANNING: And do you have adult children?

15 JUROR NUMBER 126: I have five.

16 MR. LANNING: What do they do for a living?

17 JUROR NUMBER 126: My oldest son is up in
18 Virginia, works in engineering up there in some
19 group, and my daughter is a certified teacher, and my
20 other daughter is -- she's SSI, has a blood disease,
21 and my other son who just got out of the Marines
22 after ten years and been out about two years now and
23 he works in security at the State department, and my
24 other son who I mentioned before wrote a bad check
25 and now having a hard time getting a job so he's home

1 with me. So, he helps me and my wife.

2 MR. LANNING: And your political affiliation?

3 JUROR NUMBER 126: I'm a registered

4 independent.

5 MR. LANNING: And clubs or organizations beyond
6 what you spoke about?

7 JUROR NUMBER 126: No.

8 MR. LANNING: You're a member of what church?

9 JUROR NUMBER 126: Baptist.

10 MR. LANNING: Thank you, sir. 125.

11 (Thereupon, the proceedings were previously
12 transcribed.)

13 MR. LANNING: Juror 122, your educational
14 background?

15 JUROR NUMBER 122: High school.

16 MR. LANNING: Adult -- you got two kids in
17 medical school?

18 JUROR NUMBER 122: Yes, sir.

19 MR. LANNING: Are they here --

20 JUROR NUMBER 122: But I have three children.

21 MR. LANNING: Okay. Are they all adults?

22 JUROR NUMBER 122: Yes, sir.

23 MR. LANNING: And what's the third do?

24 JUROR NUMBER 122: He works in a retail store.

25 MR. MOORE: The two in medical school, is that

1 here in Florida?

2 JUROR NUMBER 122: Yes, my daughter is in
3 Virginia my son is here in Florida, but his medical
4 school is actually in the Caribbean.

5 MR. LANNING: Married?

6 JUROR NUMBER 122: My children or me?

7 MR. LANNING: You.

8 JUROR NUMBER 122: Yes, I am.

9 MR. LANNING: And what's -- your spouse does
10 what type of work?

11 JUROR NUMBER 122: He does custom homes, he
12 does remodeling work.

13 MR. LANNING: You indicated that you were a
14 court reporter but that you never did any criminal?

15 JUROR NUMBER 122: I'm sorry.

16 MR. LANNING: You indicated that you were a
17 court reporter but you never --

18 JUROR NUMBER 122: No, I wasn't a court
19 reporter, I was a legal secretary for many years,
20 yes.

21 MR. LANNING: Never worked for any criminal
22 lawyers?

23 JUROR NUMBER 122: No, I did work for a judge
24 at one point.

25 MR. LANNING: Who was that?

1 JUROR NUMBER 122: But he wasn't a judge then.

2 [REDACTED]

3 MR. LANNING: Thank you. You indicated that
4 your brother had been charged in a homicide that
5 involved a dog handler?

6 JUROR NUMBER 122: Yes, (unintelligible) the
7 dog.

8 MR. LANNING: And can I ask the brother's name?

9 JUROR NUMBER 122: Do I have to tell the whole
10 jury that?

11 MR. LANNING: No, no, no. No, ma'am.

12 JUROR NUMBER 122: He went to school with the
13 judge.

14 MR. LANNING: Political affiliation?

15 JUROR NUMBER 122: Democrat.

16 MR. LANNING: And member of any clubs or
17 organizations?

18 JUROR NUMBER 122: No.

19 MR. LANNING: Member of a church?

20 JUROR NUMBER 122: We attend church but to say
21 a member, no.

22 MR. LANNING: In reference to your brother, is
23 that something that you would be okay with discussing
24 in private?

25 JUROR NUMBER 122: Sure, I don't have a problem

1 discussing it, I don't feel I need to give his name
2 in front of other jurors.

3 MR. LANNING: That's fine. Did that involve
4 the handler named Preston?

5 JUROR NUMBER 122: Yes.

6 MR. LANNING: Was -- how long did your brother
7 spend in prison?

8 JUROR NUMBER 122: Twenty years.

9 MR. LANNING: And then the conviction got
10 reversed or?

11 JUROR NUMBER 122: It was a hung jury and he
12 plea bargained and I think because he plea bargained
13 they didn't bring his case back up when they were
14 bringing the dog cases back up is how I would
15 interpret that.

16 MR. LANNING: Did your brother ever express to
17 you how he had been treated by the system or do you
18 feel he would be treated fairly by the system?

19 JUROR NUMBER 122: Yes, I felt -- yes.

20 MR. LANNING: Did they get the right guy?

21 JUROR NUMBER 122: That I don't know. That I
22 don't know.

23 MR. LANNING: To this day?

24 JUROR NUMBER 122: I'm sure I never will know.

25 MR. LANNING: Did your brother take a position?

1 JUROR NUMBER 122: They were actually three
2 defendants so he doesn't discuss it and I don't ask.

3 MR. LANNING: Okay. Juror 116, educational
4 background?

5 JUROR NUMBER 116: I've a Bachelor's in general
6 studies from (unintelligible).

7 MR. LANNING: And you indicate that you're
8 retired federal employee, what was your --

9 JUROR NUMBER 116: I spent eight and a half
10 years in the Army and twenty-one and a half years
11 with the Department of Agriculture Food and Nutrition
12 Service.

13 MR. LANNING: Department of Agriculture what?

14 JUROR NUMBER 116: Food and Nutrition Service.

15 MR. LANNING: What brought you down to Florida?

16 JUROR NUMBER 116: I retired, I drove around
17 the country, my sister and brother-in-law had a condo
18 down here, they said I could use it rent free so I
19 came down, still hanging out.

20 MR. LANNING: All right.

21 JUROR NUMBER 116: But now I'm paying rent.

22 MR. LANNING: And ever married?

23 JUROR NUMBER 116: No.

24 MR. LANNING: Significant other?

25 JUROR NUMBER 116: No.

1 MR. LANNING: The juror sheet indicates that
2 you or a close family member's been a victim of a
3 crime, is that the same incident that we were talking
4 about earlier?

5 JUROR NUMBER 116: Yes.

6 MR. LANNING: Any other incidents?

7 JUROR NUMBER 116: No.

8 MR. LANNING: Your political affiliation?

9 JUROR NUMBER 116: I'm a registered Republican
10 but I am independent.

11 MR. LANNING: And any clubs or organizations?

12 JUROR NUMBER 116: No.

13 MR. LANNING: Member of a church?

14 JUROR NUMBER 116: No.

15 MR. LANNING: Juror 114.

16 (Thereupon, the proceedings were previously
17 transcribed.)

18 THE COURT: Okay. Unless I hear something
19 else, we'll take a fifteen minute break as well and
20 we'll be back here at 11:00 o'clock. Thank you.

21 (Thereupon, a recess was taken in the
22 proceedings.)

23 THE COURT: Okay. We can bring out
24 Mr. Bradley.

25 (Thereupon, the defendant was escorted into the

1 courtroom by the court deputy.)

2 MR. MOORE: Judge Reinman, we had three venire
3 members who wanted to have a private discussion.

4 THE COURT: I was going to ask you all that if
5 you want to do that now or when did you want to do
6 that?

7 MR. MOORE: Probably ought to get them out of
8 the way.

9 THE COURT: Okay. I was --

10 MR. LANNING: Judge, I need to make everybody
11 aware of a matter. I was heading down the stairs a
12 juror approached me and said -- asked me, you know,
13 said it's not about this case, could tell me what
14 constitutes a worthless check and I said I can't do
15 that.

