

SUPREME COURT OF THE STATE OF CALIFORNIA

THE PEOPLE OF THE STATE OF CALIFORNIA,)	
)	
PLAINTIFF-RESPONDENT,)	
)	SUPERIOR COURT
VS.)	NO. BA075063
)	
REGIS DEON THOMAS,)	
)	
DEFENDANT-APPELLANT.)	

APPEAL FROM THE SUPERIOR COURT OF LOS ANGELES COUNTY
HONORABLE EDWARD A. FERNS, JUDGE PRESIDING
REPORTERS' TRANSCRIPT ON APPEAL

APPEARANCES:

FOR PLAINTIFF-RESPONDENT:	DANIEL E. LUNGREN
	STATE ATTORNEY GENERAL
	300 SOUTH SPRING STREET
	NORTH TOWER, SUITE 5001
	LOS ANGELES, CA 90013

FOR DEFENDANT-APPELLANT:	IN PROPRIA PERSONA
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PAGES 1 THROUGH 23, INCLUSIVE

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MARIANNE BRACCI, CSR #6168
GEORGE W. SABIA, CSR #3336
OFFICIAL REPORTERS

1 LOS ANGELES, CALIFORNIA; WEDNESDAY, OCTOBER 20, 1993

2 11:45 A. M.

3 DEPARTMENT NO. 100

HON. LANCE A. ITO, JUDGE

4 APPEARANCES:

5 DEFENDANT PRESENT WITH COUNSEL, JAY JAFFE,
6 ESQUIRE; SUSAN SPEERS, DEPUTY DISTRICT
7 ATTORNEY OF LOS ANGELES COUNTY, REPRESENTING
8 THE PEOPLE OF THE STATE OF CALIFORNIA.

9 (JANET M. MOXHAM, OFFICIAL REPORTER.)

10
11 THE COURT: MR. JAFFE, ARE YOU READY?

12 MR. JAFFE: YES.

13 THE COURT: ARE YOU REGIS DION THOMAS?

14 THE DEFENDANT: YES, SIR.

15 THE COURT: GOOD MORNING, MR. THOMAS. IS THAT
16 YOUR TRUE AND CORRECT NAME?

17 THE DEFENDANT: THAT'S MY TRUE NAME.

18 THE COURT: ALL RIGHT. MR. THOMAS, YOU'RE HERE
19 FOR ARRAIGNMENT ON INFORMATION BA075063. THE RECORD
20 SHOULD REFLECT THE DEFENDANT IS PRESENT BEFORE THE
21 COURT WITH COUNSEL, MR. JAFFE, PEOPLE REPRESENTED BY
22 MS. SPEER.

23 MR. JAFFE, WHAT IS YOUR PLEASURE AS FAR
24 AS PROCEEDING ON THE ARRAIGNMENT?

25 MR. JAFFE: WE CAN PROCEED WITH ARRAIGNMENT
26 TODAY.

27 THE COURT: MS. SPEER, ARRAIGN THE DEFENDANT.

28 MS. SPEER: MR. THOMAS, YOU ARE CHARGED IN FIVE

1 FELONY COUNTS IN THE INFORMATION AS INDICATED BY THE
2 COURT. COUNTS I, II AND III CHARGE YOU WITH
3 VIOLATION OF PENAL CODE SECTION 187, SUBDIVISION (A),
4 WHICH IS MURDER. IT IS FURTHER ALLEGED IN THE
5 COMMISSION OF THESE THREE COUNTS, THAT YOU PERSONALLY
6 USED A FIREARM WITHIN THE MEANING OF PENAL CODE
7 SECTION 12022. 5(A) AND THAT THERE ARE SPECIAL
8 CIRCUMSTANCES ALLEGED AS TO COUNTS II AND III. COUNT
9 IV CHARGES YOU WITH VIOLATION OF PENAL CODE SECTION
10 12022, SUBDIVISION (A), WHICH IS KNOWN AS EX-CON WITH
11 A GUN, COUNT V, VIOLATION OF PENAL CODE SECTION
12 12025(A)(1), WHICH IS --

13 THE COURT: POSSESSION OF A FIREARM HAVING A
14 PREVIOUS CONVICTION.

15 MS. SPEER: NO. THIS IS HAVING A CONCEALED
16 FIREARM IN A VEHICLE, COUNT V.

17 THE COURT: A PRIOR CONVICTION OF THE SAME.

18 ALSO, COUNSEL, I THINK YOU MISSPOKE
19 YOURSELF. COUNT IV, 12021, SUB (A), WHICH IS EX-CON
20 WITH A GUN.

21 MS. SPEER: THANK YOU, YOUR HONOR. THAT'S
22 CORRECT.

23 COUNSEL, WAIVE FURTHER READING OF THE
24 INFORMATION, STATEMENT OF CONSTITUTIONAL RIGHTS?

25 MR. JAFFE: YES.

26 MS. SPEER: HOW DO YOU PLEAD, MR. THOMAS?
27 GUILTY OR NOT GUILTY?

28 THE DEFENDANT: NOT GUILTY.

1 MS. SPEER: AND DO YOU ADMIT OR DENY THE
2 SPECIAL ALLEGATIONS?

3 THE DEFENDANT: DENY.

4 MS. SPEER: THANK YOU.

5 THE COURT: ALL RIGHT. MS. SPEER, DO YOU HAVE
6 A GUESSTIMATE HOW LONG THIS CASE IS GOING TO TAKE US
7 TO TRY?

8 MS. SPEER: TWO MONTHS.

9 THE COURT: MR. JAFFE, DOES THAT SEEM
10 REASONABLE?

11 MR. JAFFE: IT DOES.

12 THE COURT: I UNDERSTAND THAT COUNT I IS ONE
13 INCIDENT AND COUNTS II AND III ARE ACTUALLY A
14 SEPARATE INCIDENT?

15 MS. SPEER: THREE DIFFERENT VICTIMS.

16 THE COURT: OKAY. THEN I THINK THIS WILL BE
17 APPROPRIATE FOR A LONG-CAUSE COURT ASSIGNMENT. THE
18 MATTER WILL BE ASSIGNED TO DEPARTMENT 106. THAT'S
19 GEORGE TRAMMELL.

