

1 the break, you're welcome to do so. If M's [REDACTED] does not
2 want to speak to you, M's Gutierrez, obviously I can't
3 force her to.

4 MS. GUTIERREZ: I understand.

5 THE COURT: But you can ask her if she would like
6 to speak to you. And I'm going to also ask that my jurors
7 come in because, ladies and gentlemen, we have kept them
8 locked in a room, and they don't know what's going on. So,
9 before we take the break, I'm going to ask the jurors to
10 come in. And then I'm going to ask you to send Mr. Syed
11 back, and get Mr. Fisher.

12 (Brief pause).

13 (The jurors returned to the courtroom).

14 THE COURT: You don't have to go all the way in
15 the box. If you will just come in for a moment, just come
16 in so I can see everyone. Just come on in. Squeeze in so
17 I can see everyone. There's an old saying, the best laid
18 plans of mice and men. We have not been able to proceed
19 this morning because we have some preliminary matters that
20 we have been taking up, and it's requiring a little more
21 time than we expected. Hence you've been locked in that
22 room wondering what are we doing. And so I'm letting you
23 know that I'm going to ask that -- we do need some more
24 time. We are going to get to you.

25 What we're going to do is have you go back, and

1 in a few moments Deputy Church is going to come back and
2 allow you, if you would like, to go get a cup of coffee,
3 stretch your legs, a cup of tea or whatever you need, and
4 bring it back to the jury room. And we will allow you to
5 do that. We are going to have you come out to hear some
6 testimony today, but it is just taking us a little while.
7 And I just wanted to let you know that we really are here,
8 and we really are working and trying to get to the point
9 where we can bring you all in, but it's taking us a little
10 longer than we expected.

11 If you will just bear with us, we're doing the
12 best we can. And at this time, I am going to ask you to go
13 back to the jury room. You can collect your coats, and
14 then the deputy will tell you when you can go out. You
15 might be able to catch the canteen even. It's 3:00
16 o'clock. They might still be there, to grab something
17 quick. Otherwise you will have to -- you're shaking your
18 head no. They're gone. All right.

19 In any event, you would have, when you go out,
20 you have until 3:30, thirty minutes, to stretch your legs,
21 walk around, and then come back. All right. Ladies and
22 gentlemen, thank you very much for your time and your
23 patience.

24 THE JURORS: Thank you.

25 (The jurors were excused from the

1 courtroom).

2 THE COURT: Now, Deputy Church, if you would go
3 with them and stand by until -- thank you. Deputy Church
4 is going to go stand by the door and insure that they don't
5 leave. And if you would take Mr. Syed back.

6 MR. URICK: Your Honor, before you take him away,
7 I just bring to the court's attention on the other matter
8 of a Tony Wilds, the witness, Jay Wilds, does have a
9 relative by that name. So, we would request that you voir
10 dire the alternate.

11 THE COURT: Okay. I'll remember to do that.

12 MR. URICK: Should we return at 3:30?

13 THE COURT: Yes, 3:30. Give yourself a stretch.

14 Talk to M's [REDACTED]

15 (The court took up an unrelated
16 matter).

17 (Jury not present in courtroom upon
18 resuming).

19 THE CLERK: All rise.

20 THE DEPUTY: Do you need the jury?

21 THE COURT: I think we're going to need the jury,
22 but we're going to see. I'm not sure. Have a seat. Where
23 are we in this case at this point? Are we going to be
24 calling another witness in the light of the court's --

25 MR. URICK: Calling a new witness.

1 THE COURT: A new witness?

2 MR. URICK: Yes.

3 THE COURT: All right. And that witness' name
4 is?

5 MR. URICK: Yaser [REDACTED]

6 THE COURT: Can you have Mr. Yaser [REDACTED] come in,
7 and also Deputy Church, if you could go around and get our
8 jurors.

9 MS. GUTIERREZ: Can I just seek clarification so
10 I don't spend any more energy? Does that mean we are
11 closed on the matter of Sharon Watts or does the State
12 intend to seek another opportunity?

13 THE COURT: Why don't you have a seat for a
14 second?

15 Do you want to tell me?

16 MR. URICK: We will try to see if the statute is
17 Shepardized --

18 THE COURT: You will try again. You are going to
19 see if you can come up with some law for me?

20 MR. URICK: Yes.

21 THE COURT: Very well. M's Gutierrez, at this
22 juncture --

23 MS. GUTIERREZ: Well, Judge, I at least will ask
24 that there be a limit on it.

25 THE COURT: Tomorrow morning at 9:00 o'clock, I'd

1 like to meet with counsel to discuss this issue.
 2 MS. GUTIERREZ: Can we make it about ten after?
 3 I can't drop my daughter off until ten of 9:00 in
 4 Latherville.
 5 THE COURT: Actually, we don't even have to make
 6 it that close. I'll do my case that I have set for 9:00
 7 o'clock. And the first matter we'll handle in the morning
 8 will be the issue of whether or not there will be an
 9 ongoing, going back and forth on this issue.
 10 MS. GUTIERREZ: All right.
 11 THE COURT: Because I truly believe that defense
 12 counsel has the right to know whether one way or another
 13 she should expect the testimony. So, if you have any cases
 14 that you want to present, I'll see them or hear about them
 15 tomorrow at 10:00 o'clock, because at 10:00 o'clock
 16 tomorrow, I am going to make a final ruling for this case
 17 with the issue of M's Watts. I think the defense is
 18 entitled to know one way or another whether that is
 19 something that they need to prepare for.
 20 MS. GUTIERREZ: Thank you, Your Honor.
 21 THE COURT: All right. The jury is on its way.
 22 And while the jury is coming, when they all get in and sit
 23 down, we need you to stand up and be sworn in. Okay? Just
 24 have a seat there.
 25 (Jurors present in courtroom).

1 THE COURT: Thank you, Mr. White. See, we
 2 actually do lock them away, and no one reads them, and then
 3 Mr. White puts them back out your chair. Very well. And
 4 you may be seated as you reach your seats.
 5 Ladies and gentlemen of the jury, I want to thank
 6 you for your time and your patience. We're going to
 7 proceed. As I had told you earlier in the week, we are
 8 going to go till 5:30, and do you need a pencil or a pen?
 9 Is that why I see a hand? Could you pass this -- if you
 10 don't mind passing that down the line. Thank you.
 11 Well, Mr. White, in the past you're usually
 12 pretty good about that, and this could be the one time, the
 13 one time that you didn't get them exactly right.
 14 All right. Ladies and gentlemen, we are going to
 15 continue with this trial. Again, I want to thank you for
 16 your time and your patience. And if you will raise your
 17 right hand, sir, and listen to Mr. White as he provides you
 18 with the oath.
 19 YASER [REDACTED]
 20 a witness produced on call of the State, after having been
 21 first duly sworn, was examined and testified as follows:
 22 THE CLERK: You may be seated. Please keep your
 23 voice up, and state your name for the record.
 24 THE WITNESS: Yaser [REDACTED].
 25 THE CLERK: Spell your first and last name for

1 the record.
 2 THE WITNESS: Y-a-s-e-r [REDACTED]
 3 THE CLERK: And state your address for the
 4 record.
 5 THE WITNESS: [REDACTED] Ellicott City,
 6 Maryland 21042.
 7 DIRECT EXAMINATION
 8 BY MR. URICK:
 9 Q Good afternoon, Mr. [REDACTED].
 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-████ 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 █████'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-████ 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

1 permission, on line 3 in the blank space, I'm going to
 2 write in Yaser █████'s cellphone.
 3 THE COURT: Any objection?
 4 MS. GUTIERREZ: No, Your Honor.
 5 THE COURT: You may do that.
 6 BY MR. URICK:
 7 Q Did you attend the same school as the defendant?
 8 A No, I did not.
 9 Q Where did you attend school?
 10 A Centennial High School.
 11 Q Where would you normally socialize or meet with
 12 the defendant?
 13 A At the Mosque or, if not, his house or my house.
 14 Q Did know Hac Min Lee?
 15 A Known her as Adnan's ex.
 16 Q And how did you learn about her?
 17 A Adnan had told me about her.
 18 Q What did he tell you?
 19 A That that was his girlfriend.
 20 Q Did you ever personally meet her?
 21 A Yes, I did.
 22 Q When did that occur?
 23 A It was in the summer. I'm not sure when. Maybe
 24 in the middle, middle of the summer, July, about --
 25 Q Where did you --

1 A -- two years ago. The summer, not the past
 2 summer, but the summer before.
 3 Q And where did you come to meet her?
 4 A I had met, we had gone out to eat. It was a
 5 Chinese restaurant near Security Mall.
 6 Q What is your understanding of the view of dating
 7 in Islam?
 8 MS. GUTIERREZ: Objection. There has been no
 9 foundation laid.
 10 THE COURT: Sustained as to the question as posed
 11 at this juncture, but you may lay a foundation.
 12 BY MR. URICK:
 13 Q What religion do you practice?
 14 A Islam.
 15 Q And how long have you been practicing that?
 16 A Ever since I could think properly and --
 17 Q Ever since --
 18 A -- was wise enough to make any decisions.
 19 THE COURT: I'm sorry? I could not hear what you
 20 said. Ever since you?
 21 A Were wise to enough make any decision.
 22 Q And how would you describe your own practice of
 23 the religion?
 24 A I have strong faith in it, but I'm not, I don't
 25 follow too much.

