

1 THE COURT: Very well. Thank you. Bring them  
2 around.

3 (Brief pause.)

4 THE COURT: Who is the witness that you are  
5 going to be calling once the jury is assembled?

6 MS. MURPHY: Ms. Inez [REDACTED]. She is right  
7 outside. I can go and get her.

8 THE COURT: Yes, why don't you have her come in  
9 and have a seat in the witness box until the jury  
10 arrives.

11 MS. MURPHY: Okay.

12 MR. URICK: Could we get the court's laser  
13 pointer at this time?

14 THE COURT: You may borrow the court's laser  
15 pointer again.

16 MR. URICK: Thank you. We appreciate that,  
17 Your Honor.

18 (Brief pause.)

19 (The jury returned to the courtroom.)

20 THE COURT: Please be seated as you reach your  
21 respective seats. Good morning, ladies and gentlemen.

22 THE JURY: Good morning.

23 THE COURT: Once again, you are back in Part 9.  
24 We are ready to resume this trial. The State is going to  
25 be calling its next witness as soon as Ms. Murphy gets

1 her easel in place there.

2 (Brief pause.)

3 MS. MURPHY: Thank you, Your Honor. At this  
4 time, the State would call Ms. [REDACTED].

5 THE COURT: Ms. [REDACTED], I need you to stand,  
6 please, face Mr. [REDACTED], who will render the oath to you.  
7 I need you to raise your right hand, Ms. [REDACTED].

8 INEZ [REDACTED]  
9 a witness produced on call of the State, having first  
10 been duly sworn according to law, was examined and  
11 testified as follows:

12 THE CLERK: You may be seated. Please keep  
13 your voice up. State your name and your address for the  
14 record.

15 THE COURT: And your name is?

16 THE WITNESS: My name is Inez [REDACTED].

17 THE COURT: And your work address?

18 THE WITNESS: 1801 Woodlawn Drive, Woodlawn  
19 High School.

20 THE COURT: Thank you very much. You may  
21 proceed.

22 MS. MURPHY: Thank you, Your Honor.

23 DIRECT EXAMINATION

24 BY MS. MURPHY:

25 Q Ms. [REDACTED], what is your occupation

1           A    I'm a teacher, and I'm also an athletic  
2    trainer:  
3           Q    And how long have you been doing that?  
4           A    Ten years.  
5           Q    Have you been at Woodlawn High School all of  
6    those ten years?  
7           A    At Woodlawn High School ten years. I have  
8    taught in Baltimore County more than ten years, but at  
9    Woodlawn High School for ten years.  
10          Q    What sort of classes do you teach?  
11          A    I teach SAT, which is scholastic aptitude  
12    testing, preparation for the SAT test itself.  
13          Q    What do your duties involve as an athletic  
14    trainer?  
15          A    My athletic duties include treatment of all  
16    athletes' injuries, and treatment prevention for  
17    athletes.  
18          Q    Do you know the victim in this case, Ms. Hae  
19    Min Lee?  
20          A    Yes, I do. Yes, I did.  
21          Q    How long have you known her?  
22          A    Since her ninth grade year.  
23          Q    Can you please describe your relationship with  
24    Ms. Lee?  
25          A    We were friends.

1 Q And how did you get to know her?

2 A I met her, her ninth grade year, when she came  
3 to Woodlawn looking for the field hockey coach, Ms.  
4 [REDACTED], which wasn't at the first practice on time.

5 Q And your relationship progressed from there?

6 A Yes.

7 Q Would you describe Ms. Lee as a scholar  
8 athlete?

9 A Yes, I would.

10 Q What does that term mean?

11 A It means that you have played a sport for more  
12 than a year and you have lettered in that sport and your  
13 grade point average is, according to Baltimore County, at  
14 a certain level which is at least a 3.0 or better.

15 Q When you say lettered in a sport, what do you  
16 mean by that?

17 A When you letter in a sport, you play the sport  
18 for a complete year. Then at the end of the season we  
19 have what we call an athletic award banquet. We award  
20 the student their letter. They actually get a letter --  
21 it's a "W" for our school, it's a "W" for Woodlawn -- and  
22 they get like a pin. Whatever sport you are playing, you  
23 get a pin for that particular sport.

24 Q What sport of athletics did Ms. Lee participate  
25 in?



1           A     She played two sports. She played field hockey  
2     and lacrosse, girls lacrosse.

3           Q     And would you say that she excelled in those  
4     sports?

5           A     Yes, she excelled because she had made all-  
6     county and all-metro.

7           Q     At the time of her disappearance, had she  
8     received any special recognition as a star athlete?

9           A     Yes, she had. The Baltimore County School  
10    Board had come out, the Athletic Department, had come out  
11    to tape her for this particular award. Whenever the  
12    student has excelled and met all the qualifications for  
13    Baltimore County, then they do a taping session which is  
14    aired on the Baltimore County Educational Network. And  
15    they came out that particular day to tape her in her  
16    uniform, and at a later point they get like a gold medal  
17    and other certificates and awards from Baltimore County.

18          Q     Do you also know the defendant, Adnan Syed?

19          A     Yes, I do.

20          Q     How long have you known him?

21          A     At least since his tenth grade year.

22          Q     Did at some point you become aware of a  
23    relationship between Ms. Lee and Mr. Syed?

24          A     Yes, I did.

25          Q     Can you describe that?

1           A     It was a real friendly relationship.  
2           Q     Did either of them confide in you about their  
3 relationship?  
4           A     On numerous occasions.  
5           Q     Were there any problems you were aware of?  
6           A     Yes, there were.  
7           Q     Can you describe that?  
8           A     I knew because they had told me that their  
9 families were unhappy with their relationship.  
10          Q     Did they elaborate as to why?  
11          A     They were not allowed to be together, and  
12 basically what I was told was because of religious  
13 reasons.  
14          Q     Did you also become aware at some point they  
15 broke up --  
16          A     Yes.  
17          Q     -- for good?  
18          A     Supposedly.  
19          Q     Were you aware as to whether Ms. Lee was  
20 involved in any other relationships at that time?  
21          A     Yes.  
22          Q     Do you recall approximately when that was?  
23          A     It was right after she got her job at Lens  
24 Crafters at Owings Mills Mall.  
25          Q     Okay. Did the defendant ever talk to you about

1 his feelings for her after she began seeing this other  
2 person?

3 A He just told me that it was over with, that  
4 they were friends.

5 Q Did you recognize Ms. Lee's car?

6 A Would I recognize it?

7 Q Have you ever seen it?

8 A I have been in it.

9 MS. MURPHY: Okay. May I approach the witness,  
10 Your Honor?

11 THE COURT: Yes.

12 BY MS. MURPHY:

13 Q I show you what is in evidence as State's  
14 Exhibit 12, and I will ask you to look at the two bottom  
15 photographs.

16 A Okay.

17 Q Do you recognize that vehicle?

18 A Yes.

19 Q Whose vehicle is it?

20 A It's Hae's car.

21 Q And this is the car that you personally have  
22 been in?

23 A Yes, I was.

24 Q Have you ever observed the defendant, Mr. Syed,  
25 in her car?

1           A     Yes, I have.

2           Q     And to your knowledge, did he ever drive that  
3     car?

4           A     Yes.

5           Q     So that wasn't an unusual occurrence?

6           A     No.

7           Q     To your knowledge, was Mr. Syed on the track  
8     team at school?

9           A     Yes, he was.

10          Q     And did you have occasion to observe the  
11     students who participated on the track team?

12          A     Yes.

13          Q     How is it that you saw them?

14          A     I would see them when they came either to get  
15     my keys to open up their team room because Mr. [REDACTED]  
16     wouldn't allow the kids to take his keys, and I had keys  
17     to all the team rooms. I would see him when he came to  
18     practice because most of the time he would come by and  
19     talk to me, or I would see him because we have a  
20     concession stand in the gym lobby also and I would see  
21     him when he would come and purchase things from the  
22     concession stand.

23          Q     What time would track practice generally occur?

24          A     Track practice would start after study hall,  
25     and study hall started from 2:15 to 3:00, and they had to

1 be at practice at least by 3:30.

2 Q Did you have any sense as to the defendant's  
3 attendance at track practice?

4 MS. GUTIERREZ: Objection.

5 THE COURT: Sustained.

6 BY MS. MURPHY:

7 Q Are you aware, Ms. [REDACTED], if the defendant  
8 consistently went to track practice?

9 MS. GUTIERREZ: Objection.

10 THE COURT: Overruled.

11 THE WITNESS: There were times that he didn't  
12 come.

13 BY MS. MURPHY:

14 Q What would happen if he didn't go to track  
15 practice?

16 A Unlike other sports --

17 MS. GUTIERREZ: Objection.

18 THE COURT: Sustained. Can you ask the witness  
19 or determine a foundation basis of knowledge for this  
20 information. She has not indicated any relationship to  
21 the track team or training or practice or anything  
22 related to that.

23 MS. MURPHY: Thank you, Your Honor.

24 BY MS. MURPHY:

25 Q Ms. [REDACTED], were you actively involved with the

1 track athletes?

2 A I was involved with all athletes at Woodlawn  
3 High School in the capacity that I am the athletic  
4 trainer for the entire Athletic Department.

5 Q And how would that relate specifically to the  
6 track athletes? What would you do with them?

7 A I have athletes on the track team that have  
8 shin splints, and I have to do regular treatments for  
9 them. I have athletes that have pulled muscles. I  
10 usually check by to see whether or not there is an  
11 athlete that needs any type of treatment. We have  
12 training tables on both sides. There is a training table  
13 on the girls' side and there is a training table on the  
14 boys' side. So anyone who wants treatment during that  
15 day, I will check. Then I will check by all the team  
16 rooms and make sure they are locked because we had a lot  
17 of theft going on. So I will make sure, and I have to  
18 lock the team rooms up every day and make sure the locker  
19 rooms are clear.

20 Q So is it fair to say that you were involved one  
21 on one with most all athletes including the track  
22 athletes at Woodlawn High School?

23 A I think I can tell you every athlete that I  
24 have seen because a lot of times kids come in and try to  
25 get in the gym after school, and I would tell them you



1 are not an athlete, you need to leave.

2 Q Now, in some sports, is it true there were  
3 ramifications if you missed practices?

4 A Some sports.

5 Q Is that true for track?

6 A No. If it was basketball and you missed a  
7 practice, you didn't play or either you didn't start.

8 Q How many students participated on the track  
9 team?

10 A Depending on the season, if it's cross-country,  
11 you may have maybe twenty. Cross-country is the long  
12 distance running, and a lot of kids don't get involved in  
13 the long distance running. If it's indoor track, that's  
14 a different sport. There are more activities involved in  
15 indoor track and you have more events. So you would have  
16 anywhere from forty-five to sixty kids. It's the same  
17 thing with outdoor track but not cross-country.

18 MS. MURPHY: Your Honor, at this time I would  
19 like to ask Ms. [REDACTED] to step down from the stand and  
20 come around to the map. I would like her to identify the  
21 location of Woodlawn High School.

22 THE COURT: Yes, she may do that.

23 MS. MURPHY: And, Ms. [REDACTED], if you could  
24 stand to this side so the jurors may see.

25 THE WITNESS: (Indicating.)

1 BY MS. MURPHY:

2 Q I have got a sticker here with the letter "W"  
3 standing for Woodlawn High School. If you could study  
4 the map and then place that sticker at the location of  
5 the high school.

6 A (Indicating.)

7 MS. MURPHY: Thank you. You may return to the  
8 witness stand. Your Honor, if I may place a piece of  
9 tape over that sticker --

10 THE COURT: Yes, you may.

11 MS. MURPHY: -- to permanently affix it.  
12 (Indicating.) Thank you.

13 BY MS. MURPHY:

14 Q Ms. [REDACTED], do you recall the date of Ms. Lee's  
15 disappearance?

16 A The date? It was the same day that she was  
17 being taped for the Baltimore County Scholar Athlete  
18 award.

19 Q Did you see her that day?

20 A Yes, I saw her that day because she came to my  
21 classroom, and I was in the middle of teaching, and she  
22 needed to get her uniform in order to be taped for the  
23 show, which she was supposed to get the day before, and  
24 she came to my classroom and I had to give her my school  
25 keys to go unlock the room to get her uniform out.

