

J2411H1
SAN MATEO CJIS
ORGANIZATION: SC

SUPERIOR COURT - HALL OF JUSTICE & RECORDS
IN AND FOR THE COUNTY OF SAN MATEO

02/27/04
10:32

CASE NO. SC055500 A DATE: 02/26/04 TIME: 09:00 DEPT.: 42

PEOPLE VS. SCOTT LEE PETERSON

JUDGE: ALFRED A DELUCCHI, JUDGE CLERK: MARILYN MORTON
REPORTER: LINDA SWANNER 2ND CLERK: NONE
D.A.: DISTASO/D. HARRIS DEFENSE CO: GERAGOS/P. HARRIS

PROCEEDINGS: MOTIONS

CHARGES: 1. PC 187(A) W/PC 12022.9(A) W/PC 190.2(A) (3)
2. PC 187(A)

9:30 A.M. : COURT CONVENED. COUNSEL PRESENT. DEFENDANT
PRESENT IN CUSTODY.

THE EXHIBITS LISTED BELOW WERE INTRODUCED AND MARKED FOR
IDENTIFICATION ON BEHALF OF THE: COURT.

EXHIBIT 2 - FIRST APPELLATE DIVISION 2 - WRIT OF MANDATE

DEFENDANT'S MOTION FOR SEPARATE JURIES IS ARGUED BY MR.
GERAGOS AND DAVID HARRIS.

THE COURT RULED THE DEFENDANT'S MOTION FOR TWO JURIES IS
DENIED FOR THE REASONS STATED FULLY ON THE RECORD.

DEFENDANT'S MOTION FOR A SEQUESTERED JURY IS ARGUED BY
MR. GERAGOS ON BEHALF OF DEFENDANT AND DAVID HARRIS ON
BEHALF OF THE PEOPLE.

THE COURT RULED DEFENDANT'S MOTION FOR A SEQUESTERED
JURY IS DENIED FOR THE REASONS STATED FULLY ON THE
RECORD.

MATTER CONTINUES WITH PEOPLE'S DOG TRACKING MOTION
WITNESSES.

10:10 A.M.: CAPTAIN CHRISTOPHER BOYER, PREVIOUSLY SWORN,
RESUMED THE WITNESS STAND UNDER REOPENED DIRECT
EXAMINATION BY DAVID HARRIS ON BEHALF OF THE PEOPLE.

THE EXHIBITS LISTED BELOW WERE INTRODUCED AND MARKED FOR IDENTIFICATION ON BEHALF OF THE: PEOPLE.

PRETRIAL EXHIBIT 15 - PEOPLE'S PRELIMINARY HEARING
EXHIBIT 133: AERIAL VIEW OF BERKELEY MARINA

10:21 A.M.: CROSS EXAMINATION BY PAT HARRIS ON BEHALF OF DEFENDANT.

10:30 A.M. : COURT RECESSED UNTIL 10:45 A.M..

10:45 A.M. : LARON JOHNSON REPLACES LINDA SWANNER AS COURT REPORTER.

10:45 A.M. : COURT RECONVENED. COUNSEL PRESENT.
DEFENDANT PRESENT IN CUSTODY.

10:45 A.M.: CAPTAIN CHRISTOPHER BOYER, PREVIOUSLY SWORN, RESUMED THE WITNESS STAND UNDER FURTHER CROSS EXAMINATION BY PAT HARRIS.

11:58 A.M. : COURT RECESSED UNTIL 1:30 P.M..

1:30 P.M. : LINDA SWANNER REPLACES LARON JOHNSON AS COURT REPORTER.

1:30 P.M. : COURT RECONVENED. COUNSEL PRESENT.
DEFENDANT PRESENT IN CUSTODY.

1:30 P.M.: CAPTAIN BOYER, PREVIOUSLY SWORN, RESUMED THE WITNESS STAND UNDER FURTHER CROSS EXAMINATION BY PAT HARRIS.

THE EXHIBITS LISTED BELOW WERE INTRODUCED AND MARKED FOR IDENTIFICATION ON BEHALF OF THE: DEFENDANT.

PRETRIAL MOTION EXHIBIT J - RECERTIFICATION EVALUATION -
"TWIST"

2:41 P.M. : COURT RECESSED UNTIL 3:00 P.M..

3:00 P.M. : LARON JOHNSON REPLACES LINDA SWANNER AS COURT REPORTER.

3:00 P.M. : COURT RECONVENED. COUNSEL PRESENT.
DEFENDANT PRESENT IN CUSTODY.

CASE NO. SC055500 A DATE: 02/26/04
PEOPLE VS. SCOTT LEE PETERSON

TIME: 09:00

DEPT.: 42

3:00 P.M.: CAPTAIN BOYER, PREVIOUSLY SWORN, RESUMED THE WITNESS STAND UNDER FURTHER CROSS EXAMINATION BY PAT HARRIS.

3:17 P.M. REDIRECT EXAMINATION BY DAVID HARRIS

3:17 P.M. : WITNESS EXCUSED.

PEOPLE'S RETRIAL EXHIBITS 8 - 15 ARE ADMITTED INTO EVIDENCE. THERE WAS NO OBJECTION BY THE DEFENSE.

3:20 P.M. : OFF. RICK APPLGATE, MODESTO P.D., CALLED BY PEOPLE WAS SWORN AND TESTIFIED UNDER DIRECT EXAMINATION.

3:25 P.M.: CROSS EXAMINATION BY MR. GERAGOS.

3:29 P.M. : WITNESS EXCUSED.

MR. GERAGOS STATED THE NAMES OF THE WITNESSES FOR MONDAY, MARCH 1 AND TUESDAY, MARCH 2, 2004, ON THE RECORD.

MR. GERAGOS STATED THAT HE AN MR. DISTASO MET AND CONFERRED OVER THE QUESTIONNAIRE. MR. GERAGOS TO FORWARD A COPY OF THE AGREED UPON QUESTIONNAIRE TO THE COURT ON FRIDAY, FEB. 27, 2004.

WHEN THE QUESTIONNAIRE IS FINALIZED IT WILL BE COPIED BY THE COURT.

3:40 P.M. : COURT RECESSED UNTIL MARCH 1, 2004 AT 9:30 A.M..

DEFENDANT REMAINS IN CUSTODY.

MATTER CONTINUED TO 03/01/2004 AT 9:30 A.M. IN SCRWC COURT, D- 42 FOR MOTIONS.

ENTERED ON CJIS BY MARYLIN MORTON DATE 02/26/2004.
