

DISTRICT COURT, COUNTY OF BOULDER, STATE OF COLORADO 1777 Sixth Street P.O. Box 4249 Boulder, CO 80306 (303) 441-3750	DATE FILED September 25, 2024 1:39 PM ▲ COURT USE ONLY ▲
The People of the State of Colorado, v. AHMAD AL ALIWI ALISSA, Defendant.	
<i>Attorneys for the People:</i> Michael Dougherty, Esq., and Ken Kupfner, Esq. <i>Attorneys for Defendant:</i> Samuel Dunn, Esq., and Kathryn Herold, Esq.	Case Number: 2021CR497 Division: 13 Courtroom: G
MINUTE ORDER RE: JURY TRIAL	

From September 3, 2024, through September 23, 2024, the following actions were taken in the above-captioned case. The Court’s oral findings of fact and conclusions of law as stated on the record are incorporated herein. The Clerk is directed to enter these proceedings in the register of actions:

COURT REPORTER

- September 3, 2024 – September 6, 2024: Jessica Shine.
- September 9, 2024 – September 13, 2024: Claudia Booth.
- September 16, 2024 – September 20, 2024: Gina Meyer.
- September 23, 2024: Jessica Reedy.

APPEARANCES

1. Michael Dougherty, Esq., and Ken Kupfner, Esq., appear on behalf of The People of the State of Colorado.
2. Samuel Dunn, Esq., and Kathryn Herold, Esq., appear on behalf of Defendant, Ahmad Al Aliwi Alissa, who also appears.

JURORS

Twelve jurors (and four alternates) are selected and sworn to serve on September 4, 2024. The alternates were sequestered from the deliberating jury on September 20, 2024. The jurors met, listened to testimony, and deliberated over fifteen days.

PRELIMINARY MATTERS AND JURY SELECTION

September 3, 2024

1. At 8:50am, the parties and the Court discuss the process of replacing prospective jurors on the bailiff list for the prospective jurors who had issues arise regarding their jury service over the weekend.
2. Jury selection commences with general voir dire at 9:30am.
3. The People complete their questioning of the prospective juror panel and the Court excuses the prospective jurors for the evening at 4:30pm with instructions to return for jury selection at 9:00am the next morning.

September 4, 2024

4. Outside the presence of the prospective jurors, the parties briefly discuss some preliminary matters at 8:50am. Several jurors are excused by agreement of the parties. The People note that they do not intend to call Ofc. Frederking as a witness and shall not seek to admit any statements made by Defendant to him that were previously litigated in pre-trial motions to suppress. Defendant argues that the matter is not ripe, but they do not object at this time. The Court finds that victims shall be permitted to observe opening statements, though they shall not be permitted to observe any other witnesses testify if they are expected to testify at trial themselves, pursuant to a witness sequestration order.
5. The prospective jurors return and Defendant begins their questioning of the prospective juror panel at 9:00am.
6. Peremptory strikes are completed, the jury is finalized, and the jury is sworn at 3:45pm. After a brief instruction of law and orientation with the jury room and other court facilities, the jury is excused to reconvene at 8:30am on September 5, 2024, in Courtroom G.

PEOPLE'S WITNESSES

1. Jesse Brown, 9/5/24.
2. Johnnie Schan, 9/5/24.
3. Kelly Dorr, 9/5/24.
4. Daniel Slay, 9/5/24.

5. Dr. Alison Sheets, 9/5/24.
6. Logan Smith, 9/5/24.
7. Patrick Kruse, 9/5/24.
8. Jason Hebrard, Colorado Bureau of Investigation (“CBI”), 9/6/24.
9. Detective Chris Pylar, Westminster Police Department, 9/6/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of cellular telephone record analysis.
10. Sergeant Aaron Wise, Boulder Police Department, 9/6/24.
11. Sarah Moonshadow, 9/6/24.
12. Elan “Ri” Shakti, 9/6/24.
13. Hadyn Steele, 9/6/24.
14. Special Agent Joel Hegarty, Bureau of Alcohol, Tobacco, and Firearms (“ATF”), 9/6/24.
15. Jacqueline “Julie” Keeton. 9/6/24.
16. James Graham, 9/6/24.
17. Christopher Tatum, 9/9/24.
18. Paul Johnson, 9/9/24.
19. Mark Suban, Federal Bureau of Investigation, 9/9/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the fields of photography and multimedia and visual aids.
20. Investigator Sarah Cantu, Boulder County District Attorney’s Office, 9/9/24, 9/10/24, 9/11/24, and 9/13/24.
21. Nicholas Edwards, 9/9/24.
22. Officer Bryan Capobianco, Boulder Police Department, 9/9/24.
23. Officer Pam Gignac, Boulder Police Department, 9/9/24.
24. Khagendra Malla, assisted by a Nepalese-language interpreter, 9/10/24.
25. Officer Bryan Plyter, Boulder Police Department, 9/10/24.
26. Officer Jenny Schmeits, Boulder Police Department, 9/10/24.
27. Deputy Jeffrey Brunkow, Boulder County Sheriff’s Office, 9/10/24.

28. Richard "DJ" Smith, 9/10/24.
29. Officer Alexander Kicera, Boulder Police Department, 9/10/24.
30. Samuel Kilburn, 9/10/24.
31. Officer Michael West, Boulder Police Department, 9/10/24.
32. Officer Brandon Braun, CU-Boulder Police Department, 9/10/24.
33. Officer Richard Steidell, Boulder Police Department, 9/10/24.
34. Officer Larry Ottosen, Broomfield Police Department, 9/10/24.
35. Angela Peacock, 9/10/24.
36. Aimee Quila Federal Bureau of Investigation, 9/11/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of firearms and toolmark analysis, including shooting incident reconstruction.
37. Dr. Meredith Frank, 9/11/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic pathology.
38. Dr. Daniel Lingamfelter, 9/11/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic pathology.
39. Special Agent Amber Cronan, Federal Bureau of Investigation, 9/11/24.
40. Special Agent Charles S. DeFrance, Federal Bureau of Investigation, 9/11/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of crime scene processing.
41. Special Agent Stephanie Benitez, Federal Bureau of Investigation, 9/12/24.
42. Jennifer Jacobsen, 9/12/24.
43. Margaret Montoya, 9/12/24.
44. Sarah Chen, 9/12/24.
45. Stephanie Sears, United States Postal Inspection Service, 9/12/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the fields of computer forensics and analysis, cellphone forensic analysis, data retrieval, and cellular devices and analysis.
46. Commander Joshua Bonafede, Boulder County Sheriff's Office, 9/12/24.
47. Crime Scene Investigator ("CSI") Wendy Kane, Boulder Police Department, 9/13/24.
48. Dr. Thomas Gray, 9/13/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic psychology.