16 THE COURT: Okay.

17 MR. LANNING: I can tell you which one it was.

18 MR. BROWN: That's fine.

19 MR. LANNING: Number 5.

20 THE COURT: Okay. I did receive a Wuesthoff --
21 a note from Wuesthoff Medical Center which was also a
22 work release form for Juror Number 42 that he was
23 seen on Sunday, 3/16, and that he's not to return to
24 work until 3/19. So, I'll go ahead and release Juror
25 Number 42. Juror Number 42 will be released for

1 cause. If you do want to question jurors
2 individually, we can do that. I do have their
3 numbers, I know who they are. So, I'll go ahead and
4 take care of that. Anything else we need to address?

5 MR. MOORE: No.

6 MR. BROWN: No.

7 THE COURT: Okay. We can bring in Juror Number
8 63.

9 (Thereupon, Juror Number 63 was escorted into
10 the courtroom by the court deputy and the proceedings were
11 had as follows:)

12 THE COURT: Okay. Juror Number 63, in the
13 questioning you were asked about a victim of a crime
14 and you said that you would prefer to respond to that
15 answer outside the presence of the other jurors and
16 that's acceptable. Can you tell us about that at
17 this time?

18 JUROR NUMBER 63: Yes, my daughter was --
19 disclosed to me the day high school started that she
20 had been molested for the previous three years by her
21 uncle. The trial took three years, he ended up
22 taking a plea and I just didn't think everybody
23 needed to know that.

24 THE COURT: That is fine, people -- you know,
25 that type of information we understand. Do you --

1 how long ago was that?

2 JUROR NUMBER 63: 1990 -- she graduated in '94.

3 THE COURT: So, that -- and so -- and when did
4 the uncle go to trial?

5 JUROR NUMBER 63: He went to trial in '92. It
6 took the whole year, the whole first year of high
7 school. So, it was at (unintelligible). He took a
8 plea deal, he went to prison for two years, got out
9 in the middle of her senior year. He was on
10 probation, absconded and went back to prison in 2000
11 something, about 2002, and finished out his sentence.

12 THE COURT: Okay. And where was that?

13 JUROR NUMBER 63: It happened here in Brevard
14 County.

15 THE COURT: Okay. Was it prosecuted by the
16 State Attorney's Office?

17 JUROR NUMBER 63: Yes, ma'am.

18 THE COURT: Okay. Do you have any concerns
19 about the way that that case was handled?

20 JUROR NUMBER 63: At the time I did because I
21 thought it was unfair, but as time goes on I realize
22 that it was for her benefit that the plea was struck
23 the way it was and, you know, she was able to
24 continue on with her life. So, any animosity I had
25 is gone, you know, as you grow -- get older and you

1 go through experiences, you learn that things happen
2 the way they're supposed to happen for the benefit of
3 all parties.

4 THE COURT: Okay. Questions by the State?

5 MR. BROWN: No, Your Honor.

6 THE COURT: Questions by the Defense?

7 MR. MOORE: Did you say the case actually went
8 to trial?

9 JUROR NUMBER 63: No, he took a plea right
10 before jury selection.

11 MR. MOORE: Did you have any contact with the
12 defendant's defense attorneys?

13 JUROR NUMBER 63: Oh, yes.

14 MR. MOORE: You want to tell me about that.

15 JUROR NUMBER 63: It wasn't pleasant. I was
16 being asked questions that I really didn't know the
17 answers to and the defense attorney was drilling me
18 I'm sure to see if I was trying to hold anything
19 back, which I wasn't, and so it was uncomfortable, it
20 was emotional, obviously it's your child and.

21 MR. MOORE: Sure. I'm guessing she had a
22 similar experience with the defense attorneys
23 (unintelligible) about?

24 JUROR NUMBER 63: Oh, yes.

25 MR. MOORE: And so -- any carry over from that,

1 either what your doubter went through and the defense
2 or the uncle, or what you went through with the uncle
3 that would cause us concern up here?

4 JUROR NUMBER 63: Absolutely not, no. Once
5 again, the realization after it was all said and done
6 you realize they're just doing their job.

7 MR. LANNING: So, you see that the uncle had a
8 right --

9 JUROR NUMBER 63: Oh, yes.

10 MR. MOORE: -- to have his interest
11 (unintelligible) aggressively (unintelligible)?

12 JUROR NUMBER 63: Yes.

13 MR. MOORE: Represented by the defense
14 attorneys.

15 JUROR NUMBER 63: He had a good attorney.

16 MR. MOORE: I don't have anymore questions.

17 THE COURT: Okay. Ma'am, we're going to have
18 you go back outside and when everyone else comes in
19 if you'll come back in.

20 JUROR NUMBER 63: Okay. Thank you.

21 THE COURT: Okay. Thank you.

22 (Thereupon, Juror Number 63 exited the
23 courtroom.)

24 THE COURT: Okay. If we could bring in 122.

25 (Thereupon, Juror Number 122 was escorted into

1 the courtroom by the court deputy and the proceedings were
2 had as follows:)

3 THE COURT: Okay. Juror Number 122, when
4 Mr. Lanning was discussing with you your brother, you
5 said that you were comfortable talking with --
6 talking to us outside the presence of everyone else,
7 which is understandable. What is your brother's
8 name?

9 JUROR NUMBER 122: [REDACTED]

10 THE COURT: Okay. And how long ago was he
11 released from prison?

12 JUROR NUMBER 122: I was sixteen, I'm fifty
13 now, he was in there twenty years, thirty-six. So,
14 fourteen years.

15 THE COURT: So, he was released fourteen years
16 ago?

17 JUROR NUMBER 122: Yes.

18 THE COURT: And I'm assuming because of what
19 you said he went to [REDACTED]

20 JUROR NUMBER 122: Yes.

21 THE COURT: And as a result of that situation,
22 do you have -- do you hold any ill will towards the
23 State Attorney's Office.

24 JUROR NUMBER 122: No, I do not. I've worked
25 for a long time as a legal secretary and, you know,

1 there's both sides of -- there's two sides to every
2 story.

3 THE COURT: You said there was two other
4 defendants as well?

5 JUROR NUMBER 122: Yes.

6 THE COURT: Okay.

7 JUROR NUMBER 122: Yes. So, no, I do not have
8 a problem.

9 THE COURT: Any ill will towards the Public
10 Defender's Office?

11 JUROR NUMBER 122: No.

12 THE COURT: Okay. Was he represented by the
13 public defender?

14 JUROR NUMBER 122: No, he was represented by
15 Dan Ciener.

16 THE COURT: Okay. Questions by the State.

17 MR. BROWN: No, Your Honor.

18 THE COURT: Questions by the Defense.

19 MR. MOORE: Do you remember the names of the
20 codefendants?

21 JUROR NUMBER 122: One of them got
22 electrocuted. Yes, one was [REDACTED] the last name
23 [REDACTED] and the other one was [REDACTED]

24 MR. MOORE: Well, one of them was executed?

25 JUROR NUMBER 122: He was electrocuted. He I

1 guess ended up being an electrician and I read in the
2 paper that he got electrocuted.

3 MR. MOORE: Not by the State?

4 JUROR NUMBER 122: No. No. No, I'm sorry, I
5 should have said. I should have said, sorry.

6 MR. MOORE: Were the other two defendants
7 convicted?

8 JUROR NUMBER 122: I think they both served
9 time but not as long as my brother.

10 MR. MOORE: So, he got the worst of it?

11 JUROR NUMBER 122: Yes. Yes. I mean, it ended
12 up being a hung jury and the only thing the jury
13 wanted after hours of deliberation was they wanted to
14 talk to the dog handler and my dad at that time
15 didn't have money to have the case retired so he plea
16 bargained.

17 MR. MOORE: Thank you. All right.

18 THE COURT: Okay. Thank you. You can go
19 outside and come back in with the rest of the jurors.

20 (Thereupon, Juror Number 122 exited the
21 courtroom.)