1 Q Do you recall what Ms. Lee was wearing on that  
2 day?

3 A A little short black skirt, light colored  
4 blouse, and some real high black heels.

5 Q Okay. Did she have anything on her legs?

6 A She had some nylon stockings, but they weren't  
7 colored stockings, they were just clear stockings.

8 MS. MURPHY: May I approach the witness, Your  
9 Honor?

10 THE COURT: Yes, you may.

11 BY MS. MURPHY:

12 Q Now, Ms. [REDACTED], I apologize for asking you to  
13 do this, but I'm going to ask you to examine a State's  
14 exhibit that is in evidence. Do you recognize the  
15 articles of clothing?

16 A Yes.

17 Q Were those the same clothes that Ms. Lee was  
18 wearing --

19 A Yes.

20 Q -- the day she disappeared?

21 A Yes.

22 THE COURT: Can we have the exhibit number of  
23 the item that you showed?

24 MS. MURPHY: Yes, Your Honor. That's State's  
25 Exhibit 12.

1 THE COURT: For identification purposes, or is  
2 it in evidence?

3 MS. MURPHY: I'm sorry. State's Exhibit 11,  
4 which is in evidence.

5 THE COURT: All right. Very well.

6 BY MS. MURPHY:

7 Q Did you see her later in that day?

8 A Yes.

9 Q Tell us what happened then?

10 A She was also a manager for the wrestling team,  
11 and she had done that several years, and she was real  
12 good at the scoring and she traveled with the wrestling  
13 team. That particular day she came up real quickly to  
14 the concession stand and got a few items and told me she  
15 would pay for them later and said she had to get to her  
16 cousin to pick up her cousin from, I think it was middle  
17 school or elementary school, one of the two. But she  
18 said it wasn't that far and that she would be back. And  
19 I kept reminding her what time the bus was leaving  
20 because the bus had to go to Chesapeake because it was a  
21 tri-meet and they had to get there on time.

22 Q About what time of day was this?

23 A It was about 2:15, 2:20.

24 Q And where physically in the school did this  
25 happen?

1           A     In the gym lobby, and that's right in front of  
2     the gym. It's inside the gym but it's right in front.  
3           Q     And this was a concession area?  
4           A     Concession stand.  
5           Q     Did Ms. Lee wait in line at the concession  
6     stand before she spoke to you?  
7           A     No.  
8           Q     How do you know that?  
9           A     Because she went right back there and got it  
10    like she usually does, and then she usually comes back  
11    and pays you when she gets back. She was always in a  
12    hurry.  
13          Q     What time would she have to be back to go to  
14    the wrestling meet?  
15          A     The team was leaving that day at 5:00. They  
16    had a 6:30 meet. And she said, I'll be back before 5:00.  
17          Q     And how is it that you are certain she didn't  
18    come back?  
19          A     I know she didn't come back because I had to  
20    end up going with the track team to Chesapeake to score  
21    the game.  
22          Q     Was that the track team or the wrestling team?  
23          A     I mean the wrestling team.  
24          Q     Did you speak to the defendant after Ms. Lee's  
25    disappearance?

1           A     Yes.

2           Q     What, if anything, did he indicate to you about  
3     their relationship around the time she disappeared?

4           A     After she had already been found? I don't know  
5     which time.

6           Q     At any point.

7           MS. GUTIERREZ:  Objection.

8           THE COURT:  One moment.  May I see counsel at  
9     the bench.

10           (Counsel and the defendant approached the bench  
11     and the following ensued:)

12           THE COURT:  The basis of your objection.

13           MS. GUTIERREZ:  The broadness of it, adding at  
14     any time.  You know, I don't know what this witness is  
15     going to say or any particular time that it's related to.

16           THE COURT:  And you all have me at a distinct  
17     disadvantage because I don't know what the witness is  
18     going to say.  I don't know if this witness testified the  
19     last time.

20           MS. MURPHY:  She did.

21           THE COURT:  You all might have an idea but I  
22     have no idea what she is going to say.

23           MS. GUTIERREZ:  Yes.

24           THE COURT:  And are these statements general  
25     statements that had been previously disclosed to the



1 defense through the previous testimony or --  
2 MS. MURPHY: Yes.  
3 THE COURT: Okay. Well, again, you see, I'm at  
4 a disadvantage. I have no way of knowing what it is that  
5 the --  
6 MS. MURPHY: Yes. What the witness will --  
7 THE COURT: You don't have to comment.  
8 MS. MURPHY: Okay.  
9 THE COURT: I'm just saying, as long as you  
10 focus the witness so that we know what timeframe you are  
11 asking.  
12 MS. MURPHY: Okay.  
13 THE COURT: If there are several statements,  
14 that you focus the statement like before, right after,  
15 you know, or before she disappeared.  
16 MS. MURPHY: Okay. I'll ask her the timeframe.  
17 THE COURT: Okay.  
18 MS. MURPHY: I'll just ask her when she had a  
19 conversation before I ask her what it actually entailed.  
20 THE COURT: Why don't we ask her how many times  
21 have you had a conversation, when was the first  
22 conversation, and then she can tell you when was the  
23 second conversation.  
24 MS. MURPHY: Okay.  
25 THE COURT: That way Ms. Gutierrez, should she

1 have objection, the timeframe, we will know which  
2 timeframe you are referring to before the witness even  
3 testifies. And, again, if you could direct her in that  
4 way so that at least I have an idea of what timeframe,  
5 and Ms. Gutierrez, if she has an objection, I can rule on  
6 that objection at that time.

7 MS. MURPHY: Okay.

8 THE COURT: I would appreciate that.

9 MS. MURPHY: Okay.

10 THE COURT: Thank you.

11 (Counsel and the defendant returned to the  
12 trial tables and the following ensued:)

13 THE COURT: All right. You can re-ask your  
14 last question. I'm going to ask Ms. [REDACTED], if you will  
15 listen closely to the question and answer the question  
16 only.

17 MS. MURPHY: Thank you, Your Honor.

18 BY MS. MURPHY:

19 Q Did there come a point where you spoke with the  
20 defendant about Ms. Lee after her disappearance?

21 A Yes.

22 Q On how many occasions did you speak with him?

23 A At least twice.

24 Q And when was the first time?

25 A The first time was when I asked him if he was

1 going to her memorial.

2 Q What did he tell you?

3 A No.

4 Q Did he explain that?

5 A Because of the different religion.

6 Q And the second time, do you recall when that  
7 was?

8 A It was on a Friday. I had just come from  
9 picking up my daughter, and it was right in front of the  
10 loop of the school.

11 Q Do you recall the time period, what month?

12 A First of all, let me tell you what time. It  
13 had to be after 3:00 because I pick my daughter up at  
14 that time, at a quarter of 3:00, and usually to get back  
15 from John Paul to Woodlawn, it takes me about ten  
16 minutes. So it would have to have been like probably  
17 around 3:00.

18 Q Okay. Do you recall, was this before or after  
19 Ms. Lee's body had been discovered?

20 A After.

21 Q What did your conversation with the defendant  
22 entail at that point?

23 A I pulled around the loop and, as usual, he  
24 would come up to the car if he saw me, and he spoke to  
25 me. And I probably did something I probably shouldn't

1 have done but I said, I just got through talking to the  
2 detective and they really have feelings about you and  
3 they think that you are guilty.

4 Q And what, if anything, did he say to you?

5 A He said, my last memories of her are bad.

6 Q Did he elaborate what he meant by that?

7 A He said, we had a fight.

8 Q Did he tell you what the fight was about?

9 A And I said -- can I tell you what I said?

10 MS. GUTIERREZ: Objection.

11 THE COURT: Overruled. All right. Ma'am, I  
12 need you, as I said to you at the outset, to listen to  
13 her question.

14 THE WITNESS: Okay.

15 THE COURT: All right. And answer her  
16 question.

17 THE WITNESS: Okay.

18 THE COURT: She may ask you then to say what  
19 you said.

20 THE WITNESS: Okay.

21 THE COURT: But she gets to ask the questions  
22 in the order she chooses to.

23 THE WITNESS: Okay.

24 THE COURT: Okay?

25 THE WITNESS: Okay.

1 THE COURT: And Ms. Gutierrez will get to do  
2 the same.

3 THE WITNESS: Okay.

4 THE COURT: All right. And I need you to  
5 listen to her question. Her question was, what did he  
6 say, correct?

7 MS. MURPHY: If I may rephrase.

8 THE COURT: Unless you want to take that  
9 question back and ask her another question.

10 MS. MURPHY: Thank you, Your Honor.

11 BY MS. MURPHY:

12 Q What did you say? Since you initiated this  
13 conversation, what did you say next?

14 A Can you start again, please? I'm sorry, I'm a  
15 little bit --

16 THE COURT: You can start over again.

17 THE WITNESS: Okay.

18 THE COURT: You pulled up in the loop.

19 THE WITNESS: Right.

20 THE COURT: He came over to the car.

21 THE WITNESS: Right.

22 THE COURT: And you said something to him.

23 THE WITNESS: Right.

24 THE COURT: And he responded.

25 THE WITNESS: Right.

1 THE COURT: There was a fight.  
2 THE WITNESS: Right.  
3 THE COURT: What was the next thing you said?  
4 THE WITNESS: Oh, no, sweetheart, not a fight.  
5 BY MS. MURPHY:  
6 Q And did he respond?  
7 A Not a fight. That's what I was going to say,  
8 not a fight, we had an argument. And I said, about what?  
9 And he said, about being my date to the prom.  
10 Q Was there anymore conversation after that?  
11 A My daughter talked to him for awhile because  
12 she knew him.  
13 Q Is that the last discussion you had with Mr.  
14 Syed --  
15 A Yes.  
16 Q -- regarding Ms. Lee?  
17 A Yes.  
18 MS. MURPHY: The court's indulgence, please.  
19 (Brief pause.)  
20 MS. MURPHY: Your Honor, at this point I would  
21 just ask that the record reflect that the witness  
22 identified in State's Exhibit 11 the clothing that was  
23 worn by Ms. Lee at the time of the disinterment of the  
24 body as being the clothing she was wearing on the day she  
25 disappeared.



1           The State has no other questions at this time.

2           THE COURT: Very well. Let the record reflect  
3 that that identification has been made. If you could  
4 pass me that exhibit, I would appreciate it. That's  
5 Exhibit Number 12, I believe.

6           MR. URICK: I believe it's 11.

7           MS. MURPHY: 11.

8           THE COURT: 11. May I have that? Thank you.  
9 And for the record, counsel, can you tell me which  
10 photograph? I'm assuming you showed the bottom right  
11 photograph.

12           MS. MURPHY: That's correct, Your Honor.

13           THE COURT: There are four photographs and the  
14 bottom right photograph was the one shown to the witness.  
15 Very well. Thank you. You may proceed, Ms. Gutierrez.

16   CROSS-EXAMINATION

17           BY MS. GUTIERREZ:

18           Q   Ms. [REDACTED], you have told us you knew Hae,  
19 correct?

20           A   Correct.

21           Q   And you called her a friend?

22           A   Yes.

23           Q   Is that correct?

24           A   That is correct.

25           Q   She was a student in your school?

1           A     That is correct.

2           Q     And an athlete under your direction?

3           A     That is correct.

4           Q     And you referred to her as a friend of your's,  
5 correct?

6           A     Correct.

7           Q     Did you ever socialize with her outside of  
8 school?

9           A     Yes.

10          Q     And was that an appropriate measure of your  
11 relationship, the fact that you socialized out of school?

12          A     Yes.

13          Q     Your daughter that you picked up from another  
14 school, you did that everyday?

15          A     Everyday.

16          Q     And your daughter is how old?

17          A     Ten.

18          Q     All right. And your daughter knew the students  
19 that you considered to be friends; did she not?

20          A     Yes.

21          Q     Hae Lee was not the only student that you would  
22 classify as a friend, was she?

23          A     That is correct.

24          Q     And there were many students that you got close  
25 to in the course of the myriad of your duties?

1           A     Too many.

2           Q     Is that correct?

3           A     Correct.

4           Q     And you took your job very seriously?

5           A     Yes, I do.

6           Q     And after school, once you got back from

7     picking up your daughter, you, on a daily basis, had an

8     awful lot of things to do --

9           A     That is correct.

10          Q     -- that concerned a large number of students?

11          A     That is correct.

12          Q     And concerned usually more than one sport at a

13     time?

