

FBT-CR20-0336785-T : SUPERIOR COURT
STATE OF CONNECTICUT : JUDICIAL DISTRICT OF BRIDGEPORT
v. : AT BRIDGEPORT, CONNECTICUT
NICHOLAS, HALL : FEBRUARY 10, 2025

TRANSCRIPT OF PROCEEDINGS

EXCERPT

BEFORE THE HONORABLE PETER MCSHANE, JUDGE
AND JURY

A P P E A R A N C E S :

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1 THE COURT: Okay. Ladies and gentleman, we're
2 on the record for State of Connecticut versus
3 Nicholas Hall.

4 I'd ask that the parties could please identify
5 themselves.

6 ATTY. DAVIS: Good morning, Your Honor. Kelly
7 Davis for the State.

8 ATTY. PALERMO: Good morning, Your Honor. Elena
9 Palermo for the State.

10 ATTY. BERKE: Good morning, Your Honor. Robert
11 Berke for Nicholas Hall.

12 THE COURT: All right.

13 Mr. Hall is present, our jury is here we got a
14 later start than we wanted but it's 10:01, I did give
15 the lawyers -- the bad news is I could not move my
16 three-judge panel sentencing which is on tomorrow at
17 10 o'clock.

18 I'm told it will go no longer than an hour, but
19 I was really hoping to get that -- so, I'm going to
20 tell my jury tomorrow we will be starting at 11. But
21 right now, we have -- is the detective here?

22 ATTY. PALERMO: I'll go get him.

23 ATTY. DAVIS: I'll get him.

24 THE COURT: Please have him come on in and take
25 the stand. I don't need to put him under oath again,
26 he's been under oath. I'll just remind him.

27 (Pause in proceedings.)

1 THE COURT: Detective Wheeler, if you could,
2 please. I'll just remind you you're still under oath
3 and I'll remind you in front of the jury too. And
4 the video's queued up to the place we left off?

5 ATTY. DAVIS: As close as -- we ended, Your
6 Honor, at 35 -- 36:35. I --

7 THE COURT: 36:35, yep.

8 ATTY. DAVIS: Yeah.

9 So, I should be able to -- all right. I got it
10 to 36:13.

11 THE COURT: Good.

12 ATTY. PALERMO: Your Honor --

13 THE COURT: Yes, anything.

14 ATTY. PALERMO: Before we bring the jury out, we
15 did discuss with Attorney Berke he has subpoenaed
16 Detective Wheeler, I think for tomorrow, and we
17 indicated to Attorney Berke that Detective Wheeler is
18 having some -- he had to have knee surgery so he's in
19 some pain.

20 And we were hoping that maybe he could question
21 him about whatever he wants to question him about
22 today.

23 THE COURT: Oh, absolutely.

24 As long as you don't object for outside the
25 scope.

26 ATTY. PALERMO: No, but apparently there -- he
27 may still have to call him depending on what is --

1 testimony comes in through G.T., so --

2 THE COURT: G.T. Understood. I understand.
3 It's a fluid -- fluid situation.

4 ATTY. BERKE: So, I subpoenaed people for
5 tomorrow afternoon that's colossally unlikely that
6 we're going to get to those people. So, I'll
7 probably have to move that until Thursday.

8 THE COURT: The half full guy. That's -- if
9 we're open, we'll get there.

10 ATTY. BERKE: So, I guess -- because I lined --
11 I lined up a lot of people for tomorrow afternoon.
12 If, you know, we --

13 THE COURT: Yep.

14 ATTY. BERKE: -- move along, I would imagine
15 Thursday morning's or Thursday afternoon is --

16 THE COURT: Yeah.

17 We, you know, we talked about it off the record,
18 we might as well talk about it on the record. The
19 weather forecast for this week is horrific.

20 ATTY. DAVIS: Mm-hmm.

21 THE COURT: It sounds like winter is coming all
22 in one week and it's during the week of this trial.
23 So, we'll do what we can.

24 The jurors have -- they still have the
25 notifications there on who they have to call and
26 (Indiscernible) listen to, but we'll get going.

27 Let's get going today and let's see where we

1 are. Bring in the jury, please.

2 (Pause in proceedings.)

3 THE COURT: And you know the notepads are right
4 there, right?

5 (Jury enters.)

6 THE COURT: Will counsel stipulate to the
7 presence of jurors and alternates.

8 ATTY. DAVIS: The State stipulates.

9 ATTY. BERKE: Defense stipulates, Your Honor.

10 THE COURT: All right.

11 Ladies and gentlemen, good morning.

12 THE JURORS: Good morning.

13 THE COURT: And thanks for all coming back. I
14 mean that.

15 We're going to start now; we're going to pick up
16 just where we left off. Detective Wheeler is still
17 under oath, we're watching the video.

18 Originally it was at -- we stopped it at 3645,
19 somewhere around there. We're going to go back like
20 one question.

21 And then, again, this is something that's in
22 evidence, it's a full exhibit, you'll get to look at
23 it if you so choose.

24 But for now, we're just going to start right
25 here and work your way -- yeah, if you want to move
26 down. And when we initially start, just raise your
27 hand if you can't hear it well.

1 But I think we've got it pretty good. I heard
2 it this morning.

3 Well, fingers crossed. We'll see. All right.
4 If you could, please.

5 (Video exhibit is played.)

6 ATTY. DAVIS: Your Honor, there is more. Do you
7 mind if I just go forward?

8 THE COURT: Please.

9 ATTY. DAVIS: Thank you.

10 I thought it was shorter than this, but I don't
11 have the --

12 THE COURT: My estimate was it was about nine
13 minutes.

14 (Video exhibit resumes.)

15 THE COURT: Did you have questions in addition?

16 ATTY. PALERMO: No, Your Honor. The State has
17 no further questions.

18 THE COURT: Okay.

19 ATTY. BERKE: Your Honor, could we have a side
20 bar?

21 THE COURT: Absolutely.

22 Ladies and gentlemen, we'll be right with you.
23 Could we go off the record for a minute, please.

24 (Sidebar taken.)

25 THE COURT: All right. If we could go back on
26 the record, please.

27 THE MONITOR: (Indiscernible.)

1 THE COURT: We're back on? Thank you.

2 Ladies and gentlemen, what we heard was excerpts
3 from the police interview of Nicholas Hall. There
4 are a few things that I told you in advance and I'm
5 going to remind you now.

6 First, we're not hearing the entire interview.
7 There were questions by the police and responses by
8 Mr. Hall that I have excluded. I have excluded these
9 questions and responses in accordance with
10 Connecticut case law and our general statutes.

11 You are not to speculate as to what might be
12 asked or answered. And you are not to speculate as
13 to why I excluded it.

14 Second, there may be references to they, or
15 them, or the kids, in the responses. However, such
16 response, I want you to know, applies to L.T. only.

17 There is only one individual alleging such
18 behavior and you can give the video whatever weight
19 you want. You could deem it -- you can give whatever
20 weight you deem it appropriate as it -- and I just
21 want you to know that it applies to L.T. only.

22 Now at the conclusion of the video we saw that
23 the defendant was placed under arrest. I told you
24 before an arrest is merely procedural steps that
25 starts the process.

26 The arrest is a formality, so to speak, that
27 brings the individual to court to be charged. Arrest

1 does not mean that the defendant has done anything
2 wrong.

3 The fact that the State, the fact that the
4 police accused him of committing these crimes does
5 not mean he has done anything wrong. And the fact
6 that someone has been arrested, you are not to use
7 that against them.

8 As I said, the arrest is merely a procedural
9 stage, and it gets us to where we are today.

10 Now, what we have next is cross examination, but
11 we're going to take a five minute -- well, we'll make
12 it a ten minute recess and then we'll come back out.
13 So, it's 11:35 -- see this is what I like about this
14 courtroom, this clock works, mine doesn't.

15 It's 11:35, so we'll be back at 11:45. Thank
16 you.

17 THE MARSHAL: All rise. The Court is in recess.

18 (Recess is taken.)

19 THE COURT: All right.

20 We're back on the record, the parties are
21 present on State versus Hall and the defendant is
22 here. Thank you to Detective Wheeler.

23 We can bring the jury in, please.

24 (Jury enters.)

25 THE COURT: Does counsel stipulate to the
26 presence of all jurors and alternates?

27 ATTY. DAVIS: Yes, Your Honor.

1 ATTY. BERKE: Defense stipulates.

2 THE COURT: Thank you. Please be seated
3 everyone.

4 As I indicated ladies and gentlemen, and that
5 was the conclusion of direct examination. At this
6 point, we have the second part of cross examination.

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1 **D A N W H E E L E R,**

2 called as a witness by Attorney Palermo, having been duly
3 sworn in, was examined and testified under oath as follows:

4 THE COURT: Attorney Berke, please.

5 ATTY. BERKE: Thank you.

6 **CROSS EXAMINATION BY ATTY. BERKE: (Cont.)**

7 Q Detective, did you take part in scheduling the
8 forensic examination of L.T.?

9 A Yes.

10 Q And did you take part in scheduling a subsequent
11 medical exam?

12 A No.

13 Q On May 27th, 2020, it was brought to your attention
14 that there was an audio tape of L.T. that was taken by G.T.

15 A Yes.

16 Q And that was transmitted to the department on -- your
17 police department on June 1st of 2020?

18 A Yes.

19 Q When you were advised that there was an audio tape,
20 was that over the phone or was that in person?

21 A That was over the phone.

22 Q And do you know of any limitations at that time on
23 why that audio tape couldn't be submitted to you on May 27th
24 when you found out of this -- its existence?

25 A No.

26 Q Did you follow up to identify when that audio tape
27 would be submitted to you?

1 A Yes.

2 Q And when did you follow up?

3 A On 6/1.

4 Q At some point, was it brought to your attention that
5 G.T took a video of L.T.?

6 A Yes.

7 Q And when -- what date was that?

8 A I believe that was 6/4.

9 Q And when was that video supplied to you?

10 A I'm not remembering exactly.

11 Q Was that documented in your report?

12 A Yes.

13 (Pause in proceedings.)

14 **BY ATTY. BERKE:**

15 Q Do you know if you documented the date and time you
16 received that?

17 A I documented the date for sure.

18 Q You're not sure if the time?

19 A I can't remember.

20 Q Would it refresh your memory if you looked at the
21 police report?

22 A Sure, yes.

23 ATTY. PALERMO: If I could just see which
24 report.

25 (Pause in proceedings.)

26 ATTY. PALERMO: Thank you.

27 ATTY. BERKE: Not sure if that was a cough or a

1 sneeze, but I will say bless you anyway.

2 (Pause in proceedings.)

3 **BY ATTY. BERKE:**

4 Q Have you had a chance to review that document?

5 A Yes.

6 Q And does that refresh your memory as to the date and
7 time you received that second file -- the video file?

8 A It says on 6/4, the time is not in there.

9 Q What's the significance of documenting a time of a
10 certain task within the report?

11 A To document the case.

12 Q And is it important to provide details such as that
13 within your report?

14 A As what?

15 Q I'm sorry?

16 A As what?

17 Q Is it important to provide such a detail within your
18 report? The time of an event that occurs.

19 A Some times aren't as necessary, that's why I make
20 sure we had the dates in there.

21 Q But the time is not important?

22 A Sometimes it's not as important.

23 (Pause in proceedings.)

24 Q During the video which the jury just heard, the
25 interview of you and Detective Lavin of Mr. Hall. There
26 were a number of statements that both you and Detective
27 Lavin that were not true.

1 Isn't that correct?

2 A That's true.

3 Q And can you describe your training in regards to the
4 interview of someone who's suspected of committing an
5 offense?

6 A Yes. Sometimes we receive interview training where
7 sometimes we will use facts to elicit a truthful response.

8 Q And sometimes the facts that you present to someone
9 are not true.

10 A That's correct.

11 Q And you do that in event for them to perhaps provide
12 information that is -- inculcates them in crime.

13 A We provide that to try to obtain a truthful response.

14 Q A truthful response -- are you seeking them to --
15 you're not seeking them to lie to you, you're asking them to
16 be truthful and provide information about what happened.

17 A Yes.

18 Q And the beginning of those interviews, typically --
19 correct me if I'm wrong -- is a rapport building segment
20 where you talk about personal aspects of someone's life to
21 get them to open up and talk to you?

22 A Yes.

23 Q And that's what you did in this situation with
24 Mr. Hall?

25 A Yes, it is.

26 Q Now, you've indicated there was sometimes where
27 information you provide to a suspect in interview is not

1 truthful.

2 A Correct.

3 Q Can you tell us what you told Mr. Hall that was not
4 truthful?

5 A I couldn't hear that speaker too good, so I don't
6 remember everything that I said that was not truthful.

7 Q Well, either from what you were able to hear today or
8 your recollection, can you tell us what you told him that
9 was not truthful?

10 A I mean, it was -- it was a long time ago, and I can't
11 hear -- couldn't hear that speaker too well. So, I couldn't
12 tell you exactly what I said.

13 So, I don't remember.

14 Q When was the last time you heard that video?

15 A Besides for today, it was a long time ago.

16 Q Would it refresh your memory if you had a chance to
17 listen to that interview again?

18 A Depending on the audio quality.

19 Q Well, if you had an opportunity to listen to it with
20 headphones.

21 A It might help. I mean, I don't know if you're asking
22 for one thing or if you want me to write down every single
23 thing. It's --

24 Q Well, the question I'm asking you -- if I can just
25 backtrack is, can you tell us when you lied to Mr. Hall.
26 And I'm asking you if you remember the times where you lied
27 and tell us what they are.

1 And I'm wondering if it would refresh your memory if
2 you had a chance to listen to that interview to identify
3 when you lied to Mr. Hall.

4 A I mean, I don't remember. I'm not --

5 Q Would it refresh your memory --

6 A I'm not sure if watching it would help. I would
7 assume it would.

8 Q During your investigation of this case, there are a
9 number of people that you had interviewed, and those
10 interviews occurred physically at the police department.
11 They were videotaped.

12 Jen Foster, correct?

13 A Yes.

14 Q Jayda Garrell?

15 A Yes.

16 Q And you also had indicated that there were a number
17 of opportunities where you spoke with G.T.

18 A Yes.

19 Q And there was an opportunity where G.T. gave you a
20 statement and it was at the police department?

21 A Yes.

22 Q Was there a videotape of that statement?

23 A No.

24 Q What's the significance of videotaping some witnesses
25 and not others?

26 A Usually in a longer interview, we would record it.
27 That was just a very brief statement.

1 Q So because the statement is short is why you wouldn't
2 interview someone -- why you wouldn't record it?

3 A Yeah, basically, everything that she had to tell me
4 was on paper that day in the statement.

5 Q Right. But that wasn't my question, my question was
6 regarding the recording. I mean, you -- you have -- I
7 believe you testified that both Jayda -- I'm sorry -- Jayda
8 Garrell and Jen Foster had provided you with a statement,
9 but then you also had them sign a written statement.

10 A Yes.

11 Q But in regards to G.T., you did not record the
12 statement she gave you.

13 A No, I didn't interview her.

14 Q You didn't interview her?

15 A No.

16 Q So, can you describe how that process occurred?

17 A Which one?

18 Q The process when she came to the police department.

19 A Yes. She came forward with some new information and
20 I can't remember off the top of my head if she was coming in
21 to also provide the video. So we obtained just a written
22 statement about that information that she was giving us at
23 that moment.

24 Q And how did that process work about providing the
25 written statement?

26 A I asked her to provide one.

27 Q And you didn't think at that point that you would

1 follow the same process you did with Jayda Garrell and Jen
2 Foster?

3 A No. Those were interviews with several questions.
4 G.T. was just providing some basic information and she
5 provided a statement reflecting the basic information that
6 she gave.

7 Q When you say basic information, what do you mean by
8 that?

9 A It wasn't a detailed long interview. It was minimal
10 information.

11 Q During the context of that interview, do you remember
12 the discussion regarding police commissioners?

13 A No.

14 Q The interview that we just heard on video, you don't
15 recall the conversation at the end about police
16 commissioners?

17 A I recall that on the video, yes.

18 Q So, do you recall the contents to that conversation?

19 A In the interview, yes.

20 Q Yes.

21 A Yes.

22 Q And the beginning of that conversation was --
23 Mr. Hall had asked you whether it was a conflict of interest
24 regarding a police commissioner.

25 A Yes.

26 Q And there was a response about the police commission
27 and what police commissioners do?

1 A Yes.

2 Q Who were they referring to?

3 A A family member.

4 Q Whose family member?

5 A It was a family member of G.T., I believe.

6 Q So, is it your understanding that a family member of
7 G.T. is on the police commission for the Town of Trumball?

8 A Yes.

9 Q Had you ever met that police commissioner before?

10 A I don't believe so.

11 Q Have you ever had any contact with that police
12 commissioner since?

13 A No.

14 Q Are you aware whether that police commissioner was on
15 the scene when you went to 96 Lake Avenue?

16 A I don't believe he was.

17 (Pause in proceedings.)

18 **BY ATTY. BERKE:**

19 Q During the context of the interview with Nick Hall,
20 do you remember a comment by either you or Detective Lavin
21 to Mr. Hall that evidence was found not just in the bedroom?

22 A Yes.

23 Q That was not correct, right?

24 A That's correct.

25 Q There was a statement made that in regards to
26 polygraphs that that's in the movies.

27 A I --

1 Q Was that a statement that was attributed to you or
2 Detective Lavin?

3 A I don't remember hearing that.

4 Q Would it refresh your memory if at some point you had
5 a chance to listen to that segment?

6 A Yes.

7 Q Do you remember a statement that was a statement
8 slash in the form of a question by either you or Detective
9 Lavin asking Mr. Hall, how did your come end up inside her
10 referring to L.T.

11 Do you remember that line of questioning?

12 A Yes.

13 Q That was a lie, wasn't it?

14 A I can't remember that part.

15 Q You don't remember that question?

16 A No.

17 Q Would it refresh your memory if at some point you had
18 a chance to listen to that interview?

19 A Yes.

20 (Pause in proceedings.)

21 **BY ATTY. BERKE:**

22 Q Now at a point prior to the time where you sent
23 detectives to conduct an analysis of the bed of L.T. and
24 S.T., at that point in time, you were armed with information
25 from G.T.

26 Correct?

27 A Yes.

1 Q And you were armed with information that came from
2 the forensic interview of L.T.

3 A Yes.

4 Q And during the context of both of those interviews, I
5 say this globally, the information presented to you by that
6 point, before you sent the detectives to the home was that
7 there were incidents that occurred in S.T.'s bed.

8 Correct?

9 A Yes.

10 Q L.T.'s bed?

11 A Yes.

12 Q Correct?

13 A Yes.

14 Q The living room couch.

15 A Yes.

16 Q And the laundry room.

17 A Yes.

18 Q Correct?

19 A Yes.

20 Q But your direction was to have them only test S.T.'s
21 bed and L.T.'s bed.

22 A Yes.

23 Q And there was also information provided to you that
24 incidents were alleged to have occurred in W.T.H.'s room.

25 Correct?

26 A Yes.

27 Q As well as the master bedroom. G.T.'s bedroom.

1 A Yes.

2 Q Do you recall a conversation towards the end of the
3 interview of Nicholas Hall that refers to the charges that
4 he's going to face, which are sex assault and domestic?

5 A Yes.

6 Q And were you -- when you said domestic, you were
7 referring to the fact that this incident was domestic
8 related. There were no other domestic charges.

9 A Correct.

10 Q So it wasn't a separate case. It was this case,
11 because of the relationship, would be treated as domestic
12 and that's why you made that inference.

13 That's correct?

14 A Yes.

15 (Pause in proceedings.)

16 **BY ATTY. BERKE:**

17 Q Do you recall a segment in the interview where there
18 was a discussion about information received from a doctor in
19 regards to L.T. and L.T.'s claim?

20 A In the Nicholas Hall interview?

21 Q Yes. I'm sorry. Yes.

22 A Can you repeat the question?

23 Q Certainly. Do you recall a segment in Nicholas
24 Hall's interview where there's a reference by either you or
25 Detective Lavin regarding information you obtained from a
26 doctor's examination of L.T.?

27 A I don't remember that part.

1 Q Would it refresh your memory if you had an
2 opportunity to listen to that segment of the interview?

3 A Yes.

4 Q Can you describe the items that you looked at in
5 preparation of your testimony.

6 A My reports.

7 Q Did you look at any other items aside from your
8 reports?

9 A No.

10 Q Did you have an opportunity to obtain a copy of the
11 CT-100 form that we talked about last time we were in court?

12 A Yes, I did.

13 Q And where did you obtain a copy of that?

14 A From the records department.

15 Q From where?

16 A Trumbull Police Department records.

17 Q Just -- if you could describe that process of how you
18 obtained that record.

19 A I -- you requested, I believe, further information.
20 So, therefore, I contacted the records department in
21 Trumbull. I asked them if they had a copy of that form so I
22 can look into it.

23 Q And did you look into it?

24 A Yes.

25 Q And did you bring that form with you?

26 A Yes, I did.

27 Q Would you take it out, sir?

1 A I believe it's the same one you presented me with.

2 THE COURT: All right. There was no question
3 pending.

4 THE WITNESS: Sorry.

5 THE COURT: That's all right. That last part
6 was unresponsive. So, it will be stricken.

7 (Pause in proceedings.)

8 **BY ATTY. BERKE:**

9 Q So the document that you've looked at -- the CT-100
10 form -- has your name on that document.

11 Correct?

12 A Yes, it does.

13 Q And it has your phone number?

14 A It has the police department phone number. Yes.

15 Q And it has your email address.

16 A Yes, it does.

17 Q And the case number that's referenced -- the Trumball
18 case number for this investigation, Nicholas Hall.

19 A Yes.

20 Q And you indicated that, at this time, you don't
21 recall completing that document.

22 A That's correct.

23 Q But it is a document that's maintained by the
24 Trumball Police Department in regards to this case?

25 A Yes.

26 Q Who else would have completed a document with your
27 name on it?

1 A I don't know.

2 Q And is there a date on the document?

3 A June 8th, 2020.

4 Q Is this the type of information that you would have a
5 better recollection at the time it was -- I'm sorry -- June
6 8th of what year?

7 A 2020.

8 Q And is this type of information that you would have a
9 better recollection on this who four years ago plus.

10 A Yes, I would have had a better memory of this back
11 then.

12 ATTY. BERKE: Your Honor, I would offer this as
13 a full exhibit.

14 ATTY. PALERMO: The State would be objecting,
15 Your Honor. One, if he testified previously that he
16 has no recollection of filling this out and even
17 though he was refreshed with this document.

18 It's a hearsay document. It's just like a
19 police report. Police reports don't go in and he has
20 no independent recollection whether he filled out
21 this form, or he didn't fill it out, or if someone
22 else filled it out.

23 So, it's hearsay on multiple levels and he has
24 no recollection.

25 ATTY. BERKE: Your Honor, there were several
26 grounds for its admission.

27 THE COURT: Can I just take a look at it,

1 please. And has it been marked?

2 ATTY. PALERMO: No.

3 THE COURT: If I could have it marked as A for
4 ID at this point.

5 (Pause in proceedings.)