<p style="text-align: right;">Page 85</p> <p>1 Q Now, when you say ever since you were able to</p> <p>2 make wise decisions, about what age would you be talking</p> <p>3 about there?</p> <p>4 A Ever since I had an understanding. I guess</p> <p>5 around seven years old, eight years of age.</p> <p>6 Q And how have you studied Islam?</p> <p>7 A Through Sunday School, parents.</p> <p>8 Q Do you attend Sunday School regularly?</p> <p>9 A Yeah, when I was younger.</p> <p>10 Q Do you attend religious services regularly?</p> <p>11 A Yeah.</p> <p>12 Q Do you observe religious occasions faithfully?</p> <p>13 A Yes.</p> <p>14 Q What is your understanding of the view of dating</p> <p>15 within Islam?</p> <p>16 A It's not agreed.</p> <p>17 Q Can you explain what you meant by that?</p> <p>18 A It's not allowed.</p> <p>19 Q Did the defendant ever say anything to you about</p> <p>20 how his parents viewed or might have viewed his dating Hae</p> <p>21 Min Lee?</p> <p>22 A Yeah.</p> <p>23 Q What did he tell you?</p> <p>24 A They didn't accept it.</p> <p>25 Q Did that cause any problems for him?</p>	<p style="text-align: right;">Page 87</p> <p>1 THE COURT: Certainly.</p> <p>2 <u>BY MR. URICK:</u></p> <p>3 Q You said that the defendant said his parents did</p> <p>4 not accept his dating. Did the defendant tell you how he</p> <p>5 dealt with his parents concerning that issue?</p> <p>6 A Yeah.</p> <p>7 Q What did he do?</p> <p>8 A He hid it.</p> <p>9 Q Now, did you know Jay Wilds?</p> <p>10 A I knew of him.</p> <p>11 Q And how did you know of him?</p> <p>12 A I heard him, you know, being talked about,</p> <p>13 because a couple of my other friends are friends with him,</p> <p>14 too, and I knew Adnan was friends with him.</p> <p>15 Q How did you know Adnan was friends with him?</p> <p>16 A Because I've heard his name.</p> <p>17 Q Did Adnan ever discuss Jay Wilds?</p> <p>18 A No.</p> <p>19 Q Did you ever meet Jay Wilds personally?</p> <p>20 A I've met him. It was a while back though.</p> <p>21 Q To your knowledge, did the defendant ever call</p> <p>22 Jay Wilds?</p> <p>23 A Like within my presence?</p> <p>24 Q Either in your presence or say he called him</p> <p>25 recently?</p>
<p style="text-align: right;">Page 86</p> <p>1 A Yeah.</p> <p>2 Q What were those?</p> <p>3 A Just about how much he could see her. She wasn't</p> <p>4 allowed to call his house.</p> <p>5 Q What is your understanding of the view in Islam</p> <p>6 of premarital sex?</p> <p>7 A It's prohibited.</p> <p>8 Q Would members of the congregation discuss that</p> <p>9 fact at Sunday School or at religious services?</p> <p>10 A Yeah. There were a few that would.</p> <p>11 Q Were you ever present when it was being discussed</p> <p>12 and the defendant was there?</p> <p>13 A I don't think I was.</p> <p>14 Q Did you ever have occasion to ask him whether he</p> <p>15 engaged in premarital sex?</p> <p>16 A No, I never asked him.</p> <p>17 Q Did he ever tell you whether or not he did?</p> <p>18 A Yeah.</p> <p>19 Q And what did he tell you?</p> <p>20 A That he had.</p> <p>21 Q Did he express any concerns about how that might</p> <p>22 conflict with his religion?</p> <p>23 A Um, I can't, really --</p> <p>24 MR. URICK: If I may have the court's indulgence</p> <p>25 for just a second?</p>	<p style="text-align: right;">Page 88</p> <p>1 A No.</p> <p>2 Q Did Jay Wilds ever call the defendant while the</p> <p>3 defendant was in your presence?</p> <p>4 A No.</p> <p>5 Q Would Jay Wilds have ever called you?</p> <p>6 A No.</p> <p>7 Q Did the defendant ever tell you that his</p> <p>8 relationship with Hae Min Lee had ended?</p> <p>9 A Yeah.</p> <p>10 Q Did he tell you why that --</p> <p>11 A Yeah. Just because it was being too much of a</p> <p>12 problem for him hiding it from his parents. So, I mean, it</p> <p>13 was like a kind of a mutual understanding that they</p> <p>14 couldn't go on, because I believe Hae's parents didn't know</p> <p>15 about the relationship either.</p> <p>16 Q I would like you to look at line two on that</p> <p>17 document. By any chance do you recognize that telephone</p> <p>18 number?</p> <p>19 A No.</p> <p>20 Q How about line one?</p> <p>21 A No.</p> <p>22 MR. URICK: Witness with the defense.</p> <p>23 <u>CROSS EXAMINATION</u></p> <p>24 <u>BY MS. GUTIERREZ:</u></p> <p>25 Q Mr. Ali, you've been Adnan Syed's best friend for</p>

<p style="text-align: right;">Page 89</p> <p>1 more than seven years?</p> <p>2 A Yeah.</p> <p>3 Q And that's, you met him through the Mosque to</p> <p>4 which both of your families belong. Is that correct?</p> <p>5 A Correct.</p> <p>6 Q That's the Islamic Society of Baltimore?</p> <p>7 A Correct.</p> <p>8 Q Located on Rolling Road in Baltimore County?</p> <p>9 A Correct.</p> <p>10 Q And that Society has a Mosque. The Mosque is a</p> <p>11 physical space.</p> <p>12 A Correct.</p> <p>13 Q Is that right? And the physical space that's</p> <p>14 cilled the Mosque is where prayer services are heard or</p> <p>15 people come to pray. Is that correct?</p> <p>16 A Correct.</p> <p>17 Q As a group, not just as individuals?</p> <p>18 A Correct.</p> <p>19 Q And according to Islam, the religion of Islam,</p> <p>20 the faithful pray in a certain way five times a day?</p> <p>21 A Correct.</p> <p>22 Q And those times are prescribed by the Koran as</p> <p>23 occurring at specific, designated times related to sunrise</p> <p>24 and sunset?</p> <p>25 A Correct.</p>	<p style="text-align: right;">Page 91</p> <p>1 Q And their position.</p> <p>2 A Correct.</p> <p>3 Q And the direction in which they face.</p> <p>4 A Correct.</p> <p>5 Q So, a faithful Moslem is required to follow those</p> <p>6 proscriptions whether or not they're able to join with</p> <p>7 fellow Moslems to do so. Correct.</p> <p>8 A Correct.</p> <p>9 Q And in Islam, in the Mosque, there are spaces</p> <p>10 that are designated for men and women, are there not?</p> <p>11 A Correct.</p> <p>12 Q Okay. And those are followed through, are they</p> <p>13 not?</p> <p>14 A Correct.</p> <p>15 Q And there is what you call the Sunday School, is</p> <p>16 a school -- oh, in addition to the building that contains</p> <p>17 the Mosque, there are other things contained in or around</p> <p>18 and near the building, are there not?</p> <p>19 A Correct.</p> <p>20 Q There's a school now at that Mosque, is there</p> <p>21 not?</p> <p>22 A Correct.</p> <p>23 Q It's a separate part of the building, correct?</p> <p>24 A Correct.</p> <p>25 Q And now goes up, I believe, to fourth grade or</p>
<p style="text-align: right;">Page 90</p> <p>1 Q During the high point of the sun in the day?</p> <p>2 A Correct.</p> <p>3 Q And there are proscriptions for how those who</p> <p>4 follow Islam must follow in their praying, including their</p> <p>5 position, their physical position?</p> <p>6 A Correct.</p> <p>7 Q And the direction in which they face?</p> <p>8 A Correct.</p> <p>9 Q And the words that they say to be the prayer that</p> <p>10 they're required to recite. Is that correct?</p> <p>11 A Correct.</p> <p>12 Q And the Mosque is therefore open seven days a</p> <p>13 week, is it not?</p> <p>14 A Correct.</p> <p>15 Q And many of the faithful members of the Mosque,</p> <p>16 when they are able, actually come to the Mosque several</p> <p>17 times a day.</p> <p>18 A Correct.</p> <p>19 Q If a faithful Moslem cannot get to the Mosque,</p> <p>20 they are required to pray wherever they are. Is that</p> <p>21 correct?</p> <p>22 A Correct.</p> <p>23 Q And to follow the proscriptions about the form of</p> <p>24 the prayer.</p> <p>25 A Correct.</p>	<p style="text-align: right;">Page 92</p> <p>1 fifth grade?</p> <p>2 A Somewhere around there. I'm not too sure.</p> <p>3 Q Somewhere around there. And that that building,</p> <p>4 that school functions as a regular certified school. Is</p> <p>5 that correct?</p> <p>6 A Correct.</p> <p>7 Q And the children that go to that school are sons</p> <p>8 and daughters of members of the Mosque.</p> <p>9 A Correct.</p> <p>10 Q And, in addition, the Mosque has many places for</p> <p>11 there to be activities for the young people of the</p> <p>12 community. Isn't that correct?</p> <p>13 A Correct.</p> <p>14 Q There's lots of areas both inside and outside the</p> <p>15 building that are designated for, encourage sports</p> <p>16 activities, are there not?</p> <p>17 A Correct.</p> <p>18 Q There are baseball, I mean basketball courts. Is</p> <p>19 that correct?</p> <p>20 A Correct.</p> <p>21 Q And fields of play?</p> <p>22 A Correct.</p> <p>23 Q And there are lots of activities that are</p> <p>24 sponsored on a regular and seasonal basis that involve all</p> <p>25 the young people of the Mosque.</p>

