

1 happened but not who.

2 Q. Well, I refer you to your statement. Do you
3 remember the affidavit that you did whenever you, I guess, were
4 preparing to turn this case over to the DA's office
5 you -- you wrote an affidavit?

6 A. Which -- which paper is that? Because --

7 Q. You know, I don't have a complete affidavit.

8 MS. BALDWIN: Do you? I don't -- two pages --
9 I'm looking for something that's not complete. And I
10 apologize. I don't want to show you anything that's
11 incomplete.

12 MR. PROCTOR: This?

13 MS. BALDWIN: Thank you.

14 Q. (BY MS. BALDWIN) All right. I just want to refresh
15 your memory a little bit on this if you don't mind.

16 A. Okay.

17 Q. Do you recall writing an affidavit that you
18 submitted to the District Attorney's Office about this case?

19 A. I -- I -- you know what? I was reading this. I --
20 I apologize for --

21 Q. That's okay. Go ahead.

22 A. Could you restate your question?

23 Q. Yes, ma'am. Do you remember submitting an affidavit
24 to the District Attorney's Office or to anyone concerning this
25 case?

1 A. Yes.

2 Q. Okay. All right. And what you're holding in your
3 hand there, is that the affidavit that you submitted?

4 A. It appears to be, yes.

5 Q. Okay. I'm going to take you down to
6 approximately -- one, two, three, four, five, six, seven,
7 eight, nine, 10 lines down. And you'll see on the right-hand
8 side the -- it says 5:15 p.m.

9 A. Here? Yes.

10 Q. Okay. And you say, "The child was thoroughly
11 questioned during which the first part of the interview the
12 child adamantly denied that anyone had hurt her." Do you see
13 that statement?

14 A. Yes.

15 Q. Okay. So when you were thoroughly -- you state that
16 you thoroughly questioned her; is that correct?

17 A. Yes.

18 Q. Okay. So when you say you were just having a talk
19 with her, that's not what was going on, was it?

20 A. I thoroughly questioned her after I had already
21 established a rapport that was not -- it was not putting her
22 through investigatively questioned.

23 Q. Okay. And when you say you -- she did not -- she
24 adamantly denied that anyone had hurt her, at what point
25 during -- at this two and a half, three hour mark, at what

1 point did she finally say to you that something had happened?

2 A. She had initially denied that anyone had -- anyone
3 had hurt her. And then she admitted that someone did, but she
4 couldn't say who.

5 Q. Yes, ma'am. But --

6 A. It would get her in trouble.

7 Q. Yes, ma'am. The -- but that's not my question.

8 A. Oh, I'm sorry.

9 Q. Okay. If you went back at six o'clock to begin your
10 interview with her, because I think you said you -- the parents
11 left at six, right?

12 A. I -- you know, I -- I'm not sure what -- I'm not
13 sure what time they left. I just know that I was there in the
14 room.

15 Q. Well, a minute ago you said --

16 A. Several hours.

17 Q. Yes, ma'am. A minute ago you said that six o'clock
18 was the end of visiting hours and the parents left and you went
19 back?

20 A. Yes, that's correct.

21 Q. Okay. So was it seven o'clock when she admitted
22 that something had happened?

23 A. I -- you know, I would not be able to say an exact
24 time. No.

25 Q. Okay. All right. Well, was it closer to the end of

1 your interview or closer to the beginning of your interview or
2 was it in the middle? Because we have --

3 A. I would say that it was about two-thirds into the
4 interview --

5 Q. Okay. So --

6 A. -- or into the conversation.

7 Q. Yes, ma'am. So if it's two-thirds and it was a
8 three hour interview that means two hours. That's six o'clock,
9 seven o'clock, at eight o'clock, she finally -- you say she
10 finally admits that something happened after you had thoroughly
11 questioned her. Is that -- would that be a true statement?

12 A. Yes --

13 Q. Okay.

14 A. -- that she'd admitted.

15 Q. All right. At eight o'clock, don't you think she's
16 tired of talking to you or anybody else?

17 A. The child did not appear tired to me.

18 Q. Okay. Now, you also testified that you removed
19 Beverly or that Beverly was removed because Laverne could not
20 tell you or assure you that there would be no contact with
21 Brian, right?

22 A. Correct.

23 Q. Is it true or not true that you just said that
24 before you left, after that initial interview, but correct me
25 if I'm wrong, was it after the initial interview with Beverly