22 THE COURT: Okay. We can bring in Number 126.

23 (Thereupon, Juror Number 126 was escorted into
24 the courtroom by the court deputy and the proceedings were
25 had as follows:)

1 THE COURT: Okay. Juror Number 126, you were
2 talking to us this morning about the relationship
3 with the defendant's grandmother [REDACTED] So,
4 could you tell me that again? With all due respect,
5 I could barely hear and you kind of caught me off
6 guard and I didn't know who you were talking about so
7 I wasn't able to put it together. So, can you tell
8 me that again.

9 JUROR NUMBER 126: Well, this past weekend my
10 church had the pastor's and first lady's anniversary
11 and we had a banquet and I was sitting at a table
12 with about fifteen, twenty other individuals in my
13 church and two or three of the ladies happened to say
14 I wonder how his grandmother, and they mentioned her
15 name, you want me to mention her name?

16 THE COURT: You can say her name.

17 JUROR NUMBER 126: Denise, I wonder how Denise
18 is taking it with her grandson, didn't really have to
19 do with this trial.

20 THE COURT: And was Denise with you? Were they
21 talking to Denise?

22 JUROR NUMBER 126: No.

23 THE COURT: Or just talking about it.

24 JUROR NUMBER 126: They were just talking about
25 it and someone said I can't even imagine that and

1 just went to another conversation. And then the next
2 day at church I noticed that she was -- Denise was in
3 [REDACTED] choir, she's in two or three choirs, and
4 then she [REDACTED] and the only
5 thing [REDACTED] and [REDACTED] has
6 done work at my house between, you know, plumbing and
7 electrical work and sometimes when I'm out there
8 struggling trying to cut grass and he'll stop in and
9 cut it himself and edge and do all kinds of things.
10 So, that's it.

11 THE COURT: Okay. So -- and that is the --
12 Denise is the defendant's grandmother?

13 JUROR NUMBER 126: Yes.

14 THE COURT: Okay. How did you find out that,
15 just from when they were talking?

16 JUROR NUMBER 126: Right, when they was
17 talking.

18 THE COURT: Did they say Mr. Bradley's name?

19 JUROR NUMBER 126: Yeah, they said -- no, they
20 were saying that they can't imagine how she can --
21 when they said Denise, then they said that how can
22 she -- I wonder how she -- I think I heard her say I
23 wonder how she's taking it with her grandson getting
24 ready to have this jury trial for murder. And then I
25 asked my wife, I said is Denise the grandmother --

1 when I got home I asked my wife, she said I guess
2 that's Denise's grandmother. I mean, that's the
3 guy's, you know, grandmother. (Unintelligible) same
4 names.

5 THE COURT: Okay. And how does that make you
6 feel about being a juror in this case?

7 JUROR NUMBER 126: I don't know now. I thought
8 about it all weekend and just kind of weird really.
9 She goes to my church and is in [REDACTED] choir, two
10 or three choirs, [REDACTED] and
11 her and [REDACTED] they use to be really close really,
12 [REDACTED] I just feel kind of leery
13 about it now.

14 THE COURT: Well, you know that this case
15 involves Mr. Bradley being charged with first degree
16 murder, you know from prior discussions that if
17 there's a conviction of Count I then there's going to
18 be the second phase, the penalty phase, and as a
19 juror you would participate in making a
20 recommendation to the Court of either death, you
21 know, or life in prison without the possibility of
22 parole. We discussed that so you know that. So, you
23 can -- only you can tell us whether this is an
24 appropriate case for you to be on or this is not an
25 appropriate case for you to be on.

1 JUROR NUMBER 126: I think it probably wouldn't
2 be an appropriate case. I mean, I'm leery about, you
3 know, voting for death for him now that I know his
4 grandmother and family goes to my church
5 (unintelligible) to church.

6 THE COURT: Okay. Questions by the State.

7 MR. BROWN: You want to stipulate?

8 MR. MOORE: Can we have a minute?

9 THE COURT: Yes, you may.

10 (Thereupon, a pause was taken in the
11 proceedings.)

12 MR. MOORE: We'll stipulate.

13 MR. BROWN: Agreed.

14 THE COURT: Okay. Juror Number 126, I'm going
15 to go ahead and release you from being considered as
16 a potential juror in this case. You can go
17 downstairs, speak to the jury assembly room, they'll
18 give you some brief information and send you on your
19 way.

20 JUROR NUMBER 126: Thank you.

21 THE COURT: Okay. Thank you.

22 (Thereupon, Juror Number 126 exited the
23 courtroom.)

24 THE COURT: Okay Juror Number 126, just for the
25 record, was released for cause. Deputy Blankenship,

1 if you could come forward for just a moment.

2 (Thereupon, an off the record discussion was
3 had.)

4 THE COURT: Okay. Unless I hear something
5 else, we'll go ahead and bring in the other the
6 remaining juror members. Go until about 12:15?

7 MR. LANNING: Well, what I was going to ask is
8 what I'd like to do would be to finish this general
9 line of questioning that I've already done with this
10 group and then, if possible, go ahead and break for
11 lunch. It might be a little early but I anticipate
12 not a long time after lunch, you know, I'm still --
13 I'm thinking 2:00 to 3:00 o'clock if we get started
14 back.

15 THE COURT: If we do that, are you going to be
16 able to meet with the jury consultant this afternoon?

17 MS. BUTLER: I'm not planning on going to
18 Jacksonville (unintelligible).

19 THE COURT: Okay. All right. Then that's --
20 we can do that.

21 THE COURT DEPUTY: You want them in?

22 THE COURT: Yes.

23 (Thereupon, the prospective jury panel was
24 escorted into the courtroom by the court deputy and the
25 proceedings were previously transcribed.)

1 MR. LANNING: 106, your educational background?

2 JUROR NUMBER 106: I have (unintelligible) plus
3 extra college courses.

4 MR. LANNING: Geared toward?

5 JUROR NUMBER 106: Accounting.

6 MR. LANNING: And where are you from?

7 JUROR NUMBER 106: Originally from Boston,
8 lived in Pennsylvania for twenty years and now we've
9 been down here May will be nine years.

10 MR. LANNING: What brought you to Florida?

11 JUROR NUMBER 106: My husband got laid off
12 from -- he was an electrical engineer at AT&T and he
13 got laid off, I was doing IT work and I got laid off.
14 So, we both decided -- our children didn't live in
15 Pennsylvania anymore and we decided to go where it
16 was warmer, and my parents lived in Del Ray Beach.

17 MR. LANNING: Now, is your husband retired at
18 this point?

19 JUROR NUMBER 106: No, he ended up switching
20 careers, he's a financial planner.

21 MR. LANNING: Okay. Any adult children?

22 JUROR NUMBER 106: Yes, I have two.

23 MR. LANNING: What do they do?

24 JUROR NUMBER 106: My oldest lives in
25 California, she's a nursery school teacher, and my

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son is a teacher at [REDACTED]

MR. LANNING: What's he teach?

JUROR NUMBER 106: He teaches [REDACTED]

MR. LANNING: Your political affiliation?

JUROR NUMBER 106: Republican.

MR. LANNING: And clubs or organizations?

JUROR NUMBER 106: I belong to the Haven Guild that do work to support abused children, and I do cooking once a month, and also I'm an alumni (unintelligible).

MR. LANNING: Member of a church?

JUROR NUMBER 106: Not here, I take services at my daughters synagogue in California, we can do it on line.

MR. LANNING: Thank you. 105, your educational background?

JUROR NUMBER 105: BS in mechanical engineering, attended Brevard Community College prior to me getting my --

MR. MOORE: Can I ask you talk a little louder, I can't hear you?