<p style="text-align: right;">Page 93</p> <p>1 A Correct.</p> <p>2 Q And, now, Sunday School, it's called Sunday</p> <p>3 School just because it happens to be held on Sunday,</p> <p>4 correct?</p> <p>5 A Correct.</p> <p>6 Q And at the Sunday School, young people of</p> <p>7 different ages are grouped together, are they not?</p> <p>8 A Correct.</p> <p>9 Q And during the Sunday School, they learn about</p> <p>10 the tenets of Islam, do they not?</p> <p>11 A Correct.</p> <p>12 Q What beliefs are held?</p> <p>13 A Correct.</p> <p>14 Q And what behavior is expected?</p> <p>15 A Correct.</p> <p>16 Q And what are the correct and proper things for</p> <p>17 Moslems practicing their faith are expected to do.</p> <p>18 A Correct.</p> <p>19 Q And how they are to behave.</p> <p>20 A Correct.</p> <p>21 Q Is that correct?</p> <p>22 A Yes.</p> <p>23 Q And one attends Sunday School on a regular basis</p> <p>24 from about the age of seven or eight, correct?</p> <p>25 A Correct.</p>	<p style="text-align: right;">Page 95</p> <p>1 correct.</p> <p>2 A Correct.</p> <p>3 Q And sometimes that could mean going to the Mosqu</p> <p>4 once a day?</p> <p>5 A Correct.</p> <p>6 Q Okay. Not always, but it could, could it not?</p> <p>7 A Yes.</p> <p>8 Q Because there are always services at sundown and</p> <p>9 then late at night. Is that correct?</p> <p>10 A Yes.</p> <p>11 Q And in between those services, there are other</p> <p>12 things that go on at the Mosque, are there not? People</p> <p>13 socialize?</p> <p>14 A Yes.</p> <p>15 Q People discuss their faith?</p> <p>16 A Yes.</p> <p>17 Q People discuss things other than their faith?</p> <p>18 A Yes.</p> <p>19 Q Sometimes there are speakers on certain aspects</p> <p>20 of Islam.</p> <p>21 A Correct.</p> <p>22 Q And on certain aspects of the culture?</p> <p>23 A Correct.</p> <p>24 Q Is the Mosque membership limited to those who</p> <p>25 hold the Islamic faith, who are of Pakistani descent?</p>
<p style="text-align: right;">Page 94</p> <p>1 Q All the way up to and through young adulthood.</p> <p>2 Is that correct?</p> <p>3 A Correct.</p> <p>4 Q You don't attend it now?</p> <p>5 A No.</p> <p>6 Q Correct?</p> <p>7 A Correct.</p> <p>8 Q But up until the time you were in high school,</p> <p>9 you attended Sunday School, did you not?</p> <p>10 A Correct.</p> <p>11 Q And you attended with other similarly aged young</p> <p>12 Moslems.</p> <p>13 A Correct.</p> <p>14 Q And Sunday School, was that divided into boys and</p> <p>15 girls?</p> <p>16 A At a younger age it wasn't, but at older age,</p> <p>17 yeah, it was.</p> <p>18 Q So, as girls and boys became or approached</p> <p>19 teenagehood, they were separated by sex, were they not?</p> <p>20 A Correct.</p> <p>21 Q And that's part of the tenet of the Islamic</p> <p>22 faith.</p> <p>23 A Correct.</p> <p>24 Q Is it not? And in addition to attending Sunday</p> <p>25 School, you said you attended services regularly. Is that</p>	<p style="text-align: right;">Page 96</p> <p>1 A No.</p> <p>2 Q There are those who are not of Pakistani descent,</p> <p>3 whose families also belong to the Mosque.</p> <p>4 A Correct.</p> <p>5 Q The only criteria for membership is an embracing</p> <p>6 of the Islamic faith. Is that correct?</p> <p>7 A Correct.</p> <p>8 Q In addition to Sunday School, there are</p> <p>9 activities in the Mosque that are religious in nature that</p> <p>10 involve the young people.</p> <p>11 A Yes.</p> <p>12 Q Do they not? The specific, I don't quite</p> <p>13 remember the name, but like young men's groups, are there</p> <p>14 not?</p> <p>15 A Correct.</p> <p>16 Q And the young men's groups receive a lot of</p> <p>17 attention from the adults in the Mosque, who extend</p> <p>18 themselves to try to talk about things with the young men.</p> <p>19 A Correct.</p> <p>20 Q And how their lives should be faced and dealt</p> <p>21 with in the face of young Moslems living out in the world.</p> <p>22 A Correct.</p> <p>23 Q Among people who are not of the Islamic faith.</p> <p>24 A Correct.</p> <p>25 Q Who may not understand the tenets of Islam.</p>

<p style="text-align: right;">Page 97</p> <p>1 A Correct.</p> <p>2 Q And under circumstances where sometimes it is</p> <p>3 hard to live up to what they are taught in regard to their</p> <p>4 beliefs.</p> <p>5 A Correct.</p> <p>6 Q And in regard to their ability to interact with</p> <p>7 non-Moslems they interact with by necessity, such as in</p> <p>8 school. Is that correct?</p> <p>9 A Correct.</p> <p>10 Q And those groupings, the young men's group</p> <p>11 sometimes meets in addition to the Sunday School?</p> <p>12 A Correct.</p> <p>13 Q And you participate in them, did you not?</p> <p>14 A Correct.</p> <p>15 Q And your best friend, Adnan, he participated in</p> <p>16 them, did he not?</p> <p>17 A Correct.</p> <p>18 Q And he participated in Sunday School, did he not?</p> <p>19 A Correct.</p> <p>20 Q And in those groupings whenever the young men</p> <p>21 would meet, one of the things that they would talk about,</p> <p>22 whether it was from your own experience or just</p> <p>23 intellectually, was how do young men of your age live your</p> <p>24 lives around a culture whose beliefs do not coincide with</p> <p>25 the beliefs of Islam. Isn't that correct?</p>	<p style="text-align: right;">Page 99</p> <p>1 Q And you were clear, were you not -- you, meaning</p> <p>2 not just you, but Adnan and the other young men, that none</p> <p>3 of your parents would approve of dating.</p> <p>4 A Yes.</p> <p>5 Q Isn't that correct?</p> <p>6 A Yes.</p> <p>7 Q You got that from your parents?</p> <p>8 A Yes.</p> <p>9 Q And you got that from all other adults in the</p> <p>10 Mosque.</p> <p>11 A Yes.</p> <p>12 Q Regular Moslems --</p> <p>13 A Correct.</p> <p>14 Q -- and also specially trained ones.</p> <p>15 A Correct.</p> <p>16 Q Okay. Like specific teachers of Islam.</p> <p>17 A Correct.</p> <p>18 Q And the writings of Islam, is that correct?</p> <p>19 A Yes.</p> <p>20 Q And that was reinforced a great deal, was it not?</p> <p>21 A Yes.</p> <p>22 Q You, as a young person, and your best friend,</p> <p>23 Adnan, as a young person, were encouraged to spend time and</p> <p>24 become friends with each other, were you not?</p> <p>25 A Yes.</p>
<p style="text-align: right;">Page 98</p> <p>1 A Correct.</p> <p>2 Q The issue of dating, for instance, would be a</p> <p>3 subject of discussion for you young men?</p> <p>4 A Correct.</p> <p>5 Q Within the Mosque.</p> <p>6 A Correct.</p> <p>7 Q With adults?</p> <p>8 A Yeah.</p> <p>9 Q And with each other.</p> <p>10 A Yes.</p> <p>11 Q Is that correct? And it would be talked about</p> <p>12 regularly and continually. Is that correct?</p> <p>13 A Yeah.</p> <p>14 Q And you participated in those discussions, did</p> <p>15 you not?</p> <p>16 A Yes.</p> <p>17 Q And Adnan participated in those discussions, did</p> <p>18 he not?</p> <p>19 A Yes.</p> <p>20 Q And there were never, there was never a dispute</p> <p>21 that it was okay to date, right?</p> <p>22 A Yes.</p> <p>23 Q It was always understood by the young men that,</p> <p>24 in fact, it was not okay to date, correct?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 100</p> <p>1 Q And, in fact, many of you did so?</p> <p>2 A Yes.</p> <p>3 Q And you saw each other very regularly, sometimes</p> <p>4 every day?</p> <p>5 A Yes.</p> <p>6 Q And sometimes seeing each other every day would</p> <p>7 involve the two of you and others of like age praying</p> <p>8 together?</p> <p>9 A Yes.</p> <p>10 Q And discussing tenets of faith?</p> <p>11 A Yes.</p> <p>12 Q And discussing things that had nothing to do with</p> <p>13 being a Moslem.</p> <p>14 A Yes.</p> <p>15 Q Is that right? You were encouraged to spend as</p> <p>16 much time as you could on the property and the grounds of</p> <p>17 the Mosque, were you not?</p> <p>18 A Yes.</p> <p>19 Q And to engage in any activity that would be</p> <p>20 offered to encourage you all to interact as much as</p> <p>21 possible as members of the community. Is that correct?</p> <p>22 A Yes.</p> <p>23 Q And when you were on the property of the Mosque,</p> <p>24 the adults of the Mosque would interact with all of you.</p> <p>25 Is that correct?</p>

