

1 Q. Do you recognize those?

2 A. Yes.

3 Q. Okay. And what are they pictures of?

4 A. My house and, like, Miriam's house.

5 Q. Okay. And were you living at your house back in August of
6 2015?

7 A. Yes.

8 Q. And do these pictures fairly and accurately depict the way
9 your house and Ms. Miriam's house looked on August of 2015?

10 A. Yes.

11 ATTORNEY 1: Judge -- and I'm going to -- I'm getting
12 these back in order so I can show them to the defense.

13 JUDGE: Are you moving them in at this time?

14 ATTORNEY 1: I -- I am, Judge. I just wanted to
15 get -- to give the defense a chance to look at them so they can
16 make judgments.

17 JUDGE: No, absolutely. Absolutely.

18 ATTORNEY 2: The defense has no objection, Your
19 Honor.

20 JUDGE: They will be admitted. If you could just
21 cite the -- the number again. I -- I got it. It was A through
22 something. I didn't get the --

23 ATTORNEY 1: It's actually going to be 1A through T -
24 - or, I mean, through -- A through O, Your Honor.

25 JUDGE: A through O.

1 ATTORNEY 1: A through O, yes.

2 JUDGE: They will be admitted at this time as a
3 composite exhibit.

4 (Exhibits A through O entered into evidence.)

5 ATTORNEY 1: All right. Thank you, Your Honor.

6 BY ATTORNEY 1:

7 Q. And this is, in fact -- or tell me what that is.

8 A. My mailbox.

9 Q. All right. And this right here, what is that a picture
10 of?

11 A. The front of my house.

12 Q. And is this -- would that be your front door right there?

13 A. Yes.

14 Q. All right. And this is another picture. Is that, again,
15 the front of your house?

16 A. Yes.

17 Q. And is that your driveway?

18 A. Yes.

19 Q. And the house over here to the -- to the side,
20 who -- well, whose house is that?

21 A. Miriam's.

22 Q. Miriam.

23 And, again, this is a more close-up photo. Is that
24 your -- that's the front of your house?

25 A. Yes.

1 Q. That as well?

2 A. Yes.

3 Q. And what are we looking at here?

4 A. A space between my house and Miriam's house.

5 Q. It's -- so there's no fence between your houses?

6 A. No.

7 Q. All right. And this picture here, is that -- is that more
8 of that space?

9 A. Yes.

10 Q. Now, did you know a neighbor by the name of Nicole
11 Nachtman?

12 A. Yes.

13 Q. And do you see her here today?

14 A. Yes, over there.

15 Q. Okay. Can you identify her, please? Just, you -- I saw
16 you point; but just maybe say, like, what she's wearing for the
17 record or --

18 A. A black shirt.

19 Q. Right -- right -- reflect she identified the defendant?

20 JUDGE: Record shall so reflect.

21 BY ATTORNEY 1:

22 Q. All right. How long has she lived next to you?

23 A. A couple years -- five to seven.

24 Q. Okay. And -- and you -- did you know her mother?

25 A. Not really.

1 Q. All right.

2 A. I just met them, like, the first day they moved in,
3 really, and just saw them.

4 Q. All right.

5 A. I never really, like, talked to them that much.

6 Q. Did you -- but did you see Nicole around from time to
7 time?

8 A. Yes.

9 Q. Where would you see her, generally? Just walking out in
10 front of the house or something?

11 A. Yes.

12 Q. Were you all friends? Did you say "hello" to her or
13 anything like that?

14 A. I went trick-or-treating with her one time.

15 Q. Okay. But other than that, any other real contact with
16 her or anything like that?

17 A. No.

18 Q. Would y'all say "hi" to each other when you saw each
19 other?

20 A. Not really.

21 Q. Not really? But you recognize what she looks like, right?

22 A. Yes.

23 Q. At the house where Nicole lived, who would you see most of
24 the time?

25

1 A. Bob. I would see him outside always, like, working on the
2 pool or outside --

3 Q. Okay.

4 A. -- just walking to the house. And I had saw, like, Miriam
5 come home from work.

6 Q. All right. So -- so -- but Bob was the one you see -- saw
7 the most, usually around the house, working outside?

8 A. Just outside, yeah.

9 Q. Yeah. Now, going back to August of 2015 -- well, let me
10 ask you this: Do you know what kind of cars they drove; were
11 you familiar with that?

12 A. Yes.

13 Q. And -- and what kind of car did you see Nicole drive, do
14 you remember?

15 A. A red Prius.

16 Q. And going back to August of 2015, what grade were you in
17 at that time?

18 A. I was entering freshman year of high school.

19 Q. And where were you going to school?

20 A. Sickles High School.

21 Q. Specifically, August 20th of 2015, the day of this
22 incident, do you remember that day and what you were doing?

23 A. Yes, I had my open house for Sickles.

24 Q. All right. What -- do you remember what time the open
25 house was at Sickles?

1 A. I got ready for it at, like, two. It was, like, early
2 afternoon.

3 Q. Okay. And at that -- on that day, were you home alone?

4 A. For a little.

5 Q. Okay. And where was your mom?

6 A. Working.

7 Q. Okay. And what about your dad?

8 A. Working.

9 Q. All right. So while you were home alone, you said you
10 were getting ready to go to Sickles?

11 A. Yes.

12 Q. And who was going to take you to Sickles?

13 A. My dad.

14 Q. Okay.

15 A. He took off work --

16 Q. And he was going to pick --

17 A. -- to come pick me up.

18 Q. He was going to come pick you up?

19 Now, while you were there that afternoon, did you ever see
20 Nicole Nachtman?

21 A. Yes.

22 Q. When did you see her, do you remember?

23 A. Like early afternoon, two o'clock.

24 Q. And -- and what was she doing?

25

1 A. I just saw her walk out, like, the side door of,
2 like -- which is, like, the garage side door.

3 Q. All right.

4 A. I saw her walk out towards the driveway.

5 Q. And did you immediately recognize that it -- it was
6 Nicole?

7 A. Yes.

8 Q. And we're talking about the -- the 20th of -- of August of
9 2015, the day you had that Sickles thing; is that correct?

