

1 with your taking the oath, but we'll ask you to swear or --
2 declare or affirm, not swear under oath.

3 THE WITNESS: Thank you.

4 THE COURT: That'll be the question, declare or
5 affirm.

6 That's correct, Mr. White?

7 THE CLERK: That's correct.

8 THE COURT: Very well.

9 Ms. Gutierrez, can you give me an idea about how
10 many more witnesses the Defense would have? You don't have
11 to tell me who they are but if you could give me an idea of
12 the number.

13 MS. GUTIERREZ: I have three here today in
14 addition to Mr. Rahman. Judge, we haven't quite decided.
15 I think there are 11 others, but they're all fairly short.

16 THE COURT: Okay.

17 (Whereupon, at 4:37 p.m., the jury returned to
18 the courtroom.)

19 THE COURT: Tomorrow, I only have one case.

20 MS. GUTIERREZ: Okay. So we can start --

21 The Defense would call the Defendant's father,
22 Masood [REDACTED], to the stand.

23 I'm not sure I'm pronouncing your name correct,
24 sir. Is it [REDACTED]?

25 MR. [REDACTED]: Yes, that's correct.

1 THE COURT: Sir, I need you to stand, raise your
2 right hand, and listen to Mr. White.
3 Whereupon,

4 SYED [REDACTED]
5 was called as a witness at 4:38 p.m., and after having been
6 duly affirmed, was examined and testified as follows:

7 THE CLERK: Please keep your voice up. State
8 your name and your address for the record. Your name?

9 THE WITNESS: My name is Syed [REDACTED].

10 DIRECT EXAMINATION

11 BY MS. GUTIERREZ:

12 Q And your son is who?

13 A My son is Adnan M. Syed.

14 Q Okay. And that's because of the way names are
15 formulated in your native culture?

16 A Yeah, that's right.

17 Q And, sir, where were you born?

18 A I was born in Pakistan.

19 Q And when did you come to this country?

20 A I came to this country as a qualified,
21 experienced civil engineer --

22 Q Okay, when?

23 A -- in 1971.

24 Q Okay. And in 1971, were you married?

25 A No, not then.

1 Q Did you have any children?
2 A No.
3 Q Did you get married after you were here?
4 A Yeah. I was here and then went back and got
5 married over there.
6 Q You got married in Pakistan?
7 A Yeah, and brought my wife here.
8 Q Okay. And is your wife present here?
9 A Yes, that's right.
10 Q Could you just point her out so that we know?
11 A Yeah, that's --
12 Q Sir, what was your first native language?
13 A The first native language is Pushto.
14 Q Pushto, that begins with a P?
15 A P-U-S-H-T-O.
16 Q Okay. And in Pakistan, are there more than one
17 language?
18 A That's right.
19 Q Is there?
20 A Yes, ma'am.
21 Q Do you speak any other Pakistani language?
22 A Yeah, I speak apart from the Urdu.
23 Q Urdu?
24 A That's right.
25 Q That begins with a -- it's U-R-D-U?

1 A U-R-D-U.
2 Q Okay. And you also speak that?
3 A Yeah, I speak that.
4 Q What languages, if any, does your wife speak?
5 A Me and my wife, we speak Pushto only.
6 Q Okay. And did you know English before you
7 emigrated here in 1971?
8 A That's right. I start learning English in fifth
9 grade.
10 Q In fifth grade, back in Pakistan?
11 A Back in Pakistan, that's right.
12 Q So before you came here, you spoke two Pakistani
13 languages and English?
14 A That's true.
15 Q All right. After you returned to Pakistan and
16 you got married, did you come again back to this country?
17 A Yeah, I came back.
18 Q And when was that?
19 A It was in '74.
20 Q And since '74, have you been -- remained a
21 permanent resident of this country?
22 A I have -- I'm a naturalized citizen of this
23 country.
24 Q Okay. Now you're a naturalized citizen?
25 A I was in seventies naturalized citizen.

1 Q And did your wife become a naturalized citizen?
2 A She is actually qualified but we didn't submit
3 the paper yet.
4 Q But she hasn't sent in the papers. All right.
5 A Not yet.
6 Q Mr. Rahman, let me direct your attention. Did
7 there come a time subsequent to your marriage to your wife
8 where you had children?
9 A No.
10 Q Did you have children?
11 A Yeah, yeah.
12 Q Okay. And who are those children?
13 A One is Tanvir.
14 Q Tanvir?
15 A Tanvir.
16 Q And that's your eldest son?
17 A Eldest.
18 Q And is -- can you point him out in this
19 courtroom?
20 A Yes. That's Tanvir (indicating).
21 Q The person sitting next to your wife?
22 A That's right.
23 Q All right. And how old is Tanvir now?
24 A He is 22.
25 Q All right. And do you have another son?

1 A Yes. That's Adnan.
2 Q That's Adnan. Is he sitting to my right?
3 A Yeah.
4 Q Okay. And do you have another son?
5 A Yeah.
6 Q And what's his name?
7 A His name is Usef.
8 Q Okay. Since the time that you've been married
9 and you had children, what language, if any, have your
10 children been taught?
11 A The children, they only speak English now.
12 Q Okay. And they were all born in this country?
13 A They were born and raised in this country.
14 Q Okay. And so, all of them are native born
15 Americans?
16 A That's right.
17 Q Okay. And is the only language that they speak
18 at home, is that English?
19 A That's right.
20 Q And the language that you and your wife speak, if
21 you are not speaking to your children, is?
22 A Pushto.
23 Q Pushto.
24 Now, sir, you are a Muslim?
25 A That's right.

1 Q And have you been a Muslim all your life?

2 A Yeah, that's right.

3 Q Were you born a Muslim?

4 A That's right.

5 Q Then when you came to this country, did you

6 affiliate with a Muslim community?

7 A There were not many people then.

8 Q Okay. Did you come to belong to a Muslim

9 community?

10 A No.

11 Q Do you belong to a mosque?

12 A Right now?

13 Q Yes.

14 A Yeah. I was not then because there were not

15 enough number of people, but now I do.

16 Q You mean when you first came to this country?

17 A Yeah.

18 Q Did there come a time when there were sufficient

19 numbers of Muslims from Pakistan to form a community?

20 A Yeah.

21 Q Okay. And when that time came, did you join that

22 community?