Page 101	Page 103
<p>1 A Yes.</p> <p>2 Q And that's mostly where you saw your best friend,</p> <p>3 Adnan Syed?</p> <p>4 A Correct.</p> <p>5 Q Is that correct? Now, knowing that you both</p> <p>6 understood that the tenets of your faith said that dating</p> <p>7 was wrong -- Correct?</p> <p>8 A Correct.</p> <p>9 Q There was never a time when anybody said, well,</p> <p>10 it's okay as long as somebody doesn't know it, right?</p> <p>11 A Correct.</p> <p>12 Q Nevertheless, it would be fair to say that most</p> <p>13 young men in that Mosque dated, would it not?</p> <p>14 A Yes.</p> <p>15 Q You dated, didn't you?</p> <p>16 A Yes.</p> <p>17 Q Okay. And you still do, don't you?</p> <p>18 A Here and there.</p> <p>19 Q And do you tell your parents about it?</p> <p>20 A No.</p> <p>21 Q Do you tell the Emons (ph.) or the religious</p> <p>22 leaders of the Mosque that that's what you're doing?</p> <p>23 A No.</p> <p>24 Q You know that it's wrong, don't you?</p> <p>25 A Yes.</p>	<p>1 A Correct.</p> <p>2 Q That sort of signifies that this is a good union</p> <p>3 that will go forward in the future.</p> <p>4 A Correct.</p> <p>5 Q And that a family will be raised within the</p> <p>6 Moslem faith.</p> <p>7 A Correct.</p> <p>8 Q Within Islam, correct?</p> <p>9 A Correct.</p> <p>10 Q You were never told otherwise, were you?</p> <p>11 A No.</p> <p>12 Q And you never heard anybody else express</p> <p>13 otherwise.</p> <p>14 A No.</p> <p>15 Q But you chose to date anyway.</p> <p>16 A Correct.</p> <p>17 Q Did you tell your parents what you were doing?</p> <p>18 A No.</p> <p>19 Q Was it agreed among the young men that one way to</p> <p>20 do that, to date girls, was to do it secretly?</p> <p>21 A Correct.</p> <p>22 Q And that that sort of cut down on the friction.</p> <p>23 A Yes.</p> <p>24 Q There was, however, on a regular basis friction</p> <p>25 among your friends including Adnan, and any of their</p>
Page 102	Page 104
<p>1 Q And you all tell each other, though, don't you?</p> <p>2 A Correct.</p> <p>3 Q Okay. And that's okay, isn't it?</p> <p>4 A Correct.</p> <p>5 Q But there's never an illusion that you think that</p> <p>6 it's okay to do it, is it?</p> <p>7 A Correct.</p> <p>8 Q You know that it's against the faith that you've</p> <p>9 embraced.</p> <p>10 A Correct.</p> <p>11 Q Is that correct? And you know that your parents</p> <p>12 would not approve of your dating.</p> <p>13 A Correct.</p> <p>14 Q Any girl, right?</p> <p>15 A Correct.</p> <p>16 Q No matter what faith she is, right?</p> <p>17 A Correct.</p> <p>18 Q The ban on dating is that young people shouldn't</p> <p>19 have any relationship with each other, of the opposite sex,</p> <p>20 until they're ready to make a commitment to a marriage and</p> <p>21 a union within the faith, correct?</p> <p>22 A Correct.</p> <p>23 Q Is that correct, then, that mating, marriage</p> <p>24 should be a family affair that involves approval from both</p> <p>25 families?</p>	<p>1 parents.</p> <p>2 A No.</p> <p>3 Q About dating.</p> <p>4 A Oh! Yeah.</p> <p>5 Q Only about dating, is that correct?</p> <p>6 A About dating.</p> <p>7 Q And that periodically parents would get, like any</p> <p>8 parents, who saw a child go against the tenets of their</p> <p>9 faith, upset with their children.</p> <p>10 A Correct.</p> <p>11 Q Did your parents ever find out that you've dated</p> <p>12 in the past?</p> <p>13 A Um, they've got an inkling.</p> <p>14 Q They've got an inkling, but you're pretty good at</p> <p>15 hiding it?</p> <p>16 A Kind of.</p> <p>17 Q Okay. And have a cellphone, do you not?</p> <p>18 A Correct.</p> <p>19 Q That sort of makes talking to the girls outside</p> <p>20 this span a whole lot easier, doesn't it?</p> <p>21 A Yes.</p> <p>22 Q Don't most of the young men of the Mosque have</p> <p>23 cellphones?</p> <p>24 A Yes.</p> <p>25 Q And is not the main reason for cellphones, is</p>

<p style="text-align: right;">Page 105</p> <p>1 that it makes communicating with girls of whatever faith</p> <p>2 far easier than if the girls had to call at the home where</p> <p>3 a parent might answer?</p> <p>4 A Yes.</p> <p>5 Q The ban on premarital sex -- well, you understood</p> <p>6 when Adnan became interested in a girl.</p> <p>7 A Yes.</p> <p>8 Q He told you about it?</p> <p>9 A Yes.</p> <p>10 Q You were his best friend.</p> <p>11 A Yes.</p> <p>12 Q He didn't hide it from you.</p> <p>13 A Yes.</p> <p>14 Q You understood, though, that he was hiding it</p> <p>15 from his parents?</p> <p>16 A Yes.</p> <p>17 Q And from other adult members of the Mosque. Is</p> <p>18 that right?</p> <p>19 A Correct.</p> <p>20 Q And you, of course, wouldn't break faith with</p> <p>21 him, would you?</p> <p>22 A No.</p> <p>23 Q Did you chastise him for going against his faith?</p> <p>24 A No.</p> <p>25 Q Did you remind him, and say, Best Friend, you</p>	<p style="text-align: right;">Page 107</p> <p>1 considered themselves faithful Moslems?</p> <p>2 A Yes.</p> <p>3 Q And even though they were counseled all the time</p> <p>4 to not break the ban.</p> <p>5 A Correct.</p> <p>6 Q Is that correct? And, sir, you were asked about</p> <p>7 Ramadan. That's the holy month for the Islamic faith, is</p> <p>8 it not?</p> <p>9 A Yes.</p> <p>10 Q It runs, according to a calendar, and generally</p> <p>11 it falls from about the middle of December to the middle of</p> <p>12 January.</p> <p>13 A Yes.</p> <p>14 Q But it runs according to a calendar so the</p> <p>15 starting date and ending date might end or begin on a</p> <p>16 slightly different date each year. Is that correct?</p> <p>17 A Yeah.</p> <p>18 Q Last year's Ramadan, which in the Ramadan and</p> <p>19 Islamic calendar, that wasn't the year 1998 or 1999, right?</p> <p>20 A Yes.</p> <p>21 Q It's a different year.</p> <p>22 A Yes.</p> <p>23 Q Is that correct? According to the Arabic Islamic</p> <p>24 calendar, is that correct?</p> <p>25 A Correct.</p>
<p style="text-align: right;">Page 106</p> <p>1 know, you're not supposed to do that?</p> <p>2 A No.</p> <p>3 Q Did you ever advise him not to do it?</p> <p>4 A No.</p> <p>5 Q Did you ever tell anybody?</p> <p>6 A No.</p> <p>7 Q Did you help him hide it?</p> <p>8 A No.</p> <p>9 Q Were you ever asked to help him hide it?</p> <p>10 A No.</p> <p>11 Q Did you understand -- did you understand from</p> <p>12 your conversations with him that he continually had to hid</p> <p>13 it all the time?</p> <p>14 A Yes.</p> <p>15 Q Okay. And was that a problem for you?</p> <p>16 A No.</p> <p>17 Q To your knowledge, were you and Adnan the only</p> <p>18 young men of the Mosque who broke the ban on dating?</p> <p>19 A No.</p> <p>20 Q And was it more ordinary that the young men would</p> <p>21 actually be dating than they would not be?</p> <p>22 A More.</p> <p>23 Q More?</p> <p>24 A A lot of them dated.</p> <p>25 Q Oh! A lot of young men dated even though they</p>	<p style="text-align: right;">Page 108</p> <p>1 Q And in Ramadan, one of the things that happens</p> <p>2 for the faithful of Islam is that they are called to pray</p> <p>3 more often.</p> <p>4 A Correct.</p> <p>5 Q And to make special prayers.</p> <p>6 A Correct.</p> <p>7 Q And to fast from sunup till sundown every day for</p> <p>8 the whole fasting month. Is that correct?</p> <p>9 A Correct.</p> <p>10 Q And the fasting is meant as discipline, is it</p> <p>11 not?</p> <p>12 A Correct.</p> <p>13 Q And it's to remind the faithful and to bring them</p> <p>14 together more often to try to make their covenant with</p> <p>15 faith deeper. Is that correct?</p> <p>16 A Correct.</p> <p>17 Q And during that month, the Mosque plans special</p> <p>18 activities, does it not?</p> <p>19 A Yes.</p> <p>20 Q And one of the activities that it plans around</p> <p>21 the Mosque are opportunities for the young people to lead</p> <p>22 prayers.</p> <p>23 A Correct.</p> <p>24 Q Special prayers, is that correct?</p> <p>25 A Correct.</p>

1 Q That happens several times a month, does it not?
 2 A Correct.
 3 Q Last year the ending date of Ramadan, I believe,
 4 was the 17th of January, was it not?
 5 A Somewhere around that date.
 6 Q Somewhere around then?
 7 A Yes.
 8 Q And do you recall, sir, that on the 14th of
 9 January, which was a Thursday, that there was a special
 10 prayer that was led by a group of young people?
 11 A There was a prayer led, yeah.
 12 Q And do you recall that your best friend, Adnan
 13 Syed, participated in that prayer?
 14 A Yes, he did lead a prayer.
 15 Q He led the prayer. And leading the prayer is a,
 16 I don't the right word. It's a great honor, is it not?
 17 A Yes.
 18 Q And the young people practice to make sure that
 19 they lead the prayer correct.
 20 A Correct.
 21 Q It's not just memorizing the prayer, is it?
 22 A Correct.
 23 Q It's understanding the prayer, is it not?
 24 A Yes.
 25 Q And leading the people with fervor and passion,

1 late April of 1998, did it not?
 2 A Yes.
 3 Q You were aware that he took her to his junior
 4 prom.
 5 A Yes.
 6 Q And prior to then, even though you didn't attend
 7 the same school, you had interacted with and met some of
 8 his friends from his public school, had you not?
 9 A No, I really never met his other friends.
 10 Q Okay. Had you ever met Stephanie?
 11 A I had met her at a mall once.
 12 Q Okay. And you had heard her name often, had you
 13 not?
 14 A Yes.
 15 Q And she was a non-Moslem.
 16 A Correct.
 17 Q And she was an African-American?
 18 A Correct.
 19 Q Not an Asian, not a Pakistani, correct?
 20 A Correct.
 21 Q You were aware for a long period of time that
 22 Stephanie, a girl, and Adnan were best friends --
 23 A Correct.
 24 Q -- in their school, correct?
 25 A Correct.