49. Dr. Loandra Torres, 9/16/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic psychology.

50. Dr. Ian Lamoureux, 9/18/24. Rebuttal Witness. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic psychiatry.

PEOPLE'S EXHIBITS

ADMITTED EXHIBITS

<u>Number</u>	<u>Description</u>
1	Aerial Map of King Soopers and Parking Lot
2	King Soopers Interior Map
3	Jesse Brown's Recorded 911 Phone Call
4	Photograph of Neven Stanisic's Work Van
5	Screenshot of Text from Kelly Dorr to King Soopers Store Manager
6	Screenshot of Text from Kelly Dorr to King Soopers Store Manager
7	Daniel Slay's Recorded 911 Phone Call
8	Dr. Sheets' Photograph from Potato Chip Hiding Spot
9	Dr. Sheets' Photograph of Potato Chip Aisle
10	Logan Smith's Recorded 911 Phone Call
11	Photograph of Patrick Kruse at King Soopers Checkout
12	Photograph of Patrick Kruse Prone in Checkout Lane
13	Diagram of King Soopers with Patrick Kruse's Markings
14	Nest Surveillance Video from March 16, 2021
15	Nest Surveillance Video from March 22, 2021
16	Arvada Water Treatment Plant Surveillance Footage
17	Arvada Water Treatment Plant Surveillance Footage
18	Det. Pylar's Cellular Analysis Survey Team Records Report
19	Photograph of Sarah Moonshadow by King Soopers Registers
20	Hadyn Steele and Casey Taylor at the King Soopers Self-Checkout
21	Photograph of Elan Shakti Falling in King Soopers Deli Section
22	Photograph of Christopher Tatum Assisting Elan Shakti
23	Photograph of Christopher Tatum Escorting Elan Shakti Outside
24	Photograph of King Soopers Meat Department
25	Photograph of Lynn Murray at King Soopers Register
26	Photograph of Paul Johnson and Julie Keeton at King Soopers Register
27	Photograph of James Graham at King Soopers Self-Checkout
28	Photograph of Sarah Moonshadow and Nicholas Edwards Fleeing King Soopers
29	Photograph of Paul Johnson at King Soopers Register
30	FBI Compilation of Video Surveillance Inside and Around King Soopers
31	ATF Firearms Trace Summary for Ruger AR-556 Recovered at King Soopers
32	Eagle's Nest Armory Firearm Transaction Records for Ruger AR-556
33	Firearms Trace Summary for Defendant's Girson MC28SA
34	Westminster Arms Firearm Transaction Records for Girson MC28SA
35	ATF Firearms Trace Summary for Ruger AR-556 Recovered from Defendant's Home
36	Westminster Arms Firearm Transaction Records for Ruger AR-556
37	Firearms Trace Summary for Defendant's Sarsilmaz K2-45

38	Westminster Arms Firearm Transaction Records for Sarsilmaz K2-45
40	Grabagun.com Purchase Records for Defendant
41	Summary of Grabagun.com Purchase Records for Defendant
42	Photograph of Neven Stanisic
43	Photograph of Kevin Mahoney
44	Photograph of Tralona Bartkowiak
45	Photograph of Rikki Olds
46	Photograph of Denny Stong
47	Photograph of Lynn Murray
48	Photograph of Teri Leiker
49	Photograph of Jody Waters
50	Photograph of Suzanne Fountain
51	Photograph of Eric Talley
52	Elan Shakti's Medical Records from Boulder Community Health
53	Ofc. Talley's Dashcam Video
54	Photograph of Second Police Entry Team into King Soopers
55	Photograph from Bodyworn Camera of Dep. Brunkow at King Soopers Entrance
55b	Second Police Entry Team Ducking for Cover from Gunfire
57	Photograph of Glass Breaking in Front of Ofc. Braun at King Soopers
58	Photograph of Ofc. West in East Foyer of King Soopers
59	Ofc. Steidell's Duty Firearm
60	Ofc. Steidell's Used Magazine and Remaining Rounds
61	Ofc. Steidell's Reload Magazine and Unused Rounds
62	Ofc. Steidell's Spare Magazine and Unused Rounds
63	Ofc. Capobianco's Bodyworn Camera Video
64	Video Compilation of Defendant's Movements During King Soopers Shooting
65	Photograph of Khagendra Malla Hiding by King Soopers Register
66	Defendant's Cell Phone Recovered from His Vehicle
67	Photograph of Loaded Magazine Recovered from Defendant's Vehicle
68	Photograph of Loaded Magazine Recovered from Defendant's Vehicle
69	Photograph of Loaded Magazine Recovered from Defendant's Vehicle
70	Photograph of Recovered Magazine with Rounds Removed
71	Photograph of Green Rifle Bag Recovered from Defendant's Vehicle
72	Photograph of Green Rifle Bag Recovered from Defendant's Vehicle
73	Photograph of Loaded 9mm Magazine Recovered from Green Rifle Bag
74	Photograph of 9mm Magazine Recovered from Rifle Bag and Rounds, Removed
75	Photograph of Three Magazines of 5.56 Rounds Inside Green Rifle Bag
76	Photograph of Large Capacity Magazine of 5.56 Rounds Inside Green Rifle Bag
77	Photograph of Additional Magazines of 5.56 Rounds Inside Green Rifle Bag
78	Photograph of 8 Magazines of 5.56 Rounds Recovered from Green Rifle Bag
79	Photograph of 8 Magazines of 5.56 Rounds Recovered from Green Rifle Bag
80	Photograph of 8 Magazines Recovered from Rifle Bag, with Rounds Removed
81	Photograph of Earplugs Recovered from Green Rifle Bag
82	Photograph of 2 Spent Cartridges Recovered from Green Rifle Bag
83	Photograph of GrabAGun Packing Slip Recovered from Defendant's Vehicle
84	Photograph of Defendant's Wallet and Contents, Removed

85	Photograph of Eagle's Nest Armory Receipts
86	Photograph of Chase Bank and Westminster Arms Receipts
87	Photograph of Pocket Knife Recovered from Defendant's Vehicle
88	Magazine and Rounds Recovered from Defendant's Vehicle
89	Green Rifle Bag Recovered from Defendant's Vehicle
90	9mm Magazine and 14 Rounds Recovered from Green Rifle Bag
91	8 Magazines of 5.56 Rounds (Removed) Recovered from Green Rifle Bag
92	Earplugs Recovered from Green Rifle Bag
93	2 Spent Cartridges Recovered from Green Rifle Bag
94	GrabAGun Packing Slip Recovered from Defendant's Vehicle
95	Eagle's Nest Armory Receipts
96	Defendant's Vehicle Title Recovered from Glove Compartment
97	Chase Bank and Westminster Arms Receipts
98	Pocket Knife Recovered from Defendant's Vehicle
99	Compilation of Spherical Images of Crime Scene
100	Video Clips of Spherical Images of Crime Scene
101	Photograph of Neven Stanisic's Work Van and Defendant's Vehicle
102	Photograph of Neven Stanisic's Work Van and Defendant's Vehicle
103	Photograph of Neven Stanisic Inside Work Van
104	Photograph of Defendant's Vehicle and Neven Stanisic's Work Van
105	Photograph of Defendant's Vehicle and Neven Stanisic's Work Van
106	Photograph of Suzanne Fountain, Deceased in Aisle 10 of King Soopers
107	Photograph of Defendant's Items Left in Aisle 21
108	Photograph of Defendant's Items Left in Aisle 21
109	Photograph of Defendant's Items Left in Aisle 21
110	Photograph of Defendant's Items Left in King Soopers, Arranged in Aisle 21
111	Photograph of Defendant's Items Left in King Soopers, Arranged in Aisle 21
112	Photograph of Defendant's Discarded Jeans, Bloodied
113	Photograph of Defendant's Discarded Jeans – Close-up of Bullet Hole
114	Photograph of Defendant's Discarded Jeans – Close-up of Bullet Hole
115	Photograph of AR-Platform Weapon Magazine with Rounds Removed
116	Photograph of AR-Platform Weapon Recovered from King Soopers
117	Photograph of AR-Platform Weapon Recovered from King Soopers – Close-up of Serial Number
118	Photograph of Four Unfired Cartridges Recovered from AR-Platform Magazine
119	Photograph of Discarded Empty Magazine Recovered from King Soopers
120	Photograph of Discarded Empty Magazine Recovered from King Soopers
121	Photograph of Discarded Empty Magazine Recovered from King Soopers
122	Discarded Empty Magazine Recovered from King Soopers
123	Defendant's Discarded Tactical Vest Recovered from Aisle 21
124	9mm Rounds Recovered from Girsan Pistol Discarded on Aisle 21
125	Defendant's Discarded Girsan 9mm Handgun Recovered from Aisle 21
126	9mm Pistol Holster Recovered from Aisle 21
127	Defendant's Discarded Shoes Recovered from Aisle 21
128	AR-Platform Weapon Magazine with Rounds Removed from Recovered Weapon
129	Chambered Cartridge Removed from AR-Platform Weapon