14          A     That is correct.

15          Q     It was not unusual at Woodlawn for Woodlawn to

16     have several different sporting events both at the school

17     and elsewhere on the same day?

18          A     That is correct.

19          Q     And you had to be concerned with all of the

20     students participating in all of those events?

21          A     That is correct.

22          Q     And you had to sort of man and make sure that

23     things like the lockers were secure?

24          A     That is correct.

25          Q     And that anyone who didn't belong there,

1 student or adult, something was done about it?

2 A Yes. That's why I had a walkie-talkie.

3 Q Okay. And on that walkie-talkie, you

4 communicated with other adults?

5 A Right.

6 Q Members that worked for the school?

7 A That is correct.

8 Q And also shared with you the responsibility for

9 ensuring the safety of the athletes?

10 A That is correct.

11 Q And ensuring that others didn't interfere with

12 them?

13 A That is correct.

14 Q And in addition to that, you had overall

15 fundamental responsibility for every single athlete in

16 every single sport --

17 A That is correct.

18 Q -- or competitive program?

19 A Okay.

20 Q That the school had in every sport or

21 competitive program?

22 A But what did -- can you ask that question

23 again?

24 Q No, I'll ask another.

25 A Okay.

1 THE COURT: Ms. Gutierrez, you may ask your  
2 questions in whatever order. And it is all right, if you  
3 do not understand a question, to ask that the question be  
4 repeated --

5 THE WITNESS: Okay.

6 THE COURT: -- or to say I don't know --

7 THE WITNESS: Okay.

8 THE COURT: -- or in any way respond. All  
9 right. So what you did was the right way to handle that.

10 THE WITNESS: Okay.

11 THE COURT: Very well. You may continue.

12 BY MS. GUTIERREZ:

13 Q You knew Adnan Syed as one of the athletes that  
14 you were responsible for also; did you not?

15 A Yes, I did.

16 Q And that was back in January of 1999, his  
17 senior year; was it not?

18 A Yes.

19 Q And you had known him then at least from the  
20 time he was a sophomore?

21 A At least.

22 Q And he was also a scholar athlete; was he not?

23 A I have to say that I couldn't consider him,  
24 according to Baltimore County, as a scholar athlete.

25 Q Well, were you aware, Ms. [REDACTED], that his

1 average was always above 3.0?

2 A I was aware of that when you brought that to my  
3 attention the last time, but I'm just saying according to  
4 the criteria that Baltimore County gives us, a student  
5 would not have been evaluated for scholar athlete until  
6 the completion of the season.

7 Q So the completion would have been after he was  
8 arrested?

9 A Yes.

10 Q And that didn't happen in 1999?

11 A No.

12 Q Correct?

13 A Yes.

14 Q You are aware that he lettered in football in  
15 the fall of that same school year, in the fall of 1998?

16 A He received a varsity letter.

17 Q Okay. So the answer to my question is yes?

18 A Yes.

19 Q You were aware that he lettered --

20 A Uh-huh.

21 Q -- in football at Woodlawn that very same  
22 school year?

23 A Yes.

24 Q Okay. And did you consider Adnan to be a  
25 friend?



1           A     Yes.

2           Q     Did you socialize with him outside of school?

3           A     Yes.

4           Q     And you were aware of the relationship between  
5     Hae Min Lee and Adnan Syed; were you not?

6           A     Yes.

7           Q     And you were aware that that relationship was  
8     more than just friends at school?

9           A     Yes.

10          Q     You were aware that they were girlfriend and  
11     boyfriend with each other; were you not?

12          A     Yes.

13          Q     And you became aware of that, when they became  
14     girlfriend and boyfriend, the previous spring around the  
15     time of the junior prom?

16          A     Yes.

17          Q     And you were aware of some of the ups and downs  
18     of their relationship; were you not?

19          A     Yes.

20          Q     You were aware before they even began to talk  
21     to you that there were difficulties, that neither family  
22     really knew or approved of the relationship; were you  
23     not?

24          A     Well, no, not before they talked to me about  
25     it.

1 Q And they talked to you because you were very  
2 open with them as a teacher; were you not?  
3 A Yes.  
4 Q It's not unusual for students to come and bring  
5 any issues or problems they had to you and ask for your  
6 input; was it?  
7 A No, it wasn't.  
8 Q And there was nothing unusual about Hae and/or  
9 Adnan doing that?  
10 A No.  
11 Q And they both actually came to you at different  
12 times; did they not?  
13 A Yes.  
14 Q And everytime you spoke to them, they were  
15 essentially, although they had different perspectives,  
16 bringing the same information to your attention; were  
17 they not?  
18 A Basically, yes.  
19 Q And what they said about their relationship and  
20 their feelings about each other was consistent as between  
21 one and the other; was it not?  
22 A Can you re-ask that?  
23 Q What Hae said was consistent with what Adnan  
24 said; was it not?  
25 A Yes.

1 Q And what Adnan said was consistent with what  
2 Hae said; was it not?  
3 A Yes.  
4 Q These young people were agonized over their  
5 families' reaction to the relationship; were they not?  
6 A Yes.  
7 Q And they were agonized that the religious  
8 differences might tear them apart?  
9 A Yes.  
10 Q And there were times when they took breaks from  
11 each other; was there not?  
12 A (No response.)  
13 Q From the relationship?  
14 A Yes.  
15 Q And you were aware that even throughout those  
16 times, from the beginning of their relationship, that  
17 they were friendly and loving to each other?  
18 A Yes.  
19 Q And you were aware from each of them by the  
20 fall of 1998, that they were continuing in the  
21 relationship?  
22 A Yes.  
23 Q Notwithstanding their parents' objections?  
24 A Right.  
25 Q And notwithstanding their religious

1 differences?

2 A Correct.

3 Q And that they continued to be very loving to  
4 each other?

5 A Yes.

6 Q You were aware of the incident that occurred at  
7 the homecoming dance; were you not?

8 A Yes.

9 Q And that dance occurred, I believe, in late  
10 October --

11 A Yes.

12 Q -- of 1998?

13 A That is correct.

14 Q And that the incident involved the two of them  
15 and Adnan Syed's parents?

16 A That is correct.

17 Q And you were aware that subsequent to  
18 homecoming, that the two of them continued to see each  
19 other?

20 A (No response.)

21 Q Are you not?

22 THE COURT: She's thinking.

23 THE WITNESS: I'm thinking. I'm trying to  
24 think, because after the homecoming dance, I didn't  
25 basically see them together.

1 BY MS. GUTIERREZ:

2 Q So you weren't aware of whether or not they  
3 were still together after that time?

4 A No.

5 Q So as far as you were concerned, your two  
6 friends could have split then and never been girlfriend  
7 and boyfriend after that?

8 A Boyfriend and girlfriend, yes; but still  
9 friends, yes, because they would tell me that they were  
10 still talking to each other but they weren't allowed to  
11 be seen together.

12 Q To be seen together --

13 A Right.

14 Q -- or to pursue the relationship that they both  
15 appeared to you, from your conversations with each of  
16 them, to be committed to?

17 A Right.

18 Q And so it could very well be possible that they  
19 didn't consider themselves girlfriend and boyfriend as  
20 far back as late October, 1998?

21 A No, not then.

22 Q Not then?

23 A Because they were still seeing each other then  
24 because we had football games and I remember Hae actually  
25 going to the football games and standing on the sideline

1 at the football games.

2 Q At the football games --

3 A Yes.

4 Q -- in which Adnan played?

5 A Adnan was on the team.

6 Q Adnan was on the Woodlawn team, right?

7 A Right.

8 Q And so he played as a football player?

9 A In some games.

10 Q In some games. And you were aware, when you

11 were aware that Hae was there, that she was there to

12 celebrate her boyfriend?

13 A Correct.

14 Q And you were made aware of that by both her

15 sayings and by her actions, correct?

16 A That's correct.

17 Q So to the best of your recollection,

18 notwithstanding the incident at homecoming, they remained

19 girlfriend and boyfriend after that event?

20 A Yes.

21 Q All right. And because of your teaching, you

22 would be in the school proper, not the gym, during the

23 day; would you not?

24 A I only teach one class.

25 Q All right. Would it be unusual for you to see

1       them in the rest of the school?

2           A     No, it wouldn't.

3           Q     And would you see them sometimes on a daily

4       basis?

5           A     Yes, I would.

6           Q     And did they always appear to be friendly and

7       caring about each other?

8           A     Yes.

9           Q     And was that true even during times when you

10       were aware from each of them that they were most pained

11       about their relationship?

12          A     Yes.

13          Q     And, Ms. ██████, did you ever give them advice

14       about their relationship?

15          A     Yes.

16          Q     Did you ever tell them that perhaps they

17       shouldn't see each other and let it go?

18          A     Yes.

19          Q     And you told them that on more than one

20       occasion; did you not?

21          A     A lot of times.

22          Q     A lot of times?

23          A     Right.

24          Q     And they listened to you; did they not?

25          A     No.



1 Q They didn't stop their relationship, right?  
2 A No.  
3 Q Even though it pained them?  
4 A Yes.  
5 Q And even though it seemed to pain the people  
6 around them?  
7 A That is correct.  
8 Q Is that correct?  
9 A Yes.  
10 Q And was there ever a time when you ever heard  
11 either of them trash each other verbally?  
12 A No.  
13 Q Blame the other for what was the source of  
14 their pain?  
15 A No.  
16 Q From either of them --  
17 A No.  
18 Q -- toward the other?  
19 A No.  
20 Q Okay. And you were aware that others were  
21 aware of their relationship; were you not?  
22 A Yes, I was.  
23 Q And that included teachers?  
24 A Yes.  
25 Q And that included teachers that knew both of

1       them?

2           A     Yes.

3           Q     And to whom they had also spoken with?

4           A     Yes.

5           Q     And sought advice?

6           A     I don't know if they sought advice but I knew

7       that --

8           Q     That they had brought at least their issues to

9       other adults in the school?

10          A     Yes.

11          Q     And you were also aware that others who

12       followed the track of this relationship were a number of

13       students?

14          A     Yes.

15          Q     And that number of students include other

16       scholars, other athletes, and other scholar athletes?

17          A     And non-scholar athletes.

18          Q     And non-scholar athletes.

19          A     Okay.

20          Q     Right?

21          A     Yes.

22          Q     Other students?

23          A     Other students.

24          Q     Is that correct?

25          A     Yes.

1 Q And other students would speak openly about  
2 their relationship; would they not?  
3 A Yes.  
4 Q Adnan, as far as you knew, was a popular young  
5 man in his class; was he not?  
6 A Yes, he was.  
7 Q But that before he hooked up with Hae Min Lee,  
8 that he had not dated, and that was known?  
9 A Yes.  
10 Q He was viewed as a very attractive young man  
11 before then?  
12 A Yes.  
13 Q Was he not?  
14 A Yes, he was.  
15 Q And that there were many girls who were  
16 interested in him who did not hook up with him as a  
17 girlfriend because of his faith?  
18 A Yes.  
19 Q That his commitment to his Muslim religion was  
20 known and respected by other students?  
21 A Yes.  
22 Q Was it not?  
23 A Uh-huh, yes.  
24 Q And that his hooking up with Hae Min Lee was  
25 sort of a surprise to everybody; was it not?

1           A     A big surprise.

2           Q     Because he had been so adamant that dating was  
3 something that he wouldn't do because his religion didn't  
4 allow it; is that correct?

5           A     Well, it was never told to me that that's why  
6 he didn't do it, but I mean --

7           Q     But you understood that?

8           A     Yes.

9           Q     Did you not?

10          A     Yes.

11          Q     Not just from him but from others, correct?

12          A     Yes.

13          Q     And on the basis of your knowledge of him, you  
14 had never known him to date anyone before he went out  
15 with Hae Min Lee, had you?