20 MR. JAFFE, MS. SPEER, WHAT I WOULD
21 SUGGEST WE DO IS SELECT A PRETRIAL CONFERENCE DATE
22 SOMETIME NEXT WEEK SO THAT MR. THOMAS CAN APPEAR IN
23 DEPARTMENT 106. YOU ALL CAN ACQUAINT YOURSELF WITH
24 JUDGE TRAMMELL AND VICE VERSA AND GET A PLACE ON THE
25 TRIAL CALENDAR THERE.

26 MS. SPEER: I SUGGEST WE GO TWO WEEKS.
27 MR. ARNOLD WILL BE IN TRIAL IN POMONA PROBABLY
28 ANOTHER TWO WEEKS.

1 MR. JAFFE: CAN WE GO TO NOVEMBER 9TH?

2 THE COURT: NOVEMBER 9, PRETRIAL CONFERENCE.

3 MS. SPEER: THAT'S FINE.

4 THE COURT: MR. JAFFE, DO YOU WANT TO MAKE THAT
5 ZERO OF 60 DAYS IN DEPARTMENT 106?

6 MR. JAFFE: THAT'S FINE.

7 THE COURT: MR. THOMAS, YOU HAVE THE RIGHT TO A
8 SPEEDY TRIAL. THAT MEANS WITHIN 60 DAYS OF TODAY'S
9 DATE, DATE OF YOUR ARRAIGNMENT. YOUR ATTORNEY IS
10 ASKING FOR NOVEMBER THE 9TH FOR PRETRIAL CONFERENCE,
11 AND THAT'S WITH THE UNDERSTANDING THAT IF YOU GO TO
12 DEPARTMENT 106 AND YOUR CASE IS NOT SETTLED, THAT ANY
13 JURY TRIAL WOULD START WITHIN 60 DAYS OF NOVEMBER 9TH.

14 IS THAT ARRANGEMENT AGREEABLE TO YOU?

15 THE DEFENDANT: YES, SIR.

16 THE COURT: MR. JAFFE, ANYTHING ELSE?

17 MR. JAFFE: THAT'S ALL.

18 MS. SPEER: THANK YOU, YOUR HONOR.

19 THE COURT: THANK YOU, COUNSEL.

20 MR. JAFFE: THANK YOU VERY MUCH.

21 THE COURT: AND, MR. JAFFE, SINCE I DO HAVE ALL
22 THREE COPIES OF THE TRANSCRIPT, I ASSUME IT'S ALREADY
23 BEEN PREPARED, AND I HAVE A BIG POST-IT ON IT THAT
24 SAYS, "FILE IN DEPARTMENT 100," FOR TODAY'S DATE. SO
25 IT SHOULD BE FLOATING AROUND SOMEPLACE. YOU MIGHT
26 WANT TO CHECK WITH THE REPORTER IN DIVISION 41.

27

28

(PROCEEDINGS ADJOURNED.)

1 LOS ANGELES, CALIFORNIA; TUESDAY, 11/09/93; 9:55 A.M.
2 DEPARTMENT 106 HON. GEORGE W. TRAMMELL, III, JUDGE
3

4 APPEARANCES:

5 THE DEFENDANT WITH HIS COUNSEL, JAY JAFFE, ESQ.;
6 MARK ARNOLD, DEPUTY DISTRICT ATTORNEY OF LOS
7 ANGELES COUNTY, REPRESENTING THE PEOPLE OF THE
8 STATE OF CALIFORNIA.

9
10 (GAYE L. LIMON, OFFICIAL REPORTER.)
11

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13

14 THE COURT: IN THE CASE OF PEOPLE V. THOMAS THOMAS.

15 MR. JAFFE: REGIS THOMAS.

16 THE COURT: OKAY. WE HAVE IT WRONG ON HERE. I
17 APOLOGIZE.

18 THE RECORD WILL REFLECT THAT THE DEFENDANT IS
19 PRESENT WITH JAY JAFFE.

20 ARE YOU ON THIS CASE?

21 MR. ARNOLD: YES, SIR. MY NAME IS MARK ARNOLD,
22 A-R-N-O-L-D.

23 THE COURT: WE'RE HERE AS WHAT?

24 MR. ARNOLD: THIS IS A PRE-TRIAL, ZERO OF 60.

25 THE COURT: ALL RIGHT. AM I CORRECT THAT YOU'RE
26 SEEKING THE DEATH PENALTY ON THIS MATTER?

27 MR. ARNOLD: THE MEMO -- THE PENALTY EVALUATION MEMO
28 IS BEING WRITTEN PRESENTLY.

1 THE COURT: WELL, THAT DOESN'T QUITE ANSWER THE
2 QUESTION. DO YOU KNOW -- HAS THERE BEEN A DECISION MADE ON
3 WHETHER YOU'RE SEEKING THE DEATH PENALTY?

4 MR. ARNOLD: NO, SIR, THE COMMITTEE HAS NOT MET YET
5 BECAUSE THEY HAVE NOT RECEIVED THE MEMO.

6 THE COURT: ALL RIGHT. WHERE ARE WE REALISTICALLY
7 FROM THE STANDPOINT OF BRINGING THIS MATTER TO TRIAL?

8 MR. JAFFE: YOUR HONOR, TODAY IS ZERO OF 60. WE JUST
9 APPEARED IN DEPARTMENT 100 A FEW WEEKS AGO, WHICH WAS OUR
10 FIRST APPEARANCE. A PRELIMINARY HEARING WAS JUST ABOUT SIX
11 WEEKS AGO OR SO, SOMEWHERE IN THAT AREA.