23 A Yeah.

24 Q Okay. And is there currently a mosque?

25 A That's right.

1 Q That is not all but primarily Pakistani Muslims?
2 A No. There are from all over the world.
3 Q From all over the world, okay.
4 And that mosque, does it have a name?
5 A Yeah.
6 Q And what is its name?
7 A Al Ragma (phon. sp.).
8 Q Okay. And where is -- does it have another name
9 in English?
10 A In English, they call it The New Islamic Society
11 of Baltimore.
12 Q Okay. And where is it located?
13 A It's [REDACTED] Road.
14 Q Okay. And is that near the intersection of
15 Johnnycake and Rolling Road?
16 A That's correct.
17 Q Okay. And you live, sir, where?
18 A I live at -- just a walking distance from there.
19 Q From there?
20 A Yeah.
21 Q Do you live on [REDACTED] Road?
22 A [REDACTED] Road.
23 Q And is that also near the intersection of
24 Johnnycake and Rolling Road?
25 A That's right. Yeah, [REDACTED] Road.

1 Q Okay. Now, that mosque, I don't mean to ask a
2 lot of questions but the way that Islamic faith is
3 practiced, does that require praying a certain number of
4 times a day?

5 A Yeah.

6 Q And saying certain kind of prayers?

7 A Yeah. Everybody supposed to pray five times a
8 day.

9 Q And are the times of the prayers prescribed?

10 A The times of the prayers have gone from like dawn
11 to sunset, one prayer.

12 Q And is that all year long?

13 A That's all year long.

14 Q Is there an Islamic calendar different from the
15 calendar that's followed in this country?

16 A That's right.

17 Q The Gregorian calendar?

18 A Yeah.

19 Q Is that right?

20 A Yeah.

21 Q Is their year still 365 days a year?

22 A Yeah, 365 days.

23 Q Okay. And is the prayer schedule, the five times
24 a day, does that exist all year long?

25 A All year long.

1 Q Are there special days, holy days, more important
2 religious days in the faith of Islam?

3 A Yeah. It's Juma prayers on Friday,
4 congregation --

5 Q That's every Friday?

6 A Every Friday.

7 Q Okay. And those prayers, are they -- are you
8 supposed to say a certain prayer?

9 A Well, it's the same prayer that it has got when
10 it is sermon.

11 Q Okay. And are there other special days of Islam?

12 A Well, the could be when the fasting get finished,
13 that's one day. And then after 2½ months, it's another
14 day.

15 Q Is there a special month in Islamic religion?

16 A Yeah. That is --

17 Q And what is that called?

18 A That is the month of Ramadan.

19 Q Ramadan. Is that spelled R-A-M-A-D-A-N?

20 A That's right.

21 Q Ramadan?

22 A That's right.

23 Q And does that month fall the same time every
24 year?

25 A No. It goes by the moon.

1 Q It goes by the moon, with the whole moon, lunar
2 cycle?
3 A That's right.
4 Q So it could be a little different days every
5 year?
6 A That's correct.
7 Q Okay. And what is so special about Ramadan?
8 A The special is from dawn to dusk (sic). No food.
9 Q Okay. Is dawn something different than sunrise?
10 A Yeah, that's different.
11 Q Okay. And is that also prescribed by the
12 calendar?
13 A That's right.
14 Q Okay. And what is supposed to happen between
15 dawn and dusk?
16 A Not to eat and drink; not to have sex, even with
17 the wife; not to talk bad things, like fighting; not to do
18 any wrong thing which the individual can feel that my
19 creator will be displeased with me.
20 Q Now, sir, during Ramadan, the not to eat or
21 drink, is that considered complete fasting?
22 A That's right.
23 Q And what is the purpose of that in the Islamic
24 faith?
25 A The purpose is to -- that one should be trained

1 to sacrifice his or her wish and will over the will of the
2 creator.

3 Q For the will of the creator?

4 A Yes.

5 Q And that creator has a name in the faith?

6 A Yeah.

7 Q And what is that name?

8 A That's a very personal name with no masculine or
9 feminine, no gender, nothing, and that's Allah.

10 Q And that is supposed to be the person, according
11 to Islamic faith, that created all life?

12 A Creator for the whole entire universe.

13 Q Okay. Now, is there a figure in Islam that is
14 called Allah?

15 A No figure.

16 Q I mean, is there a person that's referred to as
17 Allah?

18 A Well, actually, Allah, the creator, is beyond
19 comprehension of a human being who have been created from a
20 drop of seed.

21 Q Okay. And the fasting that's prescribed during
22 Ramadan, is that to go on seven days a week?

23 A Yeah, seven days a week.

24 Q And during Ramadan, in addition to the fasting,
25 are there special prayers or feasts or happenings at the

1 mosque?

2 A Yeah. The special prayers is starting at 8:00.

3 Q Eight o'clock at night?

4 A At night.

5 Q Would that be before or after the fast is broken?

6 A The fast is broken just at the sunset.

7 Q And what time of day would that normally be?

8 A The sunset would vary a minute or two every day,

9 like 5:05. Another day would be 5:06, 5:07, something like

10 that.

11 Q Thank you.

12 (Whereupon, the document referred

13 to as Defendant's Exhibit No. 5

14 was marked for identification.)

15 MS. GUTIERREZ: And I'm going to show the witness

16 what's been marked as Defendant's Exhibit 5.

17 BY MS. GUTIERREZ:

18 Q Could you first tell us what that is?

19 A Yeah. This is the calendar, the Ramadan 1403

20 After Hizrah (phon. sp.).

21 Q Okay. And what is 1403 A.H. --

22 A A.H. is --

23 Q -- in relationship to our calendar?

24 A Yeah. This relates to December 1998 and January

25 1999.

1 Q That would be last year's Ramadan?
2 A That's right.
3 Q Okay. Now, sir, on this calendar, does it
4 distinguish what the first day of Ramadan was?
5 A The first day of Ramadan was Sunday, that is
6 the --
7 Q Can you indicate what that date would be in an
8 A.D. calendar?
9 A In A.D. calendar, it should be December 20th.
10 Q Okay. And does it indicate the time that the
11 fast begins?
12 A Yeah. The fasting starts at 6:01.
13 Q Okay, because that's the designation of dawn?
14 A That's right.
15 Q So on this calendar, first, it indicates that you
16 start the fast, is that right?
17 A That's right.
18 Q And you're to begin the fast right before dawn?
19 A Just before dawn.
20 Q Okay. And it tells you when dawn is on that day,
21 is that right?
22 A That's right.
23 Q And the first day of Ramadan last year, in
24 December of 1998, would have been December the 20th, if you
25 look at your calendar? The first day would have been?