16          A     That is correct.

17          Q     And you were aware that he was a Muslim; were  
18 you not?

19          A     Yes.

20          Q     And there were other Muslims at the school?

21          A     Yes.

22          Q     Were there not?

23          A     Yes.

24          Q     And you became aware that the Muslim religion,  
25 the religion of Islam, forbade those students to do

1 certain things that other students did?  
2 A That is correct.  
3 Q You were aware that other Muslim students also,  
4 like Adnan, violated their religious tenents and dated  
5 others; were you not?  
6 A No, I don't know of any other Muslims that  
7 dated.  
8 Q So your experience was that the Muslims at  
9 school didn't date?  
10 A I don't know that they don't date, but I'm  
11 saying that I know that they hang with other kids at  
12 school but there are certain kids that when I talk to  
13 them, that are Muslims, that just point blank come up to  
14 me and say I wish I could do this but I can't, you know.  
15 Q Because of their religion?  
16 A Right.  
17 Q And you respected that; did you not?  
18 A Yes.  
19 Q And other students at the school seemed to  
20 respect their Muslim colleagues and their decisions; did  
21 they not?  
22 A Yes.  
23 Q And no other interfaith couple at that time  
24 sought your confidence as a teacher and an adult about  
25 their relationship; did they?

1           A     No.

2           Q     Okay. Now, you used the words that they both  
3     confided in you. Do you recall that?

4           A     They both talked to me.

5           Q     Okay. But you chose the word confided; did you  
6     not?

7           A     I don't remember.

8           Q     Okay. Well, they spoke freely to you; didn't  
9     they?

10          A     That I remember you saying, yes.

11          Q     They spoke to you, each of them, about what was  
12     in their heart for the other; did they not?

13          A     Yes.

14          Q     And they sought you out; did they not?

15          A     Yes.

16          Q     And each of them appeared to know that the  
17     other also sought you out; did they not?

18          A     They knew it.

19          Q     They knew it, right?

20          A     Uh-huh.

21          Q     And they didn't appear to be hiding things from  
22     you; did they?

23          A     No.

24          Q     And, in fact, you got the distinct sense that  
25     they shared with you things that neither of them could

1 share with others?

2 A A lot of things.

3 Q And that they couldn't share those things with  
4 their own families?

5 A That is correct.

6 Q And that they were pained by the secrecy?

7 A I don't know if they were pained by it, but I  
8 know that they told me things that happened or supposedly  
9 happened that nobody else should know.

10 Q Well, they were not happy that their families  
11 were unhappy with them about this relationship; were  
12 they?

13 A I think Adnan talked to me about his mother and  
14 father not being happy about it. But Hae, on the other  
15 hand, she was different, and if Hae --

16 Q Hae wasn't a Muslim, right?

17 A No. And if she wanted to do something, she did  
18 it.

19 Q She did whatever she wanted to do?

20 A Yes.

21 Q She was a pretty determined young woman; was  
22 she not?

23 A Yes.

24 Q She was not somebody that you would call shy or  
25 laid back?



1           A     No.

2           Q     Hae spoke her mind?

3           A     Yes.

4           Q     Did she not?

5           A     Yes.

6           Q     To whomever?

7           A     Yes.

8           Q     If Hae felt something was going on, she would  
9 go up to that person; would she not?

10          A     I think so.

11          Q     If she felt strongly about it?

12          A     I think so.

13          Q     And Hae felt very strongly about people's  
14 conduct; did she not?

15          A     I don't know if I can answer that about  
16 conduct.

17          Q     Was Hae a person you would describe as a  
18 particularly popular girl?

19          A     Very popular.

20          Q     And was she well-liked?

21          A     Very well-liked.

22          Q     Was she resented by anyone?

23          A     Not that I know of.

24          Q     Was she thought to be stuck up at all?

25          A     Not at all.

1 Q And was she aware of her popularity?  
2 A Yes.  
3 Q And did she take it seriously?  
4 A I don't know how --  
5 Q Did she appear to have any --  
6 MS. MURPHY: Objection.  
7 THE COURT: Objection to the previous question  
8 or the next question?  
9 MS. MURPHY: No. I believe that she was still  
10 speaking when she --  
11 MS. GUTIERREZ: She answered the question, I  
12 don't know.  
13 THE COURT: Were you finished with the  
14 question?  
15 (No response.)  
16 THE COURT: Were you finished answering Ms.  
17 Gutierrez's question?  
18 THE WITNESS: I'm saying I didn't know. What I  
19 was saying, I don't know that she objected to being  
20 popular, and I was going to say because that just was her  
21 and the way that she behaved, and she just did stuff for  
22 people all the time. So I don't know if she objected to  
23 it. I think she liked it.  
24 THE COURT: Okay. When you are --  
25 MS. GUTIERREZ: I will ask another question,

1 Judge.

2 THE COURT: One moment, please. When you are  
3 asked to respond to a question, what we need you to do is  
4 respond to the best of your knowledge and belief. If  
5 it's something you are guessing at --

6 THE WITNESS: I said that I didn't know.

7 THE COURT: And that's all that we need you to  
8 say, is I don't know.

9 THE WITNESS: Okay.

10 THE COURT: That's a fine response.

11 THE WITNESS: Okay.

12 THE COURT: If you know the answer, then you  
13 indicate the answer.

14 THE WITNESS: Uh-huh.

15 THE COURT: If you can't answer the question,  
16 you can say I can't answer the question.

17 THE WITNESS: Okay.

18 THE COURT: Now, with regard to your objection,  
19 it's overruled. The answer was, I don't know.

20 MS. GUTIERREZ: Thank you, Your Honor.

21 THE COURT: Your next question, Ms. Gutierrez.

22 BY MS. GUTIERREZ:

23 Q Ms. [REDACTED], you just said that Hae dissed other  
24 people; did you not?

25 A I didn't say she dissed them.

1 Q Well, then I misheard. What is it you said?  
2 What did she do to other people?  
3 A (No response.)  
4 Q Oh, did stuff with other people.  
5 A Yes.  
6 Q Okay. Then was she fairly interactive with  
7 other students?  
8 A Yes.  
9 Q And other students appeared to freely interact  
10 with her?  
11 A Yes.  
12 Q Were you aware of a Woodlawn student by the  
13 name of Jay Wilds?  
14 A Yes.  
15 Q And did you know him from his matriculation at  
16 school?  
17 A As far as him graduating from Woodlawn High  
18 School and going to Woodlawn High School, yes.  
19 Q Okay. And was he a scholar to your knowledge?  
20 A No, he was not a scholar athlete.  
21 Q Was he an athlete?  
22 A Yes, he was.  
23 Q In what sports did he play?  
24 A He played boys lacrosse and soccer.  
25 Q Okay. And was he someone you considered to be

1 a friend?

2 A No.

3 Q Did you socialize with him outside the school?

4 A No.

5 Q And was Jay Wilds ever in your observance

6 appearing to be a close friend of Hae Min Lee?

7 A I have never seen them together.

8 Q And have you seen him up at school since the

9 time that he graduated?

10 A Yes.

11 Q Often?

12 A No.

13 Q Did you ever inquire as to what his purpose was

14 for being up there?

15 A Well, I didn't have to ask him because --

16 Q You knew.

17 A I knew.

18 Q And that was because his girlfriend was up

19 there?

20 A That is correct.

21 Q And that is Stephanie?

22 A Yes.

23 Q And was Stephanie a scholar?

24 A Yes, she was.

25 Q And was she an athlete?

1           A     Yes, she was.

2           Q     And when you would see Jay Wilds up there,  
3 where would he be?

4           A     Well, if he came to the building before 2:15, I  
5 didn't let him in.

6           Q     Because he wouldn't have been allowed?

7           A     No.

8           Q     Because he was not a student?

9           A     No.

10          Q     And he had no legitimate purpose --

11          A     No.

12          Q     -- for being in or on the grounds, correct?

13          A     That is correct.

14          Q     But after school closed, sometimes he would be  
15 around?

16          A     That is correct.

17          Q     Did you know him to drive Stephanie's car?

18          A     Yes.

19          Q     And did you know him to borrow other students'  
20 cars?

21          A     The only person's car I have seen him drive is  
22 Stephanie's car --

23          Q     Did you --

24          A     -- and his.

25          Q     Did you see him interact with other students?

1           A     Yes.

2           Q     And did you ever see him interact with Hae Min  
3     Lee?

4           A     No.

5           Q     And how long were you aware that Stephanie and  
6     Jay were girlfriend and boyfriend?

7           A     For a long time.

8           Q     And were you aware that that relationship began  
9     before either of them attended Woodlawn?

10          A     No.

11          Q     And were you aware that there was also parental  
12     disapproval of that relationship by Stephanie's parents?

13                 MS. MURPHY:  Objection.  I think we are way  
14     beyond the scope, Your Honor.

15                 THE COURT:  Sustained.

16                 BY MS. GUTIERREZ:

17          Q     You answered the prosecutor's question about  
18     did you become aware when they broke up for good, and you  
19     used the term supposedly.  Do you recall that?

20          A     Yes.

21          Q     And that was because you had seen them break up  
22     before, correct?

23          A     Not break up.  I have seen them after they told  
24     me that they weren't supposed to see each other anymore.

25          Q     But they still continued to see each other,



1 right?

2 A Yes.

3 Q And they still continued to be girlfriend and  
4 boyfriend?

5 A They told me they were friends.

6 Q Okay. So there had become a time when, as far  
7 as what you knew, they were not girlfriend and boyfriend  
8 but they were still friends?

9 A Correct.

10 Q And they both verbally articulated a commitment  
11 to that?

12 A Can you restate that again, please?

13 Q Did both of them verbally, did they both state  
14 that, that they were committed to being friends with each  
15 other?

16 A That they were friends.

17 Q And from your observations, did they appear to  
18 be friends --

19 A Yes.

20 Q -- after that time period?

21 A Yes.

22 Q And Adnan participated as a member of the track  
23 team; did he not?

24 A Yes, he did.

25 Q And the track team, that was the indoor track

1 team; was it not?  
2 A That is correct.  
3 Q And that did not include cross-country, did it?  
4 A No.  
5 Q And the indoor track team, was the next period  
6 of meets, including practices and meets, in the middle of  
7 January, 1999?  
8 A Yes.  
9 Q And at the same time track was going on,  
10 wrestling was going on, correct?  
11 A That is correct.  
12 Q That's the athletic team that Hae Lee managed;  
13 is that correct?  
14 A That is correct.  
15 Q And in addition to track and wrestling,  
16 basketball was going on; was it not?  
17 A Yes, it was.  
18 Q Basketball for girls?  
19 A Yes.  
20 Q And basketball for boys?  
21 A Yes.  
22 Q Teams that traveled and played other schools,  
23 correct?  
24 A Yes.  
25 Q And basketball programs that pitted students

1       against each other?

2           A     I don't understand that question.

3           Q     I'll ask another question.  And in addition to  
4       track and wrestling and girl's and boy's basketball, were  
5       there other athletic teams that were in season?

6           A     Yes.

7           Q     And what were those?

8           A     Bowling, that's it.

9           Q     And how many athlete students would you  
10       estimate were involved in the middle of January, on  
11       January 13th, in all of those various programs?

12          A     Bowling, I think probably around twenty-six,  
13       but they wouldn't have been involved in any part of the  
14       building because bowling goes to a bowling lane on  
15       Security Boulevard to bowl.  So they wouldn't even be  
16       involved.

17          Q     Okay.  But I didn't ask you that.  I just need  
18       to know the numbers.

19          A     I'm just trying to say numbers.  Then the next  
20       sport would have been boy's basketball, fifteen, and  
21       that's varsity.  Boys JV basketball, twenty-two.  Girls  
22       varsity basketball, about twenty.  Girls JV basketball,  
23       about fifteen.

24          Q     Okay.  And, in fact, on that particular day,  
25       January 13th, was also a girl's varsity meet; was there

1 not?

2 A Basketball.

3 Q Basketball?

4 A Yes.

5 Q And that meet took place somewhere else; did it  
6 not?

7 A That is correct.

8 Q But when there is a meet elsewhere, the team  
9 goes as a group; does it not?

10 A That is correct.

11 Q And they leave the school as a group, correct?

12 A That is correct, most times.

13 Q Most times.

14 A Unless there is permission to travel from their  
15 parents --

16 Q Separately.

17 A -- separately.

18 Q Okay. But at most meets, the team travels  
19 together; do they not?

20 A That is correct.

21 Q And that means that the team has to meet at the  
22 school, congregate together, and then they get on a bus?

23 A That is correct.

24 Q And you, of course, are in charge of  
25 supervising all of that; are you not?

1           A     Basically, I usually go on the bus before the  
2     team leaves. We do a head count to see if everybody is  
3     there that should be on the bus, and then, you know, wish  
4     them good luck.