JUROR NUMBER 105: Started out at Brevard Community College playing baseball, went to FIT for mechanical engineering.

MR. LANNING: And are you married?

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JUROR NUMBER 105: No.

MR. LANNING: Any significant other?

JUROR NUMBER 105: No.

MR. LANNING: Your sheet indicates you or a member of your family been a victim of a crime.

JUROR NUMBER 105: We have had stolen out of our garage. My dad used (unintelligible) VW bus, a van, flat top tennis racket at our house.

MR. LANNING: Your political affiliation?

JUROR NUMBER 105: Registered as a Democrat but -- I thought my parents were Democrat, they're not.

MR. LANNING: May I ask why you thought your family was Democrat?

JUROR NUMBER 105: It was a coin flip, I find myself --

MR. LANNING: Is this when you first registered?

JUROR NUMBER 105: Yes, I graduated from Satellite High School and they were doing registration there and I was eighteen at the time so I registered. I'm conservative in nature so I just thought my parents were Democrat.

MR. LANNING: Any clubs or organizations?

JUROR NUMBER 105: Not at the time. No, not at

1 this time, no, nothing official unless you count
2 softball (unintelligible).

3 MR. LANNING: And member of a church?

4 JUROR NUMBER 105: No.

5 MR. LANNING: Juror 102.

6 (Thereupon, the proceedings were previously
7 transcribed.)

8 MR. LANNING: Number 105 -- sorry, wrong
9 direction. Juror 93, where are you from originally?

10 JUROR NUMBER 93: Detroit, Michigan.

11 MR. LANNING: And you lived where?

12 JUROR NUMBER 93: I was in the military for
13 twenty years, been all over the world, I spent
14 probably the majority of my career in southeast Asia.

15 MR. LANNING: Okay any prior marriages?

16 JUROR NUMBER 93: No.

17 MR. LANNING: Any significant other?

18 JUROR NUMBER 93: Not presently, no.

19 MR. LANNING: Any kids?

20 JUROR NUMBER 93: No.

21 MR. LANNING: Your sheet indicates that you or
22 a close family member have been a victim of a crime,
23 is that the situation we talked earlier?

24 JUROR NUMBER 93: Oh, sure, yeah.

25 MR. LANNING: Any others?

1 JUROR NUMBER 93: Not really.

2 MR. LANNING: Political affiliation?

3 JUROR NUMBER 93: I'm a Democrat.

4 MR. LANNING: And clubs or organizations?

5 JUROR NUMBER 93: No, sir.

6 MR. LANNING: Member of a church?

7 JUROR NUMBER 93: No.

8 (Thereupon, the proceedings were previously
9 transcribed. Thereafter, the prospective jury panel
10 exited the courtroom and the proceedings were had as
11 follows:)

12 THE COURT: Okay. Please be seated. Okay.
13 Any matters that we need to address before we break
14 for lunch as well?

15 MR. MCMASTER: Two things, Judge. The first
16 one is that Mr. Lanning is questioning the jury this
17 morning at 9:21 he advised the entire venire that
18 we're with the Public Defender's Office when he
19 introduced himself and the other individuals. I can
20 only assume that that was a strategic matter since
21 that's normally something we're not allowed to get
22 into and I would ask that the Court inquire of the
23 defendant if he's in agreement with that strategy.

24 MR. MOORE: There's nothing improper about
25 doing that. There's no case law that says we can't

1 do that. They identified themselves as State
2 Attorneys, we have every right to identify ourselves
3 as to who our employer is. So, there's nothing
4 improper about that, there's no need to question the
5 defendant on that.

6 THE COURT: I know that a lot of times the
7 Defense makes a motion in limine that that not be
8 mentioned, they didn't make that motion in limine.

9 MR. MOORE: It depends on the case, you know.
10 I know prosecutors who do that in the majority of as
11 it was a bad thing and I think we're going to be
12 running into that, then we do that motion, so.
13 That's not the situation. There's nothing -- there's
14 no rule, there's no case, there's no law that says we
15 can't do that.

16 MR. MCMASTER: I'm not suggesting that they
17 can't do it, I'm just saying my experience has been
18 normal that the Defense does not want that referred
19 to in open court, or the State's precluded from
20 referring to them as public defenders and I just want
21 to make sure if it's in fact a strategic decision of
22 the Defense that defendant are in agreement.

23 MR. MOORE: Just like discussing the right to
24 remain silent, sometimes it's appropriate and
25 sometimes it isn't. Sometimes we bring it up,

1 sometimes we don't. We're not going to explain why
2 we do things if we don't have -- if it's a matter of
3 a constitutional right the defendant has to remain
4 silent, to testify or not testify, then certainly the
5 Court can ask about that, you know, or, you know,
6 something that involves a waiver of a constitutional
7 right, but there's nothing wrong with what we did.

8 THE COURT: Okay. I'm not going to do that but
9 I do at the close of the Defense -- the State or --
10 and if the Defense puts on a case I do ask the
11 defendant if he -- if he's satisfied with the
12 representation of his attorneys and I do intend to
13 ask him that at that time. Okay. Mr. McMaster.

14 MR. MCMASTER: Judge, the other thing is just
15 for planning purposes. I advised you we had four
16 witnesses for the proffer this morning. One of the
17 witnesses, Amanda Ozburn, had a C Section three hours
18 ago, delivered a child, she's going to be in the
19 hospital until Thursday or Friday. She's obviously
20 unavailable for the proffer tomorrow. I will revise
21 opening statements to delete the one statement that
22 the Court wants to proffer from and we'll do that
23 before we put her on the stand in the trial.

24 THE COURT: Okay. And but we'll still have the
25 proffer with the other three witnesses?

1 MR. MCMASTER: Yes, Your Honor.

2 THE COURT: Do we think it will still take an
3 hour and a half?

4 MR. MOORE: No more than that.

5 THE COURT: Okay. We'll leave it at that for
6 safety purposes because -- and then my intention is
7 however -- whatever time Mr. Lanning takes this
8 afternoon, we'll go to trial -- we'll go to court
9 until then. We'll break for the evening, give you an
10 opportunity to meet with your jury consultant.
11 Actually, if we get done early with the proffer, we
12 can talk about jury selection because I was going to
13 have the jurors come back at -- my intention was to
14 have them come back at 10:00. If worse comes to
15 worse, they'll get up here by 11:00, depending on how
16 long it takes to go through the selection process.
17 Now, is the State -- the State will do their opening,
18 break for lunch and then the defendant's will do
19 theirs and then --

20 MR. MCMASTER: I work for you, Judge.

21 THE COURT: I'm just giving you a heads up.
22 And then start with -- you know, if we can start
23 with -- if we have like a witness that could come on
24 tomorrow afternoon. We talked about opening
25 statements being approximately an hour each. That's

1 what we talked about in the pretrial conference. So,
2 I'm anticipating that, that they're going to be an
3 hour. If you're four minutes over I won't say
4 anything. If you're fifteen minutes over I probably
5 will.

6 MR. MCMASTER: I'm anticipating substantially
7 shorter for the States, shorter than an hour.

8 THE COURT: Okay. All right. That's the game
9 plan at this time. Okay. We'll break for lunch as
10 well. We'll be back at 1:00 p.m. Okay. Thank you.

11 (Thereupon, a lunch recess was taken in the
12 proceedings.)

13 THE COURT: Please be seated. We can bring out
14 Mr. Bradley.

15 (Thereupon, the defendant was escorted into the
16 courtroom by the court deputy.)