130	Defendant's AR-Platform Weapon Recovered from King Soopers
131	Four Unfired Cartridges Recovered from AR-Platform Weapon Magazine
132	Defendant's Discarded Socks Recovered from Aisle 21
133	Defendant's Discarded Shirt Recovered from Aisle 21
134	Defendant's Discarded Jeans
135	Pistol Magazine with Unknown Rounds Inside Recovered from Aisle 21
136	Pistol Magazine with Unknown Rounds Inside Recovered from Aisle 21
137	Pistol Magazine with Unknown Rounds Inside Recovered from Aisle 21
138	Green-Tipped Rifle Projectile Recovered from North Side of Checkout #9
139	FBI Overall Trajectory Diagram – Overhead View of King Soopers
140	FBI Yoga Loft Trajectory Diagram
141	Photograph of Stray Bullet Damage to Yoga Loft Exterior
142	Photograph of Bullet Trajectory Rod into Yoga Loft
143	Photograph of Bullet Trajectory Rod into Yoga Loft – Interior View
144	Photograph of Bullet Trajectory Rod into Yoga Loft
145	Photograph of Bullet Hole Through Yoga Loft Glass
146	Photograph of Bullet Hole Through Yoga Loft Glass – Close-up
147	Photograph of Bullet Hole Through Yoga Loft Glass – Front Window
148	Photograph of Bullet Hole Through Yoga Loft Glass – Front Window
149	Photograph of Bullet Hole Through Yoga Loft Glass – Front Window Close-up
150	Photograph of Bullet Hole Through Yoga Loft Glass – Front Window Close-up
151	Yoga Loft Interior Wall with Bullet Fragment Impacts
152	Yoga Loft Interior Wall with Bullet Fragment Impact – Close-up
153	Photograph of Rear of Black Vehicle with Bullet Hole
154	Photograph of Rear of Black Vehicle with Bullet Hole with Trajectory Rod
155	Photograph of Rear of Black Vehicle with Bullet Hole with Trajectory Rod
156	Photograph of Bullet Hole with Trajectory Rod Through Silver Vehicle
157	Photograph of Bullet Hole with Trajectory Rod Through Silver Vehicle
158	Overhead Photograph of Bullet Hole with Trajectory Rod Through Silver Vehicle
159	Photograph of Bullet Hole and Impacts on Front Windshield of Silver Vehicle
160	Photograph of Bullet Hole Through Silver Vehicle Dashboard
161	Photograph of Bullet Hole Through Front Windshield of White Prius
162	Photograph of Bullet Hole and Trajectory Rod Through Front Windshield of White Prius
163	Photograph of Bullet Hole and Trajectory Rod Through Front Windshield of White Prius – Exterior View
164	FBI Ford Service Van Bullet Trajectory Diagram
165	Photograph of Bullet Hole(s) in Ford Service Van's Driver's Side Window
166	Photograph of Ford Service Van Front Windshield with Bullet Holes
167	Photograph of Ford Service Van Front Windshield with Bullet Impacts
168	Photograph of Ford Service Van Front Windshield with Bullet Hole – Close-up
169	Photograph of Ford Service Van from Driver's Side with Trajectory Rods
170	Photograph of Ford Service Van from Driver's Side with Trajectory Rods
171	Photograph of Ford Service Van from Driver's Side with Trajectory Rods
172	Photograph of Ford Service Van from Driver's Side with Trajectory Rods
173	Photograph of Ford Service Van from Front with Trajectory Rods

174	Photograph of Ford Service Van from Passenger Side with Trajectory Rods
175	Photograph of Ford Service Van with Trajectory Rods from Passenger Interior
176	Photograph of Ford Service Van Passenger Side Window
177	Photograph of Ford Service Van Passenger Side Window – Close-up
178	FBI Grocery Store Diagram – 1 st Floor
179	Photograph of King Soopers Meat and Seafood Department
180	Photograph of King Soopers Meat Department with Bullet Holes
181	Photograph of King Soopers Meat Department with Bullet Holes – Close-up
182	Photograph of King Soopers Meat Department with Bullet Trajectory Rods
183	FBI Grocery Store Detail Diagram – Registers
184	Photograph of King Soopers Aisle 5
185	Photograph of King Soopers Aisle 5 Sign – Close-up
186	Photograph of Bullet Trajectory Rods Through Grocery Shelf Items
187	Photograph of Bullet Trajectory Rod Through Grocery Shelf Items
188	Photograph of Bullet Impact on Grocery Store Floor
189	Photograph of Bullet Trajectory Rod Through Product Display
190	Photograph of Bullet Trajectory Rods Through Shelf Items and Product Display
191	Photograph of Bullet Trajectory Rods Through Self-Checkout #3
192	Photograph of Bullet Trajectory Rods Through Self-Checkout #3
193	Photograph of Bullet Trajectory Rod Through Self-Checkout #3 – Close-up
194	Photograph of Bullet Trajectory Rod Through Express Checkout Area
195	Photograph of Bullet Trajectory Rod Through Express Checkout Area
196	Photograph of Bullet Trajectory Rod Through Self-Checkout #3 – Close-up
197	Photograph of Bullet Trajectory Rod Through Self-Checkout #3 – Close-up
198	Photograph of Bullet Hole Through Self-Checkout #3 – Close-up
199	Photograph of Bullet Trajectory Rod Through Aisle 10 Drink Cooler
200	Photograph of Bullet Trajectory Rod Through Aisle 10 Drink Cooler – Close-up
201	Photograph of Bullet Trajectory Rod Through Aisle 10 Endcap Exit
202	FBI Grocery Store Detail Diagram – Zoomed-in at Aisle 10
203	Photograph of Trajectory Rod Through Display Boxes on Aisle 10
204	Photograph of Bullet Fragment Hole Through Item on Aisle 10
205	Photograph of Bullet Fragment Hole Through Item on Aisle 10 – Close-up
206	Photograph of Trajectory Rod Through Display Boxes on Aisle 10
207	Photograph of Trajectory Rod Through Express Lane Signage
208	Photograph of Trajectory Rod Through Self-Checkout #24
209	Photograph of Trajectory Rod Through Self-Checkout #24 – Close-up
210	Photograph of Bullet Holes Through Grocery Display Items
211	Photograph of Bullet Entry Holes Through Grocery Store Ducts
212	Photograph of Bullet Exit Holes Through Grocery Store Ducts
213	Photograph of Bullet Trajectory Rods Through Aisle 15 Display
214	Photograph of Bullet Trajectory Rods Through Aisle 15 Display
215	Photograph of Bullet Trajectory Rod Through Aisle 15 Shelf and Items
216	Photograph of Bullet Trajectory Rod Through Aisle 15 Shelf and Items
217	Photograph of Bullet Entry Hole Through Grocery Cart
218	Photograph of Bullet Exit Hole Through Grocery Cart
219	Photograph of Bullet Holes Through King Soopers Breezeway Window

- 220 Photograph of Bullet Hole through King Soopers Breezeway Window – Close-up
- 221 Photograph of Bullet Holes Through King Soopers Breezeway Window – Interior
- 222 Photograph of Bullet Holes Through King Soopers Window – Exterior
- 223 Photograph of Bullet Hole Through King Soopers Window – Interior
- 224 Photograph of Bullet Hole Through King Soopers Breezeway Window – Close-up
- 225 Photograph of Lynn Murray’s Cell Phone Displaying Receipt Check
- 226 Photograph of the Front Exterior of Defendant’s Home
- 227 Photograph of AR-Platform Rifle, SAR .45 Handgun, and Weapon Magazines Found in Defendant’s Closet
- 228 Photograph of AR-Platform Rifle, SAR .45 Handgun, Weapon Magazines, Gun Cases, and Bedding Linens Found in Defendant’s Closet
- 229 Photograph of AR-Platform Rifle, SAR .45 Handgun, and Weapon Magazines Found in Defendant’s Closet
- 230 Photograph of AR-Platform Rifle and SAR .45 Handgun, Close-up
- 231 Photograph of Defendant’s Bathroom with Items Removed from Garbage Can
- 232 Photograph of Empty Ammunition Boxes Found in Defendant’s Bathroom
- 233 Photograph of Empty Ammunition Boxes Found in Defendant’s Bathroom
- 234 Photograph of Opened Safe Found in Defendant’s Home
- 235 Photograph of Opened Safe Found in Defendant’s Home, Close-Up
- 236 Photograph of Opened Safe Found in Defendant’s Home, Close-Up
- 237 Photograph of Ammunition Found in Safe in Defendant’s Home (Room AA)
- 238 Photograph of Ammunition Found in Safe in Defendant’s Home (Room AA)
- 239 Photograph of Beretta Handgun and 3 Loaded Magazines Found in Gun Case in Defendant’s Home (Room Y)
- 240 Photograph of Beretta Handgun and 3 Loaded Magazines Found in Gun Case in Defendant’s Home (Room Y)
- 241 Photograph of Beretta Handgun and Loaded Magazine Found in Gun Case in Defendant’s Home (Room Y)
- 242 Photograph of 3 Magazines Found in Gun Case in Defendant’s Home (Room Y)
- 243 Photograph of Various Weapons, Magazines, and Ammunition Found in Defendant’s Home – Displayed on Defendant’s Bed
- 244 Photograph of Empty Ruger Gun Box Found in Defendant’s Closet
- 245 Photograph of Empty Ruger Gun Box Found in Defendant’s Closet
- 246 Photograph of Empty Ruger Gun Box Found in Defendant’s Closet
- 247 Photograph of Empty Reflex Sight Packaging Found in Defendant’s Closet
- 248 Photograph of Empty Reflex Sight Packaging Found in Defendant’s Closet
- 249 Photograph of Empty Reflex Sight Packaging Found in Defendant’s Closet
- 250 Photograph of Ammunition Boxes Found in Defendant’s Closet, Sorted by Type
- 251 Photograph of Ammunition Boxes Found in Defendant’s Closet, Sorted by Type
- 252 Photograph of 5.56 and .45 Ammunition Found in Defendant’s Closet
- 253 Photograph of .223 Ammunition Found in Defendant’s Closet
- 254 Photograph of .45 SAR Handgun, 3 Magazines, 23 Rounds of Ammunition, and Black Gun Case Found in Defendant’s Closet
- 255 Photograph of .45 SAR Handgun, 3 Magazines, 23 Rounds of Ammunition, and Black Gun Case Found in Defendant’s Closet
- 256 Photograph of .45 SAR Handgun, Close-up