5           Q     That's part of your supervision, isn't it?

6           A     Yes.

7           Q     And that meet, that varsity girl's meet, took  
8     place where, if you recall?

9           A     It wasn't a meet. That's a basketball game.

10          Q     Oh, I'm sorry.

11          A     A meet is a track meet.

12          Q     Okay. A game.

13          A     Yes.

14          Q     A meet is for track and a game is for  
15     basketball?

16          A     Uh-huh.

17          Q     Okay. And where did that take place?

18          A     I don't remember.

19          Q     Okay. But you are aware and you do remember  
20     that there was one, right?

21          A     I don't remember.

22          Q     Okay. Now, the wrestling meet you said was  
23     elsewhere and, therefore, the team would have gotten  
24     together and organized to leave. Is it a wrestling team?

25          A     A wrestling team.

1 Q Okay. Would have gotten together and  
2 congregated before leaving together at about 5:00?  
3 A That is correct.  
4 Q Because the meet was scheduled to be at 6:30?  
5 A Because the match would have been scheduled for  
6 7:30.  
7 Q The match. Okay. And that's because of where  
8 the Chesapeake location was --  
9 A That is correct.  
10 Q -- and the distance from Woodlawn to there?  
11 A Forty-five minutes.  
12 Q And it was not unusual to have athletic events  
13 scheduled that late, was it?  
14 A No.  
15 Q Okay. And part of Hae Min Lee's  
16 responsibilities would have been to accompany the  
17 wrestling team to their --  
18 A Match.  
19 Q -- match; is that correct?  
20 A That is correct.  
21 Q And she ordinarily did that; did she not?  
22 A That is correct.  
23 Q But on that day, you have told us she never got  
24 back in time, correct?  
25 A That is correct.

1 Q And that it was a surprise to you?  
2 A Yes.  
3 Q And that you had to alter your plans to  
4 accompany the wrestling team to their match forty-five  
5 minutes away?  
6 A That is correct.  
7 Q There were times when Hae Min Lee didn't  
8 accompany the wrestling team; were there not?  
9 A Not that I am aware of because I never had to  
10 travel before.  
11 Q Okay. So it was unusual that she didn't come  
12 back?  
13 A That is correct.  
14 Q Hae Min Lee, in your knowledge, was a young  
15 girl to her word; was she not?  
16 A That is correct.  
17 Q If she said she was going to be there, she was  
18 going to be there?  
19 A That is correct.  
20 Q And you expected that from her?  
21 A I expected it.  
22 Q Now, you became aware shortly after that match  
23 or the next day that she had also not shown up at places  
24 her family expected her to show up?  
25 A That is correct.



1           Q     And you became aware that there was a missing  
2 person's report filed in this case; did you not?  
3           A     Not shortly after, not directly right after  
4 that.  
5           Q     But at some point you became aware; did you  
6 not?  
7           A     At some point, yes.  
8           Q     And you knew that the Baltimore County police  
9 were looking for Hae Min Lee; were they not?  
10          A     Yes, I was.  
11          Q     And you were aware that everyone at Woodlawn  
12 knew that Hae Min Lee was missing?  
13          A     Yes.  
14          Q     And that it was the subject of talk from every  
15 corner; was it not?  
16          A     Yes.  
17          Q     Teachers?  
18          A     Yes.  
19          Q     Students?  
20          A     Yes.  
21          Q     Employees of the school?  
22          A     I don't know about that.  
23          Q     Well, you were aware that everybody was trying  
24 to remember the last they knew of Hae?  
25          A     I was aware of her teachers knowing and being

1 aware that she was missing, and student friends of her's  
2 were aware that she was missing.

3 Q And you became aware that Adnan was one of  
4 those students who became aware --

5 A Yes.

6 Q -- that she was missing?

7 A Yes.

8 Q And during the course of time after her  
9 disappearance, you were spoken to by the police; were you  
10 not?

11 A Yes, I was.

12 Q You were spoken to by them on the phone?

13 A No.

14 Q In person?

15 A In person.

16 Q And you were spoken to by them in person by  
17 Detective O'Shea who was in charge of the investigation?

18 A He was one of the detectives.

19 Q And do you recall speaking to Detective O'Shea  
20 on February the 1st?

21 A I don't remember the date.

22 Q Do you recall Detective O'Shea coming to your  
23 home?

24 A To my home?

25 Q Yes.

1           A     I don't remember him coming to my house.  
2           Q     He came to the school?  
3           A     Oh, he came to the school.  
4           Q     And you were aware that he was coming; were you  
5           not?  
6           A     I was told after he got there that he wanted to  
7           see me.  
8           Q     Okay. Because you had information about Hae  
9           Lee's activities on the last day that she had been seen,  
10          correct?  
11          A     That is correct.  
12          Q     And Detective O'Shea took notes of his  
13          conversation with you; did he not?  
14          A     Yes.  
15          Q     You didn't object to that, did you?  
16          A     No, I didn't.  
17          Q     You knew that he was seeking the most accurate  
18          information that he could gain from persons who may have  
19          been the last to see Hae Min Lee, correct?  
20          A     Yes.  
21          Q     And would it be fair to say, Ms. [REDACTED], that  
22          your memory of the events of January 13th were far  
23          clearer and better back on February 1st, 1999 than they  
24          are today?  
25          A     Probably.

1           Q     And there is nothing unusual about that; is  
2     there?  
3           A     I don't think so.  
4           Q     Back then, would you agree that it would be  
5     fair to say that you had thought about that day, the  
6     13th, before Detective O'Shea spoke with you on February  
7     the 1st?  
8           A     I don't understand that question.  
9           Q     Well, when you first heard Hae was missing, did  
10    you not try to recall the events of the 13th?  
11          A     No. When I heard she was missing, I think, and  
12    I even said to the detectives, I wonder where this child  
13    is now.  
14          Q     Okay. And so you did think about it; did you  
15    not?  
16          A     I guess.  
17          Q     And you thought about it on more than one  
18    occasion; did you not?  
19          A     Yes.  
20          Q     You became aware of others, particularly  
21    teachers, who were also concerned with her because they  
22    spoke about it in that interim period; did they not?  
23          A     Yes.  
24          Q     Now, on February 1st, 1999, do you recall  
25    telling Detective O'Shea about your last conversation

1 with Hae Min Lee?

2 A I probably told him about her coming and  
3 getting my keys and going to get her uniform.

4 Q So the answer to my question is yes?

5 A I think so, yes.

6 Q You told him?

7 A Yes.

8 Q And that would have been normal; would it have  
9 not?

10 A Yes.

11 Q If he had asked you questions about Hae Min Lee  
12 and that day, you would have readily answered him; would  
13 you have not?

14 A Yes.

15 Q You weren't hiding anything from him, were you?

16 A No.

17 Q There was nothing that happened that you didn't  
18 want him to know?

19 A No.

20 Q You wanted to help in any way with information  
21 that might lead them to discover where she was?

22 A Yes.

23 Q The thought that you said crossed your mind was  
24 I wonder where that child is; isn't that correct?

25 A Yes.

1 Q And do you recall that what you told Detective  
2 O'Shea, that on the 13th of January, 1999, that Hae was  
3 upset?

4 A Yes.

5 A And do you recall telling Detective O'Shea that  
6 Hae told you that she, meaning Hae, was having problems  
7 at home?

8 A Yes.

9 Q And do you recall telling Detective O'Shea that  
10 Hae also said she wanted to contact her father in  
11 California?

12 A Yes, in San Diego.

13 Q Is that correct?

14 A Uh-huh.

15 Q And Hae was upset that day; was she not?

16 A I don't know if it was that day, but I said the  
17 last thing I remember, I mean conversation-wise with her,  
18 was that she was upset and she talked about getting in  
19 touch with her father in San Diego if he was in the  
20 country.

21 Q And this was on February 1st that you told  
22 Detective O'Shea these things?

23 A I don't know what day it was I talked to him.

24 Q Well, whatever day, did you talk to him more  
25 than once?

1           A     Yes.

2           Q     At the school?

3           A     Yes.

4           Q     On one day that you spoke to him at the school,  
5     you did tell him those things?

6           A     Yes.

7           Q     That Hae was upset?

8           A     Yes.

9           Q     That she was having problems at home?

10          A     Yes.

11          Q     And that she wanted to contact her father in  
12     California?

13          A     That is correct.

14          Q     And would you be surprised if Detective O'Shea  
15     wrote down that that conversation occurred on February  
16     the 1st?

17          A     Whatever day, I wouldn't remember.

18          Q     Okay. And you would expect Detective O'Shea,  
19     based on your interaction with him, to have accurately  
20     recorded his conversation with you; would you have not?

21          A     Yes.

22          Q     He appeared genuinely interested in obtaining  
23     any information that might help him locate Hae Min Lee?

24          A     Yes.

25          Q     And you, of course, have already told us your

1 interest was in being as forthcoming as you could?

2 A Yes.

3 Q And would you be surprised if Detective O'Shea  
4 wrote down that those things -- her being upset, her  
5 having problems at home, and her wanting to contact her  
6 father -- took place in the conversation that you had  
7 with her on 1/13/99?

8 A I don't remember.

9 Q You don't?

10 A No.

11 Q Okay.

12 A But I know at some point I did tell him that.

13 Q Okay. And you would have expected Detective  
14 O'Shea to have accurately recorded his notes of that  
15 conversation; would you not?

16 A I don't know. I guess he would, yes.

17 Q I mean, you wouldn't have expected Detective  
18 O'Shea to change the dates about what you said?

19 A No.

20 MS. MURPHY: Objection.

21 THE COURT: Overruled.

22 BY MS. GUTIERREZ:

23 Q And/or to mess up and say you said something  
24 happened on some other date?

25 A All I remember is that I told him that these



1 events had happened, and I don't know exactly what date  
2 because I talked to him a lot of times and I don't  
3 remember exactly when I told him.

4 Q Okay. And Hae did tell you those things,  
5 correct?

6 A That is correct.

7 Q And you observed her to be upset at the time of  
8 telling?

9 A She didn't appear upset. She just told me that  
10 she was going to do these things.

11 Q Well, do you recall telling Detective O'Shea  
12 that Hae was upset?

13 A She said there are things that are upsetting  
14 me, I need to get in touch with my father, and I'm having  
15 problems.

16 Q And the problems were at home?

17 A Yes.

18 Q And you believed her when she told you she was  
19 upset, didn't you?

20 A Yes, I believed her.

21 Q You didn't disbelieve her and think she was  
22 making it up?

23 A No.

24 Q And it wasn't a surprise to hear that she was  
25 having problems at home, was it?

1           A     No.

2           Q     It was a period of time where she was having  
3           problems at home; was it not?

4           A     Yes.

5           Q     All right. Now, you also told Detective O'Shea  
6           all about Hae Lee's athletic endeavors; did you not?

7           A     Yes, I think I did.

8           Q     And that included telling him that Hae was a  
9           manager for the wrestling team; did it not?

10          A     Yes.

11          Q     And you, of course, told him about the  
12          wrestling match that was scheduled for later that evening  
13          that she didn't show up to?

14          A     I don't know if I told him or not.

15          Q     Well, her failure to appear for a scheduled  
16          wrestling match you have told us was an unusual event?

17          A     What I'm saying is, I don't remember exactly  
18          the conversation I had with him totally detail-wise. I  
19          know that at some points I told him about her not showing  
20          up. I do remember that.

21          Q     My question was, you have already told us -- is  
22          it still true -- that her failure to show up for a  
23          wrestling match as the manager was an unusual event?

24          A     That was unusual.

25          Q     And it caused you to alter your plans?

1           A     Yes.

2           MS. MURPHY:  Objection.

3           THE COURT:  Overruled.

4           BY MS. GUTIERREZ:

5           Q     And the fact that it was unusual and that it  
6           caused you to alter your plans is one of the things that  
7           would have committed that fact to your memory; was it  
8           not?