6 THE COURT: I just -- if I could have --
7 Attorney Berke, if you could just give me a moment,
8 please.

9 (Pause in proceedings.)

10 THE COURT: Okay.

11 Ladies and gentlemen, we're just going to have
12 you step out into the jury room. We're going to
13 discuss this at this time, and I'll be right with
14 you. It won't be long.

15 (Jury exits.)

16 THE COURT: All right.

17 Just for purposes of the record, Defense A for
18 ID is a CT-100 in quotations, kit evidence -
19 clothing, bedding, and other evidence. It's a form
20 that was revised and effective May 1st, 2018.

21 It indicated it's completed by Trumbull Police
22 Department, and it has Detective Wheeler's email
23 address.

24 So go ahead.

25 And we'll have to -- it -- I'm just going to ask
26 that this -- we're going to have to -- the victim's
27 name is in it fully on the first line.

1 So, we're going to have to redact it. I didn't
2 know that when I had it marked. Shame on me.

3 ATTY. BERKE: Your Honor, in fact, I was going
4 to have a different --

5 THE COURT: Oh, so you were --

6 ATTY. BERKE: -- version of that marked --

7 THE COURT: Yep. Sorry about that.

8 So, this will be marked for ID and sealed, and
9 then the other one would be -- could be coming in.

10 So --

11 ATTY. BERKE: Although I did not redact it
12 because --

13 THE COURT: We could do it.

14 ATTY. BERKE: So, if I can have this version
15 marked for ID, please.

16 THE COURT: Sorry about that.

17 ATTY. BERKE: There's a small -- the only
18 difference with the version I'm submitting is that at
19 the bottom there's a -- the Bates stamp from the
20 State's Attorney's Office.

21 THE COURT: Okay. Okay. Go ahead. Why should
22 it come in.

23 ATTY. BERKE: (Indiscernible.)

24 THE COURT: And why is it not hearsay?

25 ATTY. BERKE: It should come in under a couple
26 of grounds. Recording recollection, business record,
27 and residual hearsay.

1 Let me start with residual hearsay. The
2 trustworthiness of the document, it's -- it was
3 presented to the Court through the witness from the
4 Trumball Police Department's file itself.

5 Although it's not signed, I think the adoption
6 of the Trumball Police Department file with the name
7 -- this detective, the date, and other qualifying
8 information.

9 Secondly, the significance of the State's
10 Attorney's Office stamp on the bottom, this was
11 received in the course of discovery. And that's
12 another addition of its reliability, I received this
13 from the State. It's not something that I generated
14 or created myself.

15 THE COURT: No, and I don't think that's
16 counsel's argument that you would have retrieved it
17 or done anything to it. Just because it's in
18 discovery or discoverable doesn't make it not
19 hearsay.

20 ATTY. BERKE: I understand that. I'm just
21 talking about its inherent reliability.

22 THE COURT: Counsel, I mean, it's a business
23 record, right? It's kept in the ordinary --

24 ATTY. PALERMO: It --

25 THE COURT: -- course of Trumball P.D.

26 ATTY. PALERMO: Well --

27 THE COURT: In fact, counsel -- he went and

1 retrieved it.

2 Sorry.

3 ATTY. PALERMO: If I could -- first of all, if I
4 could ask the detective, this isn't a -- this is not
5 a Trumball Police Department form, Your Honor.

6 This is a State of -- this is a lab form. This
7 is not a Trumball Police Department form. This
8 detective is not familiar with this form, he doesn't
9 use this form.

10 He has no present recollection of ever filling
11 this form out. He does not fill out this form in the
12 regular course of his police business.

13 THE COURT: Yep. But it's still part of a -- I
14 mean, we put hospital records in through non, you
15 know, people who don't make the records.

16 ATTY. PALERMO: Right.

17 But he has no --

18 THE COURT: Do you understand what I'm saying?

19 ATTY. PALERMO: -- recollection of filling this
20 out, Your Honor.

21 THE COURT: He doesn't have a recollection of
22 what we just saw on the video.

23 ATTY. PALERMO: But, Your Honor, we don't know
24 who put in this information. This is a form that was
25 -- he was asked to go to -- to records and find this
26 form.

27 So, does that mean that I should put in every

1 police report he made? Because it's the same thing
2 that I would ask that it be allowed to put in his
3 police reports.

4 This is a document that he has no recollection
5 of filling out. He may have filled it out, but he
6 has no present recollection. It's not something he
7 -- he does in the ordinary course of his business to
8 fill this out.

9 And it's -- then every police report should go
10 in too then.

11 THE COURT: But --

12 (Pause in proceedings.)

13 ATTY. PALERMO: Your Honor, this is a rare form
14 that apparently the lab requires when evidence is
15 submitted without a sex kit in a sexual assault case.

16 So, I think, one, there's -- it's hearsay and
17 it's not something he has any recollection of. We
18 have no idea who filled it out and it's like any
19 other -- it's like any other business record.

20 All police reports are business records too but
21 they -- that doesn't mean they get in, Your Honor.

22 THE COURT: No, and I --

23 ATTY. PALERMO: I mean --

24 THE COURT: I understand -- I understand that.
25 But I mean, you know, here, in this case, the fact
26 that he doesn't remember filling it out, the fact
27 that somebody filled it out and put his email address

1 on it.

2 I mean, isn't counsel allowed to explore the
3 fact that there was evidence submitted to the -- it's
4 kind of cumulative in a sense. Evidence was
5 submitted to the lab and there was not a sex kit
6 done.

7 I mean, isn't that what this document says?

8 ATTY. PALERMO: Well, I think the purpose that
9 counsel's trying to get it in are there are dates on
10 these that don't correspond with his testimony and
11 he's saying I didn't fill out -- I don't -- I don't
12 recall filling this form out.

13 He may have sent it to the lab, but he -- I've
14 asked him independently do you remember filling this
15 form out at the request of the lab and he's going to
16 say I don't remember filling it out. He doesn't even
17 know if this information was put in there by himself
18 or someone else.

19 And the information is contradictory to what
20 he's testified to. So maybe someone else put this in
21 and we don't know who. And they put his email in it
22 because this -- he was the lead detective.

23 So, this was sent to the lab, I believe through
24 his email but as I talked to him yesterday or -- I
25 don't know when I spoke to him -- he has no
26 recollection of ever filling this form out, Your
27 Honor.

1 And this is not something he fills out. He
2 doesn't even recall if he's ever seen this form even
3 blank before.

4 THE COURT: Okay.

5 ATTY. BERKE: Your Honor, if it was sent from
6 his email, certainly, the trustworthiness that it
7 came from him -- I wasn't aware of that fact --

8 THE COURT: Well, I'm not so sure we can say it
9 was sent from an email because it's not a -- his
10 email is listed on it.

11 ATTY. BERKE: That's just something that I
12 thought was just stated to the Court, that it was
13 sent from his email.

14 ATTY. PALERMO: It -- I asked the detective to
15 see if he could find how this -- if this was sent to
16 the lab. It was, it was sent through his email.

17 He found that out through IT, but he has no
18 recollection if someone said, listen, here's the
19 form, you need to send it to the lab. Because
20 remember he wasn't the evidence officer.

21 He didn't bring up the comforter, the mattress
22 cover, the sheets --

23 THE COURT: Okay. What --

24 ATTY. PALERMO: It was -- it was -- I believe it
25 was Detective Murray.

26 So, it's very possible that Murray filled this
27 out and gave the form to Detective Wheeler, but

1 Detective Wheeler has no recollection of this, Your
2 Honor.

3 THE COURT: Okay.

4 ATTY. BERKE: Your Honor, it's recorded
5 recollection -- if the item is adopted, even if he
6 doesn't remember it, that's another ground it's
7 possible. And if it's sent from his email, I mean,
8 I'm not sure what else I could prove aside from his
9 signature that he adopted it.

10 ATTY. PALERMO: It's not recorded recollection.
11 He does not remember this form. He just called IT
12 and asked them, was this form ever sent to the lab,
13 and he was told yes. But he has no recollection
14 present.

15 And the lab, I believe, sent it to Detective
16 Murray not Detective Wheeler. So, if Counsel wants
17 to ask Detective Murray if he -- if he has any
18 knowledge of this form, I understand that.

19 But to put in a record that he is not saying he
20 generated or authored, I think is misleading the jury
21 and it's hearsay. It's hearsay and it falls in no
22 exception to the hearsay rule.

23 THE COURT: Well, I'm not quite sure it's
24 hearsay.

25 And I'm not quite sure it's hearsay because it
26 could be -- it's an out of court statement indeed,
27 but if he -- if this was mailed from his email, I

1 think what counsel is saying is, he adopted it by
2 sending it from his email.

3 Now, Murray may have given it to him. He may
4 have scanned it in and sent it out without reading
5 it. If that's the case, well, shame on him. If
6 someone gives you an email and says, hey, can you do
7 me a favor, you should really send this to the lab
8 and you don't even look at it -- I -- it --

9 ATTY. PALERMO: No. I don't think he's adopting
10 this, Your Honor. He never -- he can't even
11 remember --

12 THE COURT: Oh, no. He's walking -- he's
13 running away from it.

14 ATTY. PALERMO: Well, he has no memory of it.

15 THE COURT: And --

16 ATTY. PALERMO: I mean, you know, he has no
17 memory of it. And it's not a document he would fill
18 out in the ordinary course of his job; he's not the
19 evidence officer.

20 THE COURT: But how many sexual assaults has he
21 done? I mean, this is a case where this is a form
22 that the lab requires if there's not a sex kit. In
23 other words, if the lab just gets evidence and there
24 isn't a sex kit that these forms are used every time.

25 ATTY. PALERMO: From our information, the lab
26 said this a very rare form to use, Your Honor.

27 THE COURT: Okay.

1 ATTY. PALERMO: So it's not a form that's used
2 every time sexual assault evidence goes to the lab.

3 THE COURT: Okay.

4 ATTY. PALERMO: This is a rare form. That's
5 probably why he doesn't recognize it. Because he's
6 never used it.

7 THE COURT: Okay.

8 ATTY. PALERMO: And it's not used regularly.

9 THE COURT: Anything further?

10 ATTY. BERKE: Your Honor, just to perfect the
11 record, if I may, this is also a ground, and I don't
12 know if I previously said this in the residual
13 hearsay exception a statement that is not admissible
14 under any of the foregoing sections is admissible if
15 the Court determines there is a reasonable necessity
16 for its admission.

17 And two, the statement is supported by an
18 equivalent guarantees of trustworthiness and the
19 liability that are essential.

20 THE COURT: What is the necessity for it?

21 ATTY. BERKE: Impeachment. He testified about
22 certain dates and certain other factual
23 (Indiscernible) in that that are inconsistent with
24 his trial testimony and the defendant has a right to
25 present a defense which includes the Sixth Amendment
26 right to confrontation and confront Detective Wheeler
27 with his recollection and documentation.

1 THE COURT: Anything further?

2 ATTY. PALERMO: Only that how could we impeach
3 him if he has no memory of actually creating this
4 document. So, I think that argument falls short. If
5 he has no memory that he put this information in, how
6 is he being impeached by it?

7 ATTY. BERKE: If I may, Your Honor. Omissions
8 -- impeachment by omission is done frequently. I
9 mean, just because someone doesn't remember it
10 doesn't mean that you can't impeach them with it.

11 THE COURT: I mean, here's my problem, he just
12 watched a video for two hours and was asked questions
13 about that video. This is a video in which, I mean,
14 I would think a detective would review before taking
15 the witness stand and testifying in a case of a
16 sexual assault.

17 He didn't review it. Then he sat through it,
18 and he said, well, the audio is bad. But there are
19 certainly questions that Counsel asked that would
20 certainly -- that I recall being asked and I have
21 only seen the video once.

22 Granted I've looked at transcripts of it.

23 So, you know, the fact that he doesn't remember
24 authoring this I don't think -- it certainly fits
25 within a business records exception.

26 You certainly could ask him questions on
27 redirect with regards to it but I'm going to allow it

1 in. So, State's Exhibit B.

2 ATTY. BERKE: It's actually defense.

3 THE COURT: Defense Exhibit B is the -- will be
4 the redacted one. We need to redact out -- we'll
5 just have L.T. when it says victim's name with a
6 sharpie. And then date of birth can remain as long
7 as that date of birth is -- well, that date of birth
8 can remain.

9 Yes?

10 ATTY. PALERMO: So, does that mean the State is
11 now allowed to put in his police reports to basically
12 bolster in a prior consistent statement --

13 THE COURT: You --

14 ATTY. PALERMO: -- with the dates in there?

15 THE COURT: You can certainly try. No, you
16 can't put in all the reports. You could certainly
17 ask him about it. There's other ways to -- I don't
18 want to say rehabilitate, but there's certainly other
19 ways for you to bringing a question to this document.

20 But not by, you know, I don't know how many
21 police reports that he authored.

22 ATTY. PALERMO: He authored a couple, Your
23 Honor.

24 THE COURT: Two? Three?

25 ATTY. BERKE: Five.

26 THE COURT: Four?

27 ATTY. BERKE: Five.

1 THE COURT: Five?

2 Well, you could certainly ask him about the
3 dates on those but, you know, whether or not you try
4 to offer them as an exhibit, I'll see what you do.
5 I'm not going to pre-rule, so to speak.

6 ATTY. BERKE: Your Honor --

7 THE COURT: Anything else before I bring the
8 jury in?

9 ATTY. BERKE: Yes. It's indirectly related to
10 this officer's testimony. I'm not going to play a
11 two and a half hour tape for him again now.

12 THE COURT: Thank you.

13 ATTY. BERKE: I had subpoenaed him with this
14 document for my evidence, with the direction of the
15 Court, I would -- if the Court would consider
16 instructing him to review the video. I'm going to
17 bring him back.

18 Unfortunately, I have to but instead of
19 listening to that two and a half hours again and then
20 asking about that.

21 THE COURT: Okay. Well, I can't tell the
22 State's witness what to do, but he certainly should
23 review it if he's going to be cross examined on it so
24 he can try the State's --

25 ATTY. BERKE: There's no surprise that's where
26 I'm going --

27 THE COURT: Yep.

1 ATTY. BERKE: -- instead of wasting two and a
2 half hours now to have him to review this like
3 others. I mean, he doesn't remember most of it, I'm
4 not going to try and play, you know, an hour worth of
5 video. That doesn't make sense.

6 THE COURT: Nope. Nope. It'll be too tedious.
7 Okay. Let's bring in the jury.

8 ATTY. PALERMO: Your Honor, could I just inquire
9 before they come out?

10 I know Counsel asked you if you watched the
11 video before this, did you watch any part of the
12 video before you came here?

13 ATTY. BERKE: Your Honor, I'd object to this.

14 THE COURT: Are you asking me or him?

15 ATTY. PALERMO: No, I'm asking the --

16 THE COURT: Oh.

17 ATTY. PALERMO: -- Court if I can question him
18 about this --

19 ATTY. BERKE: (Indiscernible.)

20 ATTY. PALERMO: Because Counsel asked this
21 question, so I kind of want to -- I'm a little
22 uncertain as to whether he understood the question
23 and maybe he's actually saw part of the video --

24 ATTY. BERKE: Your Honor --

25 ATTY. PALERMO: -- just based on my
26 conversations previously.

27 THE COURT: It's a two -- go ahead.

1 ATTY. BERKE: I would object. She can do this
2 is re-redirect.

3 THE COURT: Well, it was a two hour video. How
4 much did you look at before you got on the witness
5 stand?

6 THE WITNESS: Our copy was hard to hear,
7 supposedly --

8 THE COURT: Just answer the question. It was a
9 two hour video, how much did you look at before you
10 came here?

11 THE WITNESS: I reviewed my reports that --

12 THE COURT: So, you didn't review the video at
13 all?

14 THE WITNESS: I couldn't because --

15 THE COURT: All right.

16 THE WITNESS: -- I couldn't hear it well.

17 THE COURT: There's your answer. He didn't
18 review the video.

19 ATTY. PALERMO: Did he review the transcript,
20 Your Honor, of the video, because there was a
21 transcript.

22 THE COURT: Did you review the transcript?

23 THE WITNESS: I reviewed the transcript, and I
24 reviewed my reports.

25 THE COURT: Okay.

26 ATTY. PALERMO: Okay. Thank you.

27 THE COURT: Bring out the jury, please.

1 (Jury enters.)

2 THE COURT: I gave it back to you, right? Rob,
3 it can't get published until we redact.

4 ATTY. PALERMO: I have a sharpie.

5 THE COURT: Okay. We'll wait. I like those
6 white line things instead of sharpie.

7 ATTY. PALERMO: Good. Mm-hmm.

8 THE COURT: Do you need a pen?

9 JUROR: I think he's going to get my pen.

10 THE COURT: Okay.

11 (Pause in proceedings.)

12 JUROR: Thank you, Your Honor.

13 THE COURT: Yep. I got plenty. This is another
14 judge's desk. So, he's got tons of them here. And
15 they're better than mine.

16 All right. Ladies and gentlemen, while you were
17 gone, we discussed it. It's actually -- I had it
18 marked as Defense A for ID. It's actually going to
19 be B, as a full exhibit and let me tell you why.

20 We've been very careful about names. A -- I
21 marked it. I jumped ahead and marked it, which I
22 shouldn't have done because it had a full name on it,
23 we have to redact it out.

24 Redacting is just a fancy way of saying taking a
25 sharpie or something and removing a name. You'll see
26 just initials. So that's why A will be -- it's
27 already been marked, so I can't unmark it.

1 So, A is still marked, but it's not a full
2 exhibit, so you won't have it in there with you, but
3 you will have B with you which is the same thing.
4 Thank you.

5 Go ahead.

6 ATTY. BERKE: Your Honor, I will offer it.

7 THE COURT: Yes, that --

8 ATTY. BERKE: Defendant's Exhibit B for ID is a
9 full exhibit.

10 THE COURT: It's a full exhibit.

11 **BY ATTY. BERKE:**

12 Q Sir -- and just so we're clear, Defendant's Exhibit B
13 is the CT-100 form that you had obtained from the police
14 department records?

15 A Yes.

16 Q And you testified that you don't have a recollection
17 completing this form.

18 A Correct.

19 Q And who else was assigned to this case from the
20 Trumbull Police Department?

21 A Oh, I -- it was my case.

22 Q So, who was responsible for submitting documents to
23 the state labs?

24 A It could be me, as the reporting officer, or it could
25 be evidence officers.

26 Q And can you tell us the names of all the officers
27 that are responsible for investigating this case -- or part

1 of this case -- whether it's field work or any work that was
2 done in this case. State versus Nick Hall.

3 A The case was overseen by me.

4 Q I understand that. But what are the other officer's
5 names?

6 A The other officers that responded to the scene? We
7 had Detective Sargeant Pires. We had Detective Edwards. We
8 had Detective Lavin do the interview with me. I went to the
9 -- one of the -- to the house one day with Detective --
10 Sargeant Coppola.

11 Q Who corresponds with the state lab when items are
12 seized?

13 A That would be the evidence officer -- or detective, I
14 should say.

15 Q Who was the evidence officer in this case?

16 A I believe at times it was Detective Murray and other
17 times, it looked like it was Detective Silva.

18 Q I'm sorry. I couldn't hear you.

19 A Detective Murray or Detective Silva, it looks like --

20 Q So --

21 A -- brought evidence to the lab.

22 Q So, in the scope of people that worked for the
23 Trumbull Police Department, who could have submitted the
24 CT-100 to the state lab?

25 A Any of them could have submitted it, but I emailed it
26 to the state lab.

27 Q And did you look at the document before you emailed

1 it?

2 A I can't remember that.

3 Q The document that has your name on it, that's the
4 document you're referring to?

5 A The CT-100 form.

6 Q Yes. And that's a document that you sent from your
7 Trumbull Police Department email to the state lab?

8 A Yes.

9 Q Would anyone else in your department have access to
10 your email to send materials?

11 A No.

12 (Pause in proceedings.)

13 **BY ATTY. BERKE:**

14 Q Would it be part of your policy to send a document
15 with your name on it that someone else drafted?

16 A What do you mean by policy?

17 Q Well, would that ever occur where you -- where
18 someone else drafted a document with your name on it that
19 you sent?

20 A It could be possible that somebody could have
21 completed it, and I could have emailed it. That could be
22 possible.

23 Q Is it something you'd review before you sent it to
24 the lab?

25 A Yes.

26 Q And you -- when I say review, review it for accuracy.

27 A Yes.

1 Q But you don't recall reviewing this document for
2 accuracy --

3 A I --

4 Q What's been marked as Defendant's Exhibit B.

5 A I don't even recall the document. So, that's
6 correct.

7 Q Thank you.

8 THE COURT: Any further cross?

9 ATTY. PALERMO: Yes, Your Honor.

10 THE COURT: No -- not any further cross I asked.

11 ATTY. PALERMO: Oh, I'm sorry.

12 ATTY. BERKE: No, I'm sorry.

13 THE COURT: Redirect.

14 ATTY. PALERMO: I'm sorry, Your Honor.

15 THE COURT: That's all right.

16 ATTY. PALERMO: And where is that?

17 THE COURT: Do you still have it?

18 THE WITNESS: No, I believe you took that paper.

19 THE COURT: There we go.

20 **REDIRECT EXAMINATION BY ATTY. PALERMO:**

21 Q Defense -- Detective, showing you Defense B, what is
22 that?

23 A The CT-100 form.

24 Q Prior to coming into court last week, were you
25 familiar with this form in a blank -- in its blank state.

26 A No.

27 Q Had you ever heard of a CT-100 form?

1 A No.

2 Q Is the CT-100 form, which you have before for, is
3 that a Trumbull Police Department document?

4 A No.

5 Q Have you since learned -- whose document -- or who
6 produces these forms?

7 A Yes.

8 Q Who?

9 A The state lab.

10 Q Have you yourself -- do you ever recall filling out a
11 CT-100 form?

12 A No, I don't.

13 Q Do you recall if you filled out that CT-100 form?

14 A No, I don't.

15 Q You don't remember?

16 A I don't remember that.

17 Q You said to Counsel's question that someone may fill
18 out a form and ask you to email it?

19 A Yes.

20 Q So that -- that -- and you would do that in the
21 course of your duties as an officer?

22 A Yes.

23 Q Who was that officer -- who was the officer that took
24 the evidence up to the lab?

25 A Detective Murray.

26 Q Did you have any involvement in taking any evidence
27 up to the lab?

1 A No.

2 Q Do you recall when the evidence was collected? And
3 by that, I mean the bedding evidence. The comforter, the
4 mattress cover, and the sheet.

5 A Yes.

6 Q Okay. What date was that?

7 A June 4th.

8 Q Okay. So, on Defendant's Exhibit B, it indicates
9 date of collection June -- it says June 6th.

10 Is that correct?

11 A That's correct.

12 Q Okay. And when was the evidence collected?

13 A June 4th.

14 Q Okay. And it has one date of incident. Is that a
15 correct date of incident?

16 A No.

17 Q And why not?

18 A The incidents took place over the previous year. So,
19 that -- that date's not correct.

20 Q And as the officer in charge of this would you have
21 put a date of June [sic] -- of May 8th, 2020, when you knew
22 that the incidents occurred over a period of -- a long
23 period of time?