10 A. Yes.

11 Q. And where were you at that you saw her walking out?

12 A. I was in my bedroom, just sitting there; and like, you
13 could just, like, see, like, down the whole -- the space
14 between.

15 Q. Okay. And so you're talking about that space that we
16 showed that picture of between the two houses?

17 A. Yes.

18 Q. Your window looked out into that space?

19 A. Yes.

20 Q. And the --

21 A. It's, like, the last one.

22 Q. And the door where you saw her come out was -- was
23 on -- on -- on the side of her house?

24 A. Mm-hmm.

25 Q. And you could see it from where you were in your room?

1 A. Yes.

2 Q. And -- and how -- how do you remember that, seeing her
3 coming out of that door?

4 A. I just saw her walk towards the driveway, and I didn't
5 think anything of it at the time.

6 Q. Okay. Was it normal to see her coming out of that door?

7 A. No.

8 Q. And how did she appear at the time when you saw her coming
9 out of the -- of the room?

10 A. I didn't see if she was, like, holding anything or
11 anything. I just saw her walk towards the driveway. I
12 couldn't really tell.

13 Q. Okay. Let me see this picture.

14 I'm showing you what's previously been introduced in this
15 case, Exhibit 1K. Do you see your room in this picture?

16 A. It would be the window next to that one.

17 Q. Okay. So, like, I'm pointing here. So it'd be the window
18 more over here?

19 A. Yeah. There's, like, another window right there.

20 Q. All right. And do you see the door you saw Nicole
21 Nachtman walk out of on that day?

22 A. Yes.

23 Q. And where is that door?

24 A. Next to the AC thing.

25 Q. Next to the AC thing?

1 A. Yeah.

2 Q. Okay. Like, so I'll -- I'll use -- I'll use this pen. Is
3 that the door you're referring to?

4 A. Yes.

5 Q. And that's the door you saw her come out of?

6 A. Mm-hmm. It's a garage door, and I have the same one on my
7 house.

8 Q. Okay. So you went to the open house at Sickles?

9 A. Yes.

10 Q. And you -- and you said it was late afternoon?

11 A. Mm-hmm.

12 Q. All right. And you went with your father. Did you drive
13 or did your father drive?

14 A. My father drove.

15 Q. Okay. And was your father there when -- when Nicole came
16 out, or were you by yourself?

17 A. I was by myself.

18 Q. How long were you at that open house?

19 A. Really two to three hours.

20 Q. And what did you do after the open house?

21 A. I came home, had, like, a quick snack, and then me and my
22 dad played tennis and went to Panera Bread after that.

23 Q. All right. And then -- and -- and your mom was still at
24 work all this time?

25

1 A. She comes home, like, around seven-something, seven to
2 eight, between that time.

3 Q. Okay. So after playing tennis with your dad and going to
4 Panera Bread, did you come home at that time, or what did you
5 do?

6 A. Yes.

7 Q. All right. Do you recall about what time that was that
8 you got home?

9 A. Like around nine o'clock, I would say.

10 Q. Okay. And did your dad stay, or did he just drop you off?

11 A. He just dropped me off.

12 Q. Now --

13 A. Made sure I got in the house and then left.

14 Q. Okay. Now, when you got home at nine, who else -- who all
15 else was out -- else was in the house, if anyone?

16 A. My stepdad; and my mom was out on, like, a walk 'cause she
17 always calls my grandma and walks around the neighborhood.

18 Q. So she -- she was -- she was out for a walk at that time?

19 A. Yes.

20 Q. And your stepdad was in the house with -- and his name,
21 again, is what?

22 A. Wesley.

23 Q. Okay. And so when you got home around nine o'clock and
24 you were there, what -- what were you doing at that point?

25

1 A. I just went to my room, and I was showing him -- we got,
2 like, a bunch of papers, like, from all of, like, my syllabuses
3 from high school; and I was just showing him that.

4 Q. Okay. And did anything happen while you were sitting
5 there and you were looking through the -- the paperwork for
6 Sickles?

7 A. I heard, like, three loud booms; but I just thought it was
8 fireworks.

9 Q. Okay. Describe, if you can, for the jury, what it sounded
10 like, what you heard, if it -- to the best that you can. Like,
11 was it quick? Was it slow? Was it one right after the other?
12 Was it one --just -- the best you can, describe what -- the
13 sound that you heard.

14 A. I heard one and then, like, a pause, and then two more.
15 And then I heard, like, a scream.

16 Q. Okay. What -- and -- and -- and when you say "a scream,"
17 like, how would -- how did the scream sound?

18 A. I couldn't tell if it was, like, a male or a female.

19 Q. Okay. Did it sound like a scream of joy, a scream of
20 agony, or what -- it -- like, the description of the scream, if
21 you -- if you can.

22 A. Of pain.

23 Q. Of pain? Okay. And was that right after you heard the
24 three shots?

25 A. Yes.