- 257 Photograph of .45 SAR Handgun, 3 Magazines, and 23 Rounds of .45
Ammunition Found in Defendant's Closet
- 258 Photograph of .45 SAR Handgun, 3 Magazines, and 23 Rounds of .45
Ammunition Found in Defendant's Closet
- 259 Photograph of 23 Rounds of .45 Ammunition Found in Defendant's Closet
- 260 Photograph of Blue Girsan Gun Case Found in Defendant's Closet
- 261 Photograph of Rifle Scope Mount Found in Defendant's Closet
- 262 Photograph of Rifle Scope Mount Found in Defendant's Closet
- 263 Photograph of Rifle Scope Mount Found in Defendant's Closet
- 264 Photograph of Rifle Scope and Packaging Found in Defendant's Closet
- 265 Photograph of AR-Platform Rifle and 6 Magazines Found in Defendant's Closet
- 266 Photograph of AR-Platform Rifle and 6 Magazines Found in Defendant's Closet
- 267 Photograph of AR-Platform Rifle Found in Defendant's Closet
- 268 Photograph of .223 Ammunition Removed from Magazines in Defendant's Closet
- 269 Photograph of 2 GrabAGun Shipping Labels Found in Defendant's Closet
- 270 Photograph of Box of Chemicals Found in Defendant's Closet
- 271 Photograph of Box of Chemicals Found in Defendant's Closet
- 272 Photograph of Box of Chemicals Found in Defendant's Closet
- 273 Photograph of Bottle of Hydrochloric Acid Found in Defendant's Closet
- 274 Photograph of Box Containing Bottles of Acetone Found in Defendant's Closet
- 275 Photograph of Box Containing Bottles of Acetone Found in Defendant's Closet
- 276 Photograph of Box Containing Bottles of Acetone Found in Defendant's Closet
- 279 Empty Ammunition Boxes Found in Defendant's Bathroom
- 281 Additional Ammunition Found in Defendant's Home (Room Y)
- 282 9mm Beretta Handgun and 3 Magazines Found in Defendant's Home (Room Y)
- 283 30 9mm Rounds of Ammunition Removed from Magazines Found in Room Y
- 284 Empty Ruger Gun Box Found in Defendant's Closet
- 285 Empty Reflex Sight Packaging Found in Defendant's Closet
- 286 5.56, .223, and .45 Ammunition Found in Defendant's Closet
- 287 SAR .45 Handgun and Black Gun Case Recovered from Defendant's Closet
- 288 23 .45 Caliber Cartridges Removed from Magazines Found in Defendant's Closet
- 289 Blue Girsan Gun Case Found in Defendant's Closet
- 290 Rifle Scope Mount Found in Defendant's Closet
- 291 Rifle Scope and Packaging Found in Defendant's Closet
- 292 Ruger AR-Platform Rifle and 6 Magazines Recovered from Defendant's Closet
- 293 80 .223 Rounds Removed from Magazines Recovered in Defendant's Closet
- 294 2 GrabAGun Shipping Labels Found in Defendant's Closet
- 296 Autopsy Diagram of Neven Stanisic
- 297 Autopsy Diagram of Kevin Mahoney
- 298 Autopsy Diagram of Tralona Bartkowiak
- 299 Autopsy Diagram of Rikki Olds
- 300 Autopsy Diagram of Eric Talley
- 301 Autopsy Diagram of Denny Stong
- 302 Autopsy Diagram of Lynn Murray
- 303 Autopsy Diagram of Teri Leiker
- 304 Autopsy Diagram of Jody Waters

305 Autopsy Diagram of Suzanne Fountain
306 Jennifer Jacobsen's Map of King Soopers Shooting
307 Jennifer Jacobsen's Written Recollection of King Soopers Shooting
308 Photograph of Jennifer Jacobsen's King Soopers Receipt from March 22, 2021
309 Photograph of Angela Peacock from King Soopers Security Camera
310 Photograph of Angela Peacock from King Soopers Security Camera, Running
311 Com. Joshua Bonafede's Bodyworn Camera Footage
314 Bodyworn Camera Footage of Defendant at the Hospital [MUTED]
315 Photograph of Defendant at the Hospital
316 Photograph of Defendant at the Hospital
317 Photograph of Defendant at the Hospital
318 Screenshot of Defendant's Apple ID on the Recovered Cell Phone
319 Photograph of Defendant Found on Recovered Cell Phone
320 Photograph of Defendant's Driver's License on Recovered Cell Phone
321 Photograph of Defendant at Red Rocks Amphitheater on Recovered Cell Phone
322 Emails Linked to Defendant Extracted from Recovered Cell Phone
323 Emails Linked to Defendant Extracted from Recovered Cell Phone
324 Photograph of Cell Phone Recovered from Defendant's Vehicle
325 Compilation of Cached Images Extracted from Recovered Cell Phone
325a Compilation of Cached Images Extracted from Recovered Cell Phone
325b Compilation of Cached Images Extracted from Recovered Cell Phone
325c Compilation of Cached Images Extracted from Recovered Cell Phone
325d Compilation of Cached Images Extracted from Recovered Cell Phone
325e Compilation of Cached Images Extracted from Recovered Cell Phone
325f Compilation of Cached Images Extracted from Recovered Cell Phone
325g Compilation of Cached Images Extracted from Recovered Cell Phone
325h Compilation of Cached Images Extracted from Recovered Cell Phone
325i Compilation of Cached Images Extracted from Recovered Cell Phone
325j Compilation of Cached Images Extracted from Recovered Cell Phone
325k Compilation of Cached Images Extracted from Recovered Cell Phone
325l Compilation of Cached Images Extracted from Recovered Cell Phone
325m Compilation of Cached Images Extracted from Recovered Cell Phone
325n Compilation of Cached Images Extracted from Recovered Cell Phone
325o Compilation of Cached Images Extracted from Recovered Cell Phone
325p Compilation of Cached Images Extracted from Recovered Cell Phone
325q Compilation of Cached Images Extracted from Recovered Cell Phone
325r Compilation of Cached Images Extracted from Recovered Cell Phone
325s Compilation of Cached Images Extracted from Recovered Cell Phone
325t Compilation of Cached Images Extracted from Recovered Cell Phone
325u Compilation of Cached Images Extracted from Recovered Cell Phone
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325w Compilation of Cached Images Extracted from Recovered Cell Phone
325x Compilation of Cached Images Extracted from Recovered Cell Phone
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325aa Compilation of Cached Images Extracted from Recovered Cell Phone

