

PEOPLE'S
EXHIBIT NO.

23A

SC55500A

PEOPLE v. SCOTT PETERSON

DATE JUN - 7 2004

By MARYLIN MORTON
Deputy Clerk of the Superior Court

ID

ADMITTED



COURT EXHIBIT COPY

2-13-03 Sharon Rocha & Scott Peterson

(In progress)

ROCHA: Yeah—I just have some questions I need to have answered.

PETERSON: Sure.

ROCHA: Um the night—the last night I talked to Laci—

PETERSON: Uh-hunh

ROCHA: What was going on? What happened after 8:30 that night? Were you at home when she called me?

PETERSON: Yeah I was there. We um –we watched a movie. We had um got a haircut—Amy earlier that night.

ROCHA: Yeah I know earlier but I'm talkin' about after 8:30. After I talked to her.

PETERSON: (Overlaps above) _____ We picked up a pizza and watched a movie and went to bed.

ROCHA: What movie?

PETERSON: Ah The Rookie.

ROCHA: And then you went to bed at what time?

PETERSON: Oh I don't know probably 10:30 or something.

ROCHA: What was she wearin' when she went to bed?

PETERSON: Um my pajamas—the blue ones.

ROCHA: Your blue pajamas?

PETERSON: Yeah.

ROCHA: How come she was wearin' your blue ja—pajamas?

PETERSON: 'Cause they—fit her.

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ROCHA: And she went to bed about 10:30?

PETERSON: Think so.

ROCHA: Was she feeling okay—when she went to bed?

PETERSON: Yeah—yeah—she looked fine.

ROCHA: Did you guys have some other plans—some tentative plans—for th—for Christmas Eve?

PETERSON: No. Just comin' to your place.

ROCHA: Because it took her—I asked a couple of times before she decided—or before she told me that you guys were coming over.

PETERSON: Uh-hunh

ROCHA: So you didn't have anything else planned for Christmas Eve—before?

PETERSON: No. No—I think the question was in her mind was who was gonna be over there.

ROCHA: And was she feeling all right when she went to sleep?

PETERSON: Yeah—definitely-- I mean she was—you know she was feelin' a little more tired—last couple days. That week—but she was fine she wasn't sick or anything.

ROCHA: And then how was she feeling when she got up in the morning—what time did she get up?

PETERSON: She got up before I did. About seven. You know and—you know how ah she is she has to eat right away-- or else she felt sick so--her breakfast then I got up and-- ___ cereal again together.

ROCHA: You ate cereal again together?

PETERSON: Yeah.

ROCHA: So she got up and had breakfast and then ate breakfast again?

PETERSON: Well had a little bit—piece of toast and I had some cereal.

ROCHA: No I mean her.

PETERSON: Yeah she got up around seven I think.

ROCHA: And then she—she

PETERSON: (Overlaps above) Had her bowl of cereal—

ROCHA: Yeah—

PETERSON: Ah I got up later —and had ah cereal and she had a piece of toast.

ROCHA: And what was she wearing when you left?

PETERSON: Ah she had on her black pants-- and like a white top with long sleeves.
_____.

ROCHA: A pullover or button or what?

PETERSON: Yeah. Pullover like ah—you know tee shirt kinda sweater kinda thing.

ROCHA: And what shoes?

PETERSON: (Pause) I don't know. She maybe had slippers on I don't know.

ROCHA: So you don't even know what shoes she had on?

PETERSON: No not really.

ROCHA: I just wanted to know—I mean I talked to her at 8:30 at night. I need to know —everything that happened after that.

PETERSON: Sure well—

ROCHA: I mean what she—how she acted—if she was sick or if she was tired or—

PETERSON: No she was I mean she was feeling good you know that morning. You know her —she was you know excited to be baking you know she was into her gingerbread thing and going to—helping _____ and you know get ready for --Christmas Day. She felt like she had --all her French toast stuff and she was gonna make _____ French toast for Christmas Day.