9           A     Yes.

10          Q     Do you recall telling Detective O'Shea that Hae  
11          told you on that day, the 13th, 1999, that she would not  
12          be at the match?

13          A     No.

14          Q     And would you be surprised to know that  
15          Detective O'Shea, who interviewed you and took notes  
16          during that interview, on more than one occasion wrote in  
17          his report that on that day, February 1st, that you said  
18          to him that Hae told you that she would not be at the  
19          match on the 13th?

20          A     I don't know.

21          Q     You didn't lie to Detective O'Shea, did you?

22          A     No, I did not.

23          Q     And you didn't attempt to conceal anything to  
24          protect anybody, did you?

25          A     No.

1 Q Woodlawn High School is situated and faces  
2 Woodlawn Drive; does it not?  
3 A Yes, it does.  
4 Q At one end of the school from its situation,  
5 Woodlawn Drive crosses Security Boulevard; does it not?  
6 A Woodlawn Drive does.  
7 Q And at the other end, going the other  
8 direction, Woodlawn Drive crosses a road by the name of  
9 Dogwood Road; does it not?  
10 A That is correct.  
11 Q And Dogwood Road is a sort of meandering just  
12 two lane road; is it not?  
13 A Yes.  
14 Q And Dogwood Road continues -- let me get my  
15 directions right -- continues eastward; does it not?  
16 A Yes.  
17 Q And it continues until the time it enters  
18 Baltimore City; does it not?  
19 A Dogwood Road?  
20 Q Yes.  
21 A I don't know if it goes -- I'm trying to think.  
22 I think it changes into something else.  
23 Q It changes into Franklinton Road; does it not?  
24 A Okay.  
25 MS. MURPHY: Objection.

1 THE COURT: Overruled. Do you know what the  
2 name of the street is?

3 THE WITNESS: No, I don't know. I know it  
4 changes.

5 THE COURT: Okay. Then what you have to say is  
6 I don't know. Okay?

7 THE WITNESS: Okay.

8 THE COURT: So the objection is sustained. As  
9 the witness has indicated, she does not know what the  
10 street turn into.

11 BY MS. GUTIERREZ:

12 Q Are you familiar with a road named Franklinton  
13 Road?

14 A No.

15 Q And are you familiar with a section of Dogwood  
16 Road that contains several bars, one of which is the Mill  
17 Rays Tavern?

18 A No.

19 Q Are you aware of the bars that are on Dogwood  
20 Road directly below Woodlawn Drive?

21 A No. I know there are probably some over there  
22 but I mean I don't usually go that way.

23 THE COURT: Ms. Gutierrez, I'm going to ask  
24 that we pause here. I note that it's 11:30. I know my  
25 clock is about five minutes fast, which may be a good

1 thing, at least in light of that I think there is another  
2 court where you must go.

3 MS. GUTIERREZ: Yes.

4 THE COURT: So we are just going to take a  
5 break. It will be a good time to allow the jurors to  
6 stretch their legs a little bit. I'm going to ask the  
7 deputy sheriff if she will kindly walk the jurors around  
8 to the jury room and see that they are secured in that  
9 location. I believe the door may be locked. Mr. [REDACTED]  
10 has a key.

11 Ladies and gentlemen, if you will go with the  
12 sheriff at this time. Please leave your notepads face  
13 down on your chairs. We are going to take a break for  
14 about fifteen minutes and allow counsel to handle some  
15 other matters, and then we will have you come back. We  
16 will go again until 12:30 when we will take our luncheon  
17 recess. As you go out, be reminded not to discuss the  
18 testimony, either what you have heard today or anything  
19 else.

20 Alternate Number Four, if you will just remain  
21 for a moment. The rest of you may go with the sheriff.  
22 Thank you.

23 (The jury was excused from the courtroom.)

24 THE COURT: Okay. You can come around. There  
25 is a microphone down there. I just need you to get to a

1 microphone, that's all.

2 ALTERNATE NUMBER FOUR: Okay.

3 THE COURT: You may go to lunch as well. I  
4 must advise you that you are a witness sequestered. You  
5 may not discuss your testimony with anyone. You can  
6 stretch your legs for about fifteen minutes, and then  
7 I'll ask that you have a seat on the bench outside and we  
8 will let you know when we are going to resume.

9 THE WITNESS: Okay.

10 (The witness was excused from the courtroom.)

11 MR. URICK: Excuse me. Are you asking her to  
12 come back before we break for lunch?

13 THE COURT: Yes. She is going to sit outside  
14 for a few minutes.

15 MR. URICK: Okay.

16 THE COURT: Alternate Number Four, I just  
17 wanted to just touch base with you. You gave us a letter  
18 that said, "Yesterday I asked myself if the surname of  
19 the potential witness was common or not. I know  
20 superficially but socially a T [REDACTED]. I know of no  
21 relation to Jay Wilds, but it occurred to me that the  
22 name might not be common."

23 My question to you is, if there was a  
24 relationship between T [REDACTED] and Jay Wilds, would that  
25 in any way interfere with your ability to be fair and



1 impartial when it came down to assessing this testimony  
2 of Jay Wilds?

3 ALTERNATE JUROR NUMBER FOUR: I believe I can  
4 listen accurately, but it's possible I might feel  
5 uncomfortable.

6 THE COURT: When you say that you might feel  
7 uncomfortable, I mean is there something about your  
8 knowledge of --

9 ALTERNATE JUROR NUMBER FOUR: Well, I mean  
10 there is like -- well, I know a T [REDACTED]. So there are  
11 two scenarios. So like if I happen to see a T [REDACTED]  
12 outside, you know, that would -- you know, I might make  
13 this connection.

14 THE COURT: The association.

15 ALTERNATE JUROR NUMBER FOUR: The association.

16 THE COURT: Assuming you made the association  
17 that T [REDACTED], in your view, is related to Jay Wilds,  
18 you wouldn't know what that relationship is. Is that  
19 what you are telling me?

20 ALTERNATE JUROR NUMBER FOUR: I might --

21 THE COURT: You wouldn't know if that is his  
22 brother or his son or --

23 ALTERNATE JUROR NUMBER FOUR: I might infer  
24 there is some relationship without knowing what it is.

25 THE COURT: Okay.



1                   ALTERNATE JUROR NUMBER FOUR: I do not remember  
2                   having -- I am not familiar with the name Jay Wilds. I  
3                   do not remember meeting a Jay Wilds. I do know  
4                   superficially, socially, a T [REDACTED].

5                   THE COURT: Okay. Again, I would ask, the fact  
6                   that you know this T [REDACTED] -- let's say he does show  
7                   up and he is sitting in the audience, and so then now you  
8                   can make the association that Jay Wilds has some  
9                   relationship to T [REDACTED] -- would that in any way  
10                  interfere with your ability to be fair and impartial,  
11                  weighing the credibility of Jay Wilds, listening to the  
12                  testimony, weighing it with all other testimony, and the  
13                  law as I instruct you, which I will instruct you later on  
14                  as to the credibility of witnesses, how to assess them?

15                  ALTERNATE JUROR NUMBER FOUR: I believe I can  
16                  listen closely and make a fair judgment. However, while  
17                  I'm saying that, you know, I'm also saying that I may  
18                  feel uncomfortable. You know, I can't really -- you know  
19                  what I'm saying.

20                  THE COURT: Okay. Why don't you come --

21                  ALTERNATE JUROR NUMBER FOUR: I'm making that  
22                  distinction but --

23                  THE COURT: I don't know why you are saying  
24                  that. I need you to come up to the bench because perhaps  
25                  there is something that we need to talk to you about that

1 is not within the hearing of the general public because I  
2 would like to know what your uncomfortability is. You  
3 are using the word, I'm uncomfortable, and I need to know  
4 what you mean by that. So if you will step up.

5 Counsel, you are welcome to step up.

6 (Counsel, the defendant, and Alternate Juror  
7 Number Four, approached the bench and the following  
8 ensued:)

9 THE COURT: The microphones are here  
10 (indicating). I have to make a judgment.

11 ALTERNATE JUROR NUMBER FOUR: Right.

12 THE COURT: I cannot get in your mind unless  
13 you tell me what you mean when you say I feel  
14 uncomfortable. What is it that you mean?

15 ALTERNATE JUROR NUMBER FOUR: Well, I'm saying  
16 I may feel uncomfortable.

17 THE COURT: You may feel uncomfortable.

18 ALTERNATE JUROR NUMBER FOUR: Okay. I guess  
19 what I mean is that if I perceive a possible  
20 relationship, then I will be aware of that, and I would  
21 be aware of being in a situation and making some judgment  
22 in a serious matter about someone possibly connected to  
23 someone I know.

24 THE COURT: Okay. And does that mean that the  
25 person that you know -- I can't -- I don't know what your

1 relationship with T [REDACTED] is.

2 ALTERNATE JUROR NUMBER FOUR: Right.

3 THE COURT: But let me give you a for example.

4 ALTERNATE JUROR NUMBER FOUR: Okay.

5 THE COURT: Let's say -- I have the name Keyes,  
6 and it's a very unusual spelling. It's K-E-Y-E-S. If  
7 you were to meet another Keyes in Baltimore City, there  
8 is a very likelihood that she is or he is related to me  
9 because of the way it's spelled. If I saw a juror out  
10 here and I recognized the spelling was K-E-Y-E-S, even  
11 though I did not know that person, I personally did not  
12 recognize that person, I would inquire whether or not  
13 that person's mother or relative or husband was someone  
14 who was, in fact, related to me.

15 ALTERNATE JUROR NUMBER FOUR: Right.

16 THE COURT: Then my next question would be, the  
17 fact that it was there, does it affect me in any way at  
18 all, the fact that I'm a judge and my maiden name is K-E-  
19 Y-E-S, and this juror has the same spelling. I can't get  
20 into your head to know whether or not your knowledge of  
21 T [REDACTED] --

22 ALTERNATE JUROR NUMBER FOUR: Right.

23 THE COURT: -- through a possible relationship  
24 with a witness who is going to testify, is one that would  
25 interfere? It's okay if you know the person. That's not

1 the problem.

2 ALTERNATE JUROR NUMBER FOUR: Uh-huh.

3 THE COURT: The knowledge of a person isn't the  
4 problem.

5 ALTERNATE JUROR NUMBER FOUR: Right.

6 THE COURT: It's whether or not the fact of  
7 that knowledge would interfere with your ability to be  
8 fair and impartial to the state and the defense. The  
9 knowledge. It could be your next door neighbor's sister.  
10 But if you know that relationship but it doesn't affect  
11 you, it does not affect your ability to be fair and  
12 impartial, then that's okay. There are people who know  
13 Ms. Gutierrez and who know Mr. Urick who come up and say  
14 I know them both but it doesn't interfere with my ability  
15 to be fair and impartial. Judge, I know you, but it  
16 doesn't interfere with my ability to be fair and  
17 impartial and to listen to the -- it isn't that you must  
18 know no one --

19 ALTERNATE JUROR NUMBER FOUR: Right.

20 THE COURT: -- that you must have no contact,  
21 you must be sort of in the blind. The issue is not that.  
22 It's whether or not, if there is a relationship, does it  
23 interfere with your ability to be fair and impartial. I  
24 can't get in your head --

25 ALTERNATE JUROR NUMBER FOUR: Right.

1 THE COURT: -- to know what that relationship  
2 is.

3 ALTERNATE JUROR NUMBER FOUR: Right.

4 THE COURT: Because as we are speaking, we are  
5 not able to tell you whether T [REDACTED] is related to Jay  
6 Wilds.

7 ALTERNATE JUROR NUMBER FOUR: Right.

8 THE COURT: If they are related -- the worst  
9 case scenario is that they are related. If they are not  
10 related, it's irrelevant.

11 ALTERNATE JUROR NUMBER FOUR: Right.

12 THE COURT: But if they are related, would that  
13 interfere with your ability to be fair and impartial in  
14 this case?