1 A The first day was December 20th.
2 Q Okay. And does it also indicate the time for
3 sunrise?
4 A Yeah. The sunrise is --
5 Q Is that a later time than dawn?
6 A That's 7:22.
7 Q Okay. On that day, on the 20th of December?
8 A 7:22.
9 Q Okay. And does it list a time, according to the
10 Ramadan calendar, that's called afternoon?
11 A Yeah. That's the time of the prayer -- prayer,
12 12:03.
13 Q So that's one of the prayer times --
14 A One of the prayer --
15 Q -- that's prescribed, is that right?
16 A Yeah.
17 Q And does it also list a time for sunset?
18 A Yeah. The sunset is 4:51.
19 Q And is that the time that fast is broken?
20 A That's right.
21 Q Okay. And then does it also list a time for
22 night?
23 A Beg your pardon?
24 Q If you look at the calendar, does it list a time
25 for night?

1 A Yeah, for the night.

2 Q Above those designations that we've just gone
3 through, start fast, dawn, sunrise, noon, afternoon,
4 sunset, and night, do those designations appear in another
5 language above them?

6 A Yeah. It's Isha (phon. sp.).

7 Q Isha?

8 A That's right.

9 Q And if you know, where is that language from?

10 A It actually is -- every scripture has been
11 revealed in a certain language.

12 Q Okay. But that's a language that the Muslims
13 recognize?

14 A That's the language of the Holy Koran.

15 Q The Holy Koran, okay.

16 And, sir, what you've described as during Ramadan
17 and the mandatory fast, would that take place right before
18 dawn, which is the second column, and end right after
19 sunset?

20 A That's right.

21 Q Okay. Now, the fast means no food and no water?

22 A No food, no water, but all activities are to be
23 controlled.

24 Q Okay. That means physical activity that you
25 would do?

1 A Physical. Yeah, everything.

2 Q Would that include athletics?

3 A No, no, no. I mean -- activities.

4 Q Oh, okay. And but that would include sex?

5 A That's right.

6 Q Faithful Muslims are not supposed to have sex

7 during Ramadan fast time?

8 A Even with their own wife.

9 Q Okay, right. And now, the breaking of the fast

10 is what? What happens when one breaks --

11 A Break fast, that is completion of the fast,

12 taking a sip of water or anything that will break the fast.

13 Q Okay. And after breaking the fast, do you then

14 have a regular meal?

15 A That's right. We have the prayers and then the

16 regular meal.

17 Q And after that, is that when the 8:00 prayer

18 happens?

19 A Yeah. Eight o'clock, yes.

20 Q Now, if you would just take a minute and look

21 down through this and tell us what the ending date of, of

22 Ramadan in January of 1999 was.

23 A Yeah, the ending date, the last fasting day was

24 Monday. That was the 30th day.

25 Q The 30th day on what calendar?

1 A The day of Ramadan. Ramadan.
2 Q Ramadan. Okay.
3 And what date would it have been in our calendar?
4 A It's January 18th.
5 Q Okay. Now, is there any special significance to
6 the last -- and does this calendar indicate what the times
7 were for all of those categories, start fast, dawn,
8 sunrise, noon, afternoon, sunset, and night --
9 A That's right.
10 Q -- occur for each of the 30 days of Ramadan?
11 A That's correct.
12 Q Is Ramadan always 30 days?
13 A It is either 29 days or 30 days.
14 Q And that, again, depends upon the moon?
15 A It depends upon the sighting of the moon.
16 Q The sighting of the moon?
17 A That's right.
18 Q Okay. Now, sir, the last 10 days of Ramadan,
19 form day 20 to day 30, does that have any special
20 significance?
21 A From 10 to 20?
22 Q Right. From the 20th day of Ramadan to the 30th
23 day, which would be the last 10 days of Ramadan, is there
24 any special significance to those last 10 days?
25 A Yeah. The last 10 days, yeah. It's --

1 Q What is that significance?

2 A The significance is that if one wants to stay in
3 the mosque 24 hours.

4 Q You mean around the clock?

5 A Around the clock, for self-restraint.

6 Q Okay. And is that encouraged?

7 A That is encouragement towards righteousness.

8 Q Okay. And do people participate in that?

9 A Pardon?

10 Q Do people participate in that?

11 A Well, actually, it's something optional.

12 Q Okay. I understand it's optional and all, but do
13 people choose to do that, to stay at the mosque around the
14 clock.

15 A Yeah. If somebody wants to, yeah.

16 Q Okay. Have you done that before, sir?

17 A Yeah, I have done that the previous years.

18 Q Do you usually do that?

19 A Yeah, if I can get off days from the job.

20 Q From your job. Okay. So it depends upon whether
21 or not you're able to do it?

22 A That's right.

23 Q If you have a choice, you choose to do it?

24 A Yeah. If I get time, then I'll do it.

25 Q Are there occasions during Ramadan where special

1 prayers are led by members of the mosque?

2 A Yeah. These are the prayers from 8:00 till 10,
3 10:30, depends.

4 Q Is it considered any kind of honor for a member
5 of the mosque to be asked to lead the prayers?

6 A Right. Yeah. It is a very great honor that an
7 individual is asked to lead 3- to 400 people in prayers.

8 Q In prayer?

9 A That's right.

10 Q Particularly during the holy month of Ramadan?

11 A That's right.

12 Q Is holy a word that would be used to describe
13 Ramadan?

14 A Yeah.

15 Q Okay. And, sir, during Ramadan, in light of the
16 fact that it's an honor, are young people participants in
17 the prayers and the activities of the church?

18 A Yeah. Young peoples are encouraged.

19 Q And encouraged to participate?

20 A That's right.

21 Q With their elders?

22 A That's right.

23 Q Okay. And are there occasions where young people
24 lead the prayers during Ramadan?

25 A Yeah.

1 Q Okay. Sir, let me direct your attention to the
2 calendar that you have. It would be the 25th day of
3 Ramadan. What date is that?
4 A That was Friday.
5 Q Okay. But also, if you look at the 25th day --
6 A The 25th day of Ramadan, that's Wednesday.
7 Q Okay, that's a Wednesday?
8 A That's right.
9 Q And what day would that be in our calendar?
10 A In this calendar, yeah, that's 25th of Ramadan is
11 Wednesday.
12 Q No. And what date would it be in the A.D.
13 calendar?
14 A It is the 13th of January.
15 Q Thirteenth of January. And does it tell you what
16 the start fast time is?
17 A Yeah. It's -- the starting time is 5:56.
18 Q And that's because dawn is what time?
19 A Dawn -- no, the dawn actually, on this day, 13,
20 it starts 6:06.
21 Q Okay. The fast has to start before the dawn.
22 A Just before the dawn, yeah.
23 Q And what time does the calendar indicate would be
24 the break fast?
25 A 5:09.