ROCHA: Well how come you didn't notice when you walked—

PETERSON: (Overlaps above) _____ set the table on Friday.

ROCHA: How come you didn't noticed when you walked in the door that--- she hadn't been baking or the lights were off or anything?

PETERSON: 'Cause I was late and I was rushing -- _____ yeah.

ROCHA: I mean surely McKenzie came up to you when you walked in the back gate with his—leash on.

PETERSON: Yeah—

ROCHA: But you didn't—

PETERSON: I took it off of him and I didn't—it didn't even register.

ROCHA: Didn't even register that Laci wasn't in the house when you walked in --it was a dark house—didn't smell like she'd been cooking—everything was cleaned up and neat and tidy—and nothing even registered to you.

PETERSON: No I –again—ah I grabbed a piece of pizza out of the fridge and jumped into the shower immediately and when I got out then I looked at the messages—I assumed she was over-- you know—at your place.

ROCHA: I mean we've never even had this conversation after all this time.

PETERSON: True. I know. And it wasn't until yeah you asked about McKenzie thing-- and I—even if I remember I-- you know mentioned to you –yeah and he had his leash on he –go to the park.

ROCHA: I didn't mention it –you told me he had his leash on it.

PETERSON: Right well you asked about McKenzie if he was in the yard.

ROCHA: No you told me he was.

PETERSON: Okay I mean either way.

ROCHA: I mean that's how I knew all that stuff there as no reason for me to ask about that. I didn't even know she was going for a walk until later that night when I asked you when we were standin' in the driveway I asked you—what were her plans for the day and that's when you told me—that she was—planned on going for a walk. (Pause) So she was wearing your blue pajamas? Is that a blue top and bottom?

PETERSON: Yeah. But she was wearin' the-- _____.

ROCHA: Is that what she normally wears to bed?

PETERSON: Oh that whole past month yeah.

ROCHA: Were they like flannel pajamas or—

PETERSON: No—not _____ -- cotton.

ROCHA: Okay well that's what I wanted to know. I mean these are questions that -- I've had and I've never -- had them answered I mean just what she was doing that night.

PETERSON: (Overlaps above) Uh-hunh—yeah.

ROCHA: She went to bed about 10:30 and everything was just fine.

PETERSON: Yeah.

ROCHA: And everything was fine at seven o'clock when she got up.

PETERSON: Oh yeah—great _____. She was excited about you know doing the cooking stuff so — _____

ROCHA: (Overlaps above) But you said she set the table.

PETERSON: setting it up for Christmas Day. Oh yeah the table was set.

ROCHA: No it wasn't.

PETERSON: Three or four days ago.

ROCHA: All that was on there was the um—the little cracker things. What did she set on the table?

PETERSON: Well the cracker things and the candles and all that stuff.

ROCHA: 'Cause there wasn't anything on there but the crackers and the candles. There weren't any plates or silverware or anything else set out there.

PETERSON: Okay—I mean (pause)

ROCHA: Was that what you're saying she did all that?

PETERSON: Well I don't know—I don't recall if there were plates out there or not I do remember the crackers and the candles and—you know obviously the presents and the tree and all the—

ROCHA: You just said she had the table set for three or four days.

PETERSON: Yeah it was like it was ready—you know she had—she had those red berry things out there—all that. You know we were just ready to have people over Christmas Day. That's what --you know—she was excited about—Christmas Eve. Getting' prepared ____.

ROCHA: Um like I said I just --it's just odd that you didn't notice anything when you walked in the house—I mean the dog had his leash on --the house is dark—she hadn't cooked—and you went ahead and took a shower and didn't bother to call until afterwards. I would a thought-- you would a called right away. There was no note for you or anything so—

PETERSON: No.

ROCHA: Okay—well that's what I wanted to know for now unless I think of something else.

PETERSON: Okay.

ROCHA: Okay thanks.

PETERSON: Bye.

ROCHA: Bye.

(End of call)

(Faint voice) This conversation was recorded at about ____35—Thursday, February 13th.