24 A That's correct.

25 Q You would not have put that in?

26 A I would not have put that date. No.

27 Q And as the officer in charge, knowing when the

1 evidence was collected -- and when I say the evidence, I
2 mean the comforter, the bedding -- would you have put a date
3 of June 6th?

4 A No.

5 Q What date would you have put?

6 A June 4th.

7 (Pause in proceedings.)

8 **BY ATTY. PALERMO:**

9 Q Part of the duties of a detective are to interview.
10 Correct?

11 A Yes.

12 Q And are there certain techniques you're taught in
13 order to interview a suspect?

14 A Yes.

15 Q Okay. And is one of those techniques telling the
16 suspect false information?

17 A Yes.

18 Q And why would you do that? Why would you say
19 something that wasn't true when you're trying to interview a
20 suspect?

21 A To make them maybe think we have more information or
22 evidence.

23 Q And for what purpose?

24 A To elicit a truthful response from them.

25 Q And would you want -- are -- is one of the purposes
26 to get them to give you more information?

27 A Yes.

1 Q Okay. Did you do that in this case?

2 A Yes.

3 Q You asked Jayda and her mom to come into the police
4 department to interview them.

5 A Yes.

6 Q Is that correct?

7 A Yes.

8 Q Why did you ask them to come into the police
9 department to be interviewed?

10 A So they could give me a full interview and it would
11 be recorded, and they could provide a statement.

12 Q And when you say, and they could provide a statement,
13 what do you mean by provide a statement when you've already
14 interviewed them?

15 A Just so they would swear to what they told me.

16 Q And did Jayda and her mom swear to what they told you
17 in the video interview?

18 A Yes.

19 Q Did they give you details in the recorded -- in the
20 written statement?

21 A No.

22 Q So what was the purpose?

23 A To swear to what they told me during the interview.

24 Q Did you ask G.T. to come in and give a recorded
25 interview?

26 A No.

27 Q And why not?

1 A Because that was unnecessary.

2 Q Why?

3 A Because she wasn't giving a full lengthy interview.

4 Q What did you ask G.T. to do?

5 A To provide a statement about the facts that she just
6 told me about.

7 Q Which facts were those?

8 A Those were about the sheets and the bedding that --
9 it was about the last incident and how she believed that the
10 bedding was wet on the last incident.

11 Q And is that why you asked her to come in?

12 A Yes.

13 (Pause in proceedings.)

14 **BY ATTY. PALERMO:**

15 Q Is it fair to say that G.T. only provided you
16 information that L.T. had provided to her?

17 A Yes.

18 Q She had no independent information regarding the
19 incidents or what was told to her.

20 Is that correct?

21 A That's correct.

22 Q Did Jayda and her mom have information -- personal
23 information -- that they were aware of themselves?

24 A Yes.

25 Q Is that why you asked them to come in to give an
26 interview?

27 A Yes, it is.

1 Q You wrote several police reports in the course of
2 your investigation?

3 A Yes.

4 Q And did you indicate the dates in those reports where
5 you were provided information?

6 A Yes, I did.

7 Q And on each report -- on each day you talked to G.T.
8 did you put in your police report the date you talked to
9 her?

10 A Yes.

11 Q How about when you spoke to Jayda?

12 A Yes.

13 Q How about when you spoke to Jennifer, Jayda's mom?

14 A Yes.

15 Q Did you put in your police reports the date you asked
16 other officers to go out and collect the bedding?

17 A Yes, I did.

18 (Pause in proceedings.)

19 **BY ATTY. PALERMO:**

20 Q And I think this was asked previously, but in terms
21 of the medical -- any type of medical exam that L.T. may
22 have gone through -- did you have any personal knowledge
23 yourself of what, if any, medical L.T. went through?

24 A No.

25 Q Is it standard for complainants -- sexual assault
26 complainants -- to get a medical exam?

27 A Yes.

1 Q Do you get involved in that?

2 A No.

3 Q And Counsel asked you something about when you said
4 to the defendant in the course of the investigation
5 something about come being inside of L.T.

6 Do you remember that?

7 A Yes.

8 Q Was -- based on the information that you had acquired
9 during the course of the investigation, was that one of the
10 allegations?

11 A Yes.

12 Q So, was that a -- so, there was in your mind a basis
13 for asking that question?

14 A Yes.

15 (Pause in proceedings.)

16 ATTY. PALERMO: One moment.

17 THE COURT: Take your time, please.

18 ATTY. PALERMO: Thank you, Your Honor.

19 THE COURT: And while she's looking, I just want
20 to say quickly, the clerk handed me a note. I forgot
21 to say, does Counsel stipulate to the presence of the
22 jurors and alternates when they came back in.

23 ATTY. DAVIS: The State stipulates.

24 THE COURT: All right.

25 ATTY. BERKE: Defense stipulates.

26 THE COURT: Good. That's a good thing because
27 we'd have to start all over. So, just sorry about

1 that folks, but thank you, Madam Clerk.

2 (Pause in proceedings.)

3 ATTY. BERKE: So, are you differentiating --

4 ATTY. PALERMO: Oh --

5 THE COURT: I'm sorry.

6 ATTY. PALERMO: I'm not done.

7 ATTY. BERKE: Oh, I'm sorry.

8 ATTY. PALERMO: Sorry.

9 ATTY. BERKE: I apologize.

10 THE COURT: That's all right.

11 **BY ATTY. PALERMO:**

12 Q There was some indication, detective, that you
13 mentioned at the interview a police commissioner.

14 Do you remember that?

15 A Yes.

16 Q Okay. That was a member of L.T.'s family?

17 A Yes.

18 Q Okay. Did that have any impact on your
19 investigation?

20 A No.

21 Q And did you yourself talk to any commissioner or
22 police commissioner regarding this investigation?

23 A No.

24 Q Did you report, yourself, to any police commissioner
25 in the course of this investigation?

26 A No.

27 (Pause in proceedings.)

1 ATTY. PALERMO: One second, Your Honor. Thank
2 you.

3 THE COURT: Take your time, please.

4 (Pause in proceedings.)

5 ATTY. PALERMO: I have no other questions, Your
6 Honor.

7 THE COURT: Okay. Thank you. Recross.

8 **RECROSS EXAMINATION BY ATTY. BERKE:**

9 Q Are you aware that police commissioners, as part of
10 their responsibilities, are responsible for hiring police
11 officers who come into the department?

12 A Yes.

13 Q And within the Trumbull Police Department, are the
14 police commissioners responsible for imposing sanctions for
15 an officer's misconduct?

16 A I believe any misconduct would be reviewed by them,
17 yes.

18 Q So, ultimately, after an investigation by the
19 internal workings of a police department, it's reviewed by
20 the police commissioner?

21 A Yes.

22 Q What other tasks do police commissioners have within
23 the Town of Trumbull?

24 A I believe overseeing the hiring process and the
25 police department in general.

26 Q Now you had tried to distinguish the reason for not
27 having a video interview of G.T. was that she only provided

1 limited information to you on June 10th of 2020?

2 A Usually when I spoke to her, it was limited
3 information. Yes.

4 Q When Jayda came in, did you know the context of what
5 her information was going to be before you spoke to her?

6 A I had an idea, because I spoke to her on the phone
7 previously. Her mother.

8 Q And the information she provided was what was relayed
9 to her?

10 A Yes.

11 Q So it wasn't -- she wasn't an eyewitness to an
12 incident. Something was relayed to her and that's what she
13 relayed you?

14 A Yes.

15 Q And in regards to her mother Jennifer Foster, she
16 also was relaying information that was relayed to her from
17 Jayda, which was relayed from another person?

18 A Well, she had her own independent information.

19 Q She wasn't an eyewitness to an event.

20 Correct?

21 A No, but she received this information from her
22 daughter. So, I thought it would be important to speak with
23 her.

24 Q Right. But she -- my point is she wasn't an
25 eyewitness to any event.

26 A No.

27 Q And she had some information about what may be

1 relevant to your investigation.

2 A Yes.

3 Q And you chose to interview her by video.

4 A Yes.

5 Q And you're saying that the information that G.T.
6 provided to you was insignificant enough to have it -- the
7 interview of the discussion recorded by video on June 10th
8 of 2020?

9 A That's correct.

10 Q And that discussion was documented by G.T. completing
11 a statement?

12 A Yes.

13 Q And that was a handwritten statement?

14 A Yes.

15 Q How many pages of that statement do you recall?

16 A I believe it was one.

17 (Pause in proceedings.)

18 ATTY. BERKE: Thank you.

19 ATTY. PALERMO: I have a few other questions.

20 THE COURT: Go right ahead.

21 **REDIRECT EXAMINATION BY ATTY. PALERMO:**

22 Q Not only -- well -- strike that. I'm sorry. I'll
23 withdraw that.

24 You said that you spoke to G.T. several times on the
25 phone.

26 Correct?

27 A Yes.

1 Q This was during COVID?

2 A Yes.

3 Q Were you asking people to come in a lot during COVID?

4 A No.

5 Q Besides talking to G.T. on the phone. You said on
6 the phone she provided you with information?

7 A Yes.

8 Q And was it useful?

9 A Yes.

10 Q Did she not also provide you with an audio tape of
11 her conversation with L.T.?

12 A Yes.

13 Q Did she provide you with a video -- a video of her
14 conversation with L.T.?

15 A Yes.

16 Q Okay. Did you review those?

17 A Yes.

18 Q And was that information helpful?

19 A Yes.

20 Q So on your last conversation with G.T., she had
21 provided you with additional information and you wanted her
22 to come into the police department regarding that particular
23 issue?

24 A Yes.

25 Q And based on that information, what did you do?

26 A I sent detectives to the house.

27 Q So, would it be fair to say that the information G.T.

1 provided you was important?

2 A Yes.

3 Q And you also had the forensic interview of L.T.

4 Correct?

5 A Yes.

6 Q And was that important?

7 A Yes.

8 Q In terms of your investigation?

9 A Yes, it was.

10 (Pause in proceedings.)

11 **BY ATTY. PALERMO:**

12 Q Jayda and her mom, Jennifer. Did they provide you
13 with information about their observations of L.T.?

14 A Yes.

15 Q Was that important to you?

16 A Yes.

17 Q Did Jennifer provide you with information about her
18 perception of G.T.'s reaction when she called her over the
19 phone?

20 A Yes.

21 Q Was that important to you?

22 A Yes, it was.

23 Q And that -- was that information that they got from
24 someone else? Or was that from their own observation or
25 senses?

26 A That was their own observations.

27 (Pause in proceedings.)

1 ATTY. PALERMO: Thank you. I have no other
2 questions, Your Honor.

3 THE COURT: Okay. Counsel.

4 **RE CROSS EXAMINATION BY ATTY. BERKE:**

5 Q Are you now suggesting it's because of COVID as why
6 you didn't have G.T. come in and provide a video tape
7 statement?

8 A COVID was one of the reasons that I spoke to her on
9 the phone several times.

10 Q Right. But you had Jayda come in and Jen Foster come
11 in. It wasn't because of COVID that you didn't videotape
12 G.T.'s statement. You had suggested just a moment ago that
13 it was during COVID and you didn't have people come into the
14 department.

15 Correct?

16 A That's correct. And now you're saying it's -- that's
17 why you didn't videotape that statement that G.T. gave on
18 June 10th of 2020?

19 ATTY. PALERMO: I'm going to object, Your Honor.
20 I think he's mischaracterizing what the witness said.
21 He didn't say that's why he didn't have them --

22 ATTY. BERKE: Was the question --

23 ATTY. PALERMO: -- witnesses didn't come in.
24 I'm sorry.

25 ATTY. BERKE: I'm sorry.

26 THE COURT: I'll ask you if you could rephrase
27 the question. Plus, ladies and gentlemen of the

1 jury, there's just a couple of things I wanted to
2 say.

3 One, whether or not something's important to
4 you, that's for you to determine. Whether or not
5 it's important to the detective, that certainly is
6 what the detective could testify to. If he thought
7 it was important.

8 But I also want to say this, with regards to
9 this line of questioning, specifically about the
10 videotape, it's your recollection in the end that
11 will prevail.

12 So, if counsel is asking a question that differs
13 from your recollection or if there's a response -- or
14 either side asks a question that they say is based on
15 information that they received from the testimony,
16 it's actually your recollection of testimony that
17 prevails.

18 Go right ahead.

19 ATTY. BERKE: Thank you.

20 **BY ATTY. BERKE:**

21 Q So if we can clear this up. The line of questioning
22 dealt with -- the reason why people weren't being brought to
23 the police department for interviews was because COVID time?

24 A In a sense, yes. But in that case, an interview
25 wasn't necessary.

26 Q So, it wasn't because of COVID, why you didn't
27 videotape G.T.?

1 A We had a lot of -- we tried our best not to bring
2 people into the police department unless it was necessary.
3 So, COVID was not the reason that G.T. was not interviewed.

4 That's -- that would be correct, I guess, if that's
5 what you're saying.

6 Q But she did come to the police department?

7 A She came to the police department.

8 Q Now when I asked you about the purpose or the
9 decision not to audiotape the interview of G.T. on June
10 20th, you had acknowledged that the information wasn't
11 important to interview to do with the audiotape -- the video
12 tape, I mean.

13 Correct?

14 A Well, she was just providing a brief statement about
15 the details she was giving me.

16 Q I thought the -- what you told us was that it wasn't
17 important and that's why you didn't conduct a videotape
18 interview.

19 A Well, it wasn't -- we weren't doing an interview like
20 we did with Jennifer and Jayda, because they had more
21 detailed information. She was giving me some small facts on
22 this one date.

23 So, instead of bringing her in for an interview,
24 which was unnecessary, she just gave a statement, which,
25 essentially, was the same thing because in the interviews of
26 Jennifer and Jayda, they also provided a statement.

27 Q When you were asked on re-redirect or re-redirects,

1 you said it was important the information she provided to
2 you.

3 A I said what?

4 Q You told the State when they asked you that it was
5 important information that G.T. gave you.

6 A I guess it depends on how you look at it, right?

7 Q Well, the question is being asked of you.

8 A So, can you repeat the question one more time?

9 Q Certainly. When I asked you, you said it wasn't
10 important. When the state asked you, you said it was
11 important. The same document, the same information.

12 A I'm not sure if that's entirely true but either way a
13 statement was obtained and a statement concludes the
14 information that's given to me.

15 ATTY. BERKE: Thank you.

16 ATTY. PALERMO: Just briefly, Your Honor.

17 **REDIRECT EXAMINATION OF ATTY. PALERMO:**

18 Q Is this a correct or incorrect statement. G.T.
19 provided you with information on the phone that was helpful
20 in terms of your investigation?

21 ATTY. BERKE: Objection leading.

22 ATTY. PALERMO: Well, I said helpful or not --
23 it's not -- I'm asking was this --

24 THE COURT: There you go.

25 ATTY. PALERMO: Excuse me, Your Honor. I'll
26 rephrase it.

27 THE COURT: It was, so.

1 ATTY. PALERMO: Well --

2 THE COURT: It's withdrawn. The question was
3 withdrawn, it's being re-asked.

4 Q Was the information G.T. provided you on the phone
5 helpful?

6 A Yes.

7 Q Did you feel like you needed to bring her into the
8 police department to put it in and interview her on that?

9 A No.

10 Q Did --

11 (Pause in proceedings.)

12 Q In terms of the information G.T. provided you on the
13 phone in conjunction with the video and audio she provided
14 you, did you think you needed to bring G.T. in for an
15 interview?

16 ATTY. BERKE: I'd object only to the fact that
17 there were a number of different conversations. I
18 don't know what date they're referring to.

19 THE COURT: All right. I'm sorry. I was
20 looking at something else. What was the question
21 again?

22 ATTY. PALERMO: Well, could I rephrase that?

23 THE COURT: Yes, absolutely.

24 ATTY. PALERMO: Okay.

25 THE COURT: So that question is withdrawn and to
26 be rephrased.

27 Thank you.

1 **BY ATTY. PALERMO:**

2 Q Based on your conversations with G.T. the first
3 conversation, I think you testified to, was on May 27th,
4 2020.

5 Is that correct?

6 A Yes.

7 Q Okay. I think you also indicated you spoke to her on
8 June 1st, 2020.

9 A Yes.

10 Q Based on those conversations, those two
11 conversations, and the fact that she sent you an audiotape
12 and a videotape, did you feel it was necessary to have her
13 come in to be interviewed?

14 A No.

15 Q Thank you.

16 **RECROSS EXAMINATION BY ATTY. BERKE:**

17 Q But she did come in and provide a written statement.

18 A Yes.

19 Q She didn't just provide you that information on the
20 phone.

21 A Correct.

22 Q Why didn't you accept the information over the phone?

23 A Because for this new information, we needed a
24 statement.

25 ATTY. BERKE: Okay.

26 THE COURT: Anything further?

27 ATTY. PALERMO: No, Your Honor.

1 THE COURT: All right. You're excused. Thank
2 you, Detective. Do you have any evidence there?
3 Nope. Good. You have A and B, right? Oh, we need A
4 and B. Very good. Thank you.

5 Is there a sticky on there? Oh, you -- that's
6 B. Thank you, Detective.

7 Good time to take a lunch recess?

8 ATTY. DAVIS: Yes.

9 THE COURT: All right. Ladies and gentlemen,
10 we're going to have an early lunch. So, I have to
11 give you that admonition that I give you each time.

12 Please do not make up your mind or form any
13 opinions about the evidence you've heard so far. You
14 are not to discuss the case with anyone, including
15 fellow jurors.

16 You are not to seek out information outside this
17 courtroom related to the case or the evidence you've
18 heard thus far. You are not to do any independent
19 examination or go to the scene of the alleged
20 incident.

21 Again, anything that's outside this courtroom is
22 not evidence. Evidence comes from two important
23 pieces. Properly introduced exhibit and court sworn
24 testimony.

25 So, with that, go eat whatever you want and have
26 a great lunch and just reassemble back up at 2
27 o'clock on the seventh floor.

1 THE COURT: We have one more juror.

2 THE MARSHAL: Okay.

3 (Jury exits.)

4 THE COURT: And you can show it to counsel.

5 It's suggestions on improvement of audio and video.

6 ATTY. DAVIS: I actually have something on that
7 point when we're done, Your Honor.

8 ATTY. PALERMO: I'm hoping this is just one
9 juror, Your Honor. Not them talking about this.

10 THE COURT: No, I'm sure it was one. The way he
11 handed to the marshal. I'm -- if you want, I'll
12 bring him out and ask.

13 ATTY. DAVIS: I kind of saw it too.

14 THE COURT: Yep, but if you want, I'll bring him
15 out and ask him --

16 ATTY. PALERMO: Well --

17 THE COURT: -- right afterwards. It was --

18 ATTY. DAVIS: Is someone still in here?

19 THE COURT: Yes. Yeah, you're right. Thanks.

20 (Pause in proceedings.)

21 THE COURT: We have one more, right?

22 THE MARSHAL: No.

23 THE COURT: Oh, I'm sorry. I was under the
24 understanding we had one more. All right. They're
25 all gone. So, we can talk about it.

26 That's Court Exhibit 11. Mr. Wong handed it to
27 the marshal, who handed it to me. I opened it up and

1 read it, it's a pretty detailed note on how to get
2 better audio/video. It comes in technology
3 suggestions.

4 If appropriate, pass the information to the
5 attorneys with the video. Absolutely it's
6 appropriate. External speaker, set bass boost to
7 minimum. That was one of the suggestions but there
8 were two with media player and how to do it.

9 So, if you want --

10 ATTY. DAVIS: I'll look at that.

11 THE COURT: I'll have Mr. Wong come out after
12 lunch separately and ask him if he's discussed it
13 with the others. Or if you want, we'll just pass on
14 that.

15 ATTY. DAVIS: It's fine, Your Honor.

16 THE COURT: How about you, Attorney Berke. Do
17 you want me to take him out?

18 ATTY. BERKE: No, that's fine.

19 THE COURT: All right. We'll leave it.

20 I will say that when he -- when we come back in,
21 I'm going to say one of the jurors passed a note that
22 -- a suggestion with regards to audio/video and it's
23 been passed on to the lawyers.

24 ATTY. DAVIS: Your Honor, on that note, I had
25 the paralegal -- I've done this in other trials
26 before where the audio is bad -- redact with -- on
27 the program the parts we took out of the interview.

1 I was going to suggest maybe we bring this in with
2 the jury but I'm just going to give you and counsel a
3 copy at this point.

4 THE COURT: Take -- it's going to look like
5 Swiss cheese, isn't it?

6 ATTY. DAVIS: It does look like Swiss cheese.

7 THE COURT: All right. This doesn't need to be
8 marked but --

9 (Pause in proceedings.)

10 THE COURT: Take your time Attorney Berke, I
11 will, to look at it.

12 All right. Anything else before lunch?

13 ATTY. DAVIS: Nothing from the State.

14 THE COURT: Lunch time.

15 THE MARSHAL: All rise. The Court now stands in
16 recess.

17 (Recess is taken.)

18 THE COURT: All right. Can we go on the record,
19 please?

20 THE MONITOR: Okay, Your Honor.

21 THE COURT: Okay. We are back on the record on
22 State of Connecticut versus Hall and the parties are
23 present. Mr. Hall is present. Everybody could be
24 seated. We can bring in the jury.

25 Can we bring in the jury?

26 ATTY. DAVIS: Yes.

27 THE COURT: Okay.

1 ATTY. BERKE: Yes.

2 THE COURT: Bring in the jury. Your next
3 witness is?

4 ATTY. DAVIS: G.T.

5 THE COURT: B1, which the parties had an
6 opportunity to review is not a full exhibit, B will
7 be sealed.

8 (Subsequent not needed for transcription.)

9 (Jury enters.)

10 THE COURT: Sit down, please. Sit down. You
11 don't all have to sit in the same seats, you know,
12 that's not how I take attendance.

13 All right. May the -- will the parties
14 stipulate to the presence of the jurors and
15 alternates?

16 ATTY. DAVIS: The State stipulates.

17 ATTY. BERKE: Defense stipulates.

18 THE COURT: Okay. Call your next witness,
19 please.

20 ATTY. DAVIS: Yes, Your Honor. The State calls
21 G.T.

22 THE COURT: Please, if you could come in this
23 way and follow the marshal.

24 G.T.: Thank you.

25 THE COURT: Watch your step, remain standing,
26 raise your right hand, face Madam Clerk, you are to
27 be put under oath.

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(Oath is administered.)

1 **G.T.,**

2 called as a witness by Attorney Davis, having been duly
3 sworn in, was examined and testified under oath as follows:

4 THE WITNESS: Yes, I do.

5 THE CLERK: Please state your initials for the
6 record.

7 THE WITNESS: G.T.

8 THE CLERK: Thank you.

9 THE WITNESS: Thank you.

10 THE COURT: Please have a seat. Just -- I'm
11 going to ask you if you could keep your voice up,
12 everyone in the courtroom needs to hear.