- 325bb Compilation of Cached Images Extracted from Recovered Cell Phone
- 325cc Compilation of Cached Images Extracted from Recovered Cell Phone
- 325dd Compilation of Cached Images Extracted from Recovered Cell Phone
- 325ee Compilation of Cached Images Extracted from Recovered Cell Phone
- 325ff Compilation of Cached Images Extracted from Recovered Cell Phone
- 325gg Compilation of Cached Images Extracted from Recovered Cell Phone
- 325hh Compilation of Cached Images Extracted from Recovered Cell Phone
- 325ii Compilation of Cached Images Extracted from Recovered Cell Phone
- 325jj Compilation of Cached Images Extracted from Recovered Cell Phone
- 325kk Compilation of Cached Images Extracted from Recovered Cell Phone
- 325ll Compilation of Cached Images Extracted from Recovered Cell Phone
- 325mm Compilation of Cached Images Extracted from Recovered Cell Phone
- 325nn Compilation of Cached Images Extracted from Recovered Cell Phone
- 325oo Compilation of Cached Images Extracted from Recovered Cell Phone
- 325pp Compilation of Cached Images Extracted from Recovered Cell Phone
- 325qq Compilation of Cached Images Extracted from Recovered Cell Phone
- 327 Web History Link to 2019 El Paso Mass Shooting Wikipedia Page Extracted from Recovered Cell Phone
- 329 Web History Link to Christchurch Mosque Mass Shooting Wikipedia Page Extracted from Recovered Cell Phone
- 330 Web History Search Term for “christ church attacks” on Safari Application Extracted from Recovered Cell Phone
- 331 Web History Google Search for “christ church attacks” Extracted from Recovered Cell Phone
- 333 Web History Link to News Article Regarding Muskogee Mass Shooting Extracted from Recovered Cell Phone
- 334 Screenshot of Youtube Video Titled “Rapid manual trigger manipulation (Rubber Band Assisted)”
- 335 Screenshot of Quora Webpage Titled “Can a Semi-Automatic Gun be Made Automatic with a Shoelace”
- 336 Web History Link to Quora Webpage Titled “Can a Semi-Automatic Gun be Made Automatic with a Shoelace” Extracted from Recovered Cell Phone
- 337 Compilation of Firearms Websites Visited Between 3/7/21-3/13/21, Extracted from Recovered Cell Phone
- 337a Compilation of Firearms Websites Visited, Extracted from Recovered Cell Phone
- 337b Compilation of Firearms Websites Visited, Extracted from Recovered Cell Phone
- 337c Compilation of Firearms Websites Visited, Extracted from Recovered Cell Phone
- 337d Compilation of Firearms Websites Visited, Extracted from Recovered Cell Phone
- 337e Compilation of Firearms Websites Visited, Extracted from Recovered Cell Phone
- 338 Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338a Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338b Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338c Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338d Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338e Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338f Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone

- 338g Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338h Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338i Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338j Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338k Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338l Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 338m Compilation of Safari App Search Terms, Extracted from Recovered Cell Phone
- 339 Compilation of “Hollow Point” Search Terms from Safari Application, Extracted from Recovered Cell Phone
- 340 Web History Details of Search for “are hollow point bullets more deadly”, Extracted from Recovered Cell Phone
- 341 Screenshot of Quora Webpage Titled “What is the most deadly type of round (bullet)?” Extracted from Recovered Cell Phone
- 342 Web History Visitation Details for Quora Webpage Titled “What is the most deadly type of round (bullet)?” Extracted from Recovered Cell Phone
- 343 Web History Visitation Details for Quora Webpage Titled “What is the most deadly type of round (bullet)?”, Extracted from Recovered Cell Phone
- 344 Web History Visitation Details for Quora Webpage Titled “are 30 round magazines legal in Colorado?” Extracted from Recovered Cell Phone
- 345 Screenshot of Google Search for White Ranch Park
- 346 Screenshot of White Ranch Park Website
- 347 Web History Visitation Details for White Ranch Park Website
- 348 Web History Visitation Details for Google Search of White Ranch Park, Extracted from Recovered Cell Phone
- 349 Video of a Person at a Firing Range Shooting Rifle, Extracted from Recovered Cell Phone
- 350 Video of Firing Range Target, Extracted from Recovered Cell Phone
- 351 Video of a Person at a Firing Range Shooting Handgun, Extracted from Recovered Cell Phone
- 352 Video of a Person Holding a Handgun, Extracted from Recovered Cell Phone
- 353 Printed Copy of Notes Application, Extracted from Recovered Cell Phone
- 354 Compilation of Cached Images Extracted from Recovered Cell Phone
- 354a Compilation of Cached Images Extracted from Recovered Cell Phone
- 354b Compilation of Cached Images Extracted from Recovered Cell Phone
- 354c Compilation of Cached Images Extracted from Recovered Cell Phone
- 354d Compilation of Cached Images Extracted from Recovered Cell Phone
- 354e Compilation of Cached Images Extracted from Recovered Cell Phone
- 354f Compilation of Cached Images Extracted from Recovered Cell Phone
- 354g Compilation of Cached Images Extracted from Recovered Cell Phone
- 354h Compilation of Cached Images Extracted from Recovered Cell Phone
- 355 Image of Snowy Boulder and Flatirons, Extracted from Recovered Cell Phone
- 356 Screenshot of Apple Maps Indicating Location Between Arvada and Boulder, Extracted from Recovered Cell Phone
- 357 Apple Maps Biome Apps Intents Data, Extracted from Recovered Cell Phone
- 357a Apple Maps Biome Apps Intents Data, Extracted from Recovered Cell Phone
- 358 Timeline of Relevant Events from January 1, 2021 – March 21, 2021

- 359 Timeline of Relevant Events from March 22, 2021
- 360 Video Clips of Defendant’s Sanity and Mental Condition Interviews with Drs. Gray and Torres
- 361 Video Clips of Defendant’s Sanity and Mental Condition Interviews with Dr. Jeffrey Janofsky

OFFERED BUT NOT ADMITTED EXHIBITS

<u>Number</u>	<u>Description</u>
39	Firearms Trace Summary for Beretta M983 Recovered from Defendant’s Home
277	Photograph of Schoolbooks and Yearbooks Found in Defendant's Home
280	Ammunition Recovered from Safe in Defendant’s Home (Room AA)
326	2019 El Paso Mass Shooting Wikipedia Page

DEFENDANT’S WITNESSES

1. Dr. Hareesh Pillai, Colorado Mental Health Institute at Pueblo (“CMHIP”), 9/16/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the fields of general and forensic psychiatry.
2. Khadija Alhidid, assisted by an Arabic-language interpreter, 9/16/24.
3. Dr. Michelle Arriaga Colarelli, Colorado Mental Health Hospital, 9/17/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the fields of forensic psychology.
4. Moustafa Alissa, assisted by an Arabic-language interpreter, 9/17/24.
5. Aziza Alissa, assisted by an Arabic-language interpreter, 9/17/24.
6. Dr. Patricia Westmoreland, 9/17/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic psychiatry.
7. Mohamad Alissa, 9/17/24.
8. Aicha Alissa, 9/17/24.
9. Mahmoud Alissa, 9/18/24.
10. Dr. Ahmad Adi, 9/18/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of cultural psychiatry, including the perceptions, misunderstandings, and the stigma of mental health in Middle Eastern cultures.
11. Dr. Joshua Hatfield, 9/18/24. This witness is tendered, pursuant to C.R.E. 702, as an expert in the field of forensic psychology.

