

1 Q. I'm sorry. I shouldn't say the scene. When you
2 arrived at 1000 West, I beg your pardon, there was some other
3 -- some of your subordinate officers were there already,
4 correct?

5 A. Correct.

6 Q. The radio dispatch that sent you to 1000 West Avenue
7 did not say to investigate a stolen car, did it?

8 A. It was -- we have a supervisor's channel, which is
9 Channel 9 on our radio. Sergeant Miller had Sergeant Devaney
10 go to that channel and request that he meet with the officers
11 who were in contact with Mr. Casey at 1000 West Avenue, the
12 address of twelve something.

13 Q. My question, Sergeant Hundevadt, is --

14 A. I'm sorry.

15 Q. -- my question, the radio dispatcher for Channel 9
16 or however it was communicated --

17 A. The dispatcher.

18 Q. -- the communication that Sergeant Devaney and you
19 received was not in connection with a stolen car, was it?

20 A. Yes.

21 Q. Because at eleven o'clock in the morning it was
22 already in the custody of the Miami Beach Police Department,
23 wasn't it?

24 A. I didn't that at the time.

25 Q. You do now?

1 A. I do now.

2 Q. As you previously testified, you were going there in
3 your supervisory capacity in connection with a vehicular hit
4 and run, possible homicide, correct?

5 A. No, sir. I was just responding to Sergeant Devaney.

6 Q. In connection with a supervisory investigation of a
7 vehicular hit and run, possible homicide?

8 MR. ACCETTA: Objection. Asked and answered, Judge.

9 THE COURT: Objection overruled.

10 THE WITNESS: Do I answer?

11 THE COURT: Yes.

12 THE WITNESS: I had no supervisory function over
13 traffic homicide in this case or any other case.
14 Sergeant Devaney was asked by Sergeant Miller to meet
15 officers who had contacted the possible owner of a
16 vehicle that may have been used in a vehicular homicide.

17 BY MR. HIRSH:

18 Q. Fair enough.

19 You were aware of that at about eleven o'clock in
20 the morning, correct?

21 A. That is a round figure.

22 Q. Approximately?

23 A. Yes.

24 Q. Okay. In other words, you didn't go to 1000 West
25 having absolutely no idea what you and Devaney were doing, did

1 | you? You wouldn't do a thing like that?

2 | A. When I responded to your questions as to this
3 | dispatch, the dispatch, although I was present for it, it
4 | wasn't to me, so I don't -- I didn't pay 100 percent attention
5 | as if it was directed to me, sir.

6 | Q. Not 100 percent, Sergeant. Have we agreed that the
7 | City of Miami Beach Police Department does not send two senior
8 | sergeants simply to stand somewhere and stare off into space?

9 | MR. ACCETTA: Objection to form and speculation as
10 | to what the City of Miami Beach Police Department does.

11 | MR. HIRSH: In his experience.

12 | THE COURT: Objection overruled.

13 | THE WITNESS: We are assigned individual unit
14 | numbers. More often than not we will ride around as one
15 | may supervisory vehicles. On occasion we will ride
16 | together and on this occasion we just happened to be
17 | riding together.

18 | BY MR. HIRSH:

19 | Q. So you are riding to get to 100 West and at some
20 | point you meet other officers in the company of Sean Casey,
21 | correct?

22 | A. In the hallway.

23 | Q. In the hallway. Did you take the officers aside and
24 | ask them what they knew about this case?

25 | A. No, sir.

1 Q. Did you take the officers aside and make sure that
2 they knew that there was a possible vehicular homicide?

3 A. No, sir.

4 Q. Did you tell Sean Casey that his car was presently
5 in the custody of the City of Miami Beach Police Department?

6 A. No, sir, not at this point.

7 Q. Not at that time. Did you tell Sean Casey that
8 there was an investigation then in the works related to his
9 car and the possible hit and run car in a vehicular homicide?

10 A. We just continued with the information that Officer
11 Jomarron and Randy Smith imparted and at this point in time --

12 Q. So the answer to my question is no?

13 A. Will you repeat the question?

14 Q. The question is did you take Mr. Casey aside and
15 explain to him that his car was the possible hit and run
16 vehicle in a vehicular homicide?

17 A. No, I did not.

18 Q. Nor did any of your fellow officers in your presence
19 at that time?

20 A. No, they did not.

21 Q. What you did do was take him downstairs to the
22 parking area, correct?

23 A. I went with him down there.

24 Q. He seemed genuinely surprised about his car being
25 missing, did he not?

1 A. He seemed to be assisting us in the investigation of
2 auto theft.

3 Q. He seemed genuinely surprised to see that his car
4 was missing?

5 A. That is an impression I didn't have.

6 Q. Did you write in a report anywhere that you thought
7 Mr. Casey was feigning ignorance about the whereabouts of his
8 car?