1 isn't that correct?
 2 A Yes.
 3 Q And you young people, when you're asked to do
 4 that, you practice, do you not?
 5 A Yes.
 6 Q During Ramadan, not just because it's required by
 7 Islam, but because it's encouraged by the community, the
 8 young people are at church more often than at any other
 9 time.
 10 A Correct.
 11 Q Isn't that correct? Both praying and meeting,
 12 isn't that correct?
 13 A Yes.
 14 Q Just like the rest of the members of the
 15 community are at the Mosque more often, is that correct?
 16 A Yes.
 17 Q And, sir, do you recall that during that time
 18 like other Ramadans, you see your best friend more often at
 19 the Mosque than at any other time?
 20 A Yes.
 21 Q Now, you became aware when he acquired a
 22 relationship or initiated or had a relationship with this
 23 young woman by the name of Hae Min Lee?
 24 A Yes.
 25 Q And that occurred sometime in the spring of 1998,

1 Q You knew that because you were his Mosque best
 2 friend, correct?
 3 A Yes.
 4 Q And that kind of relationship, they weren't
 5 girlfriend and boyfriend, just friends, that was okay, was
 6 it not?
 7 A Yes.
 8 Q And young people were allowed to socialize in
 9 groups, not in couples, correct?
 10 A Correct.
 11 Q And they were allowed to socialize as long as
 12 there was nothing of a sexual or intimate nature going on
 13 with members of the opposite sex, were they not?
 14 A Correct.
 15 Q The ban was on dating, right?
 16 A Correct.
 17 Q And then there was the ban on any type of
 18 premarital sex, correct?
 19 A Correct.
 20 Q Because within Islam, sex is reserved for married
 21 couples with a commitment to establishing an Islamic
 22 family.
 23 A Correct.
 24 Q Correct? But socializing with members of the
 25 opposite sex was not banned in any way.

1 A Um --
 2 Q As long as it was under certain circumstances --
 3 A Yeah.
 4 Q -- where there wasn't any sex or any intimacy,
 5 right?
 6 A Correct.
 7 Q So, groups of young people that included boys and
 8 girls, that was okay.
 9 A Correct.
 10 Q Is that right, as long as people didn't pair off?
 11 A Yes.
 12 Q You know other young people in the Mosque who
 13 attend your school?
 14 A Um --
 15 Q Are there any that attend your school? It's
 16 actually in Columbia, is it?
 17 A Ellicott City.
 18 Q In Ellicott City. Are there any members of your
 19 school who are also members of the Mosque?
 20 A No.
 21 Q Are there any members of the Mosque that come
 22 from schools other than Woodlawn?
 23 A Yes.
 24 Q And as among those young people, are the
 25 practices the same that, at least the young men you know,

1 that they date?
 2 A Yes.
 3 Q Okay. And is the practice the same as you've
 4 described, that more of them date?
 5 A Yes.
 6 Q Than don't date?
 7 A Yes.
 8 Q And would it be fair to say that in order to
 9 maintain it, that all of those young men from the Mosque,
 10 who date against the ban on dating, do so having to hid it
 11 from everybody?
 12 A Correct.
 13 Q Or at least adults.
 14 A Yeah.
 15 Q Okay. And would it be fair to say that they
 16 don't hide it from each other?
 17 A Yeah.
 18 Q Okay. It was in the summer that you met Hae Min
 19 Lee when the three of you went to a Chinese restaurant in
 20 Security Mall.
 21 A Yes.
 22 Q Is that correct?
 23 A Yes, it was by there.
 24 Q Was there any hiding of --
 25 THE COURT: What was that? I'm sorry.

1 THE WITNESS: It was by the Security Mall.
 2 THE COURT: Okay.
 3 BY MS. GUTIERREZ:
 4 Q Okay. Not inside but nearby there.
 5 A Yes.
 6 Q Was there any hiding of the relationship from
 7 Adnan? Did he hide the relationship to you?
 8 A When we were at the restaurant, I mean, we
 9 weren't hiding, or he wasn't hiding because there was no
 10 one around.
 11 Q Okay. But to you?
 12 A Was he hiding that he was going out?
 13 Q Yes.
 14 A No.
 15 Q Did he present her to you as his girlfriend?
 16 A Yes.
 17 Q And when you met her, did you know that the two
 18 of them had engaged in premarital sex?
 19 A I don't know if I was aware at that time.
 20 Q At some point --
 21 A Yes.
 22 Q -- you did become aware. Is that correct?
 23 A Yes. Correct.
 24 Q And that's because your best friend, Adnan, told
 25 you that that's what he did?

1 A Correct.
 2 Q And so the hiding never included him hiding the
 3 nature of this relationship with this young woman to you?
 4 A Yes.
 5 Q And she didn't hide the nature of the
 6 relationship while you were with her at the Chinese
 7 Restaurant, did she?
 8 A Yes. She didn't hide it.
 9 Q They presented themselves to the world as
 10 girlfriend and boyfriend, did they not?
 11 A Yeah.
 12 Q And for a long time you were aware that they were
 13 still girlfriend and boyfriend.
 14 A Correct.
 15 Q You were aware that the hiding exacted a toll on
 16 Adnan, were you not?
 17 A Yes.
 18 Q That it bothered him to have to go against his
 19 parents.
 20 A Yes.
 21 Q And that it bothered him that they were pained by
 22 it.
 23 A Yes.
 24 Q And that it bothered him to go against his faith.
 25 A Correct.

1 Q And you were also aware that the young lady, Hae
2 Min Lee, was hiding their relationship from her parents.
3 A Correct.
4 Q And you were aware from your conversations with
5 Adnan that that bothered her, too.
6 A Correct.
7 Q You were aware that the two of them discussed at
8 length the issues of their loving each other.
9 A Correct.
10 Q And he told you that he loved her, did he not?
11 A Um, he liked her a lot, but I don't think he
12 loved her.
13 Q He liked her a lot. He felt very strongly about
14 the relationship, did he not?
15 A Yes.
16 Q Even though it caused him pain?
17 A Yes.
18 Q You were aware that what things that caused him
19 pain were issues that he and Hae discussed a lot.
20 A Yes.
21 Q And that their pain time starting in the summer
22 when they took breaks from each other.
23 A Yes.
24 Q To try to see how strong their love was or their
25 like.

1 A Yes.
2 Q To try to test the relationship as young people.
3 A Yes.
4 Q And your friend, Adnan, was just past 17 then?
5 A Yes.
6 Q And you are how old?
7 A I'm 18.
8 Q So, a year ago, you were also 17?
9 A Correct.
10 Q And by then you became aware that there then
11 became a pattern where they were together, and then they
12 would break up for a little while.
13 A Correct.
14 Q Now, you don't attend Woodlawn, correct?
15 A Correct.
16 Q And so you would not have ordinarily attended
17 school dances.
18 A No.
19 Q You didn't attend the junior prom.
20 A No.
21 Q And you didn't attend the Homecoming Dance, did
22 you?
23 A No.
24 Q Did you become aware that Adnan's parents went to
25 retrieve him from the Homecoming Dance?

1 A Correct.
2 Q And is that that because he told you about it?
3 A Yes.
4 Q And did he tell you that when his parents came,
5 his mother asked to speak to Hae Min Lee?
6 A Um, I --
7 Q He didn't get into all the details?
8 A Yeah.
9 Q Did you understand from what he told you that he
10 left willingly with his parents?
11 A Yes.
12 Q And did you understand from what he told you that
13 as soon as he got home, shortly thereafter he snuck out and
14 bicycled his way back?
15 A Um, I believe he did.
16 Q And that he finished the dance with Hae Min Lee?
17 A Yeah.
18 Q Who waited there for him to return?
19 A Yes.
20 Q Did you understand from your conversations with
21 him that he did that to try to spare his parents some of
22 the pain?
23 A Yes.
24 Q To not rub their noses into the relationship that
25 he had chosen to commit some of his energy to?

1 A Correct.
2 Q In mid-December did you become aware that he and
3 Hae Min Lee mutually broke up?
4 A Yes.
5 Q And that they both then began to live different
6 lives?
7 A Correct.
8 Q Did you understand that it had nothing to do with
9 Adnan's decision-making, whether it was right or wrong
10 under any analysis, as to whether or not to engage in a
11 relationship, but that he and her, Hae, were unwilling to
12 continue to go through the pain caused by hiding from both
13 sets of families?
14 A Correct.
15 Q Did you understand from him that Hae Min Lee also
16 hid her relationship with him, Adnan, from her family?
17 A Correct.
18 Q Okay. And after, did you learn all this from
19 Adnan?
20 A Yeah.
21 Q Okay. You never independently talked to Hae?
22 A No.
23 Q After the break-up, after mid-December, were you
24 aware that Adnan was interested in other girls?
25 A Yeah.

1 Q How did you know that?
 2 A He had talked about other girls.
 3 Q Okay. And, in fact, he went to other places, did
 4 he not?
 5 A Yes.
 6 Q Places that the purpose of going there, there
 7 would be girls there.
 8 A Correct.
 9 Q Is that right?
 10 A Correct.
 11 Q You and he went to some, did you not?
 12 A Um, we had gone to some.
 13 Q Okay. And were you aware that he was responding
 14 to other girls by the turn of the year, at New Year's?
 15 A I wasn't with him on New Year's.
 16 Q You were not with him on New Year's?
 17 A Yeah.
 18 Q Or New Year's Eve?
 19 A Yeah.
 20 Q Were you aware that he attended a big party at
 21 Scarlett Place?
 22 A Yeah.
 23 Q And were you aware in advance that that party was
 24 going to happen?
 25 A Yeah.