12 MR. ARNOLD: OCTOBER THE 6TH.

13 THE COURT: AND SO . . .

14 MR. JAFFE: AND SO REALISTICALLY I WOULD HOPE THAT
15 THIS MATTER COULD GO TO TRIAL BEFORE THE END OF 1994.
16 THERE IS A GREAT DEAL OF DISCOVERY AND INVESTIGATION THAT I
17 HAVE TO DO. THERE'S JUST SEVERAL POLICE AGENCIES WORKING
18 ON THE CASE. THERE'S A NUMBER OF CLUE ITEMS, SEVERAL
19 HUNDRED, 500 CLUES IN THE CASE, SO THERE'S A NUMBER OF
20 ITEMS THAT I HAVE TO PERSONALLY GO OVER. SO I THINK, YOUR
21 HONOR, MAYBE IF WE ARE TO SET THIS MATTER -- I HAVE A TRIAL
22 IN JANUARY, IF WE ARE TO SET IT SOMETIME THE END OF JANUARY
23 FOR A PROGRESS TO SEE WHERE I AM. I AM EVEN HOPEFUL THAT
24 POSSIBLY IF I HAVE NOTHING CONFLICTING I COULD EVEN DO THIS
25 CASE IN THE SUMMER.

26 THE COURT: IS THAT REALISTIC IN YOUR MIND OR IS
27 THAT -- I KNOW NOTHING ABOUT THE CASE. I KNOW THAT I HAVE,
28 I BELIEVE, THREE COUNTS OF MURDER AND SEVERAL FIREARMS

1 CHARGE.

2 MR. ARNOLD: THIS WAS A MEDIA CASE. ONE OF THE
3 MURDERS -- IT'S THREE COUNTS OF MURDERS. ONE OF THE
4 MURDERS DID NOT MAKE THE MEDIA; HOWEVER, THE OTHER TWO ARE
5 OF TWO COMPTON POLICE OFFICERS ON DUTY. MR. JAFFE IS QUITE
6 CORRECT WHEN HE SAYS THERE ARE A LOT OF DISCOVERIES. THERE
7 ARE 565 CLUES INVESTIGATED, SOME OF THE CLUES ARE EXTREMELY
8 LENGTHY. MR. JAFFE, I DON'T BELIEVE, HAS EXAGGERATED OR
9 UNDERESTIMATED ANYTHING THAT HE HAS TOLD YOU. I WOULD LIKE
10 TO GET THE CASE TRIED BY SUMMER. MR. JAFFE HAS MENTIONED
11 TO ME THAT HE THINKS HE IS REASONABLY OPTIMISTIC GETTING IT
12 TRIED BEFORE THE END OF THE YEAR. I HAVE NO PROBLEM WITH
13 WHAT MR. JAFFE HAS JUST SAID. I THINK A JANUARY DATE WOULD
14 BE A GOOD TIME TO CHECK ON MR. JAFFE'S STATUS AND PERHAPS
15 GET A MORE REALISTIC DATE.

16 THE COURT: SOUNDS FINE TO ME. THAT'S FINE WITH ME.
17 GIVE ME A DATE TO PUT IT OVER FOR STATUS CONFERENCE AND
18 JUST LEAVE IT AS A STATUS RATHER THAN SETTING IT FOR ANY
19 PARTICULAR MOTION OR ANYTHING LIKE THAT.

20 MR. JAFFE: THAT'S FINE. JANUARY 27.

21 THE COURT: HOPEFULLY WE'LL BE HERE. THAT'S A
22 THURSDAY. YOU WANT THAT AS ZERO OF 60 AGAIN?

23 MR. JAFFE: THAT'S FINE.

24 THE COURT: ALL RIGHT. MR. THOMAS, YOU HAVE A RIGHT
25 TO A SPEEDY TRIAL AND IN YOUR PARTICULAR INSTANCE IT'S A
26 RIGHT TO GO TO TRIAL WITHIN 60 DAYS FROM TODAY. DO YOU
27 UNDERSTAND THAT YOU DO HAVE THAT RIGHT, SIR?

28 THE DEFENDANT: YES, SIR.

1 THE COURT: IS IT YOUR WISH AND DESIRE TO WAIVE AND
2 GIVE UP THAT RIGHT TO GO TO TRIAL WITHIN THE NEXT 60 DAYS
3 AND AGREE THAT I PUT THIS MATTER OVER TO THE 27TH OF
4 JANUARY, NEXT YEAR, WITH THE UNDERSTANDING THAT YOU CAN GO
5 TO TRIAL WITHIN 60 DAYS OF THAT DATE UNLESS YOU AGAIN WAIVE
6 TIME?

7 THE DEFENDANT: YES, SIR.

8 THE COURT: IS THAT WHAT YOU WISH TO DO, SIR?

9 THE DEFENDANT: YES, SIR.

10 THE COURT: COUNSEL JOIN?

11 MR. JAFFE: YES.

12 YOUR HONOR, I DO HAVE ONE QUESTION. THERE ARE A
13 NUMBER OF WITNESSES THAT I HAVE BEEN TRYING TO REACH.
14 MR. THOMAS MAY HAVE BETTER ACCESS TO REACHING THESE
15 WITNESSES. HE MIGHT HAVE BETTER SUCCESS IN REACHING THESE
16 WITNESSES AND HE BELIEVES THAT HE COULD TALK TO THESE
17 PEOPLE AFTER 10:00 P.M.