13 THE WITNESS: Okay.

14 **DIRECT EXAMINATION BY ATTY. DAVIS:**

15 Q Good afternoon, G.T.

16 A Hi.

17 Q The acoustics are awful, so like the judge said
18 just --

19 A Okay.

20 Q As loud as you can. I don't have that issue but I'm
21 going to show you what's been marked as Court's Exhibit 1,
22 it's a list of names that we showed the jury during jury
23 selection.

24 Do you recognize those names?

25 A Yes, I do.

26 Q And there's the initials L.T., S.T., and W.T-H.
27 Who are those people to you?

1 A My three daughters.

2 Q Okay. And then there's a name G.T., is that --

3 A Myself.

4 Q The initials G.T., is that you?

5 A It is, yes.

6 Q And just -- and we have to refer to these people by
7 their initials. Okay?

8 A Mm-hmm.

9 (Pause in proceedings.)

10 **BY ATTY. DAVIS:**

11 Q So, G.T., as you sit here today, how old are you?

12 A Thirty years old.

13 Q Thirty years old. And how many children do you have?

14 A Three.

15 Q And boy or girl?

16 A All girls.

17 Q Okay. Can you name their initials and their dates of
18 birth?

19 A L.T., March 24th, 2011. S.T., June 16th, 2013. And
20 W.T-H., 09/19/19.

21 Q Keep it up a little bit.

22 A Sorry.

23 Q That's okay.

24 A Okay.

25 Q And how old were you when you had each of these
26 children?

27 A With L.T., I was 16. With S.T., I was 18. With W.T-

1 H., I was 25.

2 Q And G.T., are you currently working?

3 A I am, yes.

4 Q What do you do for work?

5 A I'm a stylist in Westport at a clothing boutique.

6 Q Okay. And tell the ladies and gentlemen of the jury
7 what you do at your job.

8 A I'm a personal shopper, a personal stylist, I pick
9 out clothes, do hair and makeup. That kind of stuff.

10 Q Do you like your job?

11 A I love it.

12 Q And before you worked there, tell the jury a little
13 bit about where you used to work in your work history.

14 A I did freelance hair and makeup for my whole entire
15 work history from different salons on and off.

16 Q And were you ever married?

17 A Yes.

18 Q How many times?

19 A Twice.

20 Q Okay. And tell the jury about who your first husband
21 was.

22 A The biological father to my second daughter, S.T.

23 Q And what was his name?

24 A Checho.

25 Q And what was his last name?

26 A Martinez.

27 Q Okay. And who was the second time you were married?

1 A The second time I was married was to -- initials?

2 Q You can say that name. Just initials for your kids
3 and you.

4 A Nicholas Hall, and that's when I was 25.

5 Q Okay. And is he one of your children's fathers?

6 A He's -- yes, W.T-H.

7 Q Okay. And do you see Nicholas Hall here today?

8 A I do.

9 Q And can you just for the jury, or for the record,
10 just describe something that he's wearing. They're both
11 wearing suits so it's hard but is he closer to the judge or
12 closer to the --

13 A Closer to the judge, blue suit.

14 Q Okay.

15 ATTY. DAVIS: May the record reflect that she's
16 identified the defendant as Nicholas Hall.

17 THE COURT: So noted.

18 **BY ATTY. DAVIS:**

19 Q G.T., do you remember his birthday?

20 A August 10th, 1993.

21 Q Okay. Now, G.T., I want you to walk me through the
22 timeline of your relationship with the defendant. When did
23 you meet the defendant?

24 A I met the defendant like late September, early
25 October, 2018.

26 Q Okay. And how did you meet him?

27 A We met through social media.

1 Q All right. Explain how you met exactly to the jury.

2 A I was scrolling through my Facebook messages and he
3 had messaged me like a little -- like a couple weeks or,
4 like, about a month prior to me seeing it.

5 Q Do you have any idea how he found you?

6 A I don't. We didn't have any friends in common on --
7 it was Facebook.

8 Q Did you respond to him?

9 A I did.

10 Q Why?

11 A Because I was newly single, I just moved to a new
12 place, and I just -- I just did.

13 Q And did you -- obviously you married him -- when did
14 you first meet him in person?

15 A October. The beginning of October.

16 Q What year?

17 A 2018.

18 Q Okay. And were your children with you when you first
19 met him?

20 A No.

21 Q And did you eventually introduce him to your
22 children?

23 A I did, yes.

24 Q Why -- when did you do that?

25 A I did that soon after we first met.

26 Q And how come?

27 A Because I feel like my kids are the best thing I've

1 ever done with my life and I feel like somebody that I was
2 interested in seeing me as, like, a homemaker and a really
3 good mom, I feel like that was, like, a quality that I
4 wanted to put out there. And I thought it was sought after.

5 Q And when we're talking about your kids, this time,
6 L.T. and S.T.

7 A Yes.

8 Q And what did your kids think of him when they first
9 met him?

10 A They really liked him.

11 Q And did they get along when they first met him?

12 A They did.

13 Q And did you ever meet the defendant's family?

14 A I did.

15 Q And do you remember about when the first time that
16 was?

17 A I don't.

18 Q Okay. What was your first meeting with them like?

19 A I don't remember the first meeting.

20 Q What was your relationship with the defendant's
21 family like?

22 A Really good.

23 Q How so?

24 A I felt really close to every member of his family. I
25 felt like he had a close -- they had a close relationship
26 with my daughters. We did a lot of family things together.

27 Q With his extended family?

1 A Mm-hmm.

2 Q Like what?

3 A Lots of dinners out. Going to their house. Just
4 lots of things like that.

5 Q Where were they living?

6 A In Wallkill, New York.

7 Q Okay. And when I say they, who specifically in his
8 family are we talking about?

9 A His sister, his mom, his dad, his older brother.

10 Q And did the defendant eventually move in with you?

11 A He did.

12 Q Where were you living?

13 A I was living at 96 Lake Ave, in Trumball.

14 Q Okay. And how come you had him move in with you?

15 A Because he was just -- he was expressing to me that
16 he got out of a relationship with a different girlfriend,
17 and they were living together so he had to move back into
18 his parents' house, and I just moved into a new house with
19 help from my father.

20 So I felt like it was a nice start for both of us.
21 Like a fresh start.

22 Q Were you living at -- and which house was this?

23 A 96 Lake Avenue. It was --

24 Q In what town?

25 A -- a rental house. In Trumball.

26 Q Okay. And did you live there without him at first?

27 A Yes.

1 Q Okay. And who did you live with?

2 A Just my daughters. L.T. and S.T.

3 Q Okay. And do you remember what month he moved in?

4 A November-ish.

5 Q Of what year?

6 A 2018.

7 Q Okay. So roughly a month after you met?

8 A Yes.

9 Q G.T., I'm going to hand you a blank piece of paper.
10 Do you remember -- do you live at the 96 Lake Avenue house
11 anymore?

12 A I don't.

13 Q Do you remember the layout of the house?

14 A I do.

15 Q How many bedrooms did it have?

16 A It had three.

17 Q And how many bathrooms.

18 A Two.

19 Q Okay. What were the other rooms in the home?

20 A Family room, laundry room, kitchen.

21 Q All right. I'm going to approach you with a blank
22 piece of paper and a pen. Can you just draw the layout of
23 the house for me?

24 A Yes.

25 (Pause in proceedings.)

26 **BY ATTY. DAVIS:**

27 Q So whenever you -- just draw the layout of the house

1 as far as the order of the rooms.

2 A Do you think this will go through onto the --

3 THE COURT: Probably not.

4 **BY ATTY. DAVIS:**

5 Q I'll give you something to lean it on if you're
6 worried.

7 A I don't know. I just don't want to be the one that
8 does it. Thank you.

9 (Pause in proceedings.)

10 Q Are you all done?

11 A Mm-hmm.

12 Q This is obviously not to scale, right?

13 A No.

14 Q Is there -- and do you remember the -- this is the
15 order of the rooms that were in the house?

16 A Yes.

17 ATTY. DAVIS: Your Honor, at this point I would
18 offer it as full.

19 THE COURT: Let's see what counsel has to say.
20 It hasn't been marked yet, has it?

21 ATTY. DAVIS: No.

22 (Pause in proceedings.)

23 ATTY. BERKE: No objection.

24 THE COURT: Twenty-five is now a full exhibit.
25 Are you going to publish it?

26 ATTY. DAVIS: Yes.

27 Q So G.T., I'm going to put it on this machine and

1 hopefully it'll show up there and we can walk through the
2 rooms. Okay?

3 A Okay.

4 (Pause in proceedings.)

5 **BY ATTY. DAVIS:**

6 Q Okay. So, I'm going to point -- there's a room that
7 says master, which if you're looking at the T.V. is right on
8 the right top corner.

9 A Yes.

10 Q So, I'm going to start there. Which room is this?

11 A My bedroom.

12 Q Okay. And when the defendant lived with you, did he
13 stay in this bedroom with you?

14 A Yes.

15 Q Okay. And is this a hallway? I'm looking at the
16 middle of the photo.

17 A It is.

18 Q Okay. What's this right next to it marked B.R.?

19 A The bathroom.

20 Q Okay. And what's K.T. which is the room right next
21 to it?

22 A Kitchen.

23 Q Okay. And then what's D.R.?

24 A Dining room.

25 Q Okay. I'm going to go to the other side of the photo
26 -- the picture you drew. So, underneath the master, it
27 looks like there's a hallway.

1 A Mm-hmm.

2 Q What's W.T.?

3 A W.T.'s room. The nursery.

4 Q Okay. And is this just a mess up or is this a
5 hallway?

6 A That was nothing.

7 Q So, are these two rooms attached to each other?

8 A No.

9 Q Okay. What is W.T.'s room attached to?

10 A Nothing.

11 Q So there's nothing right here?

12 A No.

13 Q Okay. And then whose room is this?

14 A L.T. and S.T.

15 Q Okay. And then, this just says L.R. What's this?

16 A Living room.

17 Q Okay. And it looks like there's an L.R. over on the
18 left side too. Is that just one, kind of, big room?

19 A No. That's the laundry room.

20 Q Oh, okay. So, the L.R. next to L.T. and S.T. is
21 living room?

22 A Yes.

23 Q And then the one at the end, L.R. is laundry room.

24 A Yes and it's separated by, like, a door between there
25 and the dining room.

26 Q Okay. And D.R. dining room?

27 A Mm-hmm.

1 Q And what's B.R.?

2 A Another bathroom.

3 Q Okay.

4 (Pause in proceedings.)

5 **BY ATTY. DAVIS:**

6 Q Showing you what's been previously marked, I believe,
7 as State's Exhibit 2. Is this -- does this show the Lake --
8 96 Lake Avenue home?

9 A It does. Yes.

10 Q And is this the dining room area you were talking
11 about?

12 A Yes.

13 Q I'm pointing at the -- I guess, the middle of the
14 photo -- and there's a table, that's the dining room area
15 I'm pointing at?

16 A Yes.

17 Q And then there's a door behind it. Is that the
18 laundry room door?

19 A It is, yes.

20 Q Okay.

21 A And the second bathroom is there too.

22 Q Okay.

23 THE COURT: All right. So, that's in the right-
24 hand portion of the picture. It's a French door, is
25 that the best way to explain it?

26 Mrs. McShane knows these things better than I
27 do, but I think that's a French door, it's got glass.

1 ATTY. DAVIS: Yes.

2 THE COURT: Okay.

3 ATTY. DAVIS: It's a glass -- it's a door with
4 the glass panes on it, kind of like a window.

5 THE COURT: Okay.

6 THE WITNESS: Mm-hmm.

7 THE COURT: Thank you.

8 ATTY. DAVIS: I don't know the correct term for
9 this.

10 THE COURT: I should say this, I forgot to note
11 this earlier. When we broke for lunch a juror handed
12 us a note and -- on how to better get the sound and
13 the audio which is extremely helpful and I just want
14 to say thank you.

15 So, I don't know if -- everybody's looking at
16 one particular person. I tried not to look at him.
17 But Mr. Long, thank you so much.

18 **BY ATTY. DAVIS:**

19 Q So, we're talking about the defendant moved in in
20 November of 2018 you said?

21 A Yes.

22 Q How old was L.T. at that time?

23 A She was eight years old.

24 Q Okay. And what's her birthday again?

25 A March 24th, 2011.

26 Q Are you nervous?

27 A Yeah.

1 Q So, I want to show you again, just quickly, State's
2 3, which is already a full exhibit. Is that that door to
3 the laundry room we were just talking about?

4 A Yes.

5 Q So, in that home on Lake Avenue, S.T. and L.T. shared
6 a room?

7 A They did, yeah.

8 Q Were they sharing a room when the defendant lived
9 with you?

10 A Not initially, no.

11 Q Okay. What made them start to share a room?

12 A I got pregnant with W.T-H.

13 Q Okay. And what month was that?

14 A I found out January, 2018. Right?

15 Q Would it be January of 2019?

16 A Oh. Yeah. Yes.

17 Q Because you met the defendant in October of --

18 A Yes.

19 Q -- 2018 [sic], right?

20 A Yes.

21 Q And right when you found out did S.T. move into the
22 same room as L.T.?

23 A Yes.

24 Q So, fair to say around January of 2018 [sic]?

25 A Yes.

26 Q And is this the room that they shared? This is --
27 for the record, it's State's Exhibit 7. Is this their room?

1 THE COURT: Thank you.

2 **BY ATTY. DAVIS:**

3 A Yes.

4 Q Okay. And when they shared a room did they go onto
5 each other's beds a lot? Did S.T. ever go into L.T.'s bed?

6 A Yes.

7 Q And did L.T. ever go onto S.T.'s bed?

8 A Yes. Sorry. It's just hard to see pictures of the
9 old house.

10 Q Do you need a minute? All right. I want to talk to
11 you about December of 2018. Did anything significant with
12 you and the defendant's relationship happen in December of
13 2018?

14 A Yes.

15 Q Tell the ladies and gentlemen of the jury about it.

16 A We got married.

17 Q Okay. And who -- where was the wedding?

18 A It was at one of the defendant's family friend's
19 homes in Wallkill, New York, I believe.

20 Q And did the defendant's family come to the wedding?

21 A They did.

22 Q And did your family come to the wedding?

23 A They did not.

24 Q Why not?

25 A Because I didn't think that they would approve of,
26 like, our relationship moving so fast and I just felt like
27 at the time, like, I was close with their family.

1 Q So, you were at the wedding, he was at the wedding,
2 his family at the wedding.

3 A Yes.

4 Q And then you still continued, after getting married,
5 living in the 96 Lake Avenue house?

6 A We did, yeah.

7 Q Okay. What happened in January of 2019 with the
8 defendant's and your relationship?

9 A So things just started to, like, get a little bit
10 more tense at home. He just, kind of, got more, like,
11 inquisitive about things and questioned me on everything I
12 did, where I went, if I was cheating on him.

13 If -- he asked one of my young children where I went
14 and they said one story over another, he would, like, make
15 it into a big fight. He would, like, go around -- like, I
16 made a, like, our vows, and I wrote them all out and he
17 would knock them off the wall.

18 It just got not what I thought it would be.

19 Q And did you find out you were pregnant that month as
20 well? When he knocked the thing off the wall, did he say
21 anything to you?

22 A Not the first time. It happened a lot of times. But
23 the -- like, one of the things that I can never forget
24 because I just found out I was pregnant, and I felt like --

25 (Pause in proceedings.)

26 **BY ATTY. DAVIS:**

27 A I felt like once again I couldn't leave a

1 relationship because I was pregnant and he grabbed my arms
2 and he said, you know you married the devil and he said look
3 into my eyes, you know you married the devil.

4 Q Had he ever talked to you about the devil before
5 that?

6 A Once before, yeah.

7 Q Tell the jury about it.

8 A When we first met. It was, kind of, more like, we
9 were, like, getting to know each other. Like, I had my
10 stuff from, like, my past and previous relationships.

11 He said that he could relate, and he felt like he
12 had, like, demons inside of him that he had to get
13 exorcised. And I felt like that --

14 ATTY. BERKE: Your Honor --

15 **BY ATTY. DAVIS:**

16 A -- was the point where --

17 ATTY. BERKE: I'd object.

18 A -- we both --

19 THE COURT: I -- if we could just --

20 ATTY. BERKE: Can we have a side bar?

21 THE COURT: If you could just hold on just a
22 second, please. Can we go off the record, please?

23 (Sidebar is taken.)

24 THE COURT: Can we go back on the record?

25 THE MONITOR: Okay, Your Honor.

26 THE COURT: All right. We're back on the
27 record. Ladies and gentlemen, I hate to do this to

1 you, but I'm just going to have you step out for just
2 a minute. We need to put some things on the record,
3 and we'll be right with you. Sorry about this.

4 (Jury exits.)

5 THE COURT: Attorney Berke, you were going to
6 make an objection. Do you want the witness to step
7 down or did you --

8 ATTY. BERKE: No, that's not necessary.

9 THE COURT: Okay.

10 ATTY. BERKE: Your Honor, I'm objecting because
11 this is, in my opinion, uncharged misconduct that as
12 the Court knows the State was not seeking to offer.
13 I'm just looking for that segment of the transcript
14 that the State referenced in chambers.

15 THE COURT: And I'm looking as well.

16 ATTY. BERKE: I don't remember seeing a document
17 that said that my client said he was the devil and
18 that was the part of the notice that I'm concerned
19 about. Twenty-three I think is where it starts, sir.

20 (Pause in proceedings.)

21 ATTY. DAVIS: No, that's not the part I'm
22 talking about.

23 ATTY. BERKE: Okay. Through the Court if I can
24 inquire of the --

25 THE COURT: No, please.

26 ATTY. BERKE: -- section.

27 THE COURT: For the record, Counsel is talking

1 about a transcript it's 152 pages in length and when
2 I say transcript, I'm talking about the one just
3 submitted before lunch by the State.

4 ATTY. DAVIS: I have it annotated. But, of
5 course, my annotated copy is downstairs. So, I
6 apologize.

7 THE COURT: And I'm sure your annotated copy may
8 be different than --

9 ATTY. DAVIS: Oh.

10 THE COURT: -- the one we have here but if you
11 can ballpark it.

12 ATTY. DAVIS: I have my annotation, just one
13 moment.

14 (Pause in proceedings.)

15 ATTY. DAVIS: So, it ends on page 35, Your
16 Honor.

17 THE COURT: Thank you.

18 ATTY. DAVIS: He -- or it starts on page -- the
19 end of page 35. He's talking about how he's not
20 really religious. Goes onto 36, a lot of paranormal
21 stuff like ghosts really fucked me up and I had to
22 get blessed over and all the crazy shit.

23 So, this witness was explaining context to that,
24 and he did tell this witness that he was exorcised.

25 ATTY. BERKE: Your Honor, the objection I had
26 was notice of the fact that the statement on the
27 devil that's --

1 ATTY. DAVIS: The State didn't consider that,
2 but I understand Counsel's remarks, but the State did
3 not consider that prior misconduct. There was no
4 arrests made, it was a verbal argument between a
5 couple.

6 If that -- every time that happened it was prior
7 misconduct, I mean, we'd be here all day.

8 ATTY. BERKE: Unfortunately, prior misconduct
9 doesn't require an arrest be made.

10 THE COURT: No, I know.

11 ATTY. BERKE: There's a lot of content --

12 THE COURT: I recognize that.

13 ATTY. BERKE: And I'm concerned that -- I mean,
14 I guess my concern is that there may be other issues,
15 not just this. I'm not faulting anyone but maybe we
16 should address this before this continues to happen.

17 I think this is an uncharged misconduct that
18 should be stricken from the record. There's no prior
19 notice of this. And even if it was prior notice, the
20 Court was placed under this as well as the defense
21 that the State wasn't seeking to utilize uncharged
22 misconduct.

23 ATTY. DAVIS: So -- the State's response to that
24 is saying that you're the devil is not -- in the
25 State's opinion -- any prior misconduct. I also
26 think it's being entered to explain the context of
27 the video we -- that came in as a full exhibit --

1 that portion.

2 And just to address Counsel's further concerns,
3 I don't think we're getting into anything else along
4 this realm.

5 THE COURT: If I could have just a moment,
6 please.

7 (Pause in proceedings.)

8 THE COURT: So what is the purpose of
9 introducing it?

10 ATTY. DAVIS: It goes to the defendant's state
11 of mind. If Counsel wants it stricken where --

12 THE COURT: That he's actually the devil?

13 ATTY. DAVIS: He says look into my eyes, I'm the
14 devil and that's what he thinks of himself.

15 THE COURT: And does the State, I mean, this is
16 -- I didn't see it coming, I'm somewhat surprised by
17 it. I didn't expect those particular words. Is --
18 was there some sort of notice to Counsel upfront with
19 regards to it?

20 ATTY. DAVIS: Not about that specific adage,
21 because it was the State's belief that the defendant
22 would know what he said to G.T. And he speaks about
23 it in the video, which is why we inquired about it.

24 THE COURT: Well, you know, it's questionable
25 whether or not he speaks about it in the video. He
26 talks about paranormal, something happening, and he
27 doesn't come right out and say I'm the devil.

1 ATTY. DAVIS: He said he had to be blessed.
2 Which is the part that we took from that, that
3 there's ghosts and he had to be blessed. And, so, we
4 had asked G.T. about it and that's when we learned
5 this.

6 THE COURT: All right. The Court -- anything
7 further Attorney Berke?

8 ATTY. BERKE: Your Honor, I would ask that to be
9 stricken I --

10 THE COURT: (Indiscernible.)

11 ATTY. BERKE: I'm concerned about not having
12 notice of it. I'm concerned about its implications.
13 Obviously, there are, you know, rather significant
14 religious implications of claiming you're the devil.

15 It's prejudicial and I don't know how that goes
16 to state of mind necessarily. It doesn't really
17 explain to me -- his video -- is a video -- it says
18 -- if it was something that she was explaining from
19 the video, that's clearly not -- those -- that
20 language is not from the video.

21 That's very distinct from what he's claimed
22 regarding paranormal activities.

23 THE COURT: All right. And the Court's going to
24 rule as follows:

25 I find that the evidence is somewhat relevant,
26 however, I'm taking into account whether or not the
27 facts may unduly arouse the jurors' emotions. That

1 is whether or not -- it's the weighing of the
2 prejudice versus probativeness.

3 Whether answering the proof provokes -- may
4 create a side issue that will unduly distract the
5 jurors and whether or not there'll be -- the
6 defendant -- having no reasonable grounds to
7 anticipate the evidence was unduly surprised or
8 unprepared to meet it.

9 Based on that one and that factor, which is
10 discussed in *State versus Hill*, 307 Connecticut 369,
11 a 2013 case. Also *State versus* -- I think it's --
12 *George Leniart*, 166 Connecticut Appellate 142. Cert
13 was denied in 2016.