15 ALTERNATE JUROR NUMBER FOUR: I would say that  
16 -- can I make a qualified answer?

17 THE COURT: Yes, yes, please do.

18 ALTERNATE JUROR NUMBER FOUR: Since I take  
19 seriously the duty of a juror to be fair and impartial --

20 THE COURT: Yes.

21 ALTERNATE JUROR NUMBER FOUR: -- I believe I  
22 could listen accurately and be fair and impartial.

23 THE COURT: Okay. Because you would not let  
24 whatever that relationship might be --

25 ALTERNATE JUROR NUMBER FOUR: Right.



1 THE COURT: -- influence your weighing of the  
2 credibility of the witness?  
3 ALTERNATE JUROR NUMBER FOUR: Because I have  
4 internalized the importance of that duty.  
5 THE COURT: Very well. I appreciate your being  
6 honest with me, and I appreciate your response. I want  
7 you to know, I'm not angry with you. I know I raise my  
8 voice and I wave my hands a lot, but that just happens to  
9 be my way.  
10 ALTERNATE JUROR NUMBER FOUR: Right.  
11 THE COURT: It's very important to me that we  
12 make sure that this question was asked of you.  
13 ALTERNATE JUROR NUMBER FOUR: Right.  
14 THE COURT: And then I try to figure out the  
15 best I can.  
16 ALTERNATE JUROR NUMBER FOUR: Right.  
17 THE COURT: Okay. Ms. Gutierrez may have a few  
18 followup questions based on my questions.  
19 MS. GUTIERREZ: Yes, only because I think it  
20 might answer if we know a little bit more about T [REDACTED]  
21 [REDACTED].  
22 THE COURT: Sure.  
23 MS. GUTIERREZ: What race he is, where he  
24 lives, if he knows, because we may be able to just cut  
25 through --

1                   ALTERNATE JUROR NUMBER FOUR: T [REDACTED] lives  
2                   in Mount Vernon. He is of caucasian background.  
3                   THE COURT: Okay.  
4                   MR. URICK: No followup questions.  
5                   THE COURT: All right.  
6                   MS. GUTIERREZ: No followup.  
7                   THE COURT: All right. Thank you very much.  
8                   MR. URICK: Thank you.  
9                   MS. GUTIERREZ: Thank you.  
10                  THE COURT: All right. I think we can answer  
11                  your question. Is T [REDACTED] --  
12                  MS. GUTIERREZ: No, Jay Wilds.  
13                  THE COURT: Is Jay Wilds, the witness, African-  
14                  American?  
15                  MS. GUTIERREZ: African-American.  
16                  ALTERNATE JUROR NUMBER FOUR: Okay.  
17                  THE COURT: Well, not necessarily.  
18                  ALTERNATE JUROR NUMBER FOUR: Yes.  
19                  THE COURT: Not necessarily, you know, because  
20                  in this day and age --  
21                  ALTERNATE JUROR NUMBER FOUR: Right.  
22                  THE COURT: -- they could be related, they  
23                  could be foster brothers, they could be anything.  
24                  ALTERNATE JUROR NUMBER FOUR: True.  
25                  THE COURT: But in any event, now we have

1 answered your question to some degree. Any followup, Mr.  
2 Urick?

3 MR. URICK: No followup.

4 MS. GUTIERREZ: No.

5 THE COURT: Okay. Any other questions you have  
6 of the court?

7 ALTERNATE JUROR NUMBER FOUR: No.

8 THE COURT: Very well. In a few minutes, we  
9 will bring you --

10 ALTERNATE JUROR NUMBER FOUR: Can I go?

11 THE COURT: Yes, you may. You can't leave for  
12 good but you can go back with the other jurors.

13 ALTERNATE JUROR NUMBER FOUR: Yes.

14 THE COURT: Thank you.

15 (Alternate Juror Number Four was excused from  
16 the courtroom.)

17 THE COURT: And they are expecting you  
18 downstairs.

19 MS. GUTIERREZ: Okay. I will go right now.

20 THE COURT: All right. Very well.

21 MS. GUTIERREZ: Thank you.

22 (Counsel and the defendant returned to the  
23 trial tables and the following ensued:)

24 MR. URICK: Would the court anticipate getting  
25 to another witness before lunch?



1 THE COURT: Oh, yes. I don't think Ms.  
2 Gutierrez is going to find that she is down there very  
3 long. I think she is going to go downstairs and find  
4 that she is just there for a few moments and she will be  
5 permitted to return.

6 MS. MURPHY: We haven't finished with Ms.  
7 [REDACTED] at this point.

8 THE COURT: I know.

9 MS. MURPHY: Okay.

10 THE COURT: I said, I don't believe Ms.  
11 Gutierrez is going to find that she is downstairs very  
12 long. I think she is going to find that she is going to  
13 be permitted to come back.

14 MS. MURPHY: Should we have an additional  
15 witness beyond Ms. [REDACTED]?

16 THE COURT: No, I wouldn't think so.

17 MS. MURPHY: Okay.

18 THE COURT: I would think that probably by the  
19 time Ms. Gutierrez returns, we will have enough time to  
20 perhaps finish with Ms. [REDACTED] and then take a luncheon  
21 recess.

22 MS. MURPHY: Okay.

23 THE COURT: Okay.

24 MS. MURPHY: Thank you, Your Honor.

25 THE COURT: Okay. If Officer [REDACTED] will

1 leave the defendant here, because I don't expect us to be  
2 very long, and we will resume as soon as Ms. Gutierrez  
3 returns. This court stands in recess.

4 THE CLERK: All rise. This court now stands in  
5 recess.

6 (Brief recess.)

7 -o0o-

8 (Jury not present upon reconvening.)

9 THE CLERK: All rise. The Circuit Court for  
10 Baltimore City, Part 9, resumes in session, the Honorable  
11 Wanda Keyes Heard presiding.

12 THE COURT: Please be seated. I'm going to ask  
13 that the witness come back in, and if the sheriff  
14 wouldn't mind going around and getting our jurors, I  
15 would appreciate it. Thank you. Just ask Ms. [REDACTED] to  
16 come back in.

17 (Brief pause.)

18 (The jury returned to the courtroom.)

19 THE COURT: Ladies and gentlemen, we have moved  
20 the chairs away from the radiator. We understand it is  
21 extremely hot for those that are sitting on the back row.  
22 We would also ask, if there is any room, if you can move  
23 your chairs down a little bit, that would be appreciated.  
24 If you can move your chairs down just a little bit to  
25 allow us to move Juror Number Two's chair away from the

1 radiator.

2 (Brief pause.)

3 THE COURT: Thank you very much. We know we  
4 are squeezing you in there, but it's been uncomfortable  
5 for that juror. Okay. Hopefully, that will be a little  
6 more comfortable for you. Now, my next question is going  
7 to be, can you see? Can you see Ms. [REDACTED]?

8 THE JURY: Yes.

9 THE COURT: All right. Thank you very much.  
10 Okay. We hope that will be a little better for you. At  
11 this point, we are going to resume the testimony of Ms.  
12 [REDACTED]. I'm going to remind you, Ms. [REDACTED], you are  
13 still under oath.

14 INEZ [REDACTED]  
15 the witness on the stand at the time of the recess,  
16 resumed the stand and, having been reminded she was still  
17 under oath, was examined and testified further as  
18 follows:

19 THE COURT: Ms. Gutierrez, witness with you.

20 MS. GUTIERREZ: Thank you, Your Honor. Ms.

21 [REDACTED], I do have a couple more questions.

22 CROSS-EXAMINATION (Continuing)

23 BY MS. GUTIERREZ:

24 Q You described the clothing that you recall that  
25 Hae Min Lee had on, on the 13th, the last time that you

1 saw her, correct?

2 A Correct.

3 Q And she had on what you described as very high  
4 high-heels?

5 A Yes.

6 Q And she had on stockings that you used the word  
7 to describe, they were colorless, they were not colored?

8 A Right, they were clear.

9 Q They were clear stockings?

10 A Yes.

11 Q Okay. No color to the stockings themselves?

12 A Right.

13 Q No color that would alter the color of the  
14 appearance of her legs?

15 A Correct.

16 Q You would not have described those stockings as  
17 being the color of toast; would you have?

18 A Toast, no.

19 Q No.

20 A They blended in with her skin tone.

21 Q With her skin tone?

22 A Yes.

23 Q And that was readily apparent to you; was it  
24 not?

25 A Uh-huh.

1 Q All right. Now, you also said that you  
2 recalled speaking to Adnan on at least two occasions  
3 after her disappearance, correct?

4 A Correct.

5 Q And one of the occasions was where you had a  
6 conversation with him about what you termed to be the  
7 memorial?

8 A Correct.

9 Q You were aware that, in fact, there was a  
10 funeral for Hae Lee after her body was discovered,  
11 correct?

12 A No, I didn't understand what was going on  
13 because we had bought like cards and things to send, and  
14 we knew that because her parents didn't speak English, I  
15 didn't know how to send them and who to send them to. So  
16 we didn't know what type of ceremony. The only way that  
17 we found out was that a couple of the students who were  
18 her closest friends were able to go to her house and find  
19 out what was going on.

20 Q And that included what would be called a  
21 funeral, correct?

22 A I guess that's what it was.

23 Q Okay. And you became aware of that later on,  
24 correct?

25 A After I was told.

1 Q In addition to the funeral, there was a  
2 memorial service at the school; was there not?  
3 A Yes, there was.  
4 Q And that memorial took place after her body was  
5 discovered, correct?  
6 A Correct.  
7 Q In fact, it took place in March; did it not?  
8 A Yes.  
9 Q After Adnan Syed was arrested for this? .  
10 A That is correct.  
11 Q Isn't that correct?  
12 A That is correct.  
13 Q So he could not have attended the memorial  
14 given to her, correct?  
15 A That is correct.  
16 Q All right. Now, do you recall when Hae Lee's  
17 body was identified?  
18 A Today?  
19 Q No, no, just do you recall when her body was  
20 identified?  
21 A I'm saying I didn't understand the question.  
22 I'm saying that --  
23 Q Do you --  
24 MS. MURPHY: Objection.  
25 THE COURT: That's all right.



1 THE WITNESS: I'm saying --  
2 THE COURT: Excuse me.  
3 THE WITNESS: I'm sorry.  
4 THE COURT: Ms. [REDACTED], just relax.  
5 THE WITNESS: Okay.  
6 THE COURT: If you don't understand the  
7 question, then that's your answer.  
8 THE WITNESS: Okay.  
9 THE COURT: I do not understand the question.  
10 THE WITNESS: Okay.  
11 MS. GUTIERREZ: I'll ask another one.  
12 BY MS. GUTIERREZ:  
13 Q You recall that Hae Min Lee disappeared on the  
14 13th, correct?  
15 A That is correct.  
16 Q And that nobody knew her whereabouts until the  
17 time when her body was discovered, correct?  
18 A That is correct.  
19 Q And that there came a point when that body was  
20 identified to be Hae Min Lee's?  
21 A That is correct.  
22 Q Correct?  
23 A That is correct.  
24 Q And you recall that on that day or right after  
25 that day, that the fact that the body was Hae Min Lee's

1 was the big event at Woodlawn?  
2 A Yes.  
3 Q And do you recall that among others that there  
4 were many of Hae Min Lee's friends, including Adnan, who  
5 disputed at first that, oh, no, they had to be wrong,  
6 that couldn't have been Hae Min Lee's body?  
7 A I don't --  
8 Q Do you recall that, yes or no?  
9 A Yes.  
10 Q Okay. Now, Ms. [REDACTED], you described yourself  
11 as friends with Adnan; did you not?  
12 A Yes.  
13 Q And the friendship was developed during the  
14 course of while he was a student from his sophomore year,  
15 correct?  
16 A Yes.  
17 Q And you would describe your relationship with  
18 him, how you interacted, as one that was friendly?  
19 A Yes.  
20 Q And Adnan discussed things with you that had  
21 nothing to do with Hae Min Lee; did he not?  
22 A Yes.  
23 Q And he discussed his own athletic involvement,  
24 didn't he?  
25 A Yes.



1 Q And his family?  
2 A Yes.  
3 Q And his religion?  
4 A Yes.  
5 Q And his other friends?  
6 A Yes.  
7 Q And other activities in his life?  
8 A Yes.  
9 Q You were aware, were you not, that he also had  
10 his own car?  
11 A Yes.  
12 Q And that he drove to school every day?  
13 A Yes.  
14 Q And that students who drove to school parked in  
15 a designated parking place; did they not?  
16 A Most of the time.  
17 Q And that students such as seniors often times  
18 have free periods during the day; do they not?  
19 A That is correct.  
20 Q And that often times during those free periods,  
21 seniors would go to their cars on the parking lot?  
22 A Yes.  
23 Q And that there was nothing unusual about that,  
24 was there?  
25 A No.