DEFENDANT’S EXHIBITS

ADMITTED EXHIBITS

<u>Letter</u>	<u>Description</u>
A	Defendant’s Sanity and Mental Condition Interviews with Drs. Gray and Torres

B	Photograph of Defendant as a Child at the Beach
C	Photograph of Defendant at the Beach in 2016
G	Photograph of Defendant at the Sultan Grill in 2021
H	Photograph of Defendant with His Sister, Aziza

OFFERED BUT NOT ADMITTED EXHIBITS

<u>Letter</u>	<u>Description</u>
E	Photograph of Defendant in New York in 2016
F	Photograph of Defendant in 2017

MATTERS DURING TRIAL

September 5, 2024

1. The jury returns and the parties present their opening statements at 9:00am.
2. The jury is excused and Court adjourns for lunch at 12:00pm.
3. The jury returns and the People call their first witness, Jesse Brown, at 1:15pm.
4. People's Exhibits 1 and 3 are admitted without objection.
5. The People call their second witness, Johnnie Schan, at 1:35pm.
6. People's Exhibit 4 is admitted without objection.
7. The People call their third witness, Kelly Dorr, at 1:50pm.
8. People's Exhibits 2, 5, 6 are admitted without objection.
9. The jury is excused and the Court takes a brief recess at 2:20pm.
10. Outside the presence of the jury at 2:35pm, Defendant makes a brief record of a conversation previously held at the bench between the parties and the Court off the record. Defendant moves for a mistrial and re-raises their motion for recusal. The Court DENIES both motions.
11. The jury returns and the People call their fourth witness, Daniel Slay, at 2:40pm.
12. People's Exhibit 7 is admitted without objection.
13. The People call their fifth witness, Dr. Alison Sheets, at 3:00pm
14. People's Exhibits 8 and 9 are admitted without objection.
15. The People call their sixth witness, Logan Smith, at 3:25pm.
16. People's Exhibit 10 is admitted without objection.

17. The People call their seventh witness, Patrick Kruse, at 4:15pm.
18. People's Exhibits 11, 12, and 13 are admitted without objection.
19. The jury is excused and Court adjourns for the evening at 4:40pm.

September 6, 2024

20. Outside the presence of the rest of the jury at 8:55am, the parties inquire with juror #3712 regarding his out-of-court disclosure that he knew one of the witnesses who testified, Dr. Sheets, in a professional capacity despite not previously recognizing her solely by her name during the jury selection process. Outside the presence of juror #3712, the parties conclude that there is no conflict or concerns regarding bias and that the juror shall remain as part of the jury.
21. The jury returns and the People call their eighth witness, Jason Hebrard, at 9:15am.
22. People's Exhibits 14, 15, 16, and 17 are admitted without objection.
23. The People call their ninth witness, Det. Chris Pylar, at 10:05am.
24. People's Exhibit 18 is admitted without objection.
25. The People call their tenth witness, Sgt. Aaron Wise, at 11:05am.
26. The People call their eleventh witness, Sarah Moonshadow, at 11:35pm.
27. People's Exhibit 19 is admitted without objection.
28. The jury is excused and the Court adjourns for lunch at 12:20pm.
29. The jury returns and the People call their twelfth witness, Elan "Ri" Shakti, at 1:20pm.
30. The People call their thirteenth witness, Hadyn Steele, at 1:50pm.
31. People's Exhibit 20 is admitted without objection.
32. The People call their fourteenth witness, Special Agent Joel Hegarty, at 2:00pm.
33. People's Exhibits 31, 32, 33, 34, 35, 36, and 40 are admitted without objection. People's Exhibits 37, 38, and 41 are admitted over objection. People's Exhibit 39 is offered but not admitted at this time.
34. The People call their fifteenth witness, Jacqueline "Julie" Keeton, at 3:25pm.
35. People's Exhibits 25 and 26 are admitted without objection.
36. The People call their sixteenth witness, James Graham, at 4:10pm.

37. People's Exhibit 27 is admitted without objection.

38. The jury is excused and Court adjourns for the weekend at 4:30pm.

September 9, 2024

39. Outside the presence of the jury at 8:55am, the Court briefly discusses Defendant's *Motion in Limine Regarding Dr. Torres' Testimony (D-67)* with the parties, requesting a written response from the People by September 11, 2024.

40. The jury returns and the People call their seventeenth witness, Christopher Tatum, at 9:00am.

41. People's Exhibits 21, 22, 23, and 24 are admitted without objection.

42. The People called their eighteenth witness, Paul Johnson, at 9:30am.

43. People's Exhibit 29 is admitted without objection.

44. The People call their nineteenth witness, Mark Suban, at 10:00am.

45. People's Exhibit 30 is admitted without objection.

46. The People call their twentieth witness, Inv. Sarah Cantu, at 11:05am.

47. People's Exhibits 42, 43, 44, 45, 46, 47, 48, 49, 50, and 51 are admitted without objection.

48. The jury is excused and Court adjourns for lunch at 12:25pm.

49. The jury returns and Inv. Sarah Cantu returns to the witness stand at 1:30pm.

50. People's Exhibits 52, 53, and 63 are admitted without objection. People's Exhibit 64 is admitted over objection.

51. The People call their twenty-first witness, Nicholas Edwards, at 3:00pm.

52. People's Exhibit 28 is admitted without objection.

53. The People call their twenty-second witness, Ofc. Bryan Capobianco, at 3:30pm.

54. The People call their twenty-third witness, Ofc. Pam Gignac, at 4:30pm.

55. The jury is excused and Court adjourns for the evening at 5:00pm.

September 10, 2024

56. The jury returns and the People call their twenty-fourth witness, Khagendra Malla, at 9:00am.

57. People's Exhibit 65 is admitted without objection.
58. The People call their twenty-fifth witness, Ofc. Bryan Plyter, at 9:20am.
59. People's Exhibit 54 is admitted without objection.
60. The People call their twenty-sixth witness, Ofc. Jenny Schmeits, at 9:55am.
61. People's Exhibit 55b is admitted without objection.
62. The People call their twenty-seventh witness, Dep. Jeffrey Brunkow, at 10:30am.
63. People's Exhibit 55 is admitted without objection.
64. The People call their twenty-eighth witness, Richard "DJ" Smith, at 10:50am.
65. The People call their twenty-ninth witness, Ofc. Alexander Kicera, at 11:10am.
66. The People call their thirtieth witness, Samuel Kilburn, at 11:35am.
67. The jury is excused and Court adjourns for lunch at 12:00pm.
68. The jury returns and the People call their thirty-first witness, Ofc. Michael West, at 1:30pm.
69. People's Exhibit 58 is admitted without objection.
70. The People call their thirty-second witness, Ofc. Brandon Braun, at 2:00pm.
71. People's Exhibit 57 is admitted without objection.
72. The People call their thirty-third witness, Ofc. Richard Steidell, at 2:30pm.
73. People's Exhibits 59, 60, 61, and 62 are admitted without objection.
74. The People call their thirty-fourth witness, Ofc. Larry Ottosen, at 3:30pm.
75. The People call their thirty-fifth witness, Angela Peacock, at 4:00pm.
76. People's Exhibits 309 and 310 are admitted without objection.
77. The People recall Inv. Sarah Cantu at 4:30pm.
78. The jury is excused and Court adjourns for the evening at 5:00pm.

September 11, 2024

79. The jury returns and Inv. Sarah Cantu returns to the stand at 9:00am.

80. People's Exhibit 358 is admitted over objection under the condition that the People provide further explanation regarding some of the information contained within the exhibit. People's Exhibit 359 is admitted over objection.
81. The People call their thirty-sixth witness, Aimee Quila, at 9:30am.
82. People's Exhibits 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, and 224 are admitted without objection.
83. The jury is excused and Court adjourns for lunch at 12:05pm.
84. The jury returns and the People call their thirty-seventh witness, Dr. Meredith Frank, at 1:35pm.
85. People's Exhibits 301, 302, 303, 304, and 305 are admitted without objection.
86. The People call their thirty-eighth witness, Dr. Daniel Lingamfelter, at 2:20pm.
87. People's Exhibits 296, 297, 298, 299, and 300 are admitted without objection.
88. The People call their thirty-ninth witness, Special Agent Amber Cronan, at 2:50pm.
89. People's Exhibits 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, and 98 are admitted without objection.
90. The People call their fortieth witness, Special Agent Charles DeFrance, at 3:55pm.
91. People's Exhibits 99, 100, 101, 102, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, and 137 are admitted without objection. People's Exhibits 103 and 106 are admitted over objection.
92. The jury is excused for the evening at 5:10pm.
93. Outside the presence of the jury, the Court and the parties briefly discuss matters prior to anticipated expert witness testimony on Friday regarding Defendant's pending *Motion in Limine Regarding Dr. Torres' Testimony (D-67)* and the Court's prior ruling limiting the testimony regarding Defendant's previous competency proceedings. The Court notes that it intends to issue an order denying Defendant's pending motion, but that the details of the order may not be issued prior to the anticipated testimony on Friday. The Court then adjourns at 5:15pm.