1 Q And what time does it indicate -- because that's
2 sunset, is that right?

3 A Yeah, that's the sunset time, 5:09.

4 Q So one would have to fast all the way --

5 A That's right.

6 Q -- until-- and then break it after sunset occurs,
7 is that right?

8 A That is correct.

9 Q All right. Now, the day that we're looking at,
10 the 25th day of Ramadan, is that one of the last 10 days of
11 Ramadan?

12 A Yeah, that's right.

13 Q Now, directing your attention, sir, back to
14 Ramadan of last year, was there an occasion around that
15 date that your son Adnan led a prayer in the mosque?

16 A Yeah. He -- on Thursday.

17 Q On Thursday? What date?

18 A That is 14 January.

19 Q The 14th of January?

20 A January. He led the congregation in prayers.

21 Q And that year would be 1999?

22 A That's right.

23 Q Okay. Was that an important occasion for Adnan?

24 A Yeah. It was very important because we could see
25 that he has developed confidence enough and he knows to

1 lead -- how to lead the prayer.

2 Q Was that an important occasion for you?

3 A It was --

4 Q Why?

5 A -- very happy and important occasion for us.

6 Q Why? He's the one leading the prayer.

7 A Because he was leading the prayers.

8 Q Okay. But why was that important to you?

9 A Well, that's what we have been teaching him and,
10 you know, taking care of him, it's worth it.

11 Q Did you consider it an honor that he was invited
12 to lead the prayers?

13 A Of course.

14 Q And were you present when he led those prayers?

15 A Yeah.

16 Q And was that, in fact, a happy occasion for you?

17 A That's right.

18 Q In order to lead the prayers, did that involve
19 practice?

20 A Yeah, it needs quite a bit of practice to commit
21 to memory, because the person will be reading from the
22 memory.

23 Q And say the prayers and lead the fellow members
24 of the mosque in prayers from memory of specific prayers?

25 A Yes, specific prayers from the Holy Koran.

1 Q They don't make up -- right. They don't make up
2 their own prayers?
3 A No, they cannot.
4 Q They have to read the prayers that are dictated
5 in the Koran?
6 A Exactly.
7 Q And the Koran is written not in English?
8 A That's correct.
9 Q Okay. And not -- it's not written in the
10 language that your son speaks?
11 A No way.
12 Q Is Arabic a language that your son has ever
13 learned?
14 A The Koran is actually revealed in Arabic.
15 Q Okay. And is he trained to pronounce that?
16 A Yeah. It is hard, how to pronounce it, because
17 it is to be pronounced correctly.
18 Q Do the Muslims at your mosque speak Arabic to
19 each other?
20 A Well, if they belong to countries which are
21 from -- and --
22 Q That speak Arabic themselves?
23 A -- countries, yes.
24 Q And do those countries include Pakistan?
25 A Yeah, but -- yeah, those countries. In Pakistan,

1 you know, they don't speak --

2 Q Okay. Is Arabic a language that you've ever
3 spoken to any of your children at home?

4 A We don't know how to speak it, so --

5 Q Okay. Now, the practice that's required to lead
6 the prayers, does that occur before the day that the person
7 leads the prayers?

8 A Well, he would have to give quite a bit of time
9 to prepare himself.

10 Q Now, prior to the 14th, did you know that your
11 son had been selected to lead the prayers on the 14th?

12 A Yeah.

13 Q And did you ever become aware of whether or not
14 he practiced to lead those prayers?

15 A Yeah, because he is going -- he has been going
16 with me.

17 Q Because he has been going to you where?

18 A To the mosque.

19 Q And is that during Ramadan of last year?

20 A That's correct.

21 Q And what was the normal practice of you and he in
22 regard to meeting the Ramadan obligation?

23 A Can you say that again, please?

24 Q Yes. What was -- did you and your son Adnan have
25 a regular practice --

1 A Yeah.

2 Q -- as required, to meeting the Ramadan --

3 A Regular practice, I will ask him if he has

4 committed to memory; are the one he committed to memory,

5 still he remembers it and he revised it. And we go

6 together to the mosque.

7 Q You go together where?

8 A To the mosque.

9 Q And what -- in the daytime -- and back then in

10 December and January, did Adnan have a job?

11 A We never let him have any job. Before, he did

12 one job. That was in -- when he was in 12th grade.

13 Q When he was?

14 A When he was in 12th grade.

15 Q Okay. And was that before Ramadan or after

16 Ramadan?

17 A I'm not sure about that.

18 Q Okay. And that job was what?

19 A That was -- he said that it's concerning -- he

20 wanted to go into medicine, so he says it's like

21 ambulancing.

22 Q You don't sound like you really approved of him

23 working.

24 A Beg your pardon?

25 Q You don't sound like you approved of him working?

1 A No, actually we did not.

2 Q And why not?

3 A Because we wanted him to give -- his top
4 priority, number one, is his studies.

5 Q To your knowledge, was he a good student?

6 A Yeah.

7 Q Okay. But you wanted him to devote all of his
8 energy to that?

9 A And because he was top 5 percent student of the
10 class.

11 Q Now, sir, again going back to Ramadan, beginning
12 on December 20th, 1998, through January 18th, 1999, you
13 were starting to tell us that you would go to the mosque.

14 A That's right.

15 Q And what time would that be?

16 A I ordinarily would go before 8:00.

17 Q Okay. And how much before 8:00?

18 A Well, it depends. Maybe 7:30, quarter to 8 or
19 things like that.

20 Q Would you appear in the mosque close in time to
21 the time when you would break your fast?

22 A Beg your pardon?

23 Q Would you go to the mosque at any time that was
24 close in time to the time that you would break your fast?

25 A We could, but mostly -- sometimes at mosque and

1 sometimes at home.