18 I DON'T KNOW WHAT THE SHERIFF'S DEPARTMENT RULES
19 ARE IN CONNECTION WITH PHONE CALLS AT PARTICULAR HOURS, BUT
20 MR. THOMAS SAYS IF HE WERE TO RECEIVE A COURT ORDER
21 ALLOWING HIM ACCESS TO THE TELEPHONE FROM LET'S SAY
22 10:00 P.M. TO 10:30 P.M. THAT THAT'S CONSISTENT WITH -- IF
23 IT'S CONSISTENT WITH SECURITY MEASURES AT THE COUNTY JAIL,
24 HE CAN PROBABLY REACH THOSE WITNESSES WHO WOULD THEN HAVE
25 TO CALL ME, BUT I WOULDN'T WANT THE COURT TO ISSUE AN ORDER
26 THAT THE SHERIFF'S DEPARTMENT WOULDN'T COMPLY WITH. SO IF
27 THE SHERIFF'S DEPARTMENT CONSISTENT WITH THEIR SECURITY
28 MEASURES WOULD AGREE TO IT.

1 THE COURT: DO YOU KNOW?

2 THE BAILIFF: THERE'S SET HOURS TO USE THE PHONES.
3 THEY ALL GET ACCESS TO THE PHONES AS FAR AS I KNOW.

4 THE COURT: IS HE IN ANY KIND OF SPECIAL SITUATION
5 WHERE HE DOESN'T HAVE ACCESS TO THE PHONES?

6 MR. JAFFE: YES. HE GETS FREEWAY TIME -- LIMITED
7 FREEWAY TIME. HE IS IN MODULE 1700 AND HIS FREEWAY TIME IS
8 NOT THE SAME FREEWAY TIME AS OTHERS MIGHT RECEIVE. WHAT I
9 WOULD LIKE TO DO IS IF I COULD PREPARE AN ORDER AND STATE
10 THE ORDER IN SUCH A WAY TO GIVE THE SHERIFF'S DEPARTMENT
11 THE DISCRETION HE HAD TO AGREE TO IT OR NOT.

12 THE COURT: THAT'S FINE. I MEAN I CERTAINLY AGREE
13 WITH YOU THAT IF THEY'RE GOING TO FIGHT THE ORDER THEN ALL
14 WE DO IS EXACERBATE THE SITUATION. DRAFT THE ORDER AND
15 I'LL SIGN IT.

16 MR. JAFFE: THANK YOU VERY MUCH.

17

18 (MATTER CONTINUED TO JANUARY 27,
19 1994, 8:30 A.M., DEPARTMENT 106.)

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1 LOS ANGELES, CALIFORNIA; JANUARY 27, 1994; 9:10 A.M.
2 DEPARTMENT 106 HON. GEORGE W. TRAMMELL, III, JUDGE
3

4 APPEARANCES:

5 (APPEARANCES AS HERETOFORE NOTED.)
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8

9 THE COURT: IN THE CASE OF PEOPLE V. REGIS THOMAS, THE
10 DEFENDANT IS PRESENT WITH COUNSEL. THE DISTRICT ATTORNEY'S
11 PRESENT. MATTER IS HERE FOR PRE-TRIAL CONFERENCE, STATUS,
12 I GUESS, FOR LACK OF A BETTER TERM.

13 WE HAVE AN AMENDED COMPLAINT THAT'S BEEN FILED.
14 DO YOU WANT TO ARRAIGN THE DEFENDANT ON THAT, PLEASE.

15 MR. JAFFE: WE'RE READY.

16 MR. ARNOLD: MR. THOMAS, IN AMENDED INFORMATION THAT
17 WAS FILED TODAY, YOU'RE CHARGED IN COUNT 6 WITH A VIOLATION
18 OF 12021.A OF THE PENAL CODE, ALSO KNOWN AS POSSESSION OF A
19 FIREARM BY A FELON AND IT'S ALLEGED THIS OFFENSE OCCURRED
20 ON FEBRUARY 22, 1993.

21 DO YOU UNDERSTAND THE CHARGE?

22 THE DEFENDANT: YES, SIR.

23 MR. ARNOLD: COUNSEL, IS YOUR CLIENT READY TO ENTER A
24 PLEA TO THIS COUNT AT THIS TIME?

25 MR. JAFFE: YES.

26 MR. ARNOLD: HOW DO YOU PLEAD, MR. THOMAS?

27 THE DEFENDANT: NOT GUILTY.

28 THE COURT: ALL RIGHT. I AM ASSUMING WE ARE JUST

1 GOING TO PUT IT OVER TO ANOTHER DATE. THE LAST TIME I
2 TALKED TO YOU GENTLEMEN YOU WERE BOTH INDICATING THAT WE
3 WOULD PROBABLY BE LUCKY TO HAVE THIS CASE HEARD THIS YEAR
4 BECAUSE OF THE MONUMENTAL AMOUNT OF INVESTIGATION THAT YOU
5 NEED TO GO THROUGH.

6 MR. JAFFE: THAT'S MY HOPE TO DO IT BY THE END OF THE
7 YEAR, YOUR HONOR. I SPOKE TO MR. ARNOLD AND I THINK
8 WHATEVER DATE THE COURT SELECTS. PERHAPS WE COULD JUST
9 SELECT ANOTHER CALENDAR DATE FOR 60 DAYS OR 90 DAYS,
10 WHATEVER IT IS. WE ARE JUST GOING TO ADVISE THE COURT WHAT
11 THE STATUS IS.

12 THE COURT: IS THAT AGREEABLE, 60 DAYS?

13 MR. ARNOLD: WHATEVER IS CONVENIENT FOR THE COURT'S
14 CALENDAR. I WOULD LIKE TO GET THE CASE TRIED AT LEAST BY
15 THE END OF THE YEAR, ANYWAY.

16 THE COURT: WELL, YES, I DO, TOO. I WOULD LIKE TO GET
17 IT COMPLETED BEFORE DECEMBER OR CHRISTMASTIME IS NOT THE
18 TIME FOR ANYBODY TO BE TRYING A CASE, MUCH LESS THIS TYPE
19 OF CASE BUT WE'RE AWAY FROM THAT.