14 You know, my concern is this, that the --
15 although this is going to be it as far as it goes, I
16 think the witness could certainly -- could testify
17 that this was a contentious time but because of the
18 surprise to Counsel --

19 And I know what you're saying is -- what the
20 State is saying is, you know, it's to put in context
21 that part in the video, well, nothing in the video --
22 seeing paranormal, or seeing ghosts, or being
23 blessed --

24 Look, I've been blessed in many ways but that
25 doesn't mean I'm the devil or that I believe I'm the
26 devil. I'm going to rule that that be stricken and
27 that I think there's other ways, certainly, the State

1 -- and I'll give you great leeway in order to discuss
2 the manner of the state of the marriage at that
3 particular time.

4 But because of the reasons I just stated that it
5 may -- it's more prejudicial than probative and also
6 the fact that Counsel was unduly surprised as I was
7 with it. It doesn't matter about me, but with
8 regards to Counsel in countering, I think is
9 significant.

10 So, I'm going to not allow that. But I will
11 certainly give you leeway in asking about the state
12 of the marriage. And this would be in December, so
13 this was within two months of them being married.

14 Is that correct?

15 ATTY. DAVIS: January.

16 THE COURT: January. So, it was within two
17 months of their --

18 ATTY. DAVIS: They got married in December 2018.
19 So, we're in January 2019.

20 THE COURT: 2019. All right. So, thank you.
21 So, 13 months. Thank you.

22 So, when the jury comes in, I'll -- and I'll
23 have to -- I provided to counsel a rough draft, so to
24 speak, of my charge.

25 Of course, I'll have to amend my charge because
26 now I'm striking something and that will go to the
27 section of what is evidence and what is not evidence.

1 So, I'll note the State's exception for the
2 record, but I'm not going to allow it at this time.

3 ATTY. DAVIS: Just --

4 THE COURT: Sure.

5 ATTY. DAVIS: -- for --

6 THE COURT: Anything.

7 ATTY. DAVIS: I just want --

8 THE COURT: Don't worry about it.

9 ATTY. DAVIS: I think you said it was a 13 month
10 delay. I just want to make sure the Court's aware of
11 the timeline. So, they got married in December of
12 2018, this is a month later, January 2019.

13 THE COURT: Oh, okay. Thank you.

14 ATTY. BERKE: Your Honor, would the Court in
15 addition to striking just provide a short instruction
16 to them to disregard --

17 THE COURT: Yes.

18 ATTY. BERKE: -- the statement.

19 THE COURT: Yep.

20 Okay, if we could bring in the jury, please.

21 (Jury enters.)

22 THE COURT: Does counsel stipulate to the
23 presence of the jurors and alternates?

24 ATTY. DAVIS: The State stipulates.

25 ATTY. BERKE: Defense stipulates.

26 THE COURT: Okay. Ladies and gentlemen, there
27 was an objection just before you left, and I'm sorry,

1 I'm not doing this so you get your steps in, I'm
2 doing it so we could argue freely, so to speak, and
3 we've done that. And when I say argue, I say that in
4 a very nice way.

5 So, I'm going to sustain the objection. What
6 does that mean? That means the testimony you heard
7 is stricken, I'm not even going to repeat it, because
8 it's silly to do that to say. You know what you
9 heard, and I just repeat it, now I've stricken it.

10 So, it means you're disregarding it. You know,
11 at the end of the case I'll give you an instruction
12 with regards to what is evidence and what is not
13 evidence. You've already heard me say what is
14 evidence numerous times.

15 But I'll tell you what is not in evidence and
16 what is not in evidence is something that I've
17 stricken which is the last thing. Some of you may
18 have already forgotten it by going in there, but
19 you're not as old as me, so I'm sure you still
20 remember it.

21 But I'm telling you it's stricken and no -- it's
22 not to be evidence. Go right ahead.

23 ATTY. DAVIS: Thank you, Your Honor.

24 **DIRECT EXAMINATION BY ATTY. DAVIS: (Cont.)**

25 Q So, I just want to make sure that we have the
26 timeline right. So, you got married in December of 2018?

27 A Yes.

1 Q Okay. And in December of 2019, I think you just
2 testified you and the defendant were starting to have some
3 cracks?

4 A Yes.

5 Q And did the defendant have a job during this time
6 period?

7 A Occasionally at his father's autobody shop.

8 Q Do -- so, first of all, when you started dating him
9 in October of 2018 until you split up. Can you just tell
10 the ladies and gentlemen of the jury about his work history
11 when he was with you?

12 A Yeah. So when I first met him he was working at his
13 family's mechanic shop, like, kind of, here and there. And
14 then when I found out I was pregnant he felt, I think, the
15 pressure to get a job closer to us.

16 So he had several. My dad set him up with one car
17 detailing job, it didn't work out and then --

18 Q Do you know why it didn't work out?

19 A He didn't like the way they spoke to him, or I don't
20 know. I'm not sure.

21 Q The defendant said that to you?

22 A Yes.

23 Q He didn't like the way they spoke to him?

24 A Mm-hmm.

25 Q Any other jobs?

26 A And then he worked at a Ford dealership and that
27 lasted for about a month.

1 Q What happened there?

2 A I think the same thing. And then he worked --

3 Q What do you mean by the same thing?

4 A Just, like, he didn't like being told what to do. He
5 didn't like the way that the job was going and then he had a
6 job right close to the time that I had W.T. at a mechanic
7 shop near our house and it ended the same way.

8 Q And we'll get to when you had W.T. because I want to
9 walk you through this slowly.

10 A Mm-hmm.

11 Q But what month did you have W.T.?

12 A September of 2019.

13 Q Okay. So, I want to stay in January of 2019 right
14 now. You had testified before we took a break that he had
15 accused you of cheating?

16 A Yes.

17 Q Okay. Had you have cheated on him during that time
18 period?

19 A No.

20 Q Have you ever cheated on the defendant when you were
21 together?

22 A No.

23 Q And did anything happen around this time period
24 regarding the defendant and another woman?

25 A Yes.

26 Q What?

27 A I found out after we got married that he had gotten

1 his ex-girlfriend pregnant.

2 Q And to your knowledge, did he know at the time of the
3 wedding that this woman was pregnant?

4 A Yes.

5 Q Did he tell you at the time of the wedding that, hey,
6 I got someone else pregnant?

7 A No.

8 Q Did his -- to your knowledge, did his family know at
9 the time of the wedding?

10 A Yes.

11 Q And did his family say, hey, by the way, someone else
12 is pregnant?

13 A No.

14 ATTY. BERKE: Objection. That's hearsay.

15 THE COURT: I'll allow it.

16 **BY ATTY. DAVIS:**

17 Q You can answer that.

18 A No.

19 Q So you go into this wedding and you had no idea that
20 some -- he had another woman pregnant.

21 A Yes.

22 Q Okay. When did you find out?

23 A I'm not sure the exact time.

24 Q Fair to say around January, 2019?

25 A Yeah.

26 ATTY. BERKE: Objection, that's leading.

27 THE COURT: It is.

1 ATTY. DAVIS: Okay.

2 THE COURT: If you can --

3 **BY ATTY. DAVIS:**

4 Q When you do find out that he got someone else
5 pregnant, how did you react?

6 A I was really upset. I felt really betrayed.

7 Q Why?

8 A Because I felt like I not only had a close
9 relationship with him but with his family. I felt like his
10 family was the family that, like, I wanted to have. And I
11 just felt, like, really fooled.

12 Q And what did you -- and what did you feel like he
13 wanted to -- withdrawn.

14 Did you ask him to not have a relationship with that
15 daughter?

16 A No.

17 Q Why not?

18 A Because I know how hard it is to raise a baby by
19 yourself, and you be a single mom.

20 Q Did you do anything for that baby?

21 A I did, yes.

22 Q What did you do?

23 A I supplied the mother with formula for the baby and
24 encouraged Nick to be a part of the baby's life.

25 Q And was he involved in that baby's life?

26 A From then, no.

27 Q Okay. We kind of talked about this, but were you

1 upset that he got someone else pregnant?

2 A Yes.

3 Q Were you so upset with him that you broke up with
4 him?

5 A No.

6 Q Why not?

7 A Because I was pregnant and married and I had two
8 other little girls, and I just wanted everything to be what
9 I thought it was.

10 Q And what do you mean by that, what do you mean you
11 thought it was?

12 A I feel so dumb now, but I just wanted a family. I
13 just wanted my kids to have a family, and I just thought
14 that I was doing that. But it just kept turning out not to
15 be that. So I just --

16 Q So you stayed. I'm going to bring you now to
17 September of 2019.

18 A Can I have one second?

19 Q What happened --

20 A I'm sorry.

21 Q That's okay.

22 THE COURT: Yeah, take your time.

23 **BY ATTY. DAVIS:**

24 Q Take as much time as you want.

25 A I just need to take a deep breath.

26 (Pause in proceedings.)

27 THE COURT: You okay?

1 THE WITNESS: Yeah.

2 THE COURT: Okay.

3 THE WITNESS: It's just. I don't know what I'm
4 allowed to say, what I'm not but I just --

5 THE COURT: Just if you need time we'll give you
6 time, we'll take a little break or if you --

7 THE WITNESS: No.

8 THE COURT: You're ready? All right.

9 THE WITNESS: Yeah.

10 THE COURT: Next questions, please.

11 **BY ATTY. DAVIS:**

12 Q And what month did you find out you were pregnant
13 with W.T-H.?

14 A January.

15 Q Of 2019?

16 A Yes.

17 Q Okay. So, a month after you got married. And I want
18 to go now to September of 2019. What happened in September
19 of 2019?

20 A She was born.

21 Q Okay. And how is your relationship with the
22 defendant in 2019 -- September of 2019.

23 A I feel like it was so tumultuous, but I just was,
24 like, holding on for dear life because I didn't want my
25 family to think I was making another mistake. I didn't want
26 to believe I was making another mistake. I just wanted
27 everything -- maybe if the baby was born everything would

1 just work out and be okay.

2 Q And during this time period when the defendant's
3 living with you, does he ever watch either L.T., or S.T., or
4 both together when you're not there?

5 A Yes.

6 Q Okay. And what occasions would he have to do that?

7 A Like, when I would go to my part-time makeup job.
8 Like, mostly on the weekends. Like, special events and
9 stuff like that.

10 Q And I want to go now to February of 2020. So, you've
11 been married for a little over two years at this point --
12 no, a year -- bad at math.

13 So you got married December of '18, now we're in
14 February of 2020, what's happening in your relationship
15 then. Let's start early February of 2020.

16 A Early February of 2020, I got messages from a woman
17 stating that --

18 ATTY. BERKE: Objection.

19 **BY ATTY. DAVIS:**

20 A -- the defendant --

21 ATTY. BERKE: It's hearsay.

22 Q So --

23 THE COURT: Yeah.

24 Q You can't tell me what anyone else says. So --

25 A I saw messages.

26 Q So, I'll ask you questions.

27 A Mm-hmm.

1 Q So, did you receive messages concerning the defendant
2 from another woman in February 2020?

3 A Yes.

4 Q Without telling me what those messages said, what did
5 you do?

6 A I kicked him out of the house.

7 Q Okay. And you kicked him out of the house. Did he
8 actually leave the house?

9 A He did.

10 Q And do you know where he went?

11 A His parent's house.

12 Q Okay. And are you broken up at this point?

13 A Separated. Yes.

14 Q Why did you break up?

15 A Because he was speaking to another woman in regards
16 to starting a relationship with her, that him and I were
17 already divorced and when I saw those messages he was on the
18 couch in our home holding our baby. And that was just the
19 straw for me.

20 Q And when he moved out, do you know where he moved to?

21 A Wallkill, New York. With his parents.

22 Q Okay. As February of 2020 goes on, does your
23 relationship with him improve?

24 A Yeah, actually.

25 Q Tell the jury about how it improved and why it
26 improved.

27 A Well, I decided to talk to women because I was just

1 done with being hurt.

2 Q When you mean -- sorry. When you mean talked to,
3 what do you mean?

4 A Date women because I was really tired of being hurt
5 and being the powerless one in the relationship. And, so,
6 him and I, kind of, like, bonded over that. Like, you know,
7 do you think she's pretty or, like, how about this?

8 And like, we, kind of, like, formed a friendship
9 where he would come and watch the kids, and we had more of a
10 relationship then than when we first met each other. Like,
11 he just seemed to go back to, like, the cool, like, there
12 for me kind of person that I fell in love with in the
13 beginning -- in the beginning.

14 Q So, at this point in time, would you consider him a
15 friend -- your friend?

16 A Yeah.

17 Q At this point in time, did you want to get back
18 together with him?

19 A No.

20 Q And to your knowledge, had he voiced wanting to get
21 back together with you during this time period?

22 A No.

23 Q Safe to say you're friends during this time period?

24 A Yes.

25 Q And this is February of 2020?

26 A Yes.

27 Q During this time period, he's living in New York, did

1 you bring the girls to go see him in New York?

2 A I did.

3 Q And when I say girls, did you bring all three of your
4 daughters?

5 A I did.

6 Q Why did you do that?

7 A One occasion, I know we went for St. Patrick's Day.
8 When it was social distancing time, I would bring the girls
9 so that they could still see the baby. Just outside from,
10 like, a distance apart. Family dinners, things like that.

11 Q So you're broken up at this time period, you're
12 getting along with his family during this time period?

13 A Yes.

14 Q We're talking late February/March of 2020?

15 A Yes.

16 Q And during this time period when you're not together,
17 does he ever watch the girls?

18 A Yes.

19 Q And by girls, specifically, did he ever watch L.T.?

20 A Yes.

21 Q Were you home when he watched L.T.?

22 A No.

23 Q Okay. Tell me about why he would watch them, and
24 would he watch all three?

25 A He would, yes.

26 Q Okay. Why would he watch them?

27 A Like work, family things, if I was, like, finding my

1 new freedom, you know? I met somebody and to go see her.
2 She lived quite a ways away. So he would watch the girls
3 overnight sometimes for me because it's their dad, you know?

4 Q At this time period, are the girls -- and when I
5 mean, would S.T. and L.T. consider him like a dad?

6 A Yeah.

7 Q And during this time period, you mentioned you met
8 someone?

9 A I did.

10 Q What's the name -- just the first name of the person
11 you met?

12 A Brooklyn.

13 Q All right. And did you get into a relationship with
14 that person?

15 A I did.

16 Q And was there ever occasion that the -- so, he would
17 -- the defendant would watch the girls when you went to see
18 Brooklyn?

19 A Yes.

20 Q Okay. And for what -- how long, night hours,
21 overnight, what?

22 A Sometimes overnight. Or mostly overnight, because
23 she lived three hours away.

24 Q And was there a time period during this -- a time
25 during this period, we're still in like March 2020 -- did
26 the three of you ever hang out. The three of you being you,
27 Brooklyn, and the defendant?

1 A Yes, he met her. Yes.

2 Q Were you friends at this point?

3 A We were.

4 Q And what was your relationship with the defendant
5 like -- we kind of covered march -- but let's talk about
6 April of 2020.

7 A The same.

8 Q You considered him a friend?

9 A Yeah. He would watch the girls on and off. We
10 communicated with texting, Face Timing the kids, all that
11 normal stuff.

12 Q And it -- would there be occasions where he would
13 watch all three of the girls as opposed to just his own
14 biological daughter, W.T.?

15 A All -- every time.

16 Q Did you keep them all three together?

17 A Yes.

18 Q And by all three, I mean the three girls.

19 A Yes.

20 Q So, if he was watching W.T., would the other two
21 girls be there too?

22 A Yes.

23 Q Now I want to talk to you -- so --

24 ATTY. DAVIS: One moment, Your Honor.

25 THE COURT: Take your time.

26 (Pause in proceedings.)

27

1 **BY ATTY. DAVIS:**

2 Q So, G.T., I just want to, kind of, zoom in over a
3 long time period. So, from the time you got pregnant in
4 January 2019, until you find out these messages in February
5 of 2020, is your relationship not great with the defendant?

6 A Yes. Yeah, from the time -- from -- you're saying
7 from January to February?

8 Q January of 2019 to February of 2020.

9 A Yes.

10 Q Your relationship's not good with him?

11 A Yes.

12 Q But you stay with him?

13 A Yes.

14 Q And --

15 A Wait, hold on, can we back up for a second?

16 Q I have to ask questions, I can't --

17 A Okay. Sorry.

18 THE COURT: Can you re-ask that last question?

19 ATTY. DAVIS: Sure.

20 Q So -- and my question was confusing. So, I
21 apologize. So, I just want to talk about -- you find out
22 you're pregnant in January of 2019, right?

23 A Mm-hmm.

24 Q From January of 2019 to him moving out in February of
25 2020, is your relationship with him bad?

26 A Okay. I was just confused with the years switching
27 but --

1 Q It's very confusing.

2 A -- yeah. It wasn't -- it wasn't good.

3 Q And after he moves out in February of 2020, from then
4 until April of 2020, is your relationship with him good?

5 A Yes.

6 Q Safe to say your relationship was better when you
7 were friends than when you were married?

8 A Yes.

9 Q Did you like being friends with him?

10 A Yeah.

11 Q How come?

12 A Because my other ex-husband -- I'm really close with
13 him now and the girls go there and it's a good relationship
14 and I thought if we had the same thing then maybe I could
15 get a little time for myself that I never had in my life
16 since I was such a young mom.

17 Q And did your relationship with the defendant change
18 in March of 2020 -- May, I'm sorry, May of 2020.

19 A Yeah.

20 Q Okay. And why did it change?

21 A Because I found out about the disclosure.

22 Q And without telling me what was said, who made a
23 disclosure?

24 A L.T. -- L.T.

25 ATTY. DAVIS: May that be stricken?

26 THE COURT: Yes, stricken.

27

1 **BY ATTY. DAVIS:**

2 Q Just initials, I'm sorry.

3 A Sorry.

4 Q Who made a disclosure?

5 A L.T.

6 Q And who was it against?

7 A The defendant.

8 Q And without telling me what she said, what was it
9 involving?

10 A Sexual abuse.

11 Q Okay. And how old was L.T. in May of 2020?

12 A Nine.

13 Q Okay.

14 ATTY. DAVIS: Can we mark this exhibit? Do you
15 object to it as full?

16 ATTY. BERKE: No.

17 ATTY. DAVIS: Okay.

18 THE COURT: Twenty-six?

19 ATTY. DAVIS: Yes, please.

20 Q So, I'm going to publish this. G.T., I'm going to
21 show you a picture of L.T. and I just want you to tell me
22 how old she is when this was taken?

23 A Oh, man. She was eight years old.

24 Q Okay. Is this her school photo? They take those in
25 the fall?

26 (Pause in proceedings.)

27 THE COURT: Are you okay?

1 ATTY. DAVIS: Do you need a minute?

2 THE WITNESS: No, I just want to get this over
3 with.

4 ATTY. DAVIS: Okay.

5 **BY ATTY. DAVIS:**

6 Q How did you find out that L.T. was sexually
7 assaulted?

8 A My friend Jen.

9 Q Your friend Jen? What's Jen's last name?

10 A Foster.

11 Q And without telling me anything that was said, what
12 exactly happened when you found out? Like, how did she tell
13 you?

14 A So the girls stayed over her house when I went to go
15 visit Brooklyn and when I picked them up I was upset. And,
16 so, it was at nighttime and then I drove home with the girls
17 and then the next morning she called me pretty much first
18 thing in the morning, and she said -- well, can I say what
19 she said?

20 Q You can't say what she said, but did she tell you --

21 A She said I had to have a conversation with L.T. and
22 that --

23 Q So -- do you remember where you were when you got
24 that phone call? Do you remember how you felt when you got
25 that phone call?

26 THE COURT: She's nodding in the affirmative.

27

1 A Yes.

2 Q Okay. Tell the ladies and gentlemen of the jury,
3 without telling me anything what the phone call was said,
4 just your circumstances about getting that phone call.

5 A This is my least favorite part. I was outside the
6 Lake Avenue house. We have three steps, I was sitting there
7 on the phone when she said that my heart just dropped.

8 And I think my body could make sense of it before my
9 brain and I just started throwing up. I just felt so sick
10 all over, like this cold feeling because I just didn't know
11 what to do.

12 Q Did L.T. see you on the phone?

13 A Yes.

14 Q As a result of your conversation with Jen, what did
15 you do? Did you have a conversation with L.T.?

16 A I did.

17 Q Okay. Don't tell me about what was said. After that
18 happened, what did you do?

19 A Went to the police.

20 Q Okay. And did L.T. go with you to the police?

21 A She did not.

22 Q Okay. And where was L.T.?

23 A She was at home.

24 Q With who?

25 A Jen.

26 Q Okay. And were all three girls at home?

27 A They were, yeah.

1 Q What brought Jen to your house that day?

2 A I called her.

3 Q Did you need --

4 A I called her --

5 Q Go ahead.

6 A I called her to come babysit them because she was the
7 only one that knew what was going on and at that time, I
8 just felt like I didn't know who to trust or who to call.

9 Q So right after this conversation with L.T., do you
10 take her to the doctors or anything else like that?

11 A Not direct -- right after the conversation. I wait
12 and they got -- they help me schedule appointments for the
13 forensic -- physical and forensic interview.

14 Q Why didn't you take her right after?

15 A Because it wasn't right after she was abused. You
16 know, he wasn't around at that moment, and I didn't want to
17 traumatize her. I knew things were coming up. Like, I knew
18 she would have to go for the physical.

19 Q So there was time between the time you thought the
20 abuse happened -- or you were told the abuse happened -- and
21 the day you find out about the abuse?

22 A Like, the -- like, you mean the last time the abuse
23 happened and the day I found out?

24 Q Yes.

25 A Yes.

26 Q There's time in between.

27 A Yes.

1 Q It's not like she was saying she was abused the night
2 before?

3 A No.

4 Q And you talked about someone helping you schedule
5 something. Can you just talk about that a little bit?

6 A I'm not sure who or what because it's, like, a blur,
7 but I know that the next steps were to go to the family
8 office in Bridgeport and have the girls go and do the
9 interview and then I had to take them to this awful place in
10 Bridgeport to get examined.

11 Q And by examined, you mean L.T. got a medical exam?

12 THE COURT: Is that a yes?

13 THE WITNESS: Yes, sorry.

14 THE COURT: It's all right.

15 **BY ATTY. DAVIS:**

16 Q And was there time between when you -- strike that.
17 Was the defendant eventually arrested for this
18 conduct?

19 A Yes.

20 Q Was there time in between you finding out and him
21 getting arrested?

22 A There was, yeah.

23 Q Okay. Did you talk to him at all during that time
24 period?

25 A I was advised to keep it as normal as possible. So I
26 did my best.

27 Q Was that hard for you?

1 A Extremely.

2 Q Did he see any of your girls during that time?

3 A No.

4 Q The day he was arrested for this, did you talk to
5 him?

6 A I did.

7 Q Okay. Why?

8 A Because I told him to come over to babysit the girls
9 as part of the arrest.

10 Q Did he come to babysit the girls?

11 A He did.

12 Q And did he actually watch the girls that day?

13 A He did not.

14 Q And did the -- were the police at your house when he
15 got there?

16 A Yes.

17 Q So, you said you tried to keep it normal with the
18 defendant in between that -- when you find out -- and then
19 when he's actually arrested?