2 Q Okay. On the times that you went to the mosque
3 to break the fast, how would you break it?

4 A We just take sip of water or some dates, that's
5 it.

6 Q Okay. And then after -- so you break the fast
7 with very little to go in your stomach?

8 A That's right.

9 Q Just sometimes water?

10 A Yeah, water.

11 Q And after you broke your fast and on the days
12 that you did it at the mosque, would you then remain there
13 until the 8:00 prayers or would you go home?

14 A Well, actually, we tried to go home so that we
15 could have meals, have a little bit rest and then come
16 back.

17 Q Okay. So you'd break your fast with just a
18 little bit, then you'd go home to have a meal?

19 A That's right.

20 Q Okay. Now, who would you go to the mosque with
21 on the days that you would go?

22 A Well, I will definitely take Adnan with me.

23 Q Okay. And did sometimes your other son, Tanvir,
24 go?

25 A He may accompany us, he may not.

1 Q Okay. And your younger son?
2 A Sometimes he would go with us and sometimes he
3 say I feel sleepy, so we let him go.
4 Q And your younger son is much younger. How old is
5 he?
6 A Right now, he's about 11 years old.
7 Q How old is he?
8 A Eleven years.
9 Q Eleven. Okay.
10 Now, sir, back on that time, on the days that you
11 didn't go to the mosque during Ramadan to break fast, would
12 you break it at home?
13 A That's right.
14 Q Then would you break it in the same way, with
15 just some water and dates or something?
16 A That's right.
17 Q All right. And would you still then have a meal?
18 A That's right.
19 Q Now, you had raised all your sons as Muslims?
20 A Yeah.
21 Q And did you expect them to fast?
22 A That's right.
23 Q Is that right?
24 A Yes.
25 Q And to your knowledge, did they fast?

1 A Yeah, sure, because I experience looking at their
2 face and eyes. I could say that whether this person was
3 fasting the whole day or not.

4 Q Okay. And you checked to see if they were
5 fasting?

6 A Yeah.

7 Q And did your checking relate to your concern
8 about the purposes of Ramadan and the fasting as
9 discipline?

10 A Yeah.

11 Q Is that right?

12 A Yeah.

13 Q And from your checking them, did you believe that
14 your son Adnan fasted during Ramadan?

15 A Yeah.

16 Q And did you believe your son Tanvir fasted during
17 Ramadan?

18 A That's correct.

19 Q Were they required to go to the mosque to pray or
20 could they pray elsewhere?

21 A They could pray anywhere, but it's preferable.

22 Q It's preferable, but it's allowable to pray
23 elsewhere if you're somewhere else when prayer time comes?

24 A Anywhere on earth.

25 Q Okay. Sir, you have actually been here the last

1 couple days, waiting to testify?

2 A Yeah.

3 Q And has that run into prayer time?

4 A Yeah.

5 Q And have you prayed actually here in the

6 courthouse?

7 A Yeah, I did.

8 Q Is that an acceptable way to meet your obligation

9 as a Muslim?

10 A That's correct.

11 Q Now, sir, did Ramadan this year just end?

12 A Yeah. It was 10 days after the last year.

13 Q I'm sorry, it was 10 days after?

14 A Yeah, there is a difference of 10 days.

15 Q Between year to year?

16 A Between year before.

17 Q Okay. So it didn't start on the 20th of

18 December, it started on the 30th of December?

19 A No, it's before that.

20 Q Before. Oh, it goes the other way?

21 A Yeah.

22 Q Okay. So Ramadan actually finished in December?

23 A No, it was in probably January.

24 Q Okay, in January.

25 And did it follow the same pattern this year as

1 it has followed before?

2 A Yeah.

3 Q Okay. Now, let me direct your attention back
4 again on the 14th. January 14th is the day that your son
5 led the prayer?

6 A Yeah.

7 Q And how often before that did he have to
8 practice?

9 A Well, it take him three or four days to practice
10 sometime.

11 Q Okay. And were those the three or four days
12 before he had to lead the prayer?

13 A Before his turn comes, yeah.

14 Q Okay. And did the practice take place at the
15 mosque or at some other place?

16 A He could practice it at home or he could practice
17 at the mosque.

18 Q And where did he -- did you become aware of him
19 practicing?

20 A Well, actually, when I asked him have you
21 committed to memory and he said yeah, I have revised and I
22 have committed to memory something new, too.

23 Q Okay. Did the practice -- was it okay for him to
24 practice someplace other than the mosque?

25 A Yeah, he can do it.

1 Q Okay. As long as he memorized and had the
2 pronunciations of the prayer correctly?

3 A That's right.

4 Q Okay. Now, in the last 10 days of Ramadan that
5 ended in January 1999, did you spend the nights around the
6 clock at the mosque?

7 A No.

8 Q Any of that time did you?

9 A No, because I did not have enough days off from
10 the job and I had to go every day to the job, so I couldn't
11 afford to spend the night.

12 Q So during that last 10 days, did you also go to
13 the mosque?

14 A Yeah.

15 Q And did you always make the 8:00 prayer?

16 A That's correct.

17 Q And did your son Adnan go with you?

18 A That's correct.

19 Q And was that your normal practice?

20 A That's correct.

21 Q Now, sir, how many families are members of the
22 mosque?

23 A More than 500 families.

24 Q More than?

25 A 500.

1 Q 500 families?
2 A Yeah.
3 Q So that would involve an actual total of over
4 1,000 people?
5 A That's right.
6 Q Okay. Might be 1500, almost 2,000 people?
7 A At times.
8 Q Do more people come to the mosque to pray during
9 Ramadan --
10 A Yeah.
11 Q -- than other times?
12 A That's correct.
13 Q All right. And did you require your sons to go
14 with you to pray during Ramadan?
15 A Yeah, I asked them to go.
16 Q Did you -- well, now, you asked them. Does that
17 mean that they were expected to go?
18 A Well, when we ask them, they are, yes, they are
19 expected to go with us there.
20 Q They're expected to do what you ask?
21 A That's right.
22 Q Because you are the father?
23 A That's right.
24 Q And do they normally do what you ask?
25 A Beg your pardon?