20 HOW ABOUT FOR LACK OF A BETTER TIME FRIDAY, THE
21 25TH OF MARCH OR SOMEWHERE TOWARD THE END OF MARCH,
22 WHATEVER DATE IS CONVENIENT?

23 MR. JAFFE: YOUR HONOR, COULD WE HAVE THE 24TH INSTEAD
24 OF THE 25TH?

25 THE COURT: IS THAT AGREEABLE WITH THE PEOPLE?

26 MR. ARNOLD: THAT'S FINE.

27 THE COURT: AT 8:30, THE 24TH OF MARCH.

28 YOU HAVE A RIGHT TO A SPEEDY TRIAL, MR. THOMAS.

1 IN YOUR PARTICULAR INSTANCE IT IS A RIGHT TO GO TO TRIAL
2 WITHIN 60 DAYS FROM TODAY.

3 DO YOU UNDERSTAND THAT RIGHT?

4 THE DEFENDANT: YES, SIR.

5 THE COURT: IS IT YOUR WISH AND DESIRE TO WAIVE AND
6 GIVE UP THAT RIGHT TO GO TO TRIAL WITHIN THE NEXT 60 DAYS
7 AND AGREE THAT I PUT THIS MATTER OVER TO THE 24TH OF MARCH
8 WITH THE UNDERSTANDING THAT YOU WILL AT LEAST AS OF NOW
9 HAVE TO BE BROUGHT TO TRIAL WITHIN 60 DAYS OF THAT DATE?
10 IS THAT WHAT YOU WISH TO DO, SIR?

11 THE DEFENDANT: YES, SIR.

12 THE COURT: COUNSEL JOIN?

13 MR. JAFFE: I DO, YOUR HONOR.

14 MR. ARNOLD: YOUR HONOR, YOU HAD MADE ONE INQUIRY THE
15 LAST TIME AS TO THE STATUS OF PENALTY IN THIS CASE AND I
16 WOULD ADVISE YOU THAT THE COMMITTEE, THE D.A.'S COMMITTEE
17 WHICH MAKES DETERMINATIONS OF PENALTY HAD NOT COMPLETED
18 THEIR EVALUATION. THEY HAVE AND OUR OFFICE PLANS TO SEEK
19 THE DEATH PENALTY IN THIS CASE.

20 THE COURT: ALL RIGHT. THANK YOU.

21 MR. ARNOLD: I'VE ADVISED MR. JAFFE.

22 THE COURT: ALL RIGHT.

23 MR. ARNOLD: THANK YOU, YOUR HONOR.

24 THE COURT: SEE YOU IN 60 DAYS.

25

26 (MATTER CONTINUED TO MARCH 24,
27 1994; 8:30 A.M.)

28

1 LOS ANGELES, CALIFORNIA; THURSDAY, 03/24/94; 9:00 A.M.
2 DEPARTMENT 106 HON. GEORGE W. TRAMMELL, III, JUDGE

3
4 APPEARANCES:

5 (APPEARANCES AS HERETOFORE NOTED.)
6

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9 THE COURT: IN THE CASE OF PEOPLE V. REGIS THOMAS, THE
10 DEFENDANT IS PRESENT. HIS ATTORNEY, MR. JAFFE, IS
11 PRESENT. THE DISTRICT ATTORNEY'S PRESENT.

12 I GUESS THIS IS REALLY A STATUS CONFERENCE TO SEE
13 HOW YOU'RE PROGRESSING TOWARD YOUR PRIMARILY GETTING READY
14 FOR TRIAL, YOUR DISCOVERY.

15 MR. JAFFE: YES, YOUR HONOR. YOUR HONOR, I DISCUSSED
16 THE MATTER WITH MR. ARNOLD THIS MORNING, AND I AM GOING TO
17 REQUEST THAT MAY 23 AS ZERO OF 60 DATE, THAT WILL BE A
18 PRE-TRIAL DATE.

19 I JUST COMPLETED ANOTHER SPECIAL CIRCUMSTANCE
20 MATTER ABOUT TWO WEEKS AGO AND NOW I HAVE THE TIME TO
21 DEVOTE TO THIS CASE. I HAVE A MEETING THIS AFTERNOON WITH
22 CO-COUNSEL AND BECAUSE OF ALL THE TIME I PUT IN BEFORE THE
23 PRELIM, I'M NOT GOING TO NEED A YEAR TO GET READY ON THIS
24 CASE. I THINK THAT WHEN MAY 23 DATE COMES AROUND, I'LL BE
25 IN A MUCH BETTER POSITION TO ADVISE THE COURT AND COUNSEL
26 WHEN I BELIEVE I'LL BE READY TO GO.

27 THE COURT: IS THERE ANY OBJECTION?

28 MR. ARNOLD: NO, YOUR HONOR, THERE IS NO OBJECTION.

1 IT'S FAIRLY -- IT'S A FAIRLY COMPLEX CASE. I UNDERSTAND
2 THAT MR. JAFFE NEEDS SOME TIME. I WOULD ADVISE THE COURT,
3 THOUGH, THAT I'M READY TO GO. I WOULD LIKE TO GET GOING AS
4 SOON AS IT'S FEASIBLE.

5 THE COURT: ALL RIGHT. MR. THOMAS, YOU HAVE A RIGHT
6 TO A SPEEDY TRIAL. IN YOUR PARTICULAR INSTANCE TODAY, IT'S
7 A RIGHT TO GO TO TRIAL WITHIN THE NEXT 60 DAYS FROM TODAY.

