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18035

IN THE CIRCUIT COURT FOR BALTIMORE CITY

STATE OF MARYLAND

*

v.

* CASE NOS. 199103041-46

ADNAN MASUD SYED,

*

Defendant

* * * * *

(TRIAL ON THE MERITS)

THURSDAY, FEBRUARY 3RD, 2000

BALTIMORE, MARYLAND

BEFORE:

THE HONORABLE WANDA KEYES HEARD, ASSOCIATE JUDGE
(And a Jury)

APPEARANCES:

For the State:

KEVIN URICK, ESQUIRE
KATHLEEN C. MURPHY, ESQUIRE

For the Defendant:

CRISTINA GUTIERREZ, ESQUIRE

BRENDA D. TROWBRIDGE
OFFICIAL COURT REPORTER
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111 NORTH CALVERT STREET
BALTIMORE, MARYLAND 21202

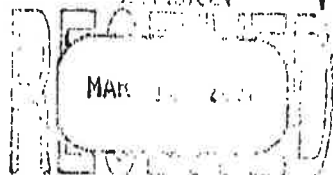
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CRIMINAL APPEALS
DIVISION



1 the record.

2 THE WITNESS: Y-a-s-e-r, A-l-i.

3 THE CLERK: And state your address for the
4 record.

5 THE WITNESS: 3509 Char Lil Court, Ellicott City,
6 Maryland 21042.

7 DIRECT EXAMINATION

8 BY MR. URICK:

9 Q Good afternoon, Mr. Ali.

10 A Good afternoon.

11 Q Do you know the defendant?

12 A Yes.

13 Q How long have you known him?

14 A Seven or eight years.

15 Q How would you describe your relationship with the
16 defendant?

17 A He's a best friend.

18 MR. URICK: If I may approach the witness at this
19 time?

20 THE COURT: Yes, you may.

21 (State's Exhibit Number 34, listing of
22 calls, marked for identification).

23 BY MR. URICK:

24 Q Mr. Ali, I am now going to show you a copy of
25 what's been marked for identification purposes as State's

1 Exhibit 34. Would you ever communicate with the defendant?
2 A Yes.
3 Q What sort of phones did he have, if you know?
4 A What sort of phones?
5 Q Yes.
6 A He had a cellphone.
7 Q Do you remember its number?
8 A Not now, but at the time I'm sure I did know the
9 number.
10 Q Now, I'd like you to look at the top of this
11 sheet. Do you see name of the service user --
12 A Yes.
13 Q -- for this cellphone number? Now, if you would,
14 starting at the top and going down, look at line 13.
15 A Uh-huh.
16 Q Have you found line 13?
17 A Yeah.
18 Q And there's a number beside, in the every next
19 row after the call, Number 13. Can you identify that
20 number?
21 A That number is my number.
22 Q And when you say your number, is it a residence
23 number or a cellphone number?
24 A My cellphone number.
25 Q Would you read that for the record, please?

1 A Sure. Number 13, 410-340-7374, call --

2 Q Did the -- I'm sorry. Did I cut you off? Were

3 you saying something else?

4 A I was going to read the call time.

5 Q Okay. The time of the call was?

6 A 6:59 p.m.

7 Q And the duration?

8 A 27 seconds.

9 Q Do you see above, it says that these are the

10 calls made on January 13th of 1999. Do you have any

11 independent recollection of receiving a call on your

12 cellphone at 6:50 --

13 A 9.

14 Q -- 9 on January 13th?

15 A No.

16 Q Do you have any independent recollection of where

17 you might have been at that time on January 13th?

18 A Yeah. Either home, either sleeping or doing

19 homework, or I could have been at the Mosque, going to the

20 Mosque.

21 Q What, if anything, would have been going on at

22 the Mosque at that time?

23 A There would be tarawee prayers.

24 Q And those are?

25 A And those are prayers that you do at the month of

1 Ramadan.

2 MR. URICK: With the court's permission, at this
3 time on Line 13 in the blank space, I'm going to write in
4 Yaser Ali's cellphone.

5 THE COURT: Any objection, M's Gutierrez?

6 MR. GUTIERREZ: No, Your Honor.

7 BY MR. URICK:

8 Q What were the dates of Ramadan back in '98 and
9 '99 if you remember?

10 A It was during the winter, somewhere in December
11 and January.

12 Q Does it have a set number of days each year?

13 A 29 to 31 days.

14 Q Now, if you would, look at line 3.

15 A Uh-huh. Yes.

16 Q Have you found line 3?

17 A Yeah.

18 Q Do you recognize that number?

19 A Yeah, that's my number.

20 Q And will you read it for the record, again?

21 A 410-340-7374. Call time?

22 Q And what -- yes. What time did it occur?

23 A 10:00, what time -- yeah, 10:00 o'clock to 10:02,
24 44 seconds, and call duration was six seconds.

25 MR. URICK: At this time, with the court's