17 THE COURT: Any preliminary matters that we
18 need to discuss on behalf of the State?

19 MR. BROWN: No, Your Honor.

20 THE COURT: Any preliminary matters on behalf
21 of the Defense?

22 MR. MOORE: No, Your Honor.

23 THE COURT: Is the jury up?

24 THE COURT DEPUTY: Yes, ma'am.

25 THE COURT: Okay. We ready to bring them in?

1 Anything? Okay. We'll bring them in.

2 (Thereupon, the prospective jury panel was
3 escorted into the courtroom by the court deputy and the
4 proceedings were previously transcribed.)

5 MR. LANNING: Juror 16, you indicated that you
6 [REDACTED] Lieutenant Trainor and Hazlette
7 and [REDACTED]

8 JUROR NUMBER 16: Yes.

9 MR. LANNING: During your earlier question and
10 answer period you indicated that you'd like to think
11 that you could set aside [REDACTED] with them in
12 considering their testimony, any question in your
13 mind as to your ability to do that and weigh their
14 testimony in the same manner as every other witnesses
15 testimony or would [REDACTED] with
16 them --

17 JUROR NUMBER 16: You know, [REDACTED]
18 [REDACTED] and if they got up and they said
19 something, I would believe them.

20 MR. LANNING: You would --

21 JUROR NUMBER 16: Yeah, because they've never
22 given me occasion to doubt anything they've ever
23 said.

24 MR. LANNING: Now, is that from that [REDACTED]
25 [REDACTED]

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JUROR NUMBER 16: From that [REDACTED]

[REDACTED]

[REDACTED] and it goes back ten years or so.

MR. LANNING: Okay. Juror 17, the case has gotten a little slower than it would have for a number of reasons, but you indicated you got family coming in and they're coming in when?

JUROR NUMBER 17: Either the 31st or the 1st of April.

MR. LANNING: All right. And they're going to be here how long?

JUROR NUMBER 17: A week.

MR. LANNING: A week. Grandkids?

JUROR NUMBER 17: Daughter and two grandkids.

MR. LANNING: Okay. Now, I take it you would want time to spend with the family?

JUROR NUMBER 17: Oh, I would like to, yeah.

MR. LANNING: Right. And the case potentially could go with you not getting to spend much time with your family at all.

JUROR NUMBER 17: It's going to cut into it, yeah.

MR. LANNING: And is that something that you feel like might cut into your attention span or -- here in the courtroom, concentrate on this case or

1 would you have issues with being taken away from that
2 opportunity with your family?

3 JUROR NUMBER 17: Well, I wouldn't like the
4 opportunity. Do I think it would affect my ability
5 to concentrate, no, because I know one day they're
6 going over to Busch Gardens which was spend the whole
7 day. So, there's going to be times too when they're
8 going to want to do things. Would I have my
9 druthers, yeah, I'd rather be available to them, but
10 I don't think it would affect my concentration here
11 in this courtroom.

12 MR. MOORE: All right. You know, Mr. Bradley,
13 he's charged in the homicide of another person and a
14 police officer and a grandmother, do you think you
15 would hold that in any way against him that you're
16 taken away from your family?

17 JUROR NUMBER 17: Oh, correlation to that, I
18 don't think, I don't think I would make a correlation
19 on that, no.

20 MR. LANNING: Do you question in your mind
21 about that?

22 JUROR NUMBER 17: No.

23 MR. MOORE: Juror 16, would you find that if it
24 came to testifying of Officer Trainor and Hazlette,
25 do you take their credibility as being already

1 established and good with you?

2 JUROR NUMBER 16: Yeah.

3 MR. LANNING: And if their testimony conflicted
4 with other witnesses, how would you handle that?

5 JUROR NUMBER 16: I guess I would have to weigh
6 it all out then.

7 MR. LANNING: Well --

8 JUROR NUMBER 16: At that point, you know.

9 MR. LANNING: Could you at that point or have
10 you already given them that credibility?

11 JUROR NUMBER 16: I mean, I say that, you know.
12 I guess it's varying degrees, if it conflicted with
13 everybody else that testified, then that would cause
14 me some doubt, but it would be -- there would be a
15 lot to overcome it certainly.

16 MR. LANNING: In your mind they've already got
17 your trust.

18 JUROR NUMBER 16: Yes, over a period of years,
19 absolutely.

20 MR. LANNING: Right.

21 JUROR NUMBER 16: As well as their friends, I
22 know a lot of their friends and they've also been --

23 MR. LANNING: We talking about law enforcement
24 officers?

25 JUROR NUMBER 16: Law enforcement officers,

1 yes.

2 MR. LANNING: Anybody else feel that way in
3 relation to the testimony of law enforcement, law
4 enforcement officers? (No response.) Did I miss any
5 other folks on the panel as to spouses or significant
6 others occupations? (No response.) Sir?

7 UNIDENTIFIED JUROR: I'm married, she sells
8 insurance (unintelligible).

9 MR. LANNING: Yes, ma'am.

10 UNIDENTIFIED JUROR: I talked about it before,
11 my husband's an environmental engineer, he does
12 (unintelligible) quality.

13 MR. LANNING: Anybody that we haven't
14 discussed? Left side of the room? (No response.)
15 Right side of the room? (No response.) Did I miss
16 anybody else on the panel as to children, adult
17 children and there occupations?

18 UNIDENTIFIED JUROR: Step son.

19 MR. LANNING: Yes, ma'am?

20 UNIDENTIFIED JUROR: My daughter is a stay at
21 home mom but she also has a fitness studio part time.

22 MR. LANNING: All right. And 89?

23 JUROR NUMBER 89: Step son. My step son works
24 at a correctional facility in Georgia.

25 MR. LANNING: He works at a correctional

1 facility?

2 JUROR NUMBER 89: I don't know if he still
3 works there but the last time I talked to him a few
4 months ago he works at a correctional facility.

5 MR. LANNING: Do you know how long he's been
6 employed there?

7 JUROR NUMBER 89: He lives in Georgia.

8 MR. LANNING: Left side of the room? (No
9 response.) Right side of the room? (No response.)
10 Did I miss anybody else on the panel who isn't from
11 Florida and spent a significant portion of their life
12 elsewhere? Juror 1. Well, we spoke about it, right?

13 JUROR NUMBER ONE: Yes.

14 MR. MOORE: Yes.

15 UNIDENTIFIED JUROR: You never asked me about
16 my wife I don't think so. I'm married fifteen years,
17 she's a banker.

18 MR. LANNING: Banker. Thank you. Juror 29,
19 did I see your hand?

20 JUROR NUMBER 29: Yeah, I moved to Florida when
21 I was in the military back in '88. I was born a
22 military brat, I went in the military when I was
23 seventeen, I stayed twenty-four years, two months,
24 three days, retired and I've kind of lived
25 everywhere.

1 MR. LANNING: Sir?

2 UNIDENTIFIED JUROR: I moved to New England
3 from here, I spent the rest of my time in Florida. I
4 was in the military, spent a lot of time different
5 places.

6 MR. LANNING: Multiple places?

7 UNIDENTIFIED JUROR: Yes, California couple of
8 times, Japan, Saudi, Egypt.

9 MR. LANNING: How long were you in Saudi
10 Arabia?

11 UNIDENTIFIED JUROR: Two stints, one was for
12 three months (unintelligible), Egypt three months.

13 MR. LANNING: Left side of the room? (No
14 response). Right side of the room? Yes, ma'am.

15 UNIDENTIFIED JUROR: I'm originally from
16 Illinois but I did spend thirteen years in
17 California, moved back to Illinois and then moved
18 down here almost ten years ago.

19 MR. MOORE: Thank you.

20 MR. LANNING: Other than what's already been
21 brought up, has anyone worked in a different field
22 than your current or last employment or what you put
23 on your sheet? Juror 89?