20 A Yes.

21 Q How are you feeling about him during this time
22 period?

23 A So there are not even words just disgusted, upset,
24 hurt, confused, and, like, blame myself and just a mess.

25 Q Does he try to talk to you, or W.T., or any of the
26 girls during this time period?

27 A He probably texted me, but I'm not sure. I don't

1 remember specifically. I'm sure he texted me to see if he
2 could see them.

3 Q And did the police tell you to speak to him?

4 A Yes.

5 Q Did you speak to him?

6 A Yes.

7 Q Were you acting the same towards him during this time
8 period?

9 A No.

10 Q And I'm talking about this month between you finding
11 out and him getting arrested. How are you not acting the
12 same?

13 A Because normally, like, we were, like, more, like,
14 buddy-buddy. Like I saw him often. We texted often. We
15 talked often. And this -- I was -- I would wait more for
16 him to message me, and I had to respond, versus me messaging
17 him, you know?

18 Q So, G.T., when you initially -- and we're talking
19 about you finding out this in May -- do you remember the
20 exact days you found this out?

21 A No.

22 Q And you had mentioned, did you -- I think you
23 testified to this or -- where were the girls before you
24 found out? Like, whose house were they at?

25 A At Jen's.

26 Q Jen Foster?

27 A Yes.

1 Q Do you remember what day that she went -- they went
2 to Jen Foster's?

3 A I'm not sure. It was during COVID time. So, I
4 didn't have, like, a set schedule.

5 Q And do you remember the exact day that you went to
6 the police department?

7 A I don't.

8 Q Okay. May 2020?

9 A Yes.

10 Q And after that initial time you go to the police
11 department, do you have occasion to talk to a detective
12 again?

13 A Yes.

14 Q Okay. Do you remember the detective's name?

15 A Detective Dan Wheeler.

16 Q Okay. And how many times would you say -- did you
17 talk to him one time on the phone?

18 A I definitely talked to him one time on the phone,
19 yes.

20 Q More than once, right?

21 A Yes.

22 Q And why did you have follow-up conversations with
23 him?

24 A Because it was -- we -- he needed, like, some other
25 things from me, like, to see, like, DNA swabs and things
26 like that. Like, to come to my house and -- or that was
27 before that.

1 Q Did you ever talk to him about a sheet?

2 A Yes.

3 Q Tell the ladies and gentlemen of the jury what
4 happened with the sheet?

5 A He had to come to my house and use the blacklight in
6 the girl's bedroom and he took the sheet. That's all,
7 right? That's (Indiscernible.)

8 Q And were there any occasions that, without telling me
9 what was said, did you have an occasion to audio or video
10 record L.T.?

11 A Yes.

12 Q Why did you do that?

13 A Because this information was much bigger than me, and
14 as a mother I didn't know what else I could do in the
15 moment, and I didn't want to retraumatize her by asking this
16 eight-year-old girl all these awful things that she said,
17 and I wanted to just have it once and for all.

18 Q So after this allegation came to light, did L.T. talk
19 to you more about what happened to her?

20 A Little bits.

21 Q What do you mean by that?

22 A Like randomly she would come to me and say something
23 else that happened or something else that she remembered.

24 Q And did you give recordings of you talking to L.T. to
25 the Trumbull Police?

26 A I did, yes.

27 Q I want to talk to you now about the 96 Lake Avenue

1 house when the defendant lived with you.

2 A Okay.

3 Q So, I want to you about S.T.'s room and L.T.'s room.

4 A Okay.

5 Q Would you and the defendant, when he lived with you,
6 would he and you lay in bed with them a lot in the morning?

7 A No.

8 Q Was the -- was the defendant, to your knowledge, in
9 the girl's room a lot?

10 A No.

11 Q Did he -- to your knowledge -- did he clean the
12 girl's room?

13 A On occasion.

14 Q To your knowledge, did the defendant go into L.T.'s
15 room and talk to her about boys?

16 A No.

17 Q Did you ever direct him to go talk to her about boys?

18 A No.

19 Q Did you and the defendant go into L.T.'s room a lot
20 after you had sex?

21 A No.

22 Q Did you go into their room a lot after you had sex
23 with him having come all over his hand?

24 A No.

25 Q Did he wipe his hand that had come on it on blankets
26 in their room?

27 A No.

1 Q Did you have sex a lot with the defendant on L.T.'s
2 bed?

3 A No.

4 Q Did you have sex with the defendant more than once on
5 L.T.'s bed?

6 A No.

7 Q Did you ever have sex with him on L.T.'s bed?

8 A No.

9 Q Did you have sex with the defendant on S.T.'s bed?

10 A No.

11 Q Did you and the defendant have any kind of sexual
12 activity in the girls' room?

13 A No.

14 Q Did you ever see the defendant under the covers in
15 L.T.'s bed?

16 A No.

17 Q What about S.T.'s bed?

18 A No.

19 Q Did you wash the bedding in the girls' room
20 frequently?

21 A Not frequently.

22 Q Okay. Did you change their sheets a fair amount?

23 A Yes.

24 Q Okay. Tell the ladies and gentlemen of the jury
25 about what would happen with getting new sheets?

26 A I'm not, like, the best laundry doer. So, instead of
27 washing sheets, I would just buy new ones. I have, like, a

1 mountain of laundry in my house. Still do.

2 Q So you would just buy new sheets a lot?

3 A Yes.

4 Q During the time he lived with you, the bedding had
5 been changed?

6 A Yes.

7 Q More than once?

8 A Yes.

9 Q I'm showing you what's State's Exhibit 6, you kind of
10 just talked about how you don't like laundry. Is this the
11 laundry room at 96 Lake Ave?

12 A Yes.

13 Q There is -- in the center of the photo, I guess more
14 center-right, there's a large pile of clothes. Was this a
15 common occurrence in your laundry room?

16 A Yes.

17 Q And would you often have big piles of clothes like
18 this in your laundry room?

19 A Yes.

20 Q How come?

21 A Because I didn't like to do laundry and there were
22 lots of us.

23 (Pause in proceedings.)

24 **BY ATTY. DAVIS:**

25 Q To your knowledge, when the defendant lived with you,
26 did L.T. lay on top of him?

27 A No.

1 Q To your knowledge, when the defendant lived with you
2 -- so L.T. is eight and nine years old -- did she talk to
3 the defendant about boys?

4 A No.

5 Q Did the defendant talk to L.T. about being careful
6 with boys?

7 A No, not to my knowledge.

8 Q When your girls were -- when L.T. was eight and nine
9 years old, was she interested in boys?

10 A No.

11 Q Did she talk to you a lot about boys?

12 A No.

13 Q Did L.T. have a crush on the defendant when they
14 first met?

15 A No.

16 Q Did L.T. ever mention having a crush on the
17 defendant?

18 A No.

19 Q To your knowledge, did she ever have a crush on the
20 defendant?

21 A No.

22 Q Did L.T., to your knowledge, know about sex at age
23 eight and nine?

24 A No, she didn't.

25 Q Did you teach her about sex when she was eight or
26 nine?

27 A No, I didn't.

1 Q Did you have sexual conversations in front of her
2 when she was eight or nine?

3 A No.

4 Q Did you talk to her about sexual positions when she
5 was eight or nine?

6 A No.

7 Q To your knowledge, did you or the defendant talk to
8 L.T. about anal sex?

9 A No.

10 Q To your knowledge, did she know what anal sex was?

11 A No.

12 Q Did you talk dirty with the defendant around the
13 kids?

14 A No.

15 Q Did you talk about him coming on your face in front
16 of the kids?

17 A No.

18 Q Did you talk about ejaculation in front of the kids?

19 A No.

20 Q Did you have the defendant teach her about
21 ejaculation?

22 A No.

23 Q Did you teach her about ejaculation?

24 A No.

25 Q Did you ever talk to L.T. about male genitalia, like
26 the penis?

27 A No.

1 Q Did you ever have the -- direct the defendant to talk
2 to the girls about penises?

3 A No.

4 Q To your knowledge, when L.T. is eight and nine years
5 old, had she ever seen a penis before?

6 A No.

7 Q Was there ever an occasion where someone on the bus,
8 to your knowledge, showed L.T. her [sic] penis?

9 A No.

10 Q If L.T. came home and said she saw a penis on the
11 bus, what would you have done?

12 A Call the school.

13 Q Did you ever call the school about that?

14 A No.

15 Q Did you ever tell the defendant you called the school
16 about that?

17 A No.

18 Q Did you ever tell the defendant that L.T. saw a penis
19 on the bus?

20 A No.

21 (Pause in proceedings.)

22 **BY ATTY. DAVIS:**

23 Q I want to talk to you about your room at 96 Lake
24 Avenue. Was there a closet in there?

25 A Yes.

26 Q Was it a big closet?

27 A No.

1 Q Did L.T., to your knowledge, ever hide in the closet
2 and watch you and the defendant have sex?

3 A No.

4 Q Did she ever have a video and record you having sex?

5 A No.

6 Q Did she ever hide in the closet?

7 A It's full of clothes, just like the laundry room.

8 Q So, there would have -- was there space for her to
9 stand in the closet and film you having sex?

10 A No. Not to be funny but, no. There -- it was just
11 like the laundry room but shoved into the closet.

12 Q Did you have a lot of clothes and stuff on the floor
13 in the closet?

14 A Yes.

15 Q Did you, kind of, just, like, have to shove it?

16 A Yes.

17 Q Did L.T. even have a phone when she was eight or
18 nine --

19 A No.

20 Q -- to film anything?

21 A No.

22 Q To your knowledge, did the defendant ever take videos
23 of you and him doing sexual activity in your room?

24 A Not to my knowledge.

25 Q Did the defendant, to your knowledge, ejaculate all
26 over the house?

27 A Not to my knowledge.

1 Q Did he ejaculate in the girls' room?

2 A Not to my knowledge.

3 Q After you broke up, did you have sex with him at his
4 parents' house?

5 A No.

6 Q What was your sex life like with the defendant?

7 A Like -- we didn't have sex that much.

8 Q Why not?

9 A Because I have a very difficult past with that and
10 for me to have, like, sex with somebody, I need to have that
11 -- like, to feel that emotional safety. And, so, our sex
12 life went downhill after I wasn't feeling emotionally safe.

13 Q And you -- you testified earlier you started fighting
14 around January 2019?

15 A Yes.

16 Q Is that when your sex life went downhill?

17 A Yes.

18 Q And would you consider yourself a sexual person?

19 A No.

20 Q Did you and him fuck like rabbits all over the house?

21 A No.

22 (Pause in proceedings.)

23 **BY ATTY. DAVIS:**

24 Q I want to talk to you now about after he moves out,
25 okay? So, after he moves out, did he ever watch the girls
26 with any regularity when you weren't home?

27 A Yes.

1 Q And how long did he watch them for?

2 A A couple hours to overnight.

3 Q And at the time period when you broke up, he's
4 watching the girls -- so, he's not living with you but he's
5 watching them --

6 A Mm-hmm.

7 Q -- how do you feel about him?

8 A Friendly. Like he's a good a dad. Like I can trust
9 him.

10 Q And I think you testified to this, but when he was
11 living with you, was he ever with the girls alone?

12 A Yes.

13 Q Did he watch them alone?

14 A Yes.

15 Q I think you testified earlier you have a good
16 relationship with S.T.'s father Checho Martinez?

17 A I do.

18 Q To your knowledge, was L.T. ever kissed on the mouth
19 at Checho Martinez's house?

20 A No.

21 Q Did anything inappropriate ever happen to her at
22 Checho Martinez's house?

23 A No.

24 Q And by inappropriate, I mean, anything sexual happen
25 to her?

26 A No.

27 Q If you had learned about -- what would you have done?

1 A Called the police.

2 (Pause in proceedings.)

3 **BY ATTY. DAVIS:**

4 Q I want to talk to you about the time period between
5 December 2018 when you married the defendant and he's living
6 with you, to May 2020. Did L.T., to your knowledge from
7 what you learned, have issues going to the bathroom?

8 A Yes.

9 Q Okay. Tell the jury about that.

10 A So there was a point in time where she would cry
11 every time she had to go to the bathroom --

12 Q When you say go to the bathroom, sorry, what did she
13 have to do?

14 A Poop.

15 Q Okay.

16 THE COURT: And when was this approximately?

17 THE WITNESS: It was after I married the
18 defendant in between that time that he was out of the
19 house, and he was still living at the house.

20 Q So, it's when he's living with you?

21 A Yes, uh-huh. She -- I would have to hold her hands
22 and just like, you know, tell her to hold a piece of toilet
23 paper there or, like, I just thought that she needed to,
24 like, drink more water. Like, it was, like, really hard to
25 come out.

26 Q Did her --

27 A (Indiscernible.)

1 Q Sorry. Keep going.

2 A No, it's okay.

3 Q Did her butt bleed?

4 A Sometimes, yeah.

5 Q And did you take her to the doctors for it?

6 A I took her to the doctors because she kept spiking
7 really high fevers like 105, 106. I took her to the
8 hospital; I took her to the pediatrician and --

9 Q I'm asking did you specifically take her to the
10 doctors for what's happening with her butt?

11 A No, because I --

12 Q Why not?

13 A Because I figured she just needed to drink more water
14 and I just, I figured I could fix it by myself and I've had
15 hemorrhoids before having kids, and not drinking enough
16 water, being constipated, and I just thought that that was
17 one thing that I could fix at home.

18 Q Did you think it was hemorrhoids?

19 A At the time, yeah. I thought she was struggling to
20 poop, and I thought that it maybe created, like, a little
21 hemorrhoid.

22 ATTY. DAVIS: One moment, please.

23 THE COURT: Take your time.

24 (Pause in proceedings.)

25 **BY ATTY. DAVIS:**

26 Q So we're still talking about this time period, sorry.
27 So, when you meet the defendant -- so, when L.T.'s eight and

1 nine years old, did you ever have the good touch bad touch
2 with her before that?

3 A No.

4 Q Did you ever have the good touch bad touch with her
5 when she was eight or nine?

6 A No.

7 Q So --

8 THE COURT: What do you mean by good touch, bad
9 touch?

10 **BY ATTY. DAVIS:**

11 Q What I mean by this is, did you ever talk to her
12 about how some people shouldn't touch you in inappropriate
13 areas and some people, like, kind of like they do at the
14 doctor's office.

15 Did they ever -- did you ever talk to her about that
16 kind of stuff at home?

17 A No, but I wish I did.

18 (Pause in proceedings.)

19 Q If L.T. had never made this disclosure, what do you
20 think your -- how would your relationship with the defendant
21 be?

22 ATTY. BERKE: Objection, speculative.

23 THE COURT: Yep. I'll sustain that objection.

24 Q Were you -- up until this disclosure from L.T.
25 happened, did you consider the defendant a friend?

26 A Yes.

27 ATTY. DAVIS: Nothing further at this time.

1 THE COURT: Thank you. Cross examination.

2 (Pause in proceedings.)

3 **CROSS EXAMINATION BY ATTY. BERKE:**

4 Q You had indicated that you were employed as a hair
5 stylist and with makeup?

6 A Yes.

7 Q And did you work for a salon, or did you work on your
8 own?

9 A On my own. But I worked at a salon in Trumbull.

10 Q And during the time period of 2019 and 2020, were you
11 employed doing the same thing, working for a hair salon?

12 A Yes.

13 Q And which hair salon was that?

14 A Jo Davi in Monroe.

15 Q And where else had you worked aside from that hair
16 salon?

17 A In Pokipsy at Jen's but not -- but, like, way before
18 that.

19 Q Does -- if you're aware -- what type of training do
20 you have in that field?

21 A I went to cosmetology school.

22 Q In which state?

23 A Danbury.

24 Q In Connecticut?

25 A Connecticut.

26 Q Does it -- does the State of New York require you to
27 have a license --

1 A Yes.

2 Q -- to do that type of work?

3 A Yes.

4 Q And did you obtain a Connecticut -- a State of New
5 York license?

6 A No, not New York.

7 Q Did you work as a hair stylist in New York?

8 A No, I just did blow-dries and makeup.

9 Q And in the State of Connecticut, do you know if the
10 State of Connecticut requires you to have a license?

11 A Yes.

12 (Pause in proceedings.)

13 THE COURT: Twenty-five.

14 **BY ATTY. BERKE:**

15 Q I'm putting State's Exhibit 25 on the screen.

16 (Pause in proceedings.)

17 THE COURT: It's counterintuitive, if you move
18 it one way, it looks like you're -- yeah, there you
19 go.

20 THE CLERK: Mm-hmm.

21 Q The bottom right-hand corner, this is a mistake?

22 A Yes.

23 Q Is this supposed to be a wall?

24 A Yes.

25 Q And then this area.

26 A They're both mistakes, there's just the one bedroom
27 and that's a wall between both.

1 Q So, this should just have a line here?

2 A Yeah. So, if -- it's --

3 Q Between these two bedrooms.

4 A -- just straight. Yes, mm-hmm.

5 Q So, it's this bedroom and this bedroom, there's
6 nothing here.

7 A No.

8 Q And then there's the living room. This is -- this is
9 not a wall, this is an open area?

10 A That's a hallway.

11 Q Is it split between two sides, or?

12 A Yes, it's like a narrow hallway like this.

13 Q Are these two hallways? Is this a wall in between?

14 A Just one hallway.

15 Q And I'm talking about the middle of the --

16 A Yes.

17 Q So, this doesn't represent a wall.

18 Correct?

19 This is just -- there's a hallway from W.T.'s room, a
20 hallway from L.T. S.T.'s room.

21 A There's just one hallway in the whole house.

22 Q Okay. This is the master and next to the master,
23 what's this area?

24 A Those are -- those are nothing. It's just where I
25 marked that's something. Like the bathroom.

26 Q So, this should be a line.

27 A That little space is --

1 Q There's a wall between these two rooms.

2 A Yeah, yes.

3 Q Between the bedroom and -- between the bathroom and
4 the master?

5 A Yes.

6 Q Are these connected? The master and the bedroom?

7 A No.

8 Q Next to it there's another indentation --

9 A I was just trying to --

10 Q -- that's a mistake, it should be a line.

11 A I was just trying to differentiate each room.

12 Q Okay. So, this should be one line here between --

13 A Yes.

14 Q -- a wall between the -- this bathroom and --

15 A The kitchen.

16 Q -- the kitchen. And likewise, between K.T. and D.R.

17 There's another indentation, that should be just a line?

18 A That's an open -- that's actually open space.

19 Q This room -- K.T. and D.R. is an open space?

20 A Yes.

21 Q And that space goes K.T., D.R., into the living room?

22 A Yes.

23 Q In an L.

24 A And then what?

25 THE COURT: In an L.

26 **BY ATTY. BERKE:**

27 Q In an L.

1 A Oh, yes. Yes.

2 Q How do you get into the house?

3 A Right in by the living room and then there's also
4 another door in the laundry room.

5 Q Well, there are two areas marked living room.

6 A Well, laundry room is one and living room is the
7 bigger one. So, laundry room is next to the bathroom on
8 the --

9 Q So, there's a door right here.

10 A It's up a little bit more. I should -- oh, yeah.
11 There's a door to go to the outside, yes. And to get in,
12 yes.

13 Q And there's a door --

14 A Yes.

15 Q -- here.

16 A Yes.

17 Q And there is reference to something called a French
18 door.

19 A Mm-hmm.

20 Q Where would that be in this?

21 A Right on the outside of the laundry room right in --
22 like, in between the dining room and the laundry room. Like
23 right there, yes.

24 Q Here?

25 A Mm-hmm.

26 Q So, I'm pointing to the corner between L.R. and D.R.

27 A Yes.

1 Q On State's Exhibit 25, I believe.

2 THE COURT: Yes, State's 25. So, the L.R. to
3 the left, that's the laundry room and the L.R. to the
4 bottom is the living room.

5 THE WITNESS: Yes.

6 THE COURT: Thank you.

7 THE WITNESS: I could have done a better job.
8 I'm thinking.

9 ATTY. BERKE: Your Honor, is it possible to take
10 a break?

11 THE COURT: Sure. Ladies and gentlemen, it's
12 that time, it's 3:30. We usually take a break now.
13 I'm going to limit it to 15 minutes.

14 I'll give you my usually admonition, which is
15 I'm going to be giving a very abbreviated version.
16 Don't discuss the case, don't make up your minds,
17 we'll see you in fifteen minutes, okay?

18 Thanks.

19 (Jury exits.)

20 THE COURT: Recess fifteen minutes.

21 THE MARSHAL: All rise. The Court now stands in
22 recess.

23 (Recess is taken.)

24 THE COURT: Okay. We're back on the record,
25 State versus Hall, the parties are present, Mr. Hall
26 is here. You may be seated. We can bring back in
27 the jury.

1 (Jury enters.)

2 THE COURT: Okay. All right. Does counsel
3 stipulate -- take a seat everyone -- does counsel
4 stipulate to the presence of the jurors and
5 alternates?

6 ATTY. DAVIS: Yes, Your Honor.

7 ATTY. BERKE: Yes, Your Honor.

8 THE COURT: See, and I thought they mixed it up.
9 No, they didn't. Okay. If we could have G.T. resume
10 the stand, please.

11 G.T., if you could, please. And I'll remind
12 you, you're still under oath.

13 Please.

14 THE WITNESS: Thank you.

15 THE COURT: Go right ahead, Attorney Berke.

16 ATTY. BERKE: Thank you.

17 **BY ATTY. BERKE:**

18 Q When you moved to Trumbull on Lake Avenue, at that
19 time, you had been divorced from Checho Martinez?

20 A Yes.

21 Q And how long before that period of time did you get
22 divorced from Mr. Martinez?

23 A I'm not sure exactly.

24 Q How long were you married?

25 A I'm not sure exactly either.

26 Q Did you get married in the state -- did you get
27 married in the State of New York?

1 A I did.

2 Q To Mr. Martinez?

3 A Yes.

4 Q Did you get divorced in the state of Martinez [sic]
5 -- in the State of New York?

6 A Yes.

7 Q Did you initiate the divorce proceedings?

8 A Yes.

9 Q And you don't recall when that was?

10 A No.

11 Q And your middle child, S.T., is his father [sic]?

12 A Yes.

13 Q And you indicated that you had L.T. when you were 15?

14 A I had her when I was 16.

15 Q Sixteen.

16 A Yes.

17 Q Why did you move from New York to Trumball,
18 Connecticut?

19 A Just to get a fresh start. My family lived here.

20 Q And where were you working at that time?

21 A Which time? I'm sorry.

22 Q When you moved to Trumball.

23 A I wasn't yet.

24 (Pause in proceedings.)

25 **BY ATTY. BERKE:**

26 Q You had testified that you did not invite your family
27 to the wedding in New York when you married Nick Hall.

1 A Yes.

2 Q And I believe you said it's regarding -- because the
3 family control, you were concerned about how they would feel
4 when you married Mr. Hall?

