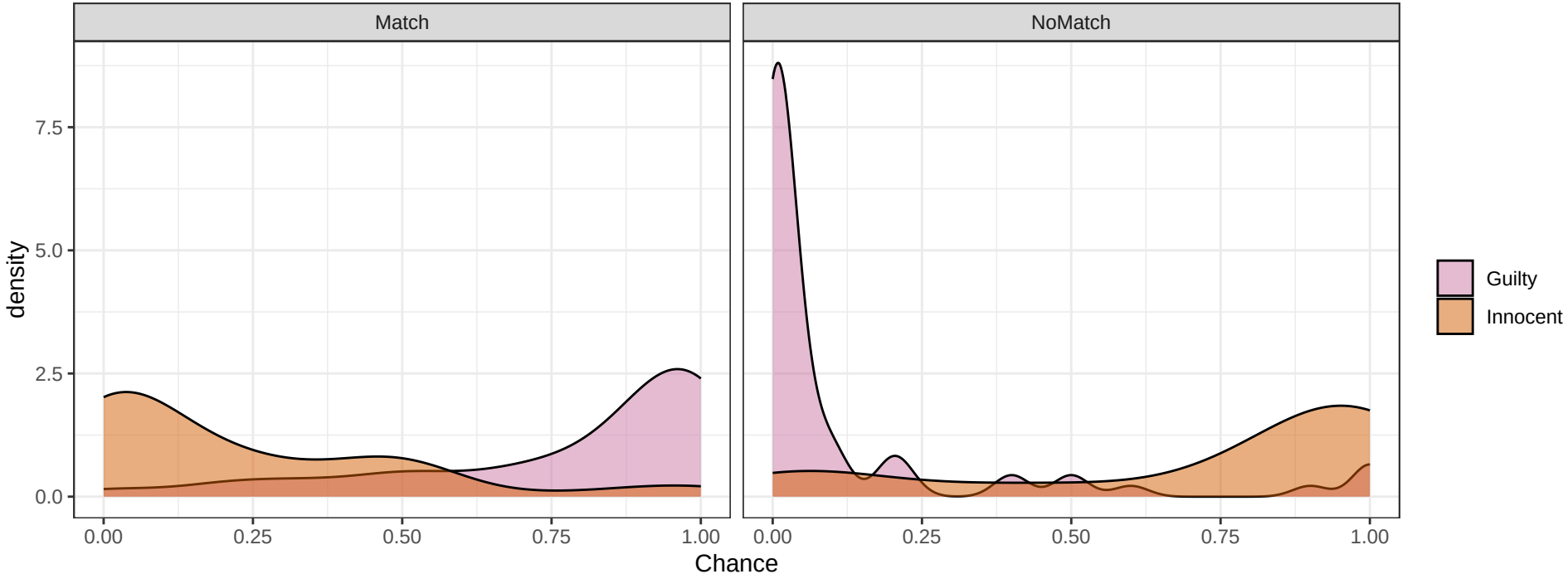What is the chance that the defendant is...