September 12, 2024

94. Outside the presence of the jury, People's Exhibits 131 and 138 are admitted without objection at 8:59am.
95. The jury returns and the People call their forty-first witness, Special Agent Stephanie Benitez, at 9:00am.
96. People's Exhibits 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 279, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, and 294 are admitted without objection. People's Exhibits 270, 271, 272, 273, 274, 275, and 276 are admitted over objection. People's Exhibits 277 and 280 are offered but not admitted at this time.
97. The jury is excused for a mid-morning recess at 10:35am. Outside the presence of the jury, the People discuss removing certain exhibits from evidence, based on some of the Court's prior rulings. Defendant has no objection and the Court GRANTS this course of action, though the final determination of which exhibits are to be removed from evidence is not determined at this time. Court adjourns for the remainder of the mid-morning recess.
98. The jury returns and the People call their forty-second witness, Jennifer Jacobsen, at 10:50am.
99. People's Exhibits 306, 307, and 308 are admitted without objection.
100. The People call their forty-third witness, Margaret Montoya, at 11:30am.
101. The People call their forty-fourth witness, Sarah Chen, at 11:45am.
102. The jury is excused and Court adjourns for lunch at 12:00pm.
103. The jury returns and the People call their forty-fifth witness, Stephanie Sears, at 1:30pm.
104. People's Exhibits 318, 319, 320, 321, 322, 323, 324, 325, 325a, 325b, 325c, 325d, 325e, 325f, 325g, 325h, 325i, 325j, 325k, 325l, 325m, 325n, 325o, 325p, 325q, 325r, 325s, 325t, 325u, 325v, 325w, 325x, 325y, 325z, 325aa, 325bb, 325cc, 325dd, 325ee, 325ff, 325gg, 325hh, 325ii, 325jj, 325kk, 325ll, 325mm, 325nn, 325oo, 325pp, 325qq, 327, 329, 330, 331, 333, 334, 335, 336, 337, 337a, 337b, 337c, 337d, 337e, 338, 338a, 338b, 338c, 338d, 338e, 338f, 338g, 338h, 338i, 338j, 338k, 338l, 338m, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 354a, 354b, 354c, 354d, 354e, 354f, 354g, 354h, 355, 356, 357, and 357a are admitted without objection. People's Exhibit 326 is offered but not admitted at this time.
105. The People call their forty-sixth witness, Com. Joshua Bonafede, at 4:35pm.
106. People's Exhibit 311 is admitted without objection.

107. The jury is excused for the evening at 5:00pm.
108. Outside the presence of the jury, the parties and the Court discuss the issue of Dr. Torres' upcoming testimony and Defendant's concerns regarding the relevance of statements made about Defendant's competency status and prior competency evaluations during his mental condition and sanity interviews. Defendant renews their request that Dr. Torres and Dr. Gray have their entire insanity and mental condition evaluation be introduced into evidence, including mentions of his prior competency status and competency evaluations. The People argue that the Court should stand by its Order issued on August 22, 2024, citing multiple reasons that the Court relied upon in its Order and asserting that Defendant can still cross-examine the doctors regarding Defendant's confusion with the insanity evaluation process. Defendant clarifies that their argument is regarding the statements that Defendant made during the course of the insanity evaluation regarding his previous competency evaluations and determinations, arguing that it would be a violation of Defendant's rights if it were not permitted to be introduced. The Court takes the matter under advisement and shall issue a ruling on the matter in the morning, taking Defendant's Appellate Exhibits A and B as part of its consideration. The parties briefly discuss some scheduling matters before Court adjourns for the evening at 5:15pm.

September 13, 2024

109. Outside the presence of the jury at 9:00am, the Court addresses Defendant's request to admit the entirety of his mental condition and sanity, including the portions referencing Defendant's competency. The Court denies Defendant's request, noting that part of the sanity evaluation requires a competency evaluation and that this in and of itself cannot open the door to discussions about competency evaluations. The Court agrees with the People's suggestion that taking out the word "competency" and simply referencing unspecified "interviews" or "evaluations" will accomplish the purpose of showing Defendant's confusion that may arguably reflect symptoms related to his schizophrenia without mentioning the word "competency," as the Court finds that the probative value of inserting the word "competency" into the matter is outweighed by the prejudicial value. The parties agree that the video of the sanity evaluations is admissible with the necessary redactions reflecting the Court's ruling.
110. The parties additionally note by agreement that the photograph exhibits previously admitted by the People would remain in the record and will not be removed prior to the evidence being sent back to the jury for deliberations.
111. The jury returns and the People call their forty-seventh witness, CSI Wendy Kane, at 9:05am.
112. People's Exhibit 314 is admitted without objection. By agreement of the parties, a muted copy of this exhibit is published to the jury. People's Exhibits 315, 316, and 317 are admitted without objection.
113. The People recall Inv. Sarah Cantu, at 9:45am.

114. Previously admitted People's Exhibit 100 is published to the jury and explained by Inv. Cantu. People's Exhibit 358 is fully admitted without condition, over objection by Defendant. Previously admitted People's Exhibit 64 is published to the jury over objection.
115. The People call their forty-eighth witness, Dr. Thomas Gray, at 10:50am.
116. The jury is excused and Court adjourns for lunch at 12:00pm.
117. The jury returns and Dr. Gray returns to the stand for direct examination at 1:30pm.
118. The Court reads a limiting instruction to the jury regarding the limited purpose of Dr. Gray's testimony and People's Exhibit 360 for the issue of Defendant's mental condition at the time of the alleged offenses. People's Exhibit 360 is admitted by stipulation. Defendant's Exhibit A is admitted by stipulation.
119. The jury is excused and Court adjourns for the weekend at 5:20pm.

September 16, 2024

120. Outside the presence of the jury, Defendant preemptively objects to the anticipated request for admission of People's Exhibit 361 through Dr. Torres' testimony. The Court notes its prior ruling on the matter, issued on September 13, 2024, as part of its *Order RE: Defendant's Motion in Limine Regarding Dr. Torres' Testimony (D-067)*.
121. The jury returns and the People call their forty-ninth witness, Dr. Loandra Torres, at 9:00am.
122. During Dr. Torres' testimony, the Court again reads a limiting instruction to the jury regarding the limited purpose of the testimony for the issue of Defendant's mental condition at the time of the alleged offenses. People's Exhibit 361 is admitted over objection.
123. The jury is excused and Court adjourns for lunch at 11:50am.
124. The jury returns and Dr. Loandra Torres retakes the witness stand for cross-examination at 1:20pm.
125. The People rest their case-in-chief and the jury is excused at 2:10pm. Outside the presence of the jury, Defendant moves for Judgment of Acquittal as to Counts 1–55, all of the substantive counts at trial. The Court DENIES the motion.
126. The jury returns and Defendant calls their first witness, Dr. Hareesh Pillai, at 2:15pm.
127. Defendant calls their second witness, Khadija Alhidid, at 3:55pm.
128. Defendant's Exhibits B and C are admitted without objection.
129. The jury is excused and Court adjourns for the evening at 4:50pm.

September 17, 2024

130. Outside the presence of the jury, the Court gives Defendant the *Curtis* advisement at 8:55am.
131. The jury returns and Defendant calls their third witness, Dr. Michelle Arriaga, at 9:00am.
132. Defendant calls their fourth witness, Moustafa Alissa, at 9:40am.
133. Defendant calls their fifth witness, Aziza Alissa, at 11:20am.
134. Defendant's Exhibits H is admitted without objection.
135. The jury is excused and Court adjourns for lunch at 12:30pm.
136. The jury returns and Defendant calls their sixth witness, Dr. Patricia Westmoreland, at 2:00pm.
137. Defendant calls their seventh witness, Mohamad Alissa, at 3:00pm.
138. Defendant calls their eighth witness, Aicha Alissa, at 4:35pm.
139. The jury is excused for the evening at 4:50pm. Outside the presence of the jury, the Court briefly discusses some scheduling matters with the parties. Court adjourns for the evening at 5:00pm.