1 Q That party was not restricted to Moslem youth,
 2 was it?
 3 A No.
 4 Q There were youth of every faith?
 5 A Yes.
 6 Q And every race?
 7 A Yes.
 8 Q And from all corners of Maryland.
 9 A Yes.
 10 Q And were you aware that he met a girl he was
 11 interested in pursuing?
 12 A Yes.
 13 Q And that there were other girls that he was
 14 interested in pursuing.
 15 A Yes.
 16 Q You were aware that Hae Min Lee was his very
 17 first dating experience, were you not?
 18 A Yes.
 19 Q And that having premarital sex with her was his
 20 very first sexual experience.
 21 A Yes.
 22 Q And he told you that, did he not?
 23 A Yes.
 24 Q And you weren't surprised by that, were you?
 25 A Um --

1 Q That he told you these things?
 2 A Oh, no, no.
 3 Q You shared similar things about yourself with
 4 him?
 5 A Correct.
 6 Q Okay. As most best friends do.
 7 A Correct.
 8 Q And you became aware that -- you understood he
 9 cared about Hae, did you not?
 10 A Yes.
 11 Q He made you aware that the decision to break up
 12 was a mutual one?
 13 A Yes.
 14 Q He was pained by it, was he not?
 15 A Yes.
 16 Q He was committed, however, to remaining friends
 17 with Hae Min Lee?
 18 A Yes.
 19 Q And to your knowledge did he continue to do so?
 20 A Yes.
 21 Q Okay. Now, you told us, Mr. [REDACTED], that you
 22 have no recollection of phone calls that you've been asked
 23 to identify the numbers of. Is that right?
 24 A Yes.
 25 Q The first time that you were asked to recall any

1 phone conversation, did that occur near January 13th?
 2 A Yeah, I'm guessing so, because it says these
 3 calls were made on January 13th.
 4 Q That's what the paper tells you, right?
 5 A Yes.
 6 Q But you don't know that?
 7 A Yeah.
 8 Q Did somebody ask you on the 14th, the day after,
 9 did you make this phone call?
 10 A No.
 11 Q And it was months before you were asked to
 12 identify your number, was it not?
 13 A Yes.
 14 Q The police came to speak to you because your
 15 number appeared here. Is that correct?
 16 A Yes.
 17 Q Of your cellphone number, is that correct?
 18 A Correct.
 19 Q That you had and used for a similar reason, that
 20 is to facilitate communication with girls, correct?
 21 A Correct.
 22 Q Now, to your knowledge, Mr. [REDACTED], you were not the
 23 only person with Adnan Syed's cellphone number, were you?
 24 A Correct. I wasn't the only person.
 25 Q No. You knew that others, your mutual friends

1 from the Mosque, had his cellphone number.
 2 A Yes.
 3 Q Did you not?
 4 A Correct.
 5 Q And that was a regular way for you all to
 6 communicate, correct?
 7 A Correct.
 8 Q The first cellphone call that you were asked to
 9 identify, Number 13, sir, that lasted 27 seconds. Is that
 10 correct?
 11 A Correct.
 12 Q You don't recall speaking to Adnan.
 13 A No. Sometimes when you call, when you're on the
 14 phone, when the bell is ringing, that's also --
 15 Q Okay. So, this 27 seconds phone call could have
 16 been to your number but you never actually spoke to him.
 17 A Correct.
 18 Q Is that correct?
 19 A Correct.
 20 Q His cellphone could have been used by somebody
 21 else.
 22 A Correct.
 23 Q And you have no recollection of actually speaking
 24 to him?
 25 A Correct.

1 Q Or where you were whenever it is he called?
 2 A Correct.
 3 Q And the six-second phone call, you also have no
 4 recollection of.
 5 A Correct.
 6 Q And the six-second call to your number could have
 7 been one in which you never even got to answer.
 8 A Correct.
 9 Q A place where you didn't have your cellphone on,
 10 but it was ringing.
 11 A Correct.
 12 Q And it wasn't answered.
 13 A Correct.
 14 Q Or when you were on the phone doing something
 15 else.
 16 A Correct.
 17 Q Then you also don't remember?
 18 A Correct.
 19 Q But, again, it wasn't answered at all?
 20 A Correct.
 21 Q Do you have a voice mail on your cellphone?
 22 A Yes, I do.
 23 Q So, if somebody is not able to reach you or you
 24 are busy on the phone, it then skirts over?
 25 A Yeah.

1 Q And someone can leave a message for you that you
 2 can later retrieve.
 3 A Yes.
 4 Q And you have no independent recollection of
 5 speaking to him on that day?
 6 A Yes.
 7 Q You were aware back then, in January, that your
 8 best friend, Adnan Syed, was a member of the track team of
 9 Woodlawn Senior High, were you not?
 10 A Correct.
 11 Q And that he attended track practice in January
 12 every day.
 13 A Correct.
 14 Q At Woodlawn.
 15 A Correct.
 16 Q And you were aware, as his best friend, that in
 17 February and earlier in January that, in fact, at track
 18 meets representing his school, that he won gold medals in
 19 the races he ran?
 20 A Correct.
 21 Q He was a good track runner, was he not?
 22 A Yes.
 23 Q He was disciplined about what he did, was he not?
 24 A Yes.
 25 Q He was proud of his achievements, was he not?

1 A Yes.
 2 Q And you knew that from talking to him?
 3 A Yes.
 4 Q And you also knew that from talking -- there were
 5 other Moslem young men, who were members of the Mosque, who
 6 also attended Woodlawn?
 7 A Correct.
 8 Q So, you got information about your best friend
 9 corroborated and verified by others who also knew from
 10 their own personal knowledge.
 11 A Correct.
 12 Q And you never heard from any of those members
 13 anything that contradicted anything that Adnan told you
 14 about his relationship with Hae.
 15 A No.
 16 Q Or about his commitment to track.
 17 A No.
 18 Q You knew, in fact --
 19 THE REPORTER: Keep your voice up.
 20 THE WITNESS: Thank you.
 21 BY MS. GUTIERREZ:
 22 Q You knew, in fact, that he was a good student,
 23 did you not?
 24 A Yes, I did.
 25 Q And other information corroborated that to you,

1 did it not?
 2 A Yes.
 3 Q You've answered my question, Mr. [REDACTED], that you
 4 have previously had girlfriends?
 5 A Yes.
 6 Q And you currently have a girlfriend?
 7 A No.
 8 Q Do you engage in premarital sex?
 9 A No.
 10 Q Have you ever?
 11 A No.
 12 Q And have you -- is that because of your Islamic
 13 faith?
 14 A Um, no.
 15 Q Did you, Mr. [REDACTED], condemn your friend because he
 16 violated his Islamic tenets of faith?
 17 A No.
 18 Q Did you encourage him not to have sex once he
 19 told you he was?
 20 A No.
 21 Q Did he tell you, and did you ever know, where he
 22 and Hae had sex?
 23 A No.
 24 Q And did you inquire of him those details?
 25 A No.

1 Q Were you shocked by Adnan's confession to you?
 2 A Just kind of, that we're all growing up. That's
 3 about it.
 4 Q You're growing up. Deciding, having the
 5 wherewithal to make a decision --
 6 A Yes.
 7 Q -- as to whether or not you would have sex or not
 8 was a sign in and of itself of the fact that you were
 9 getting older.
 10 A Correct.
 11 Q And more mature.
 12 A Correct.
 13 Q One of the main tenets of Islamic faith is that
 14 it leaves individuals, to use one of the words that you
 15 used in the beginning, the freedom to make their own wise
 16 choices.
 17 A Yes.
 18 Q And that's in spite of the tenets that might
 19 encourage them to make other choices.
 20 A Correct.
 21 Q Is that correct? And that's the Islamic faith
 22 and practice of it that you know, is it not?
 23 A Yes.
 24 Q The Jay Wilds that you heard of, did you know any
 25 personal information about him?

1 A Um, that he was not that good of a person.
 2 Q Okay. And that's the information that was
 3 conveyed to you from more than one source, was it not?
 4 A Yeah.
 5 Q It was conveyed to you that one of the reasons
 6 that Jay Wilds was known to several of these young people
 7 who were Moslems, was because he readily and easily
 8 provided dope for them.
 9 A Yeah.
 10 Q And using any kind of dope, in any form, is also
 11 against the Islamic faith, is it not?
 12 A Yes.
 13 Q Using anything to desecrate the body, including
 14 alcohol, is against the Islamic faith, is it not?
 15 A Correct.
 16 Q Many of the young men, however, on occasion
 17 imbibe and drink alcohol, do they not?
 18 A Correct.
 19 Q And attend parties where alcohol is served.
 20 correct?
 21 A Correct.
 22 Q Even though that's in violation of their faith.
 23 A Correct.
 24 Q Is that correct? And many of the young Moslem
 25 men have also been known on occasion to smoke marijuana, to

1 smoke dope?
 2 A Correct.
 3 Q Even though that also is not only a violation of
 4 American law, and the law of this State, but a violation of
 5 Islamic tenets. Is that correct?
 6 A Yes.
 7 Q But on occasion some Moslem young people are
 8 known to have imbibed in that.
 9 A Yes.
 10 Q And the things that you had heard led you to
 11 understand that Jay Wilds in regard to the young Moslems at
 12 Woodlawn was the person that they went to, to supply them
 13 things that they didn't know how to get.
 14 A Correct.
 15 Q Like marijuana?
 16 A Correct.
 17 Q Like other forms of drugs?
 18 A Correct.
 19 Q And like alcohol?
 20 A Correct.
 21 Q You never interacted with Jay Wilds.
 22 A No.
 23 Q And what you heard mostly about him was that he
 24 was not a good person.
 25 A Correct.