8 DO YOU UNDERSTAND THAT YOU HAVE THAT RIGHT, SIR?

9 THE DEFENDANT: YES, SIR.

10 THE COURT: IS IT YOUR WISH AND DESIRE TO WAIVE AND
11 GIVE UP THAT RIGHT AND GO TO TRIAL WITHIN THE NEXT 60 DAYS
12 AND AGREE THAT I PUT THIS CASE OVER TO THE 23TH OF MAY WITH
13 THE UNDERSTANDING THAT UNLESS YOU WAIVE YOUR RIGHT BEYOND
14 THAT PERIOD YOU WOULD GO TO TRIAL WITHIN 60 DAYS TO THE
15 23RD OF MAY. IS THAT WHAT YOU WISH TO DO?

16 THE DEFENDANT: YES, SIR.

17 THE COURT: COUNSEL JOIN?

18 MR. JAFFE: I DO.

19 THE COURT: THANK YOU.

20 MR. ARNOLD: THANK YOU, YOUR HONOR.

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1 LOS ANGELES, CALIFORNIA; MONDAY, 05/23/94; 9:35 A.M.

2 DEPARTMENT 106

HON. GEORGE W. TRAMMELL, III, JUDGE

3
4 APPEARANCES:

5 (APPEARANCES AS HERETOFORE NOTED.)

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8
9 THE COURT: IN THE CASE OF PEOPLE V. THOMAS, THE
10 PEOPLE ARE PRESENT, COUNSEL, THE DISTRICT ATTORNEY IS
11 PRESENT. THE MATTER IS HERE FOR A STATUS.

12 THE REPRESENTATION I THINK HAVING BEEN MADE IN
13 THIS CASE WHEN THIS CASE FIRST CAME IN HERE THAT THERE WAS
14 EXTENSIVE PREPARATION INVOLVED, SUBSTANTIAL INVESTIGATION.
15 IT WAS KIND OF MY DESIRE EVERY SO OFTEN TO HAVE EVERYBODY
16 IN HERE TO MAKE SURE THAT WE'RE MAKING SOME PROGRESS.

17 MR. JAFFE: YOUR HONOR, JAY JAFFE APPEARING FOR REGIS
18 THOMAS WHO IS PRESENT AND IN CUSTODY. WE ARE MAKING
19 PROGRESS IN OUR INVESTIGATION, AND I WOULD ASK THAT THE
20 MATTER GO OVER TO JULY 26 AS FURTHER STATUS DATE.

21 THE COURT: ANY OBJECTION BY THE PEOPLE?

22 MR. ARNOLD: I CAN REPRESENT TO THE COURT THAT
23 MR. JAFFE'S ASSISTANT HAS BEEN IN CONTACT WITH ME ALMOST
24 WEEKLY ASKING QUESTIONS, REQUESTING ADDITIONAL DISCOVERY,
25 WHICH HAS BEEN PROVIDED. THE DEFENSE IS NOT SITTING ON
26 THEIR HANDS. IT APPEARS THAT THEY ARE PROGRESSING. I HAVE
27 NO REASON TO DISBELIEVE MR. JAFFE WHEN HE SAYS THAT THE
28 PROGRESS IS BEING MADE; THEREFORE, I DO NOT OBJECT TO A

1 CONTINUANCE TO JULY 26 AS ZERO OF 60.

2 MR. JAFFE HAS ALSO MENTIONED TO ME ON SEVERAL
3 OCCASIONS THAT HE IS OPTIMISTIC ABOUT THIS TRIAL COMMENCING
4 BEFORE THE END OF THIS YEAR AND I AM HOPING THAT IT DOES IN
5 FACT COMMENCE BEFORE THE END OF THIS YEAR OR SOONER.

6 THE COURT: MR. THOMAS, YOU HAVE A RIGHT TO A SPEEDY
7 TRIAL. I THINK IN YOUR PARTICULAR SITUATION IT'S A RIGHT
8 TO GO TO TRIAL WITHIN 60 DAYS OF TODAY.

9 DO YOU UNDERSTAND THAT YOU HAVE THAT RIGHT?

10 THE DEFENDANT: YES, SIR.

11 THE COURT: IS IT YOUR WISH AND DESIRE TO WAIVE AND
12 GIVE UP THAT RIGHT AND GO TO TRIAL WITHIN THE NEXT 60 DAYS
13 AND AGREE THAT I PUT THIS MATTER OVER TO THE 26TH OF JULY,
14 WITH THE UNDERSTANDING THAT YOU WOULD -- UNLESS YOU WAIVE
15 YOUR RIGHT TO A SPEEDY TRIAL AGAIN THAT YOU WOULD BE
16 BROUGHT TO TRIAL WITHIN 60 DAYS OF THAT DATE? IS THAT WHAT
17 YOU WISH TO DO?

18 THE DEFENDANT: YES, SIR.

19 THE COURT: COUNSEL JOIN?

20 MR. JAFFE: YES.

21 THE COURT: ALL RIGHT. THANK YOU VERY MUCH.

22 MR. ARNOLD: THANK YOU, YOUR HONOR.

23
24 (MATTER CONTINUED TO JULY 26,

25 1994; 8:30 A.M.)
26
27
28

1 LOS ANGELES, CALIFORNIA; TUESDAY, 07/26/94; 8:45 P.M.
2 DEPARTMENT 106 HON. GEORGE W. TRAMMELL, III, JUDGE
3

4 APPEARANCES:

5 (APPEARANCES AS HERETOFORE NOTED.)
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9 THE COURT: IN THE CASE OF PEOPLE V. REGIS THOMAS, THE
10 DEFENDANT IS PRESENT WITH COUNSEL, THE DISTRICT ATTORNEY IS
11 PRESENT. I GUESS THIS IS A STATUS CONFERENCE.

12 MR. JAFFE: YOUR HONOR, I WOULD LIKE TO SET THE MATTER
13 OF ZERO OF 60 IN APPROXIMATELY 60 DAYS. IF WE COULD HAVE
14 THE LATTER PART OF SEPTEMBER, WE'LL BE IN A BETTER
15 POSITION. PERHAPS THE -- ACTUALLY, SEPTEMBER 28TH WOULD BE
16 A GOOD DAY FOR ME IF WE COULD DO THAT.