1 Q Do they normally do what you ask?
2 A In most cases.
3 Q Okay. And did they go with you on a daily basis
4 to the mosque to pray for evening prayer together with you?
5 A Yeah, that's correct.
6 Q And did that include Adnan?
7 A Yeah.
8 Q Okay. And, sir, was there a young people's group
9 at the mosque?
10 A Of all ages, from five years up.
11 Q Was there any special group of young men or
12 teenage men or young adult men?
13 A Yeah, there are groups that students strike, you
14 know.
15 Q Were there things other than the prayer
16 activities inside the mosque that were available for the
17 young people to do?
18 A Yeah. They've got basketball and they've got --
19 they can go for football game, for so many games.
20 Q Okay. On the mosque property itself?
21 A On the mosque property or as a group somewhere
22 else.
23 Q Did you observe Adnan interacting with other
24 young men, Muslims his age, whose families also interact --
25 whose families also belong to the mosque?

1 A Yeah.

2 Q And at the evening prayer that began at about

3 8:00, did it take a specific amount of time?

4 A Yeah, it takes about maybe 2 to 2½ hours.

5 Q Two to 2½ hours?

6 So what time would you normally leave the mosque?

7 A Well, it depends, but maybe about 10:30 or so.

8 Q Okay. Was it possible for your sons to leave

9 before you did?

10 A No, he won't.

11 Q He wouldn't?

12 A He won't.

13 Q Because it would displease you?

14 A Because he would say that well, my father is

15 here, I will stay here.

16 Q And he'll stay?

17 A That's right.

18 Q Now, Adnan had use of a car, for the most part,

19 himself?

20 A We had just the one car at that time.

21 Q As a family, you just had one car?

22 A No. We had two cars but the other car will be

23 taken by the rest of the family.

24 Q I'm sorry, the other car would be?

25 A The other car, either my wife and my other son,

1 they may take it.

2 Q Would use it, okay. So he had to share the one
3 other car?

4 A Yeah.

5 Q And who did Adnan had to share that car with?

6 A Yeah, for the prayers, with me.

7 Q With whom?

8 A With me.

9 Q With you?

10 A Yeah.

11 Q Okay. So when you would go to the mosque, having
12 broken the fast from home, would you and he travel
13 together?

14 A Yeah.

15 Q Okay. Was it possible for your son to sneak out
16 early, without you?

17 A I haven't noticed it.

18 Q You hadn't noticed that?

19 A No. If he wants to go --

20 Q Would that be something significant to you?

21 A Well, actually, he would say that I have to take
22 care of school work or such things and he would go.

23 Q Okay. There might be other mosque activities
24 that took him away from prayer?

25 A Well, actually, after completing the prayers.

1 Q Okay. All right, now, Mr. --
2 MS. GUTIERREZ: I'm going to move in now Defense
3 Exhibit --
4 If you could help me out, what number?
5 THE CLERK: Five.
6 MS. GUTIERREZ: No, the calendar.
7 THE CLERK: Five.
8 MS. GUTIERREZ: Oh, it's 5? Oh.
9 I would move this into evidence.
10 THE COURT: Any objection?
11 MR. URICK: No objection.
12 THE COURT: Very well. It's admitted.
13 (Whereupon, the document referred
14 to as Defendant's Exhibit No. 5
15 was received into evidence.)
16 BY MS. GUTIERREZ:
17 Q All right. Now, Mr. Rahman, let me direct your
18 attention to your son being at Woodlawn High School. He
19 has always gone to public school?
20 A Yeah.
21 Q And has he always been a good student?
22 A He has been top student, 5 percent, till -- to
23 eighth grade.
24 Q Okay. Since eighth grade?
25 A Since eighth grade.

1 Q Okay. Now, let me direct your attention --
2 someone under your religion Adnan's age or around his age,
3 is he permitted to date, according to the religion?

4 A No.

5 Q And is dating something that you would find --
6 you understand what I mean when I say date?

7 A Yeah.

8 Q Okay. Dating, having a social relationship with
9 a young woman his age?

10 A Yeah. That's not encouraged.

11 Q That's not encouraged.

12 And if a young man of his age is found to have
13 violated that, even though he was not encouraged to do so,
14 what do you do about it?

15 A Well, when it comes to that, they are classmates,
16 you know.

17 Q There are?

18 A Classmates in the same class, boys and girls. So
19 if they want to go out, they can discuss their studies or
20 games or things like that.

21 Q So there are innocent ways that girls and boys
22 are --

23 A That's right.

24 Q -- permitted to interact?

25 A That's right.

1 Q They're just not allowed to date each other as a
2 girlfriend and boyfriend?
3 A That's right.
4 Q If a young person doesn't follow the
5 encouragement of the community or their parents and dates
6 anyway, what are the consequences to that behavior?
7 A Well, they will be counseled and they will be
8 encouraged to do the right things.
9 Q And who would do the counseling and the
10 encouragement?
11 A Mostly, the parents will do it.
12 Q And is there any other resource that the parents
13 have to turn to?
14 A Well, they turn to -- there are some righteous
15 people in the community --
16 Q In the mosque?
17 A In the mosque.
18 Q Other Muslims?
19 A Other Muslims.
20 Q Elders?
21 A Elders, yeah.
22 Q Okay. And what would they do?
23 A They would try to counsel them and encourage them
24 to do the right things.
25 Q To do the right thing?

1 A That's right.

2 Q According to Islamic faith?

3 A That's right.

4 Q Meaning that they should stop dating?

5 A That's right.

6 Q Now, sir, let me direct your attention to the
7 fall of 1998. In October, did you have occasion to become
8 aware that perhaps your son Adnan might be dating someone?

9 A Well, actually, at that time, I'm not sure about
10 that.

11 Q You weren't sure of it but did you receive
12 information that led you to question whether or not he was
13 dating somebody?

14 A Yeah. I had been questioning it but, actually,
15 if they are classmates, it's kind of hard to detect whether
16 they're boyfriend or girlfriend or they're just friends.

17 Q Once you became aware that maybe that existed,
18 what action did you take?

19 A Well, if we know such thing, we will encourage
20 them towards the good deed, the righteous deeds.

21 Q Meaning -- would that mean to stop dating, if
22 that's what he was doing?

23 A That's right, yeah.

24 Q Okay. And it didn't matter whom a young person
25 was dating, it's that all dating was out, no matter who it

1 was?

2 A It doesn't make any difference.

3 Q Right. Okay. But they were still allowed to

4 have interaction with people of the opposite sex, as long

5 as it wasn't as a girlfriend or boyfriend --

6 A That's correct.

7 Q -- is that correct?

8 A That's correct.

9 Q And did you have occasion to counsel your son

10 Adnan about what the righteous way was?

11 A Well, that is to give his, you know, priority

12 number one to his studies. And whenever he feel like

13 getting married, he can get married anytime.