1 MS. GUTIERREZ: No further questions. Thank you,
2 M. Ali.
3 THE COURT: Any re-direct?
4 MR. URICK: Yes. Thank you.
5 RE-DIRECT EXAMINATION
6 BY MR. URICK:
7 Q And you've heard the defendant call Jay Wilds a
8 friend, haven't you?
9 A Um, I might have, yeah.
10 Q Are you aware of whether or not the defendant
11 smokes marijuana?
12 A Um, yes.
13 MS. GUTIERREZ: Objection.
14 THE COURT: Overruled.
15 BY MR. URICK:
16 Q You can answer that question.
17 A Yes.
18 Q How are you aware of that?
19 A I had heard about it.
20 Q Do you have a friend named Tiab?
21 A Who?
22 Q Tiab. I'm not certain that the spelling is
23 correct, T-i-a-b. Tiab. Tiab:
24 A Oh, Tiab. Yeah.
25 Q Have you ever seen the defendant at Tiab's house?

1 relevance and prejudice.
2 THE COURT: I think you've opened the defendant's
3 character, opened wide by the questions on cross. You can
4 ask the question.
5 (Counsel and defendant returned to trial
6 tables).
7 THE COURT: I ask it to be a little more specific
8 and direct the witness.
9 BY MR. URICK:
10 Q What, if anything, was going on at Tiab's house
11 at that occasion?
12 THE COURT: That's not specific enough. So, why
13 don't we just go right to the chase. M's Gutierrez was
14 asking a lot of questions about marijuana. The question
15 is, at Mr. Tiab's --
16 MR. URICK: Tiab.
17 MS. GUTIERREZ: Tiab.
18 THE COURT: -- Tiab's house, did you ever see the
19 defendant smoking marijuana?
20 THE WITNESS: Yes.
21 THE COURT: Next question.
22 BY MR. URICK:
23 Q Were you aware that before he was dating Hae Min
24 Lee, the defendant had a relationship with a woman with a
25 six-year old child?

1 A Yes.
2 Q What, if anything, did you see him do there?
3 MS. GUTIERREZ: Objection.
4 THE COURT: Sustained. Are you going to lay a
5 foundation, so I'll know where you're going with this.
6 MR. URICK: What was going on at --
7 THE COURT: What, if anything, did you ever see
8 him do there. I have at that point no idea where you're
9 going with it. Some of which he may have been doing is
10 admissible, and some of which is totally irrelevant. So,
11 if you would just give me a foundation or you can come to
12 the bench and proffer where you're going.
13 MR. URICK: Sure.
14 THE COURT: Come on up.
15 (Counsel and defendant approached the bench,
16 and the following ensued:)
17 THE COURT: Okay.
18 MR. URICK: I'll proffer that the witness saw the
19 defendant smoking marijuana at that place.
20 THE COURT: Okay. And what relevance does that
21 have to do with the charges?
22 MR. URICK: It's a follow-up to the other
23 questions.
24 THE COURT: Okay.
25 MS. GUTIERREZ: I'm going to object based on

1 MS. GUTIERREZ: Objection.
2 THE COURT: Overruled. Did you know of a prior
3 relationship of the defendant involving a six-year old
4 child and woman who had a six-year old child?
5 THE WITNESS: No.
6 THE COURT: Next question.
7 THE REPORTER: Speak up.
8 THE WITNESS: No.
9 BY MR. URICK:
10 Q When was it your understanding that the defendant
11 started dating Hae Min Lee?
12 A Um, it was during my junior year, during the prom
13 time, which is late spring, I guess.
14 Q And what is your understanding as to the time
15 that they broke up?
16 A Last year, and during the winter, but they had
17 previous break-ups.
18 Q If you recall, when did the defendant get his
19 cellphone?
20 A During the wintertime.
21 Q And how did you come to know that he had gotten a
22 cellphone?
23 A He had called me and told me when he was giving
24 his new number.
25 Q And how often would he call you on a -- say

1 through the month of January, how often would he call you
 2 on a daily basis?
 3 A Here and there, just about as much as any other
 4 person, not like continuous, you know, every hour or
 5 anything. Just like once maybe every day, once every two
 6 days, something like that.
 7 Q Now, on January 13th, you mentioned a name for a
 8 prayer. What was that name again?
 9 A Tarawee, but that's every night during Ramadan.
 10 Q When does the Mosque open for that?
 11 A The Mosque is open all day.
 12 Q When would those prayers begin for -- or what
 13 would be the routine for someone who is observing those?
 14 A It would be around 7:30. They would start
 15 around 7:30.
 16 Q And what would someone do?
 17 A Just go there and pray.
 18 Q And describe physically how they would do this.
 19 A It's like a regular prayer, and they would have
 20 to do it for about two and a half hours, two or three
 21 hours. Just like regular praying, but you do them in sets
 22 of two, about 20.
 23 Q And what sort of physical positions would people
 24 be in?
 25 A The normal routine of prayers.

1 Q Could you describe that, please?
 2 A Sure. First you start off holding your hands.
 3 Then you go down, bending over, and then you go down,
 4 kneeling on the ground, and then you get back up and do
 5 that again for how many ever, regardless of how many times
 6 you have to do it for.
 7 Q And that particular set of prayers during Ramadan
 8 would take about two and a half hours to complete?
 9 A Yeah, around that time.
 10 Q Would everybody be doing this in the same room?
 11 A Yeah.
 12 Q Would anyone be interrupting their prayer to use
 13 their cellphone?
 14 A No.
 15 Q Would anybody be answering their cellphone while
 16 they were doing their prayers?
 17 A No.
 18 Q Now, what was your understanding of the
 19 defendant's athletic ability?
 20 A Excuse me?
 21 Q What is your understanding of the defendant's
 22 athletic ability?
 23 A He's a good runner.
 24 Q How would you describe his strength?
 25 A I just knew him as stronger than me.

1 Q About how tall are you?
 2 A Five foot seven.
 3 Q And how tall is the defendant in relation to you?
 4 A About three inches taller, six, five-eleven, six,
 5 around there.
 6 Q Are you aware of any jobs the defendant ever had?
 7 A Yeah.
 8 MS. GUTIERREZ: Objection.
 9 THE COURT: Overruled.
 10 BY MR. URICK:
 11 Q How was he employed?
 12 A He had done telemarketing, and he had also done
 13 emergency medical technician.
 14 Q And how long had he done that?
 15 A I think about a couple of months. I'm not too
 16 sure how long.
 17 Q Were you aware of how Adnan's actual, own parents
 18 felt about his, the possibility of him just socializing
 19 with females?
 20 MS. GUTIERREZ: I'm sorry. I missed the last
 21 part of the question.
 22 THE COURT: Please repeat your last question.
 23 BY MR. URICK:
 24 Q Were you aware of the defendant's parents' views
 25 of the possibility of him just merely socializing with

1 females?
 2 A Um, I didn't think they agreed.
 3 Q So, for the defendant, it would not have been
 4 okay to be with a large group of friends that included
 5 females?
 6 A It depends what they're -- it depends on what
 7 they were doing.
 8 Q Say, if they got together after school.
 9 A Not really.
 10 Q Did there ever come a time when the defendant was
 11 the subject of a sermon at the Mosque?
 12 MS. GUTIERREZ: Objection.
 13 THE COURT: I'll allow the question if you can
 14 put a timeframe on it.
 15 BY MR. URICK:
 16 Q During the time that the defendant was dating Hae
 17 Min Lee, did there ever come a time when there was a sermon
 18 at the Mosque when the defendant was the subject of it?
 19 A No.
 20 MS. GUTIERREZ: Objection.
 21 THE COURT: Overruled.
 22 BY MR. URICK:
 23 Q In terms of his relationship with his parents and
 24 his religion, the defendant would have had to sacrifice a
 25 lot to have had the relationship with Hae Min Lee, wouldn't

1 h?

2 MS. GUTIERREZ: Objection.

3 THE COURT: Overruled. Would the defendant have

4 to sacrifice a lot to have the relationship with Hae Min

5 Lee?

6 THE WITNESS: A little. What do you mean by

7 sacrifice a lot? The most sacrificing, I think, that was

8 put in, I guess, was time.

9 BY MR. URICK:

10 Q What about respect from his parents?

11 A He hid it from them, so, I mean, if he was

12 caught, which he was found and, you know, his parents did

13 become aware of it, I mean that's what he sacrificed. I

14 guess, he had the respect.

15 Q Well, how did you feel when you were hiding the

16 occasional dating you did from your parents?

17 A I had guilt.

18 Q And you never had as long or as deep a

19 relationship as the defendant did, did you?

20 MS. GUTIERREZ: Objection.

21 THE COURT: Overruled.

22 THE WITNESS: It was long. It was six months, I

23 guess.

24 BY MR. URICK:

25 Q Did you ever have a physically close relationship

1 A Yeah.

2 Q You still dated her, did you not?

3 A Yeah.

4 Q On a regular basis.

5 A Correct.

6 Q You still continued to hide it from your parents?

7 A Correct.

8 Q And from other Islamic adults?

9 A Correct.

10 Q And from anyone who might bring it to your

11 parents' attention.

12 A Correct.

13 Q It wasn't enough to stop you from doing what you

14 decided you wanted to do.

15 A Correct.

16 Q And I assume based on your answers, Mr. [REDACTED], that

17 it would be fair to say that you cared about this girl?

18 A Yeah.

19 Q To some extent?

20 A Yeah.

21 Q Now, you understood from Adnan himself that his

22 parents didn't agree with him socializing much less dating

23 Hae Min Lee.

24 A Correct.

25 Q But that he did it anyway.

1 as he had?

2 MS. GUTIERREZ: Objection.

3 THE COURT: Overruled.

4 THE WITNESS: No.

5 MR. URICK: Thank you, Your Honor.

6 RE-CROSS EXAMINATION

7 BY MS. GUTIERREZ:

8 Q Mr. [REDACTED], you've described that during the course

9 of your long relationship that you felt guilty for doing

10 it?

11 A Yeah.

12 Q And that guilt was occasioned, at least in some

13 respect, because you knew it was against your faith?

14 A Yeah.

15 Q And that it was against your parents' desires?

16 A Correct.

17 Q And that you were hiding it, concealing it. Is

18 that correct?

