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IN THE DISTRICT COURT IN AND FOR OKLAHOMA COUNTY,
STATE OF OKLAHOMA

COPY

STATE OF OKLAHOMA,)
)
Plaintiff,)
vs.) CASE NO.: CF-2014-5869
)
DANIEL K. HOLTZCLAW,)
)
Defendant.)

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

APR - 5 2016
TIM RHODES
COURT CLERK

46

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TRANSCRIPT OF THE JURY TRIAL

HAD ON THE 16TH DAY OF NOVEMBER, 2015,
BEFORE THE HONORABLE TIMOTHY R. HENDERSON,
DISTRICT JUDGE IN AND FOR OKLAHOMA COUNTY,
OKLAHOMA CITY, OKLAHOMA

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VOLUME IX OF XVIII

RECEIVED

MAY 26 2016 *mt*

ATTORNEY GENERAL

FILED
IN COURT OF CRIMINAL APPEALS
STATE OF OKLAHOMA

MAY 26 2016

MICHAEL S. RICHIE
CLERK

REPORTED BY: Kristin L. Taylor, RPR

1992-2240

1 And as you sit here today did Officer Holtzclaw,
2 as far as you know -- has a detective ever come and tried to
3 find out if you were staying there in violation of a law?

4 A No, sir.

5 MR. GIEGER: Pass the witness.

6 THE COURT: Anything further?

7 MR. ADAMS: No, your Honor.

8 THE COURT: All right. Thank you, sir. You can
9 step down.

10 Mr. Gieger, show him out.

11 MR. GIEGER: I will, Judge.

12 THE COURT: Call your next witness.

13 MS. McCONNELL: State calls Carla Raines.

14 THE COURT: All right. Ma'am, step right before
15 me.

16 (Carla Raines was sworn.)

17 THE COURT: All right. If you'll have a seat over
18 here in this chair. Once you get situated, pull that
19 microphone right around in front of you. If you would state
20 your name and spell it for us, please.

21 THE WITNESS: Carla Raines. C-A-R-L-A,
22 R-A-I-N-E-S.

23 THE COURT: All right. Thank you, ma'am.
24 You may proceed.

25 MS. McCONNELL: Thank you, your Honor.

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CARLA RAINES,

was called as a witness, after having been first duly sworn,
and testified as follows:

DIRECT EXAMINATION

BY MS. McCONNELL:

Q Ms. Raines, back on August 15th of 2014, this detective
that's sitting here at our table, Detective Gregory, did you
make contact with him or did he make contact with you?

A He came to my house.

Q Okay. And did he ask you a question about whether
something had happened to you?

A Yeah, he asked me if I had contact with an officer and
he asked me if --

THE COURT: Ma'am, if you could just lean into
that microphone.

THE WITNESS: Okay. And he axed me -- he asked me
to give a description of him. He axed me what happened.

Q (By Ms. McConnell) Okay. Before this date when you
came into contact with Detective Gregory, had you ever
talked to anyone -- any police officers about what had
happened with this officer?

A No.

Q Had you had contact with an officer that you told
Detective Gregory about?

A As far as what happened?

1 Q Okay. Was he pointing towards that area on himself or
2 pointing towards that area on you?

3 A Like on me, like, you know, like, doing like this.

4 Q Did he make any other motions with his hand when he
5 said "Do you have anything on you?" besides pointing towards
6 your breast area?

7 A No.

8 Q Did he point towards any other part of your body
9 besides your breast area?

10 A Not that I can remember. I don't know. Not that I can
11 remember.

12 Q And the -- the first -- well, how many times did he ask
13 you the question "Do you have anything on you"?

14 A A couple times.

15 Q The first --

16 A I'm not for sure how many number of times he asked me
17 but --

18 Q It was more than once?

19 A Yeah.

20 Q The first time that he asked you did you respond to
21 him?

22 A Yeah, I don't -- I don't have anything on me.

23 Q And then did he immediately ask you again: Do you have
24 anything on you?

25 A Yeah, then just basically came down to that because as

1 I was telling him -- he -- I -- you know, like I say, it was
2 just basically towards my breast area, like -- but I kept
3 saying "I don't have anything on me." You know, I saying --
4 do you see I have a jacket and a shirt, you know, like a
5 thin T-shirt on and -- and I was just -- you know, he was
6 just, like, you might have something on me or -- I can't
7 really remember word or word because I was just -- like I
8 say, I was tryna just -- I mean, I didn't have anything on
9 me. And --

10 Q Whenever he was asking you this question is this while
11 you were seated at the patrol car or while you were
12 standing?

13 A No, I was outside at the back of the patrol car.

14 Q Okay. And was he standing right next to you?

15 A No, like in front of me. Not next to me but, like, in
16 front of me.

17 Q After he asked you this question more than once of do
18 you have anything on you, what happened next Ms. Raines?

19 A I just kept saying I don't have anything on me. I
20 don't have anything on me. And he just -- like I say, it
21 was just -- I can't -- I don't remember the conversation
22 word for word because I started getting kind of scared, you
23 know --

24 Q Why were you scared?

25 A I don't know, it -- just the way he was sounded. It --

1 pockets. Did you show him that you didn't have anything in
2 your pockets?

3 A Yeah, I mean, it just was nothing in -- you know,
4 nothing in my pocket. Like I say, it was just more or less
5 he looked at this area right here because I said I don't
6 have anything. I had on little bitty jacket. A little thin
7 sports jacket. I had on some -- some kind of jeans fit like
8 this. And I'm like --

9 Q What happened next?

10 A Like I said, it was just -- he kinda just looked
11 towards this area of my body and I kept saying I don't have
12 anything.

13 Q On your breast area?

14 A Yes. And so I can't remember everything word for word.
15 I just -- I can't. I can't remember everything word for
16 word.

17 Q What did you do next?

18 A So it just to the point -- it got to the point to where
19 I just took my hands underneath my bra and raised my shirt
20 up like this.

21 Q Did you raise your bra up at the same time when you did
22 that?

23 A Yes. Yes. I -- like I say, I kept telling him I don't
24 have anything.

25 Q Were you breasts exposed when you did that?

1 A Yes, it was.

2 Q How did this officer act after you exposed -- after you
3 lifted up your shirt and bra exposing your breasts?

4 A Like he was satisfied.

5 Q Why do you say that?

6 A Because, it -- I mean, he let me go.

7 Q Did he act shocked by what you'd done?

8 A No.

9 Q Have you been stopped by officers before?

10 A No.

11 Q Has an officer ever indicated or motioned to your
12 breast area for you to raise your shirt before?

13 A No.

14 Q And I want to be clear, Ms. Raines, did this officer
15 ever ask you specifically "raise up your shirt," or anything
16 --

17 A Like I say, I don't remember word for word. I don't
18 want to say yes and I don't want to say no. But -- but the
19 conversation just led towards me having something up in my
20 breast area.

21 Q Why did you think that raising your shirt and bra was
22 what this officer wanted you to do?

23 A There was nothing -- he -- this is the part of my body
24 that he was looking at. It wasn't -- like I said, I had on
25 a small jacket. Little small zip-up jacket so that's where