14 Q Okay. And was he encouraged to marry the girl

15 that he might be dating?

16 A Actually, I'm not sure about that.

17 Q Well, did you encourage him to do that?

18 A Well, actually, it's now allowed with the Book of

19 the Scriptures to marry them and they can keep their own

20 religion.

21 Q Okay. I understand that, but did there come a

22 time when you asked Adnan was he dating some girl?

23 A Yeah, we asked him.

24 Q And did he tell you that he was?

25 A Yeah, he was.

1 Q Yes. And was that easy for him to tell you?
2 A Well, it was hard, but he has to tell me the
3 truth.
4 Q And after he told you, did you then counsel him?
5 A Yeah.
6 Q Did you take any other action against him?
7 A Well, encourage him. You know, most of, you
8 know, counseling and encourage.
9 Q Did you throw him out of the house?
10 A No.
11 Q Did you ask him to leave your home?
12 A No. That would not resolve the problem.
13 Q Okay. And did you take away his car?
14 A No, we didn't.
15 Q Did you beat him?
16 A No.
17 Q Did you inflict any other physical punishment?
18 A Nothing, no.
19 Q Or the loss of any other privilege?
20 A No.
21 Q Why not?
22 A Because I believe that if he is treated otherwise
23 it would influence him better than punishing him like that.
24 Q Is that the way of Islam, as you've been taught
25 it?

1 A Yeah. Islam encourages.
2 Q Encourages.
3 A Encourages.
4 Q They don't force?
5 A Well, to force something that would get a
6 complete establishment.
7 Q Now, did there come a time when you and your wife
8 went up to Woodlawn High School at a time when you believed
9 that Adnan was at a dance with a girl?
10 A Yeah. Adnan has been telling me when it will be
11 this -- function in the school and he --
12 Q Did he generally tell you when he had some
13 function at school?
14 A Yeah. He told me that he has got a function in
15 the school, so I did not ask him when he was detained. But
16 we allowed him to attend the school functions.
17 Q And did there come a time when you became
18 concerned that that might not be an appropriate function --
19 A Yeah.
20 Q Is that why you and your wife went up?
21 A We went to check on what's going on.
22 Q When you got up there, did you ask for him to be
23 brought to you?
24 A I'm not sure about that.
25 Q Okay. Was there -- did you speak to him?

1 A To Adnan?

2 Q While you were up there?

3 A Yeah.

4 Q Okay. And was this at nighttime?

5 A Yeah, it was night.

6 Q And did it turn out to be a dance?

7 A Yeah.

8 Q In your view, was it appropriate that he be

9 there?

10 A Well, that he should be home at that time.

11 Q Okay. So it wasn't appropriate that he be up

12 there at a dance?

13 A That's right.

14 Q Because that was not an approved function?

15 A No, we would not allow those things to happen.

16 Q You wouldn't allow them. And by you, do you mean

17 Muslims of your mosque?

18 A Yeah, that's right.

19 Q Okay. Under the tenets of Islam --

20 A No, we would not allow them to do this.

21 Q Okay. And did there come a time when you or your

22 wife asked to meet a girl?

23 A To meet the girl?

24 Q While you were up at that dance, to meet a girl?

25 A I can't recollect.

1 Q Okay. Well, were you present when your wife met
2 a girl by the name of Hey Men Lee?
3 A Yeah. There was a girl, she saw a girl.
4 Q Okay. And did she speak to your wife?
5 A I was a little away. I'm not sure.
6 Q You didn't hear what they said?
7 A No.
8 Q But you were aware of this girl by the name of
9 Hey Men Lee?
10 A Yeah. That's right.
11 Q And were you at that time concerned as to whether
12 or not your son Adnan was having an improper relationship
13 with her?
14 A We didn't know about that.
15 Q You didn't know whether or not it existed?
16 A We didn't know whether it existed or it does not.
17 Q But at that time, did you suspect it?
18 A No. I'm not sure about that.
19 Q Did you then leave the dance?
20 A Yeah, we left.
21 Q And did you ask your son to go with you?
22 A Yeah.
23 Q And did he comply with that?
24 A Yeah.
25 Q And did he go home?

1 A Then he came back.
2 Q He came back to the dance?
3 A Yeah.
4 Q Was that okay with you?
5 A Well, that's the way he chose, to come back.
6 Q That's what he chose to do. Would that have been
7 your choice?
8 A No.
9 Q Did you do anything to stop him --
10 A Well, actually --
11 Q -- from coming back to --
12 A Yeah. On the next day, you know, we --
13 Q No, on that night. On that night --
14 A No, not on that night.
15 Q And why not? Couldn't you have ordered him to
16 stay home and not go back to the dance?
17 A We got him home and then he went back.
18 Q And then he went back. And that was against your
19 wishes?
20 A Yes.
21 Q But you were aware of it?
22 A That's right.
23 Q Did you regard that as his choice?
24 A Yeah.
25 Q Okay. And why didn't you do anything more to

1 stop him from going back?

2 A Well, actually, we couldn't do more than that at
3 that particular time.

4 Q Okay. What is the belief --

5 MR. URICK: Objection. I don't think the answer
6 was finished.

7 THE COURT: I'm sorry, sir, your answer was? Why
8 didn't you do anything more? Your answer was?

9 THE WITNESS: Well, that night when he went back,
10 then we did not go back to bring him home because we
11 thought that tomorrow we would make him understand.

12 THE COURT: Okay, that tomorrow -- you need to
13 speak up louder so they can hear you, because I can hear
14 you but I don't know that the jurors can.

15 THE WITNESS: All right.

16 MS. GUTIERREZ: When you used the term make --

17 THE COURT: I'm sorry, would you finish your
18 answer so that they can hear it?

19 THE WITNESS: Beg your pardon?

20 THE COURT: See, when you turn your head to me,
21 your mouth goes away from the mike.

22 THE WITNESS: Yeah.

23 THE COURT: And although I hear what you just
24 said, I don't know that the jurors heard what you just
25 said.

1 THE WITNESS: Yeah.

2 THE COURT: And they're shaking their head. They
3 didn't hear you.

4 THE WITNESS: Actually, that night he went back,
5 so we did not go back to bring him home. Rather, we
6 decided that if he comes home, then tomorrow we will talk
7 to him and tell him that you are not supposed to go back
8 there.