5 ATTY. DAVIS: I would object, that's a
6 mischaracterization of what she said.

7 THE COURT: All right. We will have the jury
8 figure that. Is that what said?

9 THE WITNESS: I didn't say control. I just
10 didn't think that they would approve of my decision.

11 **BY ATTY. BERKE:**

12 Q Of what decision?

13 A To marry the defendant.

14 Q To get married for a second time?

15 A Not for a second time, just to marry somebody that
16 they haven't met that I just met.

17 Q You were dating for six months before you got
18 married?

19 A I'm not sure exactly.

20 Q Well, when did you first meet?

21 A October, 2018.

22 Q And when did you get married?

23 A December 2018.

24 Q So, you knew him for two months before you got
25 married?

26 A Yes.

27 Q And you said you met online.

1 A Yes.

2 Q Through Facebook.

3 A Yes.

4 Q How long did you communicate through Facebook before
5 you started dating?

6 A I'm not sure of an exact time.

7 Q But you first met each other in Facebook October of
8 2018, or that's when you first started dating?

9 A That's when we met.

10 Q That's when you met. How long were you communicating
11 with Mr. Hall on Facebook before you met in person?

12 A I'm not sure.

13 Q Where did you first meet?

14 A At my house.

15 Q In Trumbull?

16 A Yes.

17 Q And, at that time, your daughters met him as well, at
18 that time, it was L.T. and S.T.?

19 A Not the first time I met him, no.

20 Q When -- how long after you were dating him did your
21 daughters meet him?

22 A I'm not sure.

23 Q Well, the timeframe is only two months.

24 A Somewhere in there.

25 Q And you chose to get married after two months?

26 A Yes.

27 (Pause in proceedings.)

1 **BY ATTY. BERKE:**

2 Q You indicated that he watched the girls when you went
3 to work.

4 A Yes.

5 Q What timeframe was that?

6 A I'm not sure of exact timeframes.

7 Q Well, you got married in December of 2018. When did
8 he move into your home on Lake Avenue in Trumbull?

9 A November of 2018.

10 Q So you were dating for a month, he moved in -- you
11 met in October, you started dating. He moved in in
12 November, and you got married in December?

13 A Yes.

14 Q And we're talking about 2019.

15 Correct?

16 A 2018.

17 Q 2018. I'm sorry. And at what point did he start
18 watching them when you went to work?

19 A I'm not sure exactly.

20 Q Fast forwarding to 2020, when you had described --

21 (Pause in proceedings.)

22 Q Well, let me take a step back, when did things start
23 to become bad in your relationship with Mr. Hall?

24 A January --

25 Q Of what --

26 A -- 2019.

27 Q Of 2019. And at that time, were -- was he watching

1 the girls when you went to work?

2 A A few times, I believe.

3 Q In what timeframe?

4 A Between the time we got married and January.

5 Q December 2018 to December 2019?

6 A Yes.

7 Q And where were you working then?

8 A At Jo Davi.

9 Q And how many hours a week did you work at Jo Davi?

10 A I only did special occasions.

11 Q How many hours a week is that?

12 A Two.

13 Q Two hours a week?

14 A On the weekends.

15 Q Were you only working on weekends?

16 A Yes.

17 Q Did you work every weekend?

18 A No.

19 Q So, if there are four to five weekends in a month,
20 how many times did you work in that timeframe?

21 A It's really up to appointments. It's not always the
22 same.

23 Q Do you have an idea of how many times you worked in
24 that timeframe of December -- of December 2018 and January
25 2019?

26 A I don't.

27 Q You were shown a photo of L.T. that was taken at

1 school?

2 A Yes.

3 Q Do you know when that was taken?

4 A Sometime in the fall.

5 Q Of what year?

6 A 2018.

7 Q Is that done at the beginning of the semester?

8 A Yes.

9 Q So, would it likely be -- is it when school first
10 starts?

11 A Not -- not first starts.

12 Q Do you have an idea of what month that would be?

13 A I'm not sure exactly.

14 Q You described a time where the girls went to stay at
15 Jen Foster's house.

16 A Yes.

17 Q And that was in May of 2020.

18 A Yes.

19 Q And do you recall the day of the week that you went
20 into Jen Foster's house.

21 A I don't.

22 Q But it was in May, so school was in session.

23 A It was COVID.

24 Q Did they have school during COVID?

25 A No.

26 Q They did not attend school remotely?

27 A They did remotely. They didn't attend school.

1 Q Well, they were in a class, but it was remote.

2 A It was, yes.

3 Q And you indicated that your daughter L.T. did not
4 have a phone at that time.

5 A She didn't.

6 Q What was the method that she went to school during
7 that time?

8 A The school supplied Chromebooks.

9 Q So she had a Chromebook with her when she went to Jen
10 Foster's house?

11 A No.

12 Q Were they not in school during that time period?

13 A Probably not. I'm not sure.

14 Q Well, you said it was May of 2020.

15 A Yes.

16 Q Was school still in session?

17 A Yes.

18 Q But it's your understanding that they had no school
19 then.

20 A I didn't say they had no school, I'm just not sure if
21 they were in school. They didn't bring their Chromebooks.

22 Q And you didn't stay with them while they were at Jen
23 Foster's house.

24 A No.

25 Q You had left.

26 A Yes.

27 Q And you picked them up the next day.

1 A Yes.

2 Q And did you leave all three girls there?

3 A Yes.

4 Q Do you know if Jen Foster stayed with them?

5 A Yes.

6 Q Did you go out with Jen Foster that night?

7 A No.

8 Q You indicated that you went to visit Brooklyn.

9 A Yes.

10 Q And that she lived three hours away.

11 A Yes.

12 Q Where did she live at that time?

13 A In Upstate New York.

14 Q Three hours from where Jen Foster lived in New York.

15 A Three hours from Connecticut.

16 Q Okay. Jen Foster's home is in New York?

17 A Yes.

18 Q So, you dropped the girls off in New York, then you
19 went home?

20 A Yes. No. Then I went to visit Brooklyn.

21 Q Okay. How far is Brooklyn from where Jen Foster
22 lived?

23 A Like an hour and forty-five minutes.

24 Q Further away from Trumbull?

25 A Yes.

26 Q When did you meet Brooklyn?

27 A March of 20 -- I guess, 19 -- or 2020.

1 Q Was it 2019 or 2020?

2 A I'm trying to do the math in my head -- 2020.

3 Q And how did you meet her?

4 A Through a dating app.

5 (Pause in proceedings.)

6 **BY ATTY. BERKE:**

7 Q You had indicated that when you received a call from
8 Jen Foster, you got information that she received regarding
9 L.T. That you were at your house, and you walked outside
10 your house?

11 A Yes.

12 Q At the time you walked outside your house, had you
13 had already spoken to L.T.?

14 A No.

15 Q And it was your testimony that you went outside your
16 front door and you through up on the front lawn -- by the
17 front -- front of your house.

18 A Not the front.

19 Q Where did you -- where did you go?

20 A There is a whole flower bed, I was just pacing back
21 and forth.

22 Q And where did you throw up in the front of your
23 house?

24 A The side of the flower bed, the side of the house.

25 Q Before today, do you recall telling anyone else that
26 information?

27 A Yes.

1 Q And who did you tell that information to?

2 A I'm not sure exactly.

3 Q I'm sorry?

4 A I'm not sure exactly.

5 Q Did you share that information with Detective
6 Wheeler?

7 A I'm not sure.

8 Q Now, in regards to your conversation with Detective
9 Wheeler, do you recall having several phone conversations
10 with him?

11 A A couple, yes.

12 Q And can you describe how that initial communication
13 began? Initially, you went to the police department, you
14 spoke to a female officer?

15 A Yes.

16 Q And then after that, you had communications with
17 Detective Wheeler, if you can describe those communications,
18 please. How you had them, not what was said, for the
19 moment.

20 A I'm not too sure. It was a while ago.

21 Q How many times did you talk with Detective Wheeler?

22 A I'm not sure.

23 Q Was it more than once?

24 A Yes.

25 Q And did there come a point in time where you were
26 asked to come to the Trumbull Police Department?

27 A Yes.

1 Q And did you provide a statement to Detective Wheeler
2 at the Trumball Police Department?

3 A I don't know.

4 Q Well, tell us what happened when you went to the
5 police department.

6 A I was so -- it was five years ago. I'm really not
7 sure.

8 THE COURT: To the female officer, or to
9 Detective Wheeler?

10 ATTY. BERKE: Detective Wheeler.

11 **BY ATTY. BERKE:**

12 A Yeah, I'm not sure.

13 Q I'm sorry?

14 A I'm not sure.

15 Q Do you remember being asked questions while you were
16 at the police department by Detective Wheeler?

17 A No.

18 Q Do you remember providing any physical item to
19 Detective Wheeler while you were at the police department?

20 A Not Detective Wheeler, no.

21 Q Again, you don't remember him asking you any
22 questions?

23 A I don't remember what the questions were. I don't
24 remember the goings on of the meeting. I know I was there,
25 but, at that time, it was all really overwhelming.

26 Q Would it refresh your memory if you had a chance to
27 look at a document?

1 A Maybe. Yeah.

2 Q If I can ask this, before you came into testify, what
3 items did you look at.

4 A Testify here?

5 Q Yes.

6 A What do you mean?

7 Q What items did you look at? Did you look at any
8 paperwork before you came to testify?

9 A No. Just the pictures of the house.

10 Q Anything else?

11 A No.

12 ATTY. DAVIS: May I see what you're showing her?

13 ATTY. BERKE: Certainly.

14 **BY ATTY. BERKE:**

15 Q So if you could please just take a look at this and
16 tell me when you've finished.

17 A Okay.

18 (Pause in proceedings.)

19 A Oh, I do remember this.

20 (Pause in proceedings.)

21 A All right.

22 THE COURT: Did that help refresh your
23 recollection?

24 THE WITNESS: Yes.

25 THE COURT: Okay.

26 (Pause in proceedings.)

27 Q So, having had a chance to look at that document,

1 does that refresh your memory of at least the context of any
2 statements you provided to Detective Wheeler?

3 A Yes, it does.

4 Q And can you describe how that statement came about to
5 be placed on paperwork?

6 A Yes.

7 Q What happened?

8 A After the disclosure, I remember just trying to see
9 anything I could, realize anything I could, and that was one
10 of them.

11 Q Did you reach out to Detective Wheeler and tell him
12 that you had some information to share with him?

13 A I'm not sure.

14 Q So you don't know what made you go to the police
15 department to give that statement?

16 A Well, that's what made me go to the police
17 department, what I wrote there. But I'm -- I don't know
18 remember how it came about.

19 Q You mean how you ended up getting there --

20 A Well --

21 Q -- whether he called you or you called him.

22 A Right.

23 Q And do you remember the circumstances of providing a
24 statement to the police?

25 A What do you mean?

26 Q Do you remember the circumstances of providing a
27 witness statement to the police?

1 A Like --

2 Q You said your memory was refreshed having had a
3 chance to just look at it.

4 A Yes. Yes.

5 Q Do you remember how -- when you went to the police
6 department what happened regarding that document that you
7 just reviewed?

8 A We went into the back -- into a back room -- a
9 meeting room and he gave me a piece of paper and I wrote the
10 statement.

11 Q Do you remember if there was any discussion before
12 you --

13 A I don't remember.

14 Q -- wrote the statement. Was anyone else there at the
15 time?

16 A I don't remember.

17 (Pause in proceedings.)

18 **BY ATTY. BERKE:**

19 Q Do you remember the last time Mr. Hall watched your
20 children before the disclosure was made?

21 A I don't.

22 Q I believe you testified that it wasn't immediately
23 before that, it was a period of time before that.

24 A Yes.

25 Q And between -- what was the time between the
26 disclosure and the time L.T. was seen by a doctor or a
27 medical professional?

1 A I'm not sure the exact amount of time.

2 Q It wasn't hours.

3 A No.

4 Q It wasn't days.

5 A It could have been days.

6 Q Between the time the disclosure was made -- do you
7 remember the date the disclosure was made?

8 A Not the exact date, no.

9 Q But it was the end of May of 2020?

10 A Sometime in May.

11 Q And do you remember the date or the month that L.T.
12 was seen by a medical professional?

13 A I'm not sure.

14 Q Was it in May of 2020?

15 A I'm not sure.

16 Q Was it in June of 2020?

17 A I really don't know the date.

18 Q Could it have been July of 2020?

19 A It could have, I'm not sure.

20 Q Do you remember that the medical appointment was
21 rescheduled?

22 A No.

23 Q You don't recall rescheduling the appointment because
24 you were working?

25 A No.

26 (Pause in proceedings.)

27

1 **BY ATTY. BERKE:**

2 Q But clearly, you did not bring L.T. to a physician
3 after she -- immediately after she disclosed.

4 A As soon as they scheduled the appointment is what I
5 remember.

6 (Pause in proceedings.)

7 Q But you didn't bring her to the hospital that day?

8 A No.

9 Q Or the next day?

10 A No.

11 Q Or that week.

12 A No.

13 (Pause in proceedings.)

14 Q Do you recall whether Detective Wheeler came to your
15 house to use a blacklight?

16 A Yes.

17 Q And do you recall if Detective Wheeler took a sheet
18 from your house?

19 A Yes.

20 Q And do you recall if Detective Wheeler took a
21 comforter from your house?

22 A No. I'm not saying no, I'm not sure.

23 Q In regard to a sheet, do you recall whether it was a
24 fitted sheet or a top sheet?

25 A I'm not sure.

26 Q Can you tell us what items were removed from your
27 house by Detective Wheeler?

1 A I'm not sure.

2 Q But you do remember him taking a sheet?

3 A Yes.

4 Q And you do remember him using a blacklight?

5 A Yes.

6 Q And do you remember where in the house he used a
7 blacklight?

8 A I know in the girls' room, I'm not sure if anywhere
9 else.

10 Q At the time he came to your house -- I assume you
11 don't remember what day it was?

12 A No.

13 Q Was the time he came to your house to using the
14 blacklight, was that after L.T. had provided a disclosure to
15 you?

16 A Yes.

17 Q And was that after L.T. had a forensic interview?

18 A I'm not sure.

19 Q Do you recall when the forensic interview was in
20 relation to when she disclosed to you in your house?

21 A Soon after.

22 (Pause in proceedings.)

23 **BY ATTY. BERKE:**

24 Q Do you remember telling a member of the Trumbull
25 Police Department that you had taken an audio tape of L.T.?

26 A Yes.

27 Q And when did you make that tape?

1 A The same day.

2 Q The same day as what?

3 A That Jen called me.

4 Q So, you received a call from Jen.

5 Correct?

6 A Yes.

7 Q In response to that call, you walked outside, you
8 said you were overcome, you felt cold, you threw up in the
9 flower bed.

10 A I was already outside, yes.

11 Q I'm sorry?

12 A I was already outside. I took the phone call
13 outside.

14 Q And after that, you went inside and spoke to L.T.?

15 A Yes.

16 Q And when you went inside and spoke to L.T., is that
17 when you decided to make the audio tape?

18 A Yes.

19 Q Was the audio tape made on your cellphone?

20 A Yes.

21 Q And what app did you use to make that tape?

22 A Just a recording on the Apple iPhone.

23 Q Have you done that before?

24 A Yes.

25 Q And have you ever shared recordings before on a
26 phone?

27 A I'm sure. Yeah.

1 Q And how would you do that?

2 A Just send it.

3 Q How would you send it?

4 A Either email or text.

5 Q Do you remember advising Officer Fortunato from the
6 Trumbull Police Department that you had taken an audio tape?

7 A Yes.

8 Q And that statement regarding the fact that you took
9 the audio tape, that was made on the same day that L.T. told
10 you?

11 A Yes.

12 Q And that was after Jen Foster had come to your house
13 to watch the kids?

14 A Yes.

15 Q You went to the police department?

16 A Yes.

17 Q And did you provide a statement to Officer Fortunato
18 on the tape?

19 A I'm not sure about a statement, but I know I spoke
20 with her and gave her the recording.

21 Q When did you give her the recording?

22 A The same day.

23 Q On the day that you first went there?

24 A Yes.

25 Q You had that recording on your phone, I presume you
26 had your phone with you when you went to the police
27 department?

1 A Yes.

2 Q So, there would be no reason why you couldn't provide
3 that recording on that day?

4 A I'm sorry. What?

5 Q There would be no reason why you couldn't provide
6 that audio recording on that day?

7 A No.

8 (Pause in proceedings.)

9 **BY ATTY. BERKE:**

10 Q And once again, you don't remember what day it was
11 that you spoke to Officer Fortunato?

12 A I don't.

13 (Pause in proceedings.)

14 Q Would you refresh your memory if you had a chance to
15 look at a document?

16 A Probably.

17 ATTY. DAVIS: May we see it?

18 ATTY. BERKE: Sure.

19 (Pause in proceedings.)

20 Q Once again, if you would just take a look at this and
21 tell me when you finish.

22 A Okay.

23 (Pause in proceedings.)

24 A Okay.

25 THE COURT: Does that help refresh your
26 recollection?

27 THE WITNESS: Vaguely, yes.

1 Q So, you had a chance to look at that document, does
2 that refresh your memory on whether you provided a statement
3 to Officer Fortunato?

4 A Yes.

5 Q And do you recall whether that statement was in
6 writing or was that in a verbal statement?

7 A Well, from what I just read, it was in writing.

8 Q Does having a chance to look at that document refresh
9 your memory about what date you provided a statement to
10 Officer Fortunato.

11 A It doesn't refresh my memory, but I saw it on the
12 paper.

13 Q But you don't have an independent memory of it?

14 A No.

15 Q So you gave the audio recording to Officer Fortunato
16 on the date that you met with her?

17 A I think so.

18 Q And at some point, did you make a video recording of
19 L.T.?

20 A Yes.

21 Q And what day did you make the video recording?

22 A I'm not sure.

23 Q In relation to the date that you met with Officer
24 Fortunato with the Trumball Police Department, how many days
25 after that?

26 A I'm not sure.

27 Q So if you had made an audio recording, what prompted

1 you to make a -- prompted you to make a video recording of
2 L.T.?

3 A Because she would just randomly, after the
4 disclosure, say things -- other things in addition to what
5 she told me the first time.

6 Q Do you remember anyone -- or do you remember
7 believing that it would be better to have a video?

8 A Can you rephrase that?

9 Q Certainly, do you remember thinking that it would be
10 better to have a video?

11 A Yes.

12 Q And is that your own idea, or someone else's idea?

13 A My own.

14 (Pause in proceedings.)

15 **BY ATTY. BERKE:**

16 Q Do you remember telling Detective Wheeler that after
17 the original audio file was recorded that you were told that
18 a video would be better than audio?

19 A I don't remember that.

20 Q Would it refresh your memory if you had a chance to
21 look at a document?

22 A Probably.

23 ATTY. DAVIS: May we see it?

24 ATTY. BERKE: Sure.

25 (Pause in proceedings.)

26 Q Can you just read this last four lines for me
27 (Indiscernible.)

1 (Pause in proceedings.)

2 **BY ATTY. BERKE:**

3 A Okay.

4 Q So, once again, having had a chance to review that,
5 does that refresh your memory that --

6 A It does.

7 Q -- you advised Detective Wheeler that someone told
8 you it would be better to have (Indiscernible.)

9 A Not that someone told me -- that's not -- I didn't
10 see that there, no.

11 Q But that was your own decision, that you thought it
12 would be better to have a video recording than an audio
13 recording?

14 A I think it was due to the fact that she was drawing
15 something and not just speaking.

16 Q So that audio recording, was there any time pressure
17 to make that recording?

18 A No.

19 Q So you could have chosen the time, you weren't under
20 a time constraint to provide that recording?

21 A No.

22 Q Or to make that recording, I should say.

23 A No.

24 Q And that recording was made while your daughter was
25 sitting on a chair next to her bed?

26 A I'm not sure.

27 Q Do you remember sitting on her bed while that video

1 was being made?

2 A I don't.

3 Q Do you remember whether your daughter was wearing a
4 shirt during that video recording?

5 A I'm not sure.

6 Q Would it refresh your memory if you had a chance to
7 look at that recording -- that video recording?

8 A Probably.

9 (Pause in proceedings.)

10 ATTY. DAVIS: Your Honor, I'd ask at this time
11 that the jury be excused.

12 THE COURT: All right.

13 ATTY. DAVIS: This is something that's not in
14 evidence.

15 THE COURT: Ladies and gentlemen, if you could
16 just go in the room, we'll be with you shortly.

17 (Pause in proceedings.)

18 THE COURT: If were to understand this --
19 whoops, jury's in.

20 (Jury exits.)

21 THE COURT: -- correctly, you're asking her
22 would it refresh your recollection whether or not
23 L.T. had her shirt on?

24 ATTY. BERKE: Whether L.T. had her shirt on and
25 whether G.T. was sitting L.T.'s bed at the time. And
26 I asked her if it would refresh her memory if she had
27 a chance to watch the video and --

1 ATTY. DAVIS: Your Honor, I would object. This
2 is not relevant, if she had a shirt on or not, I
3 don't understand how that affects anything. Or where
4 she's sitting.

5 ATTY. BERKE: It certainly is relevant regarding
6 where she's sitting. There are allegations that my
7 client is sitting on the bed, there's DNA that was
8 taken in this matter. Certainly, whether other
9 people sit on that bed I relevant.

10 THE COURT: Well, I think we can all stipulate
11 that other people sat on the bed. I mean, they're
12 her children --

13 ATTY. BERKE: Well, that's a --

14 THE COURT: -- and if you want to just say that,
15 that's fine. But whether or not she's wearing a
16 shirt and whether or not when coloring on the edge of
17 her bed?

18 ATTY. DAVIS: You can ask G.T. --

19 THE COURT: Why don't you ask whether or not
20 other people sat on the edge of the --

21 ATTY. DAVIS: Yeah.

22 THE COURT: -- I mean, sure. But the manner in
23 which this statement, which is not being introduce in
24 evidence, is being asked, I think is different.

25 So --

26 ATTY. BERKE: Well, I'm asking her to refresh
27 her memory with it. I'm not showing it to the jury.

1 ATTY. DAVIS: Your Honor, if Counsel wants to
2 put it in, the State's not going to object but I
3 don't understand this realm of questioning about
4 shirts, no shirts, I don't think it's relevant.

5 But again, we won't object if he wants to put it
6 in.

7 THE COURT: Is the point whether or not she had
8 a shirt or is the point whether or not other people
9 sat on the edge of -- and this would be G.T.'s bed?

10 ATTY. BERKE: Initially it was both. I am going
11 to -- I would like to refresh her memory with the
12 fact that she was sitting on L.T.'s bed.

13 ATTY. DAVIS: She would testify she sits on the
14 bed.

15 THE COURT: Okay.

16 ATTY. BERKE: Well, she said she doesn't
17 remember.

18 THE COURT: All right. Well, show it -- show it
19 to her now so we could see it. It'll take two
20 seconds to refresh her recollection.

21 ATTY. DAVIS: May I stand behind her so I can
22 see?

23 THE COURT: Sure.

24 (Pause in proceedings.)

25 ATTY. DAVIS: Does that refresh you were sitting
26 on the bed?

27 THE COURT: Hold on. All right. All right. We

1 can't be discussing this, this is just a -- does that
2 help refresh your recollection as to where your --
3 where L.T. was during the disclosure?