17 THE COURT: ANY OBJECTION BY THE PEOPLE?

18 MR. ARNOLD: NO.

19 THE COURT: THE 28TH THEN ACCEPTABLE?

20 MR. ARNOLD: YES.

21 THE COURT: ALL RIGHT. MR. THOMAS, AS I'VE INDICATED
22 TO YOU ON SEVERAL OCCASIONS, YOU DO HAVE A RIGHT TO A
23 SPEEDY TRIAL. RIGHT NOW YOU HAVE A RIGHT TO GO TO TRIAL
24 WITHIN 60 DAYS FROM TODAY. DO YOU UNDERSTAND THAT RIGHT?

25 THE DEFENDANT: YES, SIR.

26 THE COURT: IS IT YOUR WISH AND DESIRE TO WAIVE AND
27 GIVE UP THAT RIGHT TO GO TO TRIAL WITHIN THE NEXT 60 DAYS
28 FROM TODAY AND AGREE THAT I PUT THIS CASE OVER TO

1 WEDNESDAY, THE 28TH OF SEPTEMBER, WITH THE UNDERSTANDING
2 THAT UNLESS YOU WAIVE YOUR RIGHT TO A SPEEDY TRIAL AGAIN
3 YOU WOULD GO TO TRIAL WITHIN 60 DAYS OF THE 28TH OF
4 SEPTEMBER? IS THAT WHAT YOU WISH TO DO, SIR?

5 THE DEFENDANT: YES, SIR.

6 THE COURT: COUNSEL JOIN?

7 MR. JAFFE: YES.

8 THE COURT: DO WE HAVE ANY IDEA AT THIS JUNCTURE WHERE
9 YOU ARE WITH RESPECT TO GOING TO TRIAL IN THIS MATTER?

10 MR. JAFFE: IT'S STILL MY INTENTION TO GO TO TRIAL
11 TOWARDS THE END OF THE YEAR.

12 THE COURT: OKAY. WE'LL SEE YOU ON THE 28TH AT 8:30.

13 MR. ARNOLD: THANK YOU, YOUR HONOR.

14 MR. JAFFE: YOUR HONOR, ONE OTHER THING, MR. THOMAS
15 INDICATED THAT HE NEEDS AN ORDER TO SEE A DENTIST. DO WE
16 HAVE A MEDICAL FORM FOR THAT?

17 THE COURT: I ASSUME WE HAVE. I DON'T KNOW
18 SPECIFICALLY FOR A DENTIST BUT WE MAY HAVE A BLANK ORDER
19 FORM AND YOU CAN FILL IT OUT AND I'LL BE HAPPY TO SIGN IT.

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21 (MATTER CONTINUED TO SEPTEMBER 28,
22 1994; 8:30 A.M.)
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LOS ANGELES, CALIFORNIA; WEDNESDAY, 09/28/94; 8:55 A.M.
DEPARTMENT 106 HON. GEORGE W. TRAMMELL, III, JUDGE

APPEARANCES:

THE DEFENDANT WITH HIS COUNSEL, STEVE HAUSER,
ESQ., STANDING IN FOR JAY JAFFE, ESQ.; CRAIG
RICHMAN, DEPUTY DISTRICT ATTORNEY OF LOS ANGELES
COUNTY, STANDING IN FOR MARK ARNOLD, DEPUTY
DISTRICT ATTORNEY OF LOS ANGELES COUNTY,
REPRESENTING THE PEOPLE OF THE STATE OF
CALIFORNIA.

(GAYE L. LIMON, OFFICIAL REPORTER.)

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THE COURT: IN THE CASE OF PEOPLE V. REGIS THOMAS,
THE DEFENDANT IS PRESENT WITH MR. HAUSER. COULD YOU STATE
YOUR NAME FOR THE RECORD.

MR. RICHMAN: MY NAME IS CRAIG RICHMAN FROM THE DISTRICT ATTORNEY'S OFFICE.

THE COURT: ARE YOU GOING TO BE THE TRIAL ATTORNEY?

MR. RICHMAN: NO. I AM MERELY STANDING IN FOR MR. ARNOLD THIS MORNING.

MR. HAUSER: GOOD MORNING, YOUR HONOR.

THE COURT: GOOD MORNING. THE MATTER IS HERE FOR --
GUESS FOR LACK OF A BETTER TERM STATUS.

WHERE ARE WE IN PREPARATION OF THE CASE?

1 MR. HAUSER: YOUR HONOR, WE ARE CONTINUING TO
2 INVESTIGATE. WE ARE MAKING GOOD PROGRESS. MR. JAFFE AND
3 MR. ARNOLD HAVE AGREED ON A FEBRUARY DATE FOR TRIAL AND WE
4 WILL BE READY BY THEN.

5 THE COURT: IS THERE ANY OBJECTION?

6 MR. RICHMAN: NONE, YOUR HONOR. I RECOGNIZE THE FACT
7 THAT THIS IS A SERIOUS MATTER AND IT WOULD TAKE THAT MUCH
8 TIME TO PREPARE. THAT'S WHAT I WAS INSTRUCTED TO DO.

9 THE COURT: HAS THE SO-CALLED COMMITTEE COME DOWN ON
10 THE COMMISSION WITH THE DEATH PENALTY ON THIS CASE?

11 MR. RICHMAN: I CAN'T REPRESENT THAT ONE WAY OR
12 ANOTHER, YOUR HONOR. I HAVE NO KNOWLEDGE.

13 THE COURT: DO YOU KNOW, MR. HAUSER?

14 MR. HAUSER: NO, I DON'T.

15 THE COURT: WELL, I WOULD -- I DON'T HAVE ANYTHING IN
16 HERE TO INDICATE ONE WAY OR THE OTHER. THIS CASE HAS BEEN
17 IN THIS COURTROOM NOW FOR OVER A YEAR.

