

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2010-123572-001 DT

04/06/2011

HONORABLE SUSAN M. BRNOVICH

CLERK OF THE COURT  
B. Kredit  
Deputy

STATE OF ARIZONA

HEATHER L WICHT

v.

GARY THOMAS KELLEY (001)

ROBERT SHAWN DITSWORTH

VICTIM SERVICES DIV-CA-CCC

TRIAL MINUTE ENTRY  
DAY THREE

State's Attorney: Heather Wicht, Jessi Wade  
Defendant's Attorney: Robert Ditsworth, Will Petersen  
Defendant: Present  
Court Reporter: Jovanna Roman

11:00 a.m. Trial to Jury continues from April 5, 2011.

The jury is present.

Brian Freudenthal is sworn and testifies.

The witness identifies the Defendant in open court.

Juror questions 6-7 are reviewed by Court and counsel, and asked of the witness if deemed appropriate.

FILED: Juror questions (2)

Fernando Ruiz is sworn and testifies.

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The witness identifies the Defendant in open court.

Juror question 8 is reviewed by Court and counsel, and asked of the witness if deemed appropriate.

FILED: Juror question

11:49 a.m. Court stands at recess.

1:35 p.m. Court reconvenes with Defendant respective counsel present. Jury is present.

Court reporter, Jovanna Roman, is present.

Patrick Ard is sworn and testifies.

Dr. Vladimir Shvarts is sworn and testifies.

Kendra Eckerd is sworn and testifies.

State's exhibits 1, 2, 3, 5, 7 and 8 are received in evidence.

Juror questions 9-10 are reviewed by Court and counsel, and asked of the witness if deemed appropriate.

FILED: Juror questions (2)

3:02 p.m. Court stands at recess.

3:26 p.m. Court reconvenes with Defendant respective counsel present. Jury is present.

Court reporter, Jovanna Roman, is present.

Lisa Curry is sworn and testifies.

Russell Scherer is sworn and testifies.

Juror question 11 is reviewed by Court and counsel, and asked of the witness if deemed appropriate.

FILED: Juror question

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Elizabeth Atkinson is sworn and testifies.

The witness identifies the Defendant in open court.

Kevin Knapp is sworn and testifies.

4:21 p.m. The jury is reminded of the admonition and court stands at recess until **April 11, 2011 at 10:30 a.m.** in this division.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.