24 JUROR NUMBER 89: I worked in a lot of
25 different fields. I worked for clerical, I've worked

1 in child care, (unintelligible).

2 MR. MOORE: I can't hear, ma'am.

3 JUROR NUMBER 89: Retail store but I worked in
4 daycare and fast food restaurants and Harris
5 corporation.

6 MR. LANNING: All right. 102.

7 (Thereupon, the proceedings were previously
8 transcribed.)

9 MR. LANNING: Sir. 105.

10 JUROR NUMBER 105: Spent a couple of years when
11 I was in school working full time and summers, spent
12 a couple years in a print shop and then construction
13 work, stucco, (unintelligible).

14 MR. LANNING: Your hand up?

15 JUROR 106: 106. I did -- back in high school
16 I sold false teeth.

17 MR. LANNING: You sold false teeth?

18 JUROR NUMBER 106: I worked for a dental supply
19 company and had to sell false teeth. I've done
20 secretarial and I did IT support, computer support.

21 MR. LANNING: Okay. Yes, ma'am, 125.

22 JUROR NUMBER 125: I was an international
23 flight attendant out of New York City recently
24 (unintelligible) real estate for a couple of years.
25 So, I flew international to twenty plus countries.

1 MR. LANNING: 122?

2 JUROR NUMBER 122: In addition to being a legal
3 secretary and a secretary for my husband, I've also
4 been a cashier before.

5 MR. LANNING: Left side of the room? (No
6 response.) Have I missed anyone with close friends
7 or family in law enforcement that's not been
8 discussed? Yes, ma'am? You know, I can't see your
9 number.

10 JUROR NUMBER 106: 106. I have a neighbor that
11 was a New York cop and his son is an Orange County
12 cop.

13 MR. LANNING: And do you socialize?

14 JUROR NUMBER 106: I socialize, yes.

15 MR. LANNING: With them?

16 JUROR NUMBER 106: Yes.

17 MR. LANNING: Okay. And as far as the Court's
18 instructions on credibility of law enforcement, do
19 you have any issue following those instructions?

20 JUROR NUMBER 106: No.

21 MR. LANNING: Right side of the room? (No
22 response.)

23 THE COURT: Mr. Lanning, you have 63.

24 MR. LANNING: Yes, ma'am?

25 JUROR NUMBER 63: I have a friend up in Maine

1 that's a police officer, he visits our home every
2 spring for about a week, but it would not affect my
3 opinion or my observations or, you know, there's good
4 guys and bad guys. So, it would not affect.

5 MR. LANNING: Thank you. Anyone with prior
6 military service I missed? Yes, sir.

7 UNIDENTIFIED JUROR: US Air Force four years.
8 I just mentioned it.

9 MR. LANNING: Left side of the room? (No
10 response.) Right side of the room? (No response.)

11 Juror 205, you mentioned the other day concerns
12 about possible back lash involving not yourself but
13 relatives?

14 JUROR NUMBER 205: I didn't discuss that, you
15 brought it up.

16 MR. LANNING: I'm sorry?

17 JUROR NUMBER 205: I didn't discuss it, your
18 team brought it up to me.

19 MR. LANNING: Okay. So, there was no issue
20 from you?

21 JUROR NUMBER 205: I don't have an issue.

22 MR. LANNING: All right. Sorry.

23 (Thereupon, the proceedings were previously
24 transcribed.)

25 MR. LANNING: Judge, may we approach.

1 THE COURT: Yes, you may.

2 (Thereupon, a benchside conference was had out
3 of the hearing of the prospective jury panel as follows:)

4 THE COURT: I didn't want to you miss Number
5 159.

6 MR. LANNING: Thank you.

7 THE COURT: It is time to take a break if we're
8 not going to stop.

9 MR. LANNING: I'd appreciate it.

10 THE COURT: Okay. That's what you want?
11 That's what I was going to do anyway.

12 (Thereupon, the benchside conference was
13 concluded and the proceedings were previously
14 transcribed.)

15 MR. BROWN: Okay. Please be seated. I guess
16 when they take their break they've been told to go --
17 if they don't want to wait up to go to the grand jury
18 room. So, that's what I was told and then I told
19 them they could go outside and smoke and then they
20 told them they needed to come if they were going to
21 smoke, smoke outside that area in the grand jury
22 room, but they should meet up here at 3:00. Okay.
23 Is there anything we need to discuss before we recess
24 as well? Okay. We'll be in recess until 3:00 p.m
25 thank you.

1 (Thereupon, a recess was taken in the
2 proceedings.)

3 THE COURT: You can bring out Mr. Bradley.

4 Oops, I need some defense attorneys.

5 THE COURT DEPUTY: I'll get them, Judge.

6 (Thereupon, the defendant was escorted into the
7 courtroom by the court deputy.)

8 THE COURT: Is everyone up?

9 THE COURT DEPUTY: Yes, ma'am.

10 THE COURT: Is the State ready?

11 MR. BROWN: Yes, Your Honor?

12 THE COURT: Is the Defense ready?

13 MR. MOORE: We're ready.

14 THE COURT: Okay. We'll bring in the jury
15 panel.

16 (Thereupon, the prospective jury panel was
17 escorted into the courtroom by the court deputy and the
18 proceedings were had as follows:)

19 THE COURT: Okay. Please be seated.

20 Mr. Lanning, you may continue.

21 MR. LANNING: Hypothetically, if Brandon
22 Bradley made a statement to law enforcement about the
23 events and gave up his right against
24 self-incrimination, is that something that you would
25 want to see and evaluate in consideration of this

1 case? Members in the box? Ma'am?

2 JUROR NUMBER ONE: I'm not sure.

3 UNIDENTIFIED JUROR: I would assume that would
4 be relevant and we should hear it if that's the case.

5 MR. MOORE: Sir?

6 UNIDENTIFIED JUROR: I would hear it.

7 MR. LANNING: Would you want to?

8 UNIDENTIFIED JUROR: Sure.

9 MR. LANNING: Sir?

10 UNIDENTIFIED JUROR: If he gave it freely,
11 yeah, sure.

12 MR. LANNING: Sir?

13 UNIDENTIFIED JUROR: I would like you to ask
14 the question again.

15 MR. LANNING: Okay.

16 UNIDENTIFIED JUROR: Yeah, me too.

17 THE COURT: Yes. Brandon Bradley gave a
18 statement to law enforcement in reference to this
19 event, is that something that you would want to
20 evaluate and hear?

21 UNIDENTIFIED JUROR: Can I ask a question in
22 return?

23 MR. LANNING: I may not be able to answer it.

24 UNIDENTIFIED JUROR: Were his rights read? Did
25 he give it freely and openly?

1 MR. LANNING: Well, that would be a decision
2 that you would have to make.

3 UNIDENTIFIED JUROR: If he gave it freely and
4 openly, I'd like to hear it.

5 MR. LANNING: Sir. Juror --

6 JUROR NUMBER 36: 36, yeah, sure.

7 MR. LANNING: 29?

8 JUROR NUMBER 29: Yes.

9 MR. LANNING: 17?

10 JUROR NUMBER 17: I'd like to hear it, yeah.

11 MR. LANNING: 16?

12 JUROR NUMBER 16: Yes.

13 UNIDENTIFIED JUROR: If he gave it freely and
14 openly, yes, sir.

15 UNIDENTIFIED JUROR: Yes, sir, I would like to
16 hear it if he gave it freely.

17 UNIDENTIFIED JUROR: Yes.

18 UNIDENTIFIED JUROR: Yes.

19 UNIDENTIFIED JUROR: I'm not sure how it's
20 relevant. I mean, if it's relevant to the testimony
21 and to --

22 MR. LANNING: That's obviously a decision you
23 have to make.

24 UNIDENTIFIED JUROR: If it looked like we
25 needed that information, yes.

1 MR. LANNING: 89?

2 JUROR NUMBER 89: Yes.

3 MR. LANNING: Left side?

4 UNIDENTIFIED JUROR: I would want to hear
5 everything that's relevant to the case so I could
6 make an informed decision.

