

Exhibit 11 (Polygraph)

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1 MS. CEZIL: Yes, your Honor?

2 THE COURT: Do you have your proposed
3 exhibit marked?

4 MS. CEZIL: I do have my proposed exhibit
5 marked. I have provided a redacted copy to counsel
6 taking out the personal information of the Defendant,
7 such as address, where he currently resides, as well as
8 there's a line on the last page that has an indication
9 or reference to a polygraph, that's not admissible, so I
10 redacted that.

11 THE COURT: All right. Are we ready to
12 proceed?

13 Anything on behalf of the defense before we
14 resume with the jury?

15 MR. SEBREE: Well, one issue with respect
16 to the redaction, of course, in fact, we understand that
17 a polygraph is inadmissible. However, the question
18 being asked of the Defendant was his willingness to take
19 one. So I don't necessarily understand why we need to
20 redact that because his response was: Yes. You know,
21 he'd do anything. So, I don't necessarily know if
22 redaction of the question and the statement, in and of
23 itself, really is necessary.

24 THE COURT: Oh, it's very necessary.

25 MR. SEBREE: Understood.

1 MR. SEBREE: Yes, Judge.

2 CROSS-EXAMINATION

3 BY MR. SEBREE:

4 Q Why did Monica Moore in fact review footage from
5 10:00 a.m. to 10:30? Did she do it on her own
6 initiative, or was she requested to do so?

7 A She was requested to look at the video.

8 Q Who requested for her to look at the video?

9 A I requested for her to look at the video.

10 Q On what date did you make that request?

11 A I'm assuming it was probably like right after the
12 incident happened. I got in contact with her right
13 after the incident took place, it was within a
14 matter of days, because actually I wanted to see if
15 there was any actual video of it.

16 This was after the interrogation.

17 Q So on the 26th of March, there was a request for
18 video footage. Correct?

19 A The date that it happened was the 26th. I didn't
20 get the case until the following day, so it probably
21 was afterward, yes.

22 Q On the 27th of March, you asked for video footage
23 from Monica Moore. Right?

24 A I asked her to look at the video and see if there
25 was anything on it.

Exhibit 19

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1 Q She responded that she had in fact reviewed the
2 video?

3 A Not until after. She didn't go that day. She went
4 within a matter of days, I guess, to view the video,
5 and that is what she said, yes.

6 Q So the next time that you know, there is no video,
7 and that is April 18?

8 A Probably somewhere around that time.

9 Q Now, when Ms. Moore was able to secure footage from
10 10:00 a.m. to 10:30 a.m. on the 26th, did she tell
11 you that she was able to see the Defendant in that
12 footage?

13 A According to the note that she--

14 Q Did she ever call you and tell you that she was able
15 to see the Defendant in the video surveillance
16 footage?

17 A According to the note, yes, she did observe
18 Mr. Howell.

19 Q I understand that, but did she call and tell you
20 that she was able to see the Defendant in the video
21 surveillance footage?

22 A I'm not if she called me or she sent me an e-mail.

23 Q All right, and based on your recollection, when did
24 you in fact receive that e-mail?

25 A I don't have it in front of me, so I can't tell you.

Exhibit 20

Monica Moore

1 A Yes.

2 Q Who was that?

3 A Mr. Howell.

4 Q What did you do as a result of that?

5 A As a result of that, I spoke with the female
6 student. I then took her down to my security office
7 where I spoke with her about the incident that
8 allegedly occurred in the commons.

9 Q Now, did you make a report?

10 A Yes, I did.

11 Q What was the subject matter of the report, of why
12 you were taking that report?

13 A Because the female student stated that Mr. Howell
14 sexually assaulted her.

15 Q Did you do anything else involving the case with the
16 female student and the Defendant?

17 A Once I took the report, I left Cass and went to our
18 headquarters, and I had our computer tech run the
19 tapes back for me. Once we did that, we reviewed
20 the cameras.

21 After I reviewed the cameras, I did my
22 report, and that was it.

23 Q I'm sorry, I apologize. I don't know if I got this
24 female student's name from you?

25 A Her name is Karan.