19 A Correct.

20 Q But your guilt was not enough to make you stop

21 seeing the girl that you saw for at least six months, was

22 it?

23 A Correct. I just felt bad about it. I mean, I

24 didn't stop, no.

25 Q But you still saw her, didn't you?

1 A Correct.

2 Q For a long period of time.

3 A Correct.

4 Q And under any occasion where he wasn't concerned

5 about his parents seeing it, that he didn't hide the

6 relationship.

7 A Correct.

8 Q And that everybody else other than his parents

9 seemed to know that the relationship existed.

10 A Correct.

11 Q And that it was a deep one.

12 A Correct.

13 Q And that it was an exclusive one.

14 A Correct.

15 Q And it was one in which both participants

16 discussed religion and its tenets.

17 A Correct.

18 Q With each other.

19 A Correct.

20 Q And with others.

21 A Correct.

22 Q And that even though he knew his parents didn't

23 agree, Adnan continued in this relationship.

24 A Correct.

25 Q And he did it anyway.

<p style="text-align: right;">Page 145</p> <p>1 A Correct.</p> <p>2 Q And even when his parents didn't agree with him</p> <p>3 socializing with just females, that Adnan was a very</p> <p>4 popular young man.</p> <p>5 A Correct.</p> <p>6 Q Among Moslems and non-Moslems.</p> <p>7 A Correct.</p> <p>8 Q Among girls and boys.</p> <p>9 A Correct.</p> <p>10 Q And he continued to socialize even though he knew</p> <p>11 his parents didn't agree.</p> <p>12 A Yes.</p> <p>13 Q Mr. Ali, they don't give sermons at the Mosque,</p> <p>14 do they?</p> <p>15 A No.</p> <p>16 Q Sermons are not an Islamic term, are they?</p> <p>17 A No.</p> <p>18 Q There aren't priests that give sermons to the</p> <p>19 Islamic faithful who come to pray.</p> <p>20 A No.</p> <p>21 Q And in regard to Ramadan or any other time that</p> <p>22 the faithful come to pray, people aren't required to come</p> <p>23 at a specific time or be barred?</p> <p>24 A Correct.</p> <p>25 Q In fact, people because of lots of things,</p>	<p style="text-align: right;">Page 147</p> <p>1 Mosque?</p> <p>2 A Yes.</p> <p>3 Q And during Ramadan, most of them attend almost on</p> <p>4 a daily basis.</p> <p>5 A Correct.</p> <p>6 Q To pray.</p> <p>7 A Correct.</p> <p>8 Q That if all of them attended, they might all be</p> <p>9 praying at a different pace.</p> <p>10 A Correct.</p> <p>11 Q And praying a different prayer.</p> <p>12 A Correct.</p> <p>13 Q And holding themselves in a different physical</p> <p>14 posture.</p> <p>15 A Correct.</p> <p>16 Q Because they would be at a different place in the</p> <p>17 prayers.</p> <p>18 A Correct.</p> <p>19 Q And none of that is frowned upon, is it?</p> <p>20 A No.</p> <p>21 Q If the faithful can't get there at exactly the</p> <p>22 start of the evening prayer, they are encouraged to come as</p> <p>23 soon as they can, are they not?</p> <p>24 A Yes.</p> <p>25 Q And if they can't be there for the whole time, or</p>
<p style="text-align: right;">Page 146</p> <p>1 including their own work schedules or their family</p> <p>2 schedules, come in and out of the Mosque during the</p> <p>3 appropriate broad time category?</p> <p>4 A Correct.</p> <p>5 Q And so people would arrive even after a whole</p> <p>6 other group of people has been there and already started</p> <p>7 praying.</p> <p>8 A Correct.</p> <p>9 Q And that lots of times people are praying, and</p> <p>10 they join the prayers as they're going on.</p> <p>11 A Correct.</p> <p>12 Q And sometimes people pray themselves at their own</p> <p>13 pace.</p> <p>14 A Correct.</p> <p>15 Q Even though other Moslems are praying together at</p> <p>16 a different pace.</p> <p>17 A Correct.</p> <p>18 Q And prayer, because depending upon what prayer</p> <p>19 you do and how many repetitions you do of it, requires</p> <p>20 different postures that change throughout the prayer.</p> <p>21 A Correct.</p> <p>22 Q And from prayer to prayer.</p> <p>23 A Correct.</p> <p>24 Q And so within the Mosque -- and incidentally,</p> <p>25 there are about a thousand families that belong to this</p>	<p style="text-align: right;">Page 148</p> <p>1 conduct the whole prayer, they are encouraged to come as</p> <p>2 often and for as long as they can, can they not?</p> <p>3 A Yes.</p> <p>4 Q And, in fact, they do, do they not?</p> <p>5 A Yes.</p> <p>6 Q There's nothing unusual about faithful Moslems</p> <p>7 coming in and out of the Mosque all around and near prayer</p> <p>8 time.</p> <p>9 A Correct.</p> <p>10 Q And for some to stay for the whole time.</p> <p>11 A Correct.</p> <p>12 Q And some to stay for a little bit and then leave.</p> <p>13 A Correct.</p> <p>14 Q And that is not seen not only during Ramadan but</p> <p>15 any other time as being disruptive to the remaining</p> <p>16 faithful?</p> <p>17 A No.</p> <p>18 Q The faithful encourage each other to be there</p> <p>19 however long they can.</p> <p>20 A Yes.</p> <p>21 Q And under whatever circumstances they can.</p> <p>22 A Correct.</p> <p>23 MS. GUTIERREZ: Thank you. Nothing further.</p> <p>24 MR. URICK: Just briefly.</p> <p>25 <u>RE-DIRECT EXAMINATION</u></p>

1 BY MR. URICK:

2 Q Was the defendant's relationship with Hae Min Lee
3 ever the subject of discussion, either formal or informal,
4 within the Mosque?

5 MS. GUTIERREZ: Objection.

6 THE COURT: Overruled. Yes or no, was it the
7 subject of discussion to your knowledge?

8 THE WITNESS: No.

9 THE COURT: Next question.

10 BY MR. URICK:

11 Q Now, what is your understanding of the penalty in
12 a society ruled by Islamic rules --

13 MS. GUTIERREZ: Objection.

14 Q -- for premarital sex?

15 THE COURT: Overruled.

16 MS. GUTIERREZ: Judge, may we approach the bench?

17 THE COURT: No, you may not, and I understand and
18 not your objection for the record.

19 MS. GUTIERREZ: Thank you.

20 THE COURT: The door to this line of questioning
21 is open. You may ask the question again.

22 BY MR. URICK:

23 Q What is your understanding of the penalty within
24 a country ruled by Islamic law for premarital sex?

25 THE COURT: Now that objection is sustained,

1 because that was not your first question. Your first
2 question was, what is the penalty within the religion.
3 Now, the second question is, in a country. And you have
4 not laid a foundation that this witness knows what a
5 penalty is in a country. So, until you lay that
6 foundation, that question is sustained.

7 BY MR. URICK:

8 Q What is your understanding of the penalty within
9 the Islamic religion for premarital sex?

10 A That is not allowed.

11 Q What would be the penalty for it?

12 A We actually say that should be taken care of by
13 God. It's not for us to discuss or, you know, chastise.

14 Q Have you studied countries ruled by Islamic laws?

15 MS. GUTIERREZ: Objection.

16 THE COURT: Sustained.

17 BY MR. URICK:

18 Q Had the defendant ever told you that Hae Min Lee
19 had started dating another man?

20 A No.

21 MR. URICK: No further questions.

22 RE-CROSS EXAMINATION

23 BY MS. GUTIERREZ:

24 Q Was Hae Min Lee ever your concern, Mr. [REDACTED]?

25 A No.

1 Q And when you answered the question about the
2 penalty in the religion, would it be a fair statement to
3 say that in Islam, in the religion, that the faithful
4 Islamics believe that judgment is for God, between God and
5 a faithful Moslem?

6 A Yes.

7 Q And that other Moslems have nothing to do with
8 rendering judgment?

9 A Yes.

10 Q Or imposing any sanctions?

11 A Yes.

12 MS. GUTIERREZ: Okay. Thank you.

13 THE COURT: Anything further?

14 MS. GUTIERREZ: No, Your Honor. Thank you.

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

16 THE COURT: May this witness be excused from the
17 State?

18 MR. URICK: Yes.

19 THE COURT: And excused from the defense?

20 MS. GUTIERREZ: Yes.

21 THE COURT: May this witness be released from
22 subpoenas?

23 MS. GUTIERREZ: Yes.

24 THE COURT: At this time, I must advise you that
25 you may not discuss your testimony with anyone who has yet

1 to testify in this case, who may be a witness, but you are
2 released from the summons at this time. So, you would be
3 free to go, but because you are a sequestered witness, you
4 can't discuss it with anyone who has yet to testify, but
5 you're welcome to sit in the court because they have
6 released you from your summons. Do you understand?

7 THE WITNESS: Yes.

8 THE COURT: You are free to go at this time.

9 Thank you very much. I know that there is an exhibit that
10 is still on the witness table, and I'd ask counsel -- thank
11 you very much. Please pass that forward.

12 I note that it is now 5:30, and we are going to
13 recess for the day. I understand from my clerk that we
14 have one case on the docket for tomorrow, is that correct,
15 Mr. White?

16 THE CLERK: Yes, one case.

17 THE COURT: One case, which means that hopefully
18 we will get started somewhere between quarter of 9:00,
19 quarter of 10:00 and 10:00 o'clock. So, I'm going to ask
20 you to tomorrow to go to the Jury Commissioner's office
21 between 9:00 and 9:30 and be paid. And then I'm going to
22 ask that you be in the jury room no later than 9:30. As
23 soon as I'm finished my docket of one case, I will ask that
24 you come out so we can resume this case.

25 And I advise you for tomorrow evening, we will