1 Q And that after they finished whatever it was  
2 they did in their cars, they would return for whatever  
3 was the next class?

4 A Yes.

5 Q You were aware, were you not, that during the  
6 school year of 1998/1999, both in the fall semester and  
7 after the school resumed after the Christmas holidays,  
8 that Hae Min Lee and Adnan shared several classes a day?

9 A I wasn't aware of that.

10 Q All right. And when you spoke to Hae Min Lee  
11 on the 13th at the concession stand, Hae Min Lee was  
12 alone; isn't that correct?

13 A That is correct.

14 Q And as we have already discussed, what  
15 Detective O'Shea wrote down was that she was upset about  
16 her family problems; was she not?

17 A Yes.

18 Q And that that's what she described to you,  
19 correct?

20 A Yes.

21 Q Adnan wasn't with her then, was he?

22 A No.

23 Q And he wasn't around the concession stand, was  
24 he?

25 A No.

1           Q     And you said you became aware of his attendance  
2     at track practice because you were always concerned about  
3     everybody who participated in the athletic programs,  
4     correct?

5           A     That is correct.

6           Q     You were aware that the coach of the indoor  
7     track team is a man by the name of Sye; is it not?

8           A     Yes.

9           Q     And you were aware that Coach Sye did not keep  
10    a roster that the track athletes have to sign in every  
11    day?

12          A     That is correct.

13          Q     And that he didn't keep track of himself who  
14    attended on any given day?

15          A     That is correct.

16          Q     And you were aware, were you not, track  
17    practice didn't begin on the 13th, did it?

18          A     I don't know exactly when it began.

19          Q     Well, it began before that day, didn't it?

20          A     Yes.

21          Q     The 13th wasn't the first day of track  
22    practice, was it?

23          A     No, it wasn't.

24          Q     In fact, the track team had already had several  
25    meets by the middle of January; had they not?

1           A     They had.

2           Q     And they continued to have meets after January  
3     13th; did they not?

4           A     Yes, they did.

5           Q     And you were aware that Adnan won and medaled  
6     in his events at several meets; were you not?

7           A     I wasn't aware. I knew he had received ribbons  
8     but I wasn't aware that he had received a medal.

9           Q     Okay. And would it surprise you to know that  
10    he, in fact, did medal?

11          A     No.

12          Q     He was a serious athlete; was he not?

13          A     I don't know.

14          Q     Well, in your experience as in charge of all  
15    this, Ms. [REDACTED], would you agree that athletes who  
16    perform well are generally not only those with talent but  
17    the discipline to practice?

18          A     That is correct.

19          Q     And in every sport, there are consequences for  
20    athletes, although they may differ as to whether or not  
21    they get to participate in meets if they don't practice;  
22    are there not?

23          A     In some sports.

24          Q     And you were not aware of any consequence for  
25    track athletes?

1 A No.

2 Q All right. Now, would it be fair to say, Ms.  
3 [REDACTED], that the track athletes who participate and win  
4 their events, whether they get ribbons or medals, are  
5 more likely to be the athletes who participate by being  
6 disciplined and practice their athletic ability?

7 A I don't understand that.

8 Q Well, athletes perform better when they  
9 practice; do they not?

10 A Yes. I understand that, yes.

11 Q There are consequences for missing practices,  
12 because common experience as the Athletic Director shows  
13 you that practice matters to performance; does it not?

14 A Well, it wouldn't be the Athletic Director that  
15 would show me.

16 Q You know that in your own experience; do you  
17 not?

18 MS. MURPHY: Objection.

19 THE COURT: Sustained.

20 BY MS. GUTIERREZ:

21 Q Does the athletic program at Woodlawn require  
22 athletes who perform for any team in the school to  
23 practice?

24 A Yes.

25 Q And as a matter of course, are athletes allowed

1 to routinely miss practices without some consequence,  
2 whether or not you know what it is?

3 THE COURT: Ms. Gutierrez, I think we have been  
4 over this several times.

5 MS. GUTIERREZ: Okay. I'll move on, Judge.

6 THE COURT: Thank you.

7 BY MS. GUTIERREZ:

8 Q Ms. [REDACTED] Hae Lee didn't mention Adnan on the  
9 13th when you saw her?

10 A No.

11 Q Did she?

12 A No.

13 Q She didn't mention any fight with him?

14 A No.

15 Q She didn't mention any plans to meet him?

16 A No.

17 Q Or that he was going to hook up with her in her  
18 car?

19 A No.

20 Q What she told you was that -- today you  
21 remembered -- that she was going to pick up someone and  
22 that she would be back, correct?

23 A Correct.

24 Q But what you told Detective O'Shea that he  
25 wrote down was that she had no plans to come back,

1 correct?

2 A I don't remember.

3 MS. GUTIERREZ: Thank you. Nothing further.

4 THE COURT: Any redirect of Ms. [REDACTED]?

5 MS. MURPHY: Just briefly, Your Honor.

6 REDIRECT EXAMINATION

7 BY MS. MURPHY:

8 Q Ms. [REDACTED] would you use the word disciplined  
9 with reference to the defendant's participation in track?

10 A Not that I am aware of.

11 Q Do you recall a conversation you had with the  
12 defendant after Ms. Lee's disappearance regarding his  
13 participation in track?

14 A Yes.

15 Q What were the details of that conversation?

16 A I only asked why I hadn't seen him at practice.  
17 I said, I haven't seen you in a while, where have you  
18 been, and he said he had been upset.

19 Q Now, when you saw Ms. Lee the morning of the  
20 13th, is it fair to say she was fairly excited about  
21 being taped as a scholar athlete?

22 A Very excited.

23 Q Was she happy about this?

24 A Yes, very happy.

25 Q Did she seem upset at that point?



1           A     No.

2           Q     And when you saw her at the concession stand at  
3     2:15, how did she appear to you then?

4           A     Still happy.

5           MS. MURPHY: I have no other questions, Your  
6     Honor.

7           THE COURT: Very well. Any other questions,  
8     Ms. Gutierrez?

9           MS. GUTIERREZ: Yes.

10                                 REXCROSS-EXAMINATION

11           BY MS. GUTIERREZ:

12           Q     In regard to when you said after her  
13     disappearance, when he told you that he had been upset,  
14     it didn't appear unusual to you that the friend of Hae  
15     Min Lee, that you also knew to be her friend from her,  
16     was upset at her disappearance?

17           MS. MURPHY: Objection.

18           MS. GUTIERREZ: Did it?

19           THE COURT: Can you repeat that question,  
20     please, for the court?

21           BY MS. GUTIERREZ:

22           Q     You were asked and you answered a question,  
23     regarding your conversation with Adnan after the  
24     disappearance of Hae Min Lee, regarding why he had not  
25     been at track practice. Do you recall that?



1 MS. MURPHY: Objection.  
2 THE COURT: Sustained, technically.  
3 BY MS. GUTIERREZ:  
4 Q Did you have a conversation with Adnan  
5 subsequent to Hae Min Lee's disappearance regarding his  
6 participation in track practice, as you just testified,  
7 yes or no?  
8 A Yes.  
9 Q And in that conversation, what you just told us  
10 was that he told you out of his own mouth that he had  
11 been upset?  
12 A Yes.  
13 Q That wasn't a surprise to you, was it?  
14 A No.  
15 Q Everyone who was close to Hae Min Lee was upset  
16 about her disappearance; were they not?  
17 A Yes.  
18 Q And as far as you knew on the 13th, based on  
19 what you had been told by both Hae and Adnan, that they  
20 were still very close friends?  
21 A Yes.  
22 Q And that they were committed to being close  
23 friends?  
24 A Yes.  
25 MS. GUTIERREZ: Thank you.

1 THE COURT: Anything further from the State?  
2 MS. MURPHY: No, Your Honor.  
3 THE COURT: Anything further from Ms.  
4 Gutierrez?  
5 MS. GUTIERREZ: Yes, Judge, I did forget one  
6 question.  
7 THE COURT: Certainly.  
8 BY MS. GUTIERREZ:  
9 Q I have asked you before, you were aware that he  
10 is a Muslim, correct?  
11 A Yes.  
12 MS. MURPHY: Objection.  
13 THE COURT: Sustained.  
14 MS. GUTIERREZ: I think I can tie it up, Judge.  
15 THE COURT: All right. Very well.  
16 BY MS. GUTIERREZ:  
17 Q And you were aware that that period of time  
18 after her disappearance was during the month of Ramadan,  
19 a holy month for Muslims; were you not?  
20 A I don't know. I don't remember. I don't  
21 recall that.  
22 Q Well, you are aware of Ramadan; are you not?  
23 A Yes, I am.  
24 MS. MURPHY: Objection.  
25 THE COURT: Overruled.

1 BY MS. GUTIERREZ:  
2 Q And you are aware --  
3 THE COURT: Well, wait a minute, Ms. Gutierrez.  
4 She has indicated that she doesn't know. So I am going  
5 to sustain any further questioning on that particular  
6 point.  
7 MS. GUTIERREZ: Okay.  
8 BY MS. GUTIERREZ:  
9 Q You are aware, are you not, that the Athletic  
10 Department of Woodlawn concerning all sports excludes the  
11 responsibility to attend practices for all sports for  
12 Muslim students who are fasting during Ramadan; are you  
13 not?  
14 A No, I'm not.  
15 A Okay. Are you aware that the coach of the  
16 track team excused his athletes if they were fasting  
17 because of the tremendous physical exertion that track  
18 practice requires?  
19 A No, I wasn't aware of that.  
20 MS. GUTIERREZ: Thank you.  
21 THE COURT: Very well. Anything further from  
22 the State at this juncture?  
23 MS. MURPHY: No, Your Honor.  
24 THE COURT: And Ms. Gutierrez?  
25 MS. GUTIERREZ: No, Your Honor.

1 THE COURT: May we release this witness from  
2 the summonses or subpoena? Ms. Gutierrez?

3 MS. GUTIERREZ: Yes, Your Honor, she is  
4 released.

5 THE COURT: Ms. Murphy?

6 MS. MURPHY: Nothing further from the State,  
7 Your Honor.

8 THE COURT: You are now released from your  
9 summonses, but I must advise you of two things. First,  
10 you are still a sequestered witness. When I say  
11 sequestered, that is you cannot discuss your testimony  
12 with any other witness that may yet be called to testify  
13 in this case. So it would be in your best interests not  
14 to discuss your testimony with anyone.

15 However, because you are released from the  
16 summonses, if you would like, you may remain in the  
17 courtroom because your testimony will no longer be needed  
18 and you will not be called back.

19 Do you understand?

20 THE WITNESS: Uh-huh.

21 THE COURT: Then at this point, you are free to  
22 go.

23 THE WITNESS: Thank you.

24 THE COURT: Very well. We are going to take a  
25 recess for lunch at this time. I note that it is 12:30.

1 I will expect that we will start this case back at about  
2 1:45, so I am going to give the jurors until 1:45. I ask  
3 counsel to be back by 1:45, so that perhaps we can  
4 actually get started by 2:00.

5 Ladies and gentlemen, I'm going to ask that you  
6 leave your notepads face down on your chair. Mr. [REDACTED]  
7 will secure them. Do not discuss the testimony that you  
8 have heard today amongst yourselves or with anyone else.  
9 You are free to go to lunch. If you would like, you can  
10 sit in the jury room.

11 Okay. You are free to go at this time and I  
12 will see you back at 1:45 and we will resume court at  
13 2:00.

14 (The jury was excused from the courtroom.)

15 THE COURT: Counsel, before you leave, this is  
16 a schedule I want you to view.

17 MR. URICK: Okay.

18 MS. GUTIERREZ: Thank you.

19 THE COURT: Thank you. The court stands in  
20 recess.

21 THE CLERK: All rise. This court will now take  
22 it's luncheon recess.

23 (Whereupon, at 12:31 p.m., a luncheon recess  
24 was taken.)

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