September 18, 2024

140. Outside the presence of the jury at 8:55am, the parties briefly discuss matters related to their proposed jury instructions. The People also preemptively object to the proposed admission of three more photos of Defendant into evidence, arguing that they are irrelevant and prejudicial. Defendant argues that the objection is premature, but also that the photos are going to be offered as evidence demonstrating Defendant's appearance prior to and during Defendant's descending mental state. The Court finds that the People's objection is not yet ripe and that Defendant may attempt to lay the foundation for the admission of the exhibits prior to the Court ruling on the objection.
141. The jury returns and Defendant calls their ninth witness, Mahmoud Alissa, at 9:00am.
142. Defendant's Exhibits E and F are offered but not admitted at this time. Defendant's Exhibit G is admitted without objection.
143. Defendant calls their tenth witness, Dr. Ahmad Adi, at 10:10am.
144. Defendant calls their eleventh witness, Dr. Joshua Hatfield, at 11:05am.
145. The jury is excused and Court adjourns for lunch at 11:55am.

146. Outside the presence of the jury at 1:30pm, the Court inquires with the defense regarding whether Defendant intends to testify. Defendant knowingly, voluntarily, and intelligently waives his right to testify and invokes his right to remain silent.
147. The jury returns and Dr. Hatfield returns to the stand for cross-examination at 1:35pm.
148. Defendant rests his case, the jury is excused, and Court adjourns for a brief recess at 2:00pm.
149. The jury returns and the People call their first rebuttal witness, Dr. Ian Lamoureux, at 2:15pm.
150. The jury is excused and Court adjourns for a brief recess at 3:25pm.
151. Outside the presence of the jury at 3:40pm, the Court and the parties discuss some logistics regarding jury instructions and the remainder of the trial process. Defendant's appearance is waived for the jury instruction conference starting at 10:00am on September 19, 2024.
152. The jury returns and cross-examination of Dr. Ian Lamoureux begins at 3:50pm.
153. The presentation of evidence is complete at 4:10pm. The Court informs the jury that they will not be required to report for service on September 19, 2024, as the parties conduct their jury instruction conference and that they should instead be prepared for their participation in the trial to resume at 8:00am on September 20, 2024. The jury is excused and Court adjourns for the evening at 4:15pm.

September 19, 2024

154. Outside the presence of the jury on September 19, 2024, counsel for both parties make a record of their objections to the jury instructions. This record is made on FTR from 10:00am to 1:20pm. The jury instructions are finalized and Court adjourns at 1:20pm.
155. Court briefly resumes with the parties to discuss a final issue regarding the jury instructions at 2:45pm prior to adjourning for the remainder of the day. This record is made on FTR from 2:45pm to 2:50pm.

September 20, 2024

156. The jury returns and the Court tenders the jury instructions at 8:00am.
157. The parties present closing statements at 8:45am.
158. The matter is submitted to the jury for deliberation at 3:00pm. The four alternate jurors are informed that they will not be released from their duty at this point but will remain sequestered from the deliberating jury.

159. The jury is excused and Court adjourns for the weekend at 5:00pm.

September 23, 2024

160. Outside the presence of the deliberating jury at 8:30am, the parties discuss their responses to Juror Questions No. 1, 2, and 3. Defendant waives his personal appearance for this conference between the parties. The Court additionally informs the parties about one of the alternate jurors calling in sick and that the Court will instruct the alternate juror further about how to proceed.

161. The jury completes their deliberation on September 23, 2024, at 12:30pm.

RULINGS AND ORDERS

1. **Motion for Judgment of Acquittal:** At the close of the People's case-in-chief on September 16, 2024, Defense counsel moves for Judgment of Acquittal as to Counts 1–55 against Defendant. The Court DENIES the motion, finding that the relevant evidence when viewed in the light most favorable to the prosecution is substantial and sufficient to support the conclusion by a reasonable mind that Defendant is guilty of the charges alleged beyond a reasonable doubt.
2. **Juror Questions during Deliberations:**
 - Juror deliberation questions No. 1, 2, and 3 were tendered to the Court at the end of the day on September 20, 2024. The Court presented it to the parties and issued answers on September 23, 2024.

VERDICTS

On September 23, 2024, the jury returns a verdict as follows:

- Count 1 – Murder in the First Degree (F1): GUILTY.
- Count 2 – Murder in the First Degree (F1): GUILTY.
- Count 3 – Murder in the First Degree (F1): GUILTY.
- Count 4 – Murder in the First Degree (F1): GUILTY.
- Count 5 – Murder in the First Degree (F1): GUILTY.
- Count 6 – Murder in the First Degree (F1): GUILTY.
- Count 7 – Murder in the First Degree (F1): GUILTY.
- Count 8 – Murder in the First Degree (F1): GUILTY.

- Count 9 – Murder in the First Degree (F1): GUILTY.
- Count 10 – Murder in the First Degree (F1): GUILTY.
- Count 11 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 12 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 13 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 14 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 15 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 16 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 17 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 18 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 19 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 20 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 21 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 22 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.

- Deadly Weapon Sentence Enhancer: Yes.
- Count 23 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 24 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 25 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 26 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 27 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 28 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 29 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 30 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 31 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 32 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 33 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 34 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.

- Count 35 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 36 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 37 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 38 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 39 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 40 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 41 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 42 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 43 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 44 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 45 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 46 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 47 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.

- Deadly Weapon Sentence Enhancer: Yes.
- Count 48 – Criminal Attempt to Commit Murder in the First Degree (F2): GUILTY.
 - Deadly Weapon Sentence Enhancer: Yes.
- Count 49 – Assault in the First Degree (F3): GUILTY.
- Count 50 – Prohibited Possession of a Large Capacity Magazine During the Commission of a Crime (F6): GUILTY.
 - Concurrent with Murder in the First Degree Sentence Enhancer: Yes.
- Count 51 – Prohibited Possession of a Large Capacity Magazine During the Commission of a Crime (F6): GUILTY.
 - Concurrent with Murder in the First Degree Sentence Enhancer: Yes.
- Count 52 – Prohibited Possession of a Large Capacity Magazine During the Commission of a Crime (F6): GUILTY.
 - Concurrent with Murder in the First Degree Sentence Enhancer: Yes.
- Count 53 – Prohibited Possession of a Large Capacity Magazine During the Commission of a Crime (F6): GUILTY.
 - Concurrent with Murder in the First Degree Sentence Enhancer: Yes.
- Count 54 – Prohibited Possession of a Large Capacity Magazine During the Commission of a Crime (F6): GUILTY.
 - Concurrent with Murder in the First Degree Sentence Enhancer: Yes.
- Count 55 – Prohibited Possession of a Large Capacity Magazine During the Commission of a Crime (F6): GUILTY.
 - Concurrent with Murder in the First Degree Sentence Enhancer: Yes.

JUDGMENT

The jury is individually polled and they each confirm their unanimous verdicts. The jury, including the alternates, is then released from their jury service. Judgments of conviction shall enter as to all Counts 1-55. After a brief break, the matter proceeds immediately to a sentencing hearing by agreement of the parties. Multiple victim impact statements are read on the record.

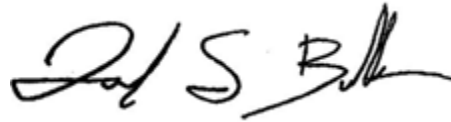
On each of Counts 1-10, the Court sentences Defendant to life in the Department of Corrections without the possibility of parole. Each sentence on Counts 1-10 shall run consecutive to one another and all other counts. On each of Counts 11-48, the Court sentences Defendant to 48 years in the Department of Corrections, with 5 years of mandatory parole. Each sentence on

Counts 11-48 shall run consecutive to one another and all other counts. On Count 49, the Court sentences Defendant to 32 years in the Department of Corrections, with 5 years of mandatory parole consecutive to all other counts. On Counts 50-55, the Court sentences Defendant to 1 year in the Department of Corrections, with 1 year of mandatory parole. Each sentence on Counts 50-55 shall run consecutive to one another and all other counts.

DATED AND SIGNED this September 25, 2024,

nunc pro tunc September 23, 2024.

BY THE COURT

A handwritten signature in black ink, appearing to read 'Ingrid S. Bakke', written in a cursive style.

Ingrid S. Bakke
District Court Judge