7 MR. LANNING: Yes, sir, Juror Number?

8 JUROR NUMBER 93: 93.

9 MR. LANNING: 93.

10 JUROR NUMBER 93: 93. Yeah, I agree with the
11 other jurors, I would like to hear it too with one
12 proviso, that means, was the defendant, was he given
13 his Miranda rights before he made the statement.

14 MR. LANNING: Okay. Anybody got any other
15 thoughts on that issue? How about this side of the
16 room? Yes, sir, 105.

17 JUROR NUMBER 105: 105. His state of mind, his
18 state of, you know, whether he's intoxicated or not,
19 that would factor into it, if he waived his rights, I
20 would hear it.

21 UNIDENTIFIED JUROR: I'm curious why the
22 question -- why did you ask that question.

23 MR. LANNING: I get to.

24 UNIDENTIFIED JUROR: Fair enough.

25 MR. LANNING: Right side of the room? Any

1 thoughts?

2 UNIDENTIFIED JUROR: I would like to hear it.

3 (Thereupon, the proceedings were previously
4 transcribed.)

5 MR. LANNING: Now, it's been a lengthy two or
6 three weeks at this point and there's been a lot of
7 questioning between the Judge, the State, and the
8 Defense and over the course of that time, one, is
9 there anybody who believes that we failed to ask that
10 question. You had something in your mind that we
11 didn't cover. If, in the back of your mind, if
12 you're thinking geez, they need to know that but
13 nobody ever asked. In the box? (No response). Left
14 side of the courtroom? Juror 105? Did I ask it
15 wrong or?

16 JUROR NUMBER 105: No, no, no, I'm just trying
17 to debate in my mind whether it's worth saying or
18 not.

19 MR. MOORE: It is.

20 JUROR NUMBER 105: Made aware to me by my
21 publicist, which for most people don't have one as
22 their mother, she had told me that the Florida Today
23 is doing an article, a series of articles about the
24 [REDACTED] When I was in forth grade they had a
25 contest to name part of it. I and a girl at the time

1 had won the contest so they called it with her name
2 plus my name the [REDACTED] that they called it,
3 it's called [REDACTED] and so there's the potential
4 that there will be an article about me and her in the
5 paper in the future. So, I don't know if there's
6 pictures as to that, may be a potential for someone
7 to apply a face to a name, but just getting it out
8 there. Am I concerned? No, I'm not.

9 MR. LANNING: If I understand correctly, you
10 have a possible concern with your own security or?

11 JUROR NUMBER 105: That's pretty -- I mean, I'm
12 good if you guys. I mean, if you're going to pick
13 me, pick me, don't have any second thought about it,
14 you know, I'm just throwing it out there. Don't need
15 to do me any favors. Not worried about it.

16 MR. LANNING: Okay.

17 THE COURT: If you were to be a juror and then
18 that article were to come up and if the press were to
19 match you up, me as court administration would have a
20 concern. And with all due respect, with our contract
21 kind of with the media, I don't believe they'd do
22 anything with that. They understand what -- how
23 serious our concerns about your privacy. They -- at
24 least, you know, with all due respect, the local
25 press we have a good relationship with. We've had

1 lots of dealings with them, they've had lots of
2 dealings with us. I told you before we have a
3 media -- a person at the courthouse that that's their
4 job to deal with the press, she's been involved in
5 this. She's been in and out of the courtroom. She's
6 talked with them. I don't think even if they matched
7 it up they'd do anything with it.

8 JUROR NUMBER 105: Okay.

9 THE COURT: Now, to tell you the truth, if
10 there's -- if national press becomes an issue, we'd
11 have to discuss it with them. I'm not aware of
12 national press becoming an issue at this time, it
13 could become an issue but I don't think that will be
14 an issue.

15 JUROR NUMBER 105: No, I'm just --

16 THE COURT: If it did happen we would
17 definitely be involved in that.

18 JUROR NUMBER 105: It was just there.

19 THE COURT: That's something that we would be
20 concerned about, court administration, I would be
21 concerned about it, I would bring it to the attention
22 of court administration and we would address it. I
23 mean, I can't -- you know, you never can anticipate
24 everything and you never can address everything but
25 we make -- I mean, that's part of what we do. So, we

1 make every effort to -- it is important to us that
2 your privacy remains private. Now, after the case is
3 over, that's going to be up to you whether you want
4 it to be private or not. I could see in your
5 circumstances they might figure out who you are, they
6 might come to you and say will you talk to us and
7 you'll have to say yes or no. That will be up to
8 you. Mr. Lanning.

9 MR. LANNING: Juror 105, in conjunction with
10 that, you expressed a different day a concern of
11 possible back lash.

12 JUROR NUMBER 105: Concern might be too strong
13 of a word, just a thought going on in my head. Am my
14 concerned myself, I'm not really. Just thinking it's
15 just a scenario type thing.

16 MR. LANNING: Sure. Is that something that you
17 are comfortable with setting aside?

18 JUROR NUMBER 105: Yes. Yeah, absolutely.

19 MR. LANNING: Right side of the courtroom?
20 Yes, sir.

21 UNIDENTIFIED JUROR: I'm curious about facts.
22 There's been a lot of talk about the facts in the
23 case (unintelligible). The prosecution comes up with
24 evidence and we decide accordingly as a jury what's a
25 fact and how do you know what happened that day is

1 actually what happened that day?

2 MR. LANNING: Through the Court's instructions,
3 the witnesses, the exhibits, cross examination of
4 witnesses, everything, everything that you see and
5 hear in this courtroom.

6 UNIDENTIFIED JUROR: So, we decide what the
7 facts are.

8 MR. LANNING: You are the triers of the facts.

9 Last question. Is there anybody who answered a
10 question that in retrospect and time you would have
11 altered or be a different answer in any way?
12 Anybody?

13 UNIDENTIFIED JUROR: No.

14 MR. LANNING: Left side of the courtroom?

15 MR. MOORE: Me.

16 MR. LANNING: Sir?

17 UNIDENTIFIED JUROR: I'm just thinking of this
18 computer program thing.

19 MR. LANNING: You like it now? You like it
20 now?

21 UNIDENTIFIED JUROR: Well, I don't like it. I
22 never did like it.

23 MR. LANNING: All right.

24 UNIDENTIFIED JUROR: Because I looked at it as
25 five percent of reasonable doubt.

1 MR. LANNING: Okay.

2 UNIDENTIFIED JUROR: And (unintelligible)
3 express that.

4 MR. LANNING: All right, sir, thank you. Left
5 side of the courtroom? 105?

6 JUROR NUMBER 105: Since you mentioned that, it
7 was the hardest decision, my subconscious must have
8 been working on it. Actually, the hardest decision
9 in my life up to this point was I have ADHD. Well, I
10 don't know if I have it or not but I've been tagged
11 with that and one of my coworkers, I had watched him,
12 he was out on the shuttle pad and I was up on -- a
13 couple hundred feet up on a tower and I watched him
14 go into the government vehicle that I drove out there
15 and steal something from me. It turned out he stole
16 some medication and the decision to confront that was
17 as close to turning someone in to security. So, that
18 was the most difficult thing decision wise.