9 BY MS. GUTIERREZ:

10 Q In Islam, Mr. Rahman, is there a theory about
11 what the relationship is between a faithful Muslim and God?

12 A Well, the basic understanding is that the creator
13 has created the human being from a sperm, has the power to
14 know, has the power to see, has the power to hear the
15 individual. So this is a matter strictly, in a way,
16 between the creation and the creator.

17 Q Okay. Meaning between each individual and the
18 creator?

19 A And Allah, that's right.

20 Q And is that -- does that bear any relationship to
21 why you didn't take immediate punishment on Adnan?

22 A Well, sometimes to punish a child, it's better to
23 treat him nicely and that could repair and that could, you
24 know, done good to him.

25 Q There came a time when Adnan admitted his

1 relationship with his young woman, Hey Men Lee?

2 A Yeah, that's right.

3 Q And at that time, you made him very aware that

4 that was not appropriate?

5 A That's right.

6 Q Is that right?

7 A That's right.

8 Q And did you demand that he break off the

9 relationship?

10 A Well, actually, we told him, you know, that

11 that's not correct way to do things.

12 Q Okay. So you told him what was the correct way

13 and not the correct way, but did you order him to break off

14 his relationship once he admitted that there was one?

15 A Well, actually, these are such things which

16 cannot be ordered because they cannot be implemented then.

17 Q Okay. But he knew very well where you stood?

18 A That's correct.

19 Q As to what was appropriate and not?

20 A That's correct.

21 Q And did you -- other than counseling him orally

22 and reminding him what was appropriate, did you ever taken

23 any action against him because he admitted this

24 relationship?

25 A Well, actually, we told him that you aren't

1 supposed to do that and if -- you know, things like that
2 will make us very much unhappy and you don't want to see
3 that.

4 Q Did there come a time when he advised you that he
5 had broken the relationship -- or the relationship had been
6 broken off?

7 A Well, actually, he said that these are classmates
8 and we are the magnet students, so we exchanges notes and
9 consult each other on different problems.

10 Q Okay. And at that time when he said that, were
11 you aware that he got a cell phone?

12 A Yeah.

13 Q And were you aware of what his purpose was?

14 A Well, actually, when he worked and, you know, for
15 a while and he had some money, so he wanted to buy a cell
16 phone.

17 Q And that was okay with you?

18 A Yeah.

19 Q Were you aware that he used the cell phone to
20 keep in touch with girls?

21 A Well, actually, when it comes to phone and cell
22 phone, it's hard to check, you know, who --

23 Q Okay. So you didn't become aware of that?

24 A It's almost impossible to be aware of.

25 Q Okay. If that were confirmed to you, would you

1 kick him out?

2 A Well, if that was confirmed, we will take the
3 phone away. You know, it's --

4 Q Okay, because that would be an improper
5 purpose --

6 A That's right.

7 Q -- for the phone?

8 A That's right.

9 Q But you wouldn't kick him out of your house?

10 A Not nothing --

11 Q Or kick him out of your family?

12 A No, because it would not resolve the problem.

13 MS. GUTIERREZ: I'm finished with questions,
14 Judge.

15 Thank you, sir. Mr. Urick may have some
16 questions for you.

17 THE COURT: Sir, do you have questions and, if
18 so, about how long do you expect to be, approximately?

19 MR. URICK: I'd say no longer than 15 minutes,
20 probably less than that.

21 THE COURT: All right. And then probably
22 redirect.

23 So why don't we do this. It's 5:25, we'll recess
24 for today and then we'll come back tomorrow.

25 I need to advise you that I have one case on my

1 docket, so I'm going to do the same thing we did today.

2 I'm going to start off with this case

3 Ladies and gentlemen, first I'm going to ask you,
4 by a show of hands, did you have any difficulty getting
5 paid when I sent you over today? Very well.

6 I'm going to follow that same procedure again
7 because I find that that might be the best way, especially
8 with only one case on the docket for tomorrow.

9 Let me advise you that tomorrow, instead of going
10 to the Jury Commissioner's Office first, ask that you come
11 here and be assembled by 9:30. Whatever is going to
12 happen, I'm going to take this case first and then let them
13 work out the other case. I'm going to take the continued
14 case, this case, as soon as all parties are assembled.

15 I ask that you leave your notepads face-down. I
16 ask that you not discuss the testimony that you've heard
17 today or any other testimony, either amongst yourselves or
18 with anyone else and ask that you be assembled tomorrow no
19 later than 9:30. We will start this case and, again, as we
20 did today, I will recess around 12:15-ish, allow you to go
21 across. We'll take a luncheon recess and then resume.

22 I have no other scheduled hearings or
23 appointments or meetings at lunchtime, so we should be able
24 to move pretty much like we did today.

25 I'm going to ask counsel to be prepared to work

1 like we did today. I know it's unusual to work till 5:30
2 but I'm going to continue to do it this in hopes that we
3 can resolve this case.

4 Ladies and gentlemen, I want to thank you again.
5 I know I thank you often but I just want you to know your
6 continued patience is appreciated by this Court. Your
7 continued promptness is appreciated by this Court. If I
8 don't say it, don't think that I don't notice; I do notice
9 and I do appreciate it.

10 And so, I'd ask that you have a safe journey home
11 and I will see you tomorrow.

12 (Whereupon, at 5:34 p.m., the jury was excused.)

13 THE COURT: Sir, I must advise you that you are
14 still a witness and I must ask that you return tomorrow at
15 9:30.

16 THE WITNESS: All right.

17 THE COURT: Once you arrive, you are welcome to
18 come right in and take the witness stand, have a seat,
19 because you will be the first witness. And I must tell
20 you, you cannot discuss your testimony with anyone. You
21 can't talk to Ms. Gutierrez and you can't talk to the
22 State's attorneys because you're a witness on the witness
23 stand. And you can't talk to anyone who might be called as
24 a witness who has not yet testified, okay? You might know
25 of someone who might be going to be a witness, you can't

1 talk to them about your testimony. Do you understand?

2 THE WITNESS: All right.

3 THE COURT: I'll see you tomorrow at 9:30.

4 THE WITNESS: Thank you very much.

5 THE COURT: And you're free to go for the
6 evening. Thank you.

7 Ladies and gentlemen, this Court stands in recess
8 until 9:30 tomorrow morning.

9 (Whereupon, at 5:35 p.m., the trial was
10 adjourned.)

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25