18 COULD I MERELY SUGGEST THIS THAT THERE COMES A
19 POINT WHEN FAILURE TO ELECT, AND I DON'T KNOW WHETHER
20 THAT'S THE SITUATION, BUT IF THERE IS A FAILURE TO ELECT IN
21 MY OPINION IT INNURES TO THE BENEFIT OF THE DEFENDANT. IN
22 OTHER WORDS, THE DEFENDANT SHOULDN'T BE HAVING THAT TYPE OF
23 DECISION HANGING OVER HIS HEAD IN NOT KNOWING WHETHER THEY
24 SHOULD BE PREPARING FOR THE PENALTY PHASE OR NOT. SO IF
25 YOU COULD JUST INQUIRE.

26 THE DATE AGAIN IS WHAT?

27 MR. HAUSER: WE DIDN'T SETTLE ON AN EXACT DATE. I
28 THINK WE WANTED TO SET THE COURT'S CALENDAR.

1 THE COURT: WELL, MY CALENDAR DOESN'T GO THAT FAR.

2 HOW ABOUT -- GIVE ME THE NEXT IN FEBRUARY. I
3 THINK THERE'S A COUPLE HOLIDAYS IN THERE. SET IT FOR THE
4 21ST.

5 MR. HAUSER: THAT'S FINE.

6 MR. RICHMAN: THAT'S FINE, YOUR HONOR.

7 THE COURT: THE MATTER WILL BE SET FOR TRIAL AS ZERO
8 OF 10 ON THE 21ST OF FEBRUARY.

9 MR. HAUSER: YOUR HONOR, MR. JAFFE ASKED ME TO ASK FOR
10 ZERO OF 30.

11 THE COURT: WELL, IF YOU'RE SETTING IT FOR TRIAL ZERO
12 OF 30 THAT'S MEANINGLESS. I REALLY -- WE HAVE TO FISH OR
13 CUT BAIT. WE'RE GOING TO DO BOTH.

14 MR. HAUSER: I UNDERSTAND.

15 THE COURT: THAT WILL HAVE BEEN ALMOST 18 MONTHS THAT
16 THIS CASE IS PENDING IN THIS COURT AND I REALIZE IT'S A
17 DIFFICULT CASE WITH LOTS OF LEADS AND LOTS OF FALSE LEADS
18 AND A LOT OF THINGS TO LOOK AT, BUT I THINK 18 MONTHS IS
19 CERTAINLY ENOUGH TIME FOR TRIAL.

20 SO IT WILL BE SET FOR THAT DATE AS ZERO OF 10 FOR
21 TRIAL.

22 MR. HAUSER: VERY GOOD.

23 THE COURT: LET ME JUST, FOR WHATEVER IT'S WORTH, WE
24 HAVE AN EVIDENCE PRESENTATION SYSTEM IN HERE THAT MY BELIEF
25 IS THAT IT AIDS THE LAWYERS SUBSTANTIALLY IN PRESENTING
26 THEIR CASES TO THE JURY, BUT IT TAKES A LITTLE BIT OF
27 ADVANCED PREPARATION. IF YOU DO INTEND TO USE IT, I'D
28 SUGGEST YOU COME IN AND TALK TO GREG ABOUT EITHER SCANNING

1 PHOTOGRAPHS, IF YOU INTEND TO USE PHOTOGRAPHS, ONTO A HARD
2 DISK OR GOING OUT AND GETTING PHOTO CD'S SO THAT THEY CAN
3 BE BROUGHT UP AND UTILIZED ON THE SYSTEM. YOU CAN'T WAIT
4 UNTIL THE LAST MINUTE IF YOU WANT TO USE IT.

5 THIS IS BRAND NEW IN HERE. WE'VE USED IT ON TWO
6 CASES. I THINK QUITE SUCCESSFULLY FROM MY STANDPOINT. FOR
7 WHATEVER IT'S WORTH, THEY'RE GOING TO USE IT IN THE SIMPSON
8 TRIAL. IT IS IN HERE PERMANENTLY. SO IF YOU MIGHT LET
9 MR. ARNOLD KNOW.

10 AS I SAY, YOU CAN'T WAIT UNTIL THE LAST MINUTE
11 AND THEN DECIDE TO USE IT.

12 WE'LL SEE YOU.

13 MR. RICHMAN: CAN I TAKE A TIME WAIVER, YOUR HONOR?

14 THE COURT: OH, YES, SMALL THING.

15 MR. THOMAS, YOU HAVE A RIGHT TO A SPEEDY TRIAL.
16 RIGHT NOW IT'S THE RIGHT TO GO TO TRIAL WITHIN 60 DAYS OF
17 TODAY. ARE YOU WILLING TO WAIVE AND GIVE UP THAT RIGHT AND
18 AGREE THAT THIS CASE GO OVER TO THE 22ND OF FEBRUARY OF
19 NEXT YEAR WITH THE UNDERSTANDING THAT YOU WOULD GO TO TRIAL
20 ON THAT DATE -- THE 21ST OF FEBRUARY WITH THE UNDERSTANDING
21 THAT YOU WOULD GO TO TRIAL ON THAT DATE OR NO LATER THAN 10
22 DAYS AFTER THAT DATE?

23 THE DEFENDANT: YES, SIR.

24 THE COURT: COUNSEL JOIN?

25 MR. HAUSER: YES, SIR.

26 THE COURT: THANK YOU VERY MUCH.

27 MR. RICHMAN: THANK YOU, YOUR HONOR.

28 MR. HAUSER: THANK YOU, YOUR HONOR.

(MATTER CONTINUED TO FEBRUARY 21,
1995; 8:30 A.M.)