19 MR. LANNING: Thank you. Anybody on the right
20 side of the courtroom? Thank you for your attention.

21 THE COURT: Okay. Ladies and gentlemen, as I
22 told you before, we have some matters that we need it
23 address outside of your presence. We're going to do
24 that tomorrow morning. I'm going to have you return
25 tomorrow morning to the jury assembly room at 10:00

1 a.m. During this recess you must continue to abide
2 by your rules governing your service as a juror.
3 Specifically, do not discuss this case among
4 yourselves or with anyone else or allow anyone to
5 discuss it in your presence. Do not speak to the
6 lawyers, the parties, and the witnesses about
7 anything. You must avoid reading newspaper headlines
8 and/or articles relating to this trial or its
9 participants. Avoid seeing or hearing the
10 television, radio, or Internet comments about this
11 trial, should there be any. Do not conduct any
12 research yourself regarding any matters concerning
13 this case. Okay. See you at 10:00 a.m. tomorrow
14 morning at the jury assembly room. Okay. Court will
15 be in recess.

16 (Thereupon, the prospective jury panel was
17 escorted out of the courtroom by the court deputy and the
18 proceedings were had as follows:)

19 THE COURT: Okay. Please be seated. I'm going
20 to give the Defense an opportunity at this time to
21 consult with their jury consultant, the defendant
22 will be present and you can do it in this courtroom
23 at this time if that's your preference. If you want
24 to do it somewhere else, but if you want to do it
25 here and you want Mr. Bradley present, we can clear

1 the courtroom and give you that opportunity to do
2 that. What would you like to do?

3 MR. LANNING: May we discuss it briefly and
4 discuss where we want to do this?

5 THE COURT: Okay. Your microphone, from what I
6 understand, it's off.

7 MR. MCMASTER: Judge, while they're doing that,
8 we did some research that we're going to be arguing
9 on the proffer hearing tomorrow, I just want to give
10 a copy of the cases to the Court.

11 THE COURT: Okay. That will be a good idea.
12 Thank you.

13 (Thereupon, a pause was taken in the
14 proceedings.)

15 MR. MOORE: We're just explaining that we're
16 going (unintelligible) go back to the office and
17 (unintelligible).

18 THE COURT: Okay. We'll leave and we'll give
19 you the opportunity to explain that to him and then
20 when you're done with him he can go back.

21 MR. MOORE: We're there.

22 THE COURT: Okay.

23 MR. MOORE: We're done.

24 THE COURT: Okay.

25 MR. MOORE: We just need another maybe five

1 minutes at the most and then we'll be ready to
2 adjourn.

3 THE COURT: Okay. But we don't need to sit
4 here for five minutes. So, with all due respect.
5 So, I'll let you all take as much time as you want.
6 Mr. Bradley will stay out here with you. When you're
7 done, just let the deputies know. We'll actually
8 clear the courtroom for you so you can have that
9 opportunity and then when you're done just let them
10 know, he'll go back and then you guys can take this
11 afternoon to do what you need to do. We'll have the
12 hearings tomorrow from 8:30 to 10:00. Now, I'm
13 assuming you want to address you motion in limine,
14 the one that Mr. Pirolo filed, that's in conjunction
15 with the proffer, is that correct?

16 MR. PIROLO: Yes, Judge, it's just adding a
17 couple more statements to (unintelligible).

18 THE COURT: Okay. So, we'll address -- I
19 assume -- I haven't had a chance to read it in detail
20 but I assume it's in conjunction. I am going to read
21 it tonight. So, we'll address that as well. We'll
22 do that from 8:30 to 10:00. At 10:00 or as soon as
23 we get done with this we'll start the jury selection
24 process and then we will -- the jury will be here and
25 as soon as we're ready for them, we'll bring them up.

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Any questions or concerns?

MR. MOORE: I just need to have Mr. Bradley kept here long enough so I can pick out some more clothes for him.

THE COURT: Okay. They can do that as well. Okay. Court will be in recess until 8:30 tomorrow morning. Thank you.

(Thereupon, the proceedings were concluded.)

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C E R T I F I C A T E

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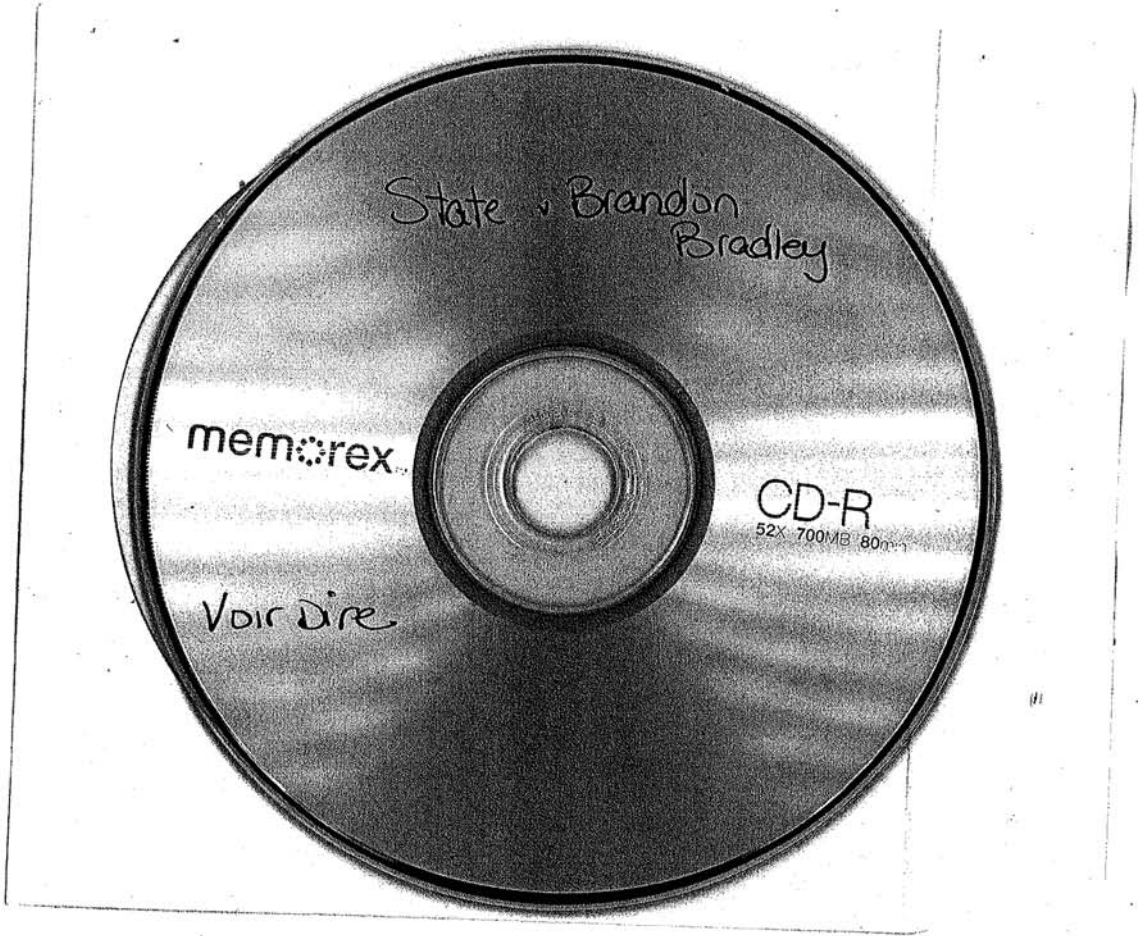
STATE OF FLORIDA)
(SS:
COUNTY OF BREVARD)

I, JILL CASEY, Court Reporter and Notary
Public, certify that I was authorized to and did
transcribe the digital recording of the proceedings and
that the transcript is a true and complete record of the
digital recording of the proceedings to the best of my
ability.

DATED this 27th day of October, 2014.



JILL CASEY
Court Reporter



State v Brandon
Bradley

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