4 During the videotape disclosure.

5 THE WITNESS: Yes.

6 THE COURT: Yes. Was she on the edge of the
7 bed?

8 THE WITNESS: She was on a chair next to her
9 bed.

10 ATTY. BERKE: May I ask one question?

11 THE COURT: Sure.

12 **BY ATTY. BERKE:**

13 Q Are you sitting on her bed?

14 A Yes.

15 THE COURT: Okay. Well, with regards to whether
16 or not L.T. was wearing a shirt or not is not
17 relevant. Whether or not the defendant -- I mean,
18 excuse me -- G.T. sat on the edge of her own bed, you
19 can certainly ask that but --

20 (Pause in proceedings.)

21 THE COURT: Anything further before we bring out
22 the jury?

23 ATTY. BERKE: No.

24 THE COURT: Bring out the jury, please.

25 (Jury enters.)

26 THE COURT: Does counsel stipulate to the
27 presence of jurors and alternates?

1 ATTY. DAVIS: Yes, Your Honor.

2 ATTY. BERKE: Defense stipulates.

3 THE COURT: Okay, you may ask the next question.

4 **BY ATTY. BERKE:**

5 Q Isn't it correct that when you took the video
6 recording of L.T. you were sitting on her bed at the time?

7 A Yes.

8 Q And that was at some point after she initially made
9 the disclosure to you?

10 A Yes.

11 Q And do you remember the timeframe between the audio
12 recording and the video recording that you (Indiscernible.)

13 A I don't.

14 Q And do you recall when you provided the video
15 recording to the Trumball Police Department?

16 A I don't.

17 Q Do you know who you provide the video recording to at
18 the Trumball Police Department?

19 A I'm not sure.

20 Q You had testified today that you didn't like to do
21 laundry, and you bought the girls new sheets?

22 A Yes.

23 Q Did you share that information with the Trumball
24 Police Department?

25 A Yes.

26 Q And who did you share that information with?

27 A I'm not sure.

1 Q And at what timeframe did you share that? Was that
2 in your written statement or was that in an oral statement?

3 A I'm not sure.

4 Q Do you know if it was over the phone?

5 A I'm not sure.

6 Q And, specifically, you told them that you bought new
7 sheets instead of washing the sheets?

8 A Yes.

9 Q Is that in the statement that you've reviewed
10 recently?

11 A No.

12 (Pause in proceedings.)

13 **BY ATTY. BERKE:**

14 Q When you're referring to purchasing new sheets is
15 that for S.T.'s bed and L.T.'s bed?

16 A All of our beds.

17 Q But that doesn't apply to the comforters?

18 A The whole thing.

19 Q I'm sorry?

20 A All of it.

21 Q So, the comforters and the sheets.

22 A Yes.

23 Q What about the mattress cover?

24 A No. I don't know.

25 Q You don't know?

26 A I don't think we had -- did we have a mattress cover?
27 I'm not sure.

1 Q I'm asking you to (Indiscernible.)

2 A I'm not sure.

3 Q So, how often did you purchase new sheets?

4 A I'm not sure exactly. Maybe every other time. I'm
5 not too sure.

6 Q What do you mean by every other time?

7 A Like wash them, or like if we would go out and they
8 would see one that they would like, I would get a new one.
9 It wasn't only for the purpose of not doing laundry. It was
10 just, like, if they saw a new cute one at Target, we would
11 spot it, and put it on their beds.

12 Q And what would you do with the old sheet?

13 A Put it in the pile in the laundry room.

14 Q So, how many sheets would you have if you keep on
15 buying new sheets and don't wash them often?

16 A I'm not sure.

17 Q You said that applied to all of your beds, all four
18 of the beds? Your three daughters and --

19 A Three.

20 Q -- your bed.

21 A Three.

22 Q So that -- you said it applied to everything, does
23 that include the comforters?

24 A Yes.

25 Q And that happened approximately how often?

26 A I'm not sure.

27 Q How often do you wash the sheets?

1 A It's not -- I don't do it on a regular, like, a
2 certain schedule. I'm not sure. I would say maybe a couple
3 time a month.

4 Q You washed them a couple times a month.

5 A Mm-hmm.

6 Q So, how often do you replace the sheets if you wash
7 them a couple times a month?

8 A I'm not sure.

9 Q And you said you keep the sheets?

10 A Yes.

11 Q So, if you have four beds and four comforters, for --
12 is that sheet sets, you're talking about the fitted sheet
13 and a top sheet?

14 A Three -- and, likes, it's like a bed in a bag
15 situation. So, comforters, sheets, pillowcases, all in one.

16 Q For all four beds?

17 A Three.

18 Q All three beds.

19 A Mm-hmm.

20 Q You're referring to your three daughters?

21 A No. Myself, L.T. and S.T.

22 (Pause in proceedings.)

23 **BY ATTY. BERKE:**

24 Q There was a picture that you saw earlier today from
25 the laundry room with clothes, it looked like, it was in a
26 corner.

27 A Yes.

1 Q How high was that pile of clothes?

2 A I'm not sure.

3 THE COURT: State's 6.

4 ATTY. DAVIS: Oh, I'm sorry. I think I gave it
5 back. Yeah, I gave it back.

6 ATTY. BERKE: Thanks.

7 (Pause in proceedings.)

8 Q First I'm going to show you what's from State's
9 Exhibit 5.

10 (Pause in proceedings.)

11 Q And I'm going to ask you to look at these two photos,
12 I'm also going to show you State's Exhibit 6. In reference
13 to your house, if you can, perhaps, tell us how high that
14 pile is, and I'll show you the second angle of it. This is
15 State's Exhibit 6.

16 A And you're asking how high the laundry pile is?

17 Q Right. Does it give you any perception based on
18 other items in your room?

19 A I'm not sure how to answer it, but I know that brown
20 thing in the back had three baskets. So, I'm not quite sure
21 how tall it would be.

22 (Pause in proceedings.)

23 Q You indicated that L.T. did not have a cell phone.

24 A Yeah.

25 Q Do you recall when she first got a cell phone?

26 A When she was ten.

27 Q And when Mr. Hall watched the three girls, you don't

1 remember the timeframe that that occurred?

2 A No.

3 Q Do you remember how many times that happened in 2020?

4 A I'm not sure.

5 Q And the purpose of him watching the girls in 2020
6 when your relationship was not in the best shape was because
7 you were working?

8 A Sometimes working, sometimes going to in -- in when?
9 What year? Sorry.

10 Q 2020.

11 A Yeah. So, we were already separated. So, sometimes
12 when I was working and sometimes when I was just doing other
13 things.

14 Q You asked him to come in and watch the girls?

15 A Yes.

16 Q Was that during the week or on weekends?

17 A I'm not sure.

18 Q Did you work during the week or on weekends?

19 A It was different by -- for -- by appointments.

20 Q And do you remember ever providing that information
21 on your schedule in 2020 to anyone else.

22 A I'm not sure.

23 (Pause in proceedings.)

24 **BY ATTY. BERKE:**

25 Q You had testified that L.T., at some point, had an
26 issue with hemorrhoids.

27 A Yes.

1 Q When was that first identified?

2 A I'm not sure the exact month.

3 Q In what year?

4 A 2019.

5 Q And were there any events that it was -- there was an
6 issue that came up regarding L.T.'s hemorrhoids?

7 A What do you mean by events?

8 Q Well, you mentioned you talked about -- you went to a
9 family event on St. Patrick's Day, you talked about other
10 events that you went to (Indiscernible.) Is there any --
11 oh, and if there's any birthday celebrations that it became
12 an issue that she -- her hemorrhoids were bothering her?

13 A I don't understand the question.

14 Q Did she have any discomfort from her hemorrhoids at
15 any family event that you can recall?

16 A I don't know at a family event.

17 Q I'm sorry?

18 A I don't -- I can't recall specifically at a family
19 event, no.

20 Q And you said that was first in 2019, when in 2019, if
21 you recall?

22 A I'm not sure I don't recall.

23 Q And how long did she have an issue with hemorrhoids?
24 Referring to L.T.

25 A I'm not too sure.

26 Q Did you find it unusual that a young person had
27 hemorrhoids?

1 A No because I did also when I was younger from not
2 drinking enough water.

3 Q Did you bring her to a physician?

4 A Yes.

5 Q And who did she see regarding the hemorrhoids?

6 A Her pediatrician, it wasn't only about the
7 hemorrhoids though, it was more about the fevers.

8 Q And which pediatrician was that?

9 A In Fishkill, New York. The Children's Medical Group.

10 Q And in what timeframe was that?

11 A I'm not sure.

12 (Pause in proceedings.)

13 **BY ATTY. BERKE:**

14 Q Were you utilizing that pediatric group when you
15 lived in New York?

16 A Yes.

17 Q And did you remain with that group while you moved to
18 Connecticut?

19 A Yes.

20 Q And how far away was that pediatric office from Lake
21 Avenue in Trumbull?

22 A I would say, like, 50 minutes.

23 Q Fifty?

24 A Mm-hmm.

25 Q And is that where L.T. went for her yearly physicals?

26 A Yes.

27 Q And did she continue going to yearly physicals in

1 2018, 2019, and 2020?

2 A Yes.

3 Q All at that same group?

4 A Yes.

5 (Pause in proceedings.)

6 **BY ATTY. BERKE:**

7 Q And when you took her to the physician for the
8 hemorrhoids, how did they treat her?

9 A You mean, like, what medical care?

10 Q Yes.

11 A I don't recall.

12 (Pause in proceedings.)

13 Q You testified that you had never had a conversation
14 with your daughter about inappropriate touching?

15 A Yes.

16 Q I'm referring to your daughter -- I'm referring to
17 L.T.

18 A Yes.

19 Q And do you recall if those discussions came up during
20 her pediatric visits at the yearly physicals?

21 A I'm not sure.

22 Q Do you remember if she disclosed anything in the
23 yearly physical in 2019?

24 A I'm not sure.

25 Q Is that something that you'd remember if she
26 disclosed to a medical provider that she was touched
27 inappropriately?

1 A Yes, I think so. I would like to say yes, but I'm
2 not sure.

3 Q But in 2019 when she went to her physical, you don't
4 remember that occurring during her physical?

5 A I'm not sure when the physical was. If it was after
6 the disclosure, then it was a discussion I had with the
7 doctor together, but if it -- I don't remember another time.

8 Q Did she have a physical in 2018?

9 A I'm sure.

10 Q And during that physical, do you recall the doctor
11 talking to her about whether -- regarding inappropriate
12 touching or whether she feels that she's at risk?

13 A I'm not sure.

14 Q Did she have -- do you recall if she had physicals
15 each year of 2018, 2019, 2020?

16 A I believe so, yes.

17 Q And those physicals all would have occurred in New
18 York?

19 A Yes.

20 Q Do you remember when she had her physical in 2020?

21 A No.

22 Q And 2020 was -- May of 2020 was the year of
23 disclosure?

24 A Yes.

25 Q You don't remember when she had a physical that year?

26 A No.

27 Q Do you remember if she disclosed to her pediatrician

1 that she was touched inappropriately?

2 A I'm not sure.

3 Q Do you remember whether she was asked?

4 A I'm not sure.

5 (Pause in proceedings.)

6 **BY ATTY. BERKE:**

7 Q When did L.T. first start going to the Trumball
8 school system?

9 A When I first moved to Connecticut in 2018.

10 Q And what grade was she in?

11 A I believe kindergarten, or it was (Indiscernible.)
12 I'm not sure.

13 THE COURT: Kindergarten, or what?

14 THE WITNESS: Well, I was going to say my other
15 daughter -- if my other daughter was in kindergarten,
16 then she was in first grade or second, but I'm not
17 sure.

18 Q And do you recall whether the Trumball school system
19 in their protocol had any programming for students regarding
20 inappropriate touching, sex abuse, or sex abuse prevention?

21 A I am not sure.

22 Q You don't recall receiving any literature from the
23 Trumball school system in that regard?

24 A Oh, no.

25 (Pause in proceedings.)

26 Q Were you present for the medical examination of L.T.
27 after disclosure?

1 A No.

2 Q Did you have any conversations with the medical
3 provider that examined L.T.?

4 A Yes.

5 Q Was there a recommendation for her to see therapy?

6 A Yes.

7 Q And when was that recommendation made?

8 A I'm not sure.

9 Q Were you provided information regarding mental health
10 providers?

11 A I'm sure I was, yeah.

12 Q And were those providers within the local area?

13 A I'm sure, yes.

14 Q And when did you make contact with those providers?

15 A I'm not sure.

16 Q How long after the disclosure -- if you don't know
17 the exact date -- how long after the disclosure did you make
18 contact with the mental health providers for L.T.?

19 A I think she was required to do one pretty soon after,
20 but she didn't want to go. Every time she -- it was
21 traumatizing. So, I didn't require her to go.

22 Q How soon after?

23 A I'm not sure.

24 Q Do you recall telling Officer Fortunato that L.T.'s
25 abuse began after you were married?

26 A Yes.

27 Q And do you remember advising the police department

1 that the last time Nick Hall watched the kids was April 29th
2 of 2020?

3 A I'm not sure.

4 (Pause in proceedings.)

5 **BY ATTY. BERKE:**

6 Q Would it refresh your memory if you had a chance to
7 look at a document?

8 A Probably, yes.

9 (Pause in proceedings.)

10 THE COURT: Show it to counsel, please.

11 ATTY. BERKE: I will.

12 (Pause in proceedings.)

13 Q (Indiscernible.)

14 A Okay.

15 (Pause in proceedings.)

16 A Okay.

17 Q Does that refresh your memory?

18 A Would you ask me the question again?

19 Q Certainly. Do you remember telling the Trumball
20 police that the last time Nick babysat the girls was April
21 29th of 2020?

22 A I don't recall it personally, but I just saw it in
23 the document.

24 Q Do each of your girls sit on the other's bed? What I
25 mean by -- does W.T-H. and S.T. frequently play on L.T.'s
26 bed?

27 A Yeah. I would say so.

1 Q And are there occasions where you would also lie on
2 L.T.'s bed?

3 A Yeah.

4 Q And, likewise, would that apply to each of you on
5 S.T.'s bed and your bed as well?

6 A Yes.

7 Q Did you ever have sex with Nicholas Hall on the couch
8 in the living room?

9 A Not that I can recall, no.

10 (Pause in proceedings.)

11 **BY ATTY. BERKE:**

12 Q Do you remember finding out that -- that a woman got
13 pregnant with Nick's child -- well, you found this out by
14 text, were you in the car with Nick Hall?

15 A I don't recall.

16 Q You don't recall finding out that information out
17 together?

18 A I recall finding the information out, I don't recall
19 a text in the car.

20 Q And you don't recall being with him when you found
21 that information out?

22 A No.

23 Q Do you recall the initial conversation you had with
24 L.T. regarding her disclosure?

25 A Yes.

26 Q And before there was any disclosure made by L.T. to
27 you, do you remember her saying they're all weird words?

1 A Before the disclosure?

2 Q Before she said anything, during that -- that
3 discussion that you had with her. Before any disclosure was
4 made, do you recall her telling you they're all weird words?

5 A I don't.

6 Q And I -- is it fair to say, you also don't recall
7 your response to that statement?

8 A Yeah, I don't recall.

9 Q Would it refresh your memory if you had a chance to
10 listen to that audio?

11 A Probably. Do we have to?

12 (Pause in proceedings.)

13 ATTY. DAVIS: Are we going to excuse the jury if
14 he's going to play something?

15 THE COURT: Does he have the headphones?

16 ATTY. BERKE: I have the headphones.

17 ATTY. DAVIS: I want to -- the State believes we
18 should be able to hear what she's being refreshed
19 with. So --

20 THE COURT: Okay. Ladies and gentlemen, if you
21 could step out for a minute, please. This will only
22 be a minute.

23 (Jury exits.)

24 THE COURT: There's no transcript of this?

25 ATTY. BERKE: Not an official transcript.

26 THE COURT: All right. I'll ask you if -- go
27 ahead.

1 ATTY. BERKE: Should I -- can I play it on their
2 desk so that she can listen too.

3 THE COURT: Yes. Can you go up and stand --

4 THE WITNESS: Yes.

5 THE COURT: -- sit where the inspector is,
6 please.

7 THE WITNESS: Yes.

8 THE COURT: Just the layout of the courtroom, I
9 just don't want it played right next to the jury
10 door.

11 ATTY. DAVIS: Your Honor, while he is queueing
12 this up to play for her --

13 THE COURT: Sure.

14 ATTY. DAVIS: He's picking and choosing --
15 defense counsel -- for reasoning, certain parts of
16 it, but at that -- at this point, just because
17 certain parts are being played. The State is going
18 to move to put the whole thing in.

19 THE COURT: Okay. You can move to put it in but
20 it -- if this is just to refresh her recollection I
21 don't know how you put it in. And I'm not trying to
22 be the wise guy, Attorney Davis, but, you know, this
23 is just -- if this were done on a normal -- not on a
24 normal, I apologize to that word.

25 If there was a transcript of it or a police
26 report of it, he could show her that and that would
27 be it, you wouldn't be able to get the whole police

1 report in. But I mean, this is just for refreshing
2 recollection. It's not for inconsistent or
3 consistent reasons.

4 ATTY. DAVIS: I think -- isn't there a police
5 report?

6 THE COURT: Go ahead, Attorney Berke, if you
7 could play it.

8 ATTY. BERKE: So, Your Honor, to put this in
9 context, obviously, the question that I asked her was
10 there was no disclosure before this. So, the total
11 amount is three minutes.

12 THE COURT: It had to do with weird words and --

13 ATTY. BERKE: That's it. But the question I
14 asked her was prior to that statement --

15 THE COURT: Right.

16 ATTY. BERKE: -- there was nothing. So, it's --
17 I can't just do that --

18 THE COURT: Go ahead, play it.

19 (Pause in proceedings.)

20 THE MONITOR: Your Honor, are we going to have
21 to transcribe what is on that video? Because I would
22 have to make sure that I get good recording of that
23 video if it's going to be part of the transcript of
24 this.

25 THE COURT: Yes, it will.

26 THE MONITOR: So, just put it right there --

27 THE COURT: No, actually, it won't be. If she

1 can read it, she can read it to herself. It doesn't
2 have to be part of it.

3 (Playing video exhibit.)

4 THE COURT: Have we gotten to a point that could
5 refresh her recollection?

6 ATTY. BERKE: It's the next three lines.

7 (Playing of video exhibit resumes.)

8 THE COURT: Bring the jury back in?

9 ATTY. BERKE: Yes, please.

10 THE COURT: And how much longer -- I'm not
11 holding you to it, but I've got nine minutes before
12 five.

13 ATTY. BERKE: It's more than nine minutes.

14 THE COURT: All right. Well, we're going to
15 hear this question and then we're going to start
16 again tomorrow. Bring out the jury, please.

17 (Jury enters.)

18 THE COURT: Does counsel stipulate to the
19 presence of jury and alternates?

20 ATTY. DAVIS: Yes, Your Honor.

21 ATTY. BERKE: Defense so stipulates.

22 THE COURT: You may proceed.

23 ATTY. BERKE: Thank you.

24 **BY ATTY. BERKE:**

25 Q So, having had a chance to listen to that audiotape,
26 does that refresh your memory regarding the previous
27 question?

1 A Yes, it does.

2 Q And prior to L.T. providing a disclosure regarding
3 sexual assault, did she make a statement to you they're all
4 weird words?

5 A Yes.

6 Q And do you recall saying, okay, well say different
7 words?

8 A Yes.

9 Q And I'll know what you're talking about.

10 A Yes.

11 THE COURT: We're going to end it right here
12 ladies and gentlemen, I've been promising you we end
13 at quarter of and it's a little bit later and I
14 apologize for that.

15 I'm going to give you your -- you may be
16 excused.

17 THE WITNESS: Thank you.

18 THE COURT: G.T. will be back tomorrow morning
19 to testify. Now here's another -- like we don't have
20 enough against us in this case -- I understand the
21 weather. It's not supposed to be good for Tuesday
22 night or Wednesday.

23 Wednesday we have a day off, it is a holiday.
24 Not one celebrated by all businesses, but it's a
25 state holiday. We get off presidents -- both
26 Lincoln's and Washington's birthday.

27 So, Wednesday we have off.

1 Tomorrow I'm going to have you come in at 11
2 o'clock. Why 11? Because that's when we're going to
3 get started.

4 Why are we starting at 11? Unfortunately, I am
5 one of three judges that were in a three-judge panel
6 and to get three judges available at the same day at
7 the same time somebody has to sacrifice something.

8 I'm the junior partner in that group of judges.
9 So, it was me. I had to sacrifice this jury trial
10 but only for an hour I'm told.

11 So, I'm going to send you on your way. If you
12 could come in tomorrow at 11, that would be great.

13 I'm going to give you this reminder. Please do
14 not make up your mind or form any opinions about the
15 case about the evidence you've heard so far. You are
16 not to discuss it with anyone, including fellow
17 jurors.

18 Please do not seek out information outside this
19 courtroom related to the case or evidence you've
20 heard thus far. Do not do any -- examination or
21 investigation or go to the scene.

22 And remember, the only evidence comes from court
23 sworn testimony and properly introduced exhibits.
24 Only what we see in this courtroom. Anything you see
25 outside this courtroom or outside the barriers is not
26 evidence.

27 So, with that, I'm going to say I'm sorry, but

1 we're done for the day.

2 It's five minutes to five. I'm sorry I kept you
3 ten minutes late.

4 Yes, you have a question?

5 THE JUROR: Are we going to be here Thursday? I
6 just need to update my job.

7 THE COURT: Yes. We are going to be here
8 Thursday.

9 THE JUROR: Okay.

10 THE COURT: And God willing I say that, but like
11 I told you. I have a son who was a schoolteacher.
12 He might as well have been a meteorologist, all he
13 does is tell me what the darn weather is going to be.
14 And like I said, he gets more excited about it than
15 his students.

16 So, we're expecting snow on Thursday, according
17 to my son, it's a sloppy mix of freezing rain, snow,
18 and sleet.

19 That's what he says.

20 So, with that, you can leave your books here or
21 give your books to the marshal on your way out.

22 Thank you.

23 THE MONITOR: (Indiscernible.)

24 THE COURT: All right.

25 We're going to go off the record.

26 If I could just see counsel before you leave,
27 please.

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(End of proceedings.)

FBT-CR20-0336785-T : SUPERIOR COURT
STATE OF CONNECTICUT : JUDICIAL DISTRICT OF BRIDGEPORT
v. : AT BRIDGEPORT, CONNECTICUT
NICHOLAS HALL : FEBRUARY 10, 2025

C E R T I F I C A T I O N

I hereby certify the foregoing pages are a true and correct transcription of the audio recording of the above-referenced case, heard in Superior Court, Judicial District of Bridgeport, Bridgeport, Connecticut, before the Honorable PETER MCSHANE, Judge, on the 10th day of February, 2025.

Dated this 5th day of March, 2025 in Rockville,
Connecticut.

Alyssa Maher

Alyssa Maher
Court Recording Monitor Trainee

FBT-CR20-0336785-T : SUPERIOR COURT
STATE OF CONNECTICUT : JUDICIAL DISTRICT OF BRIDGEPORT
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E L E C T R O N I C
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