9 A. I don't believe I did.

10 Q. You never wrote that anywhere, did you?

11 A. I don't believe I did.

12 Q. Did you take Mr. Casey down at some point to -- Mr.
13 Casey was escorted to the police department; is that right?

14 A. He rode with us to the police department.

15 Q. So the answer to my question is yes?

16 A. Well, escorted can be constructed to be different
17 ways. We --

18 Q. Did he go alone?

19 A. In that vein, yes, we did escort him to the police
20 department.

21 Q. Thank you.

22 Did you ask him if he had had any coffee that day?

23 A. I don't recall. I don't think so.

24 Q. Can we agree that none of your taped statements
25 reflect your asking Mr. Casey if he ever had any coffee that

1 day?

2 A. I don't remember.

3 Q. Can we agree that you didn't offer him any coffee?

4 A. I believe I did offer him some beverage.

5 Q. Is that documented anywhere?

6 A. I don't think it is in my supplementary report, but
7 it would have been in the lounge area.

8 Q. Did you ask him how long it had been since he had
9 slept?

10 A. I don't recall if I asked that question
11 specifically, but we did go through the events as he could
12 recant them to me of the night before, so in a round-about way
13 I probably did solicit that information.

14 Q. In the taped statements? Is that when he told you
15 of the events of the night before?

16 A. In my preliminary then taped statement.

17 Q. Prior to that did you ask him before you took his
18 statement, did you ask him if he had slept in the past 24
19 hours?

20 A. I don't recall if I did.

21 Q. Did you ask him if he was in good health or had any
22 health impediments at the time prior to taking the statement?

23 A. I asked him if he understood my questions and
24 understood the way I was talking to him and he indicated yes.

25 Q. So the answer to my question, Sergeant, is no, you

1 didn't ask him if he had any health impediments or problems
2 while taking his statement, did you?

3 MR. ACCETTA: Judge, the witness is trying to answer
4 and then defense counsel says, "Then what is your answer?
5 Is this the only one," and not letting the witness
6 answer.

7 THE COURT: Counsel, let the witness answer the
8 question without being interrupted.

9 BY MR. HIRSH:

10 Q. Do I interrupt you?

11 A. You answered for me.

12 Q. I would like you to answer the question I posed.

13 A. Repeat it, please.

14 Q. In fact, you did not ask Mr. Casey if he had any
15 health problem or impediment prior to the time you took his
16 statement, did you?

17 A. I don't recall if I did or not, other than what I
18 have already explained to you.

19 A. Have you explained to me anything about asking about
20 his health?

21 A. Well, I would think if there was a mental impairment
22 which would be considered a part of his health or that he may
23 not -- or hearing impairment, that it would affect his
24 understanding of the questions that I was asking him or the
25 way I was speaking to him, so I did ask.

1 Q. Did you ask him if he was sick?

2 A. No.

3 Q. Thank you, Sergeant.

4 You indicated there was a strong odor of alcohol
5 coming from his person and his clothing and his breath?

6 A. Immediately when I came into Mr. Casey's presence, I
7 detected that.

8 Q. Did you notice that when you met him at 1000 West?

9 A. On the 12th floor in immediate contact, immediate
10 proximity.

11 Q. On any of the occasions when you were in his
12 apartment, did you look in the sink, for example, to see if
13 there were half finished glasses of alcoholic beverages?

14 A. I don't believe I did.

15 Q. Did you happen to glance around in the kitchen or
16 living room to see if there were, for example, half drunk beer
17 cans?

18 A. Yes, I did.

19 Q. Did you find any?

20 A. No, sir, I did not.

21 Q. Did you look for a liquor cabinet?

22 A. Not specifically. I looked at -- go ahead. I'm
23 sorry.

24 Q. No. The answer is you didn't look for a liquor
25 cabinet?

1 A. Not specifically.

2 Q. Did you happen to find a liquor cabinet?

3 A. I have a recollection that we may have, that there
4 was something in the living room area.

5 Q. Did you make an effort to determine whether he had
6 been drinking immediately before the time you arrived at 1000
7 West?

8 A. No.

9 Q. Did you ask any of your fellow officers? I believe
10 you indicated two uniform officers had been there before you.

11 A. Officers Jomarron and Randy Smith.

12 Q. Did you ask either Officer Jomarron or Officer Smith
13 if he or she had made any effort to determine if there was
14 physical evidence of recent drinking in the apartment?

15 A. No, because at that point we were going down -- no,
16 sir.

17 Q. So no?

18 A. No.

19 Q. Okay. When you subsequently returned to the
20 apartment you did make a specific investigation for physical
21 evidence of recent drinking by Mr. Casey in the apartment, did
22 you?

23 A. I don't believe I did, sir.

24 Q. So if I were to say to you that he had been drinking
25 steadily from say 10:30 in the morning until 11:00 at the

1 approximate time of your arrival, you don't know whether that
2 statement is true or not true, do you?

3 A. I could make -- I could answer that question based
4 on my experience.

5 Q. Based on your observations?

6 A. Correct.

7 Q. You don't know if it's true or not?

8 A. Based on my observations I would believe that is
9 untrue.

10 Q. Based on your observations of the apartment?

11 A. Of the defendant, Mr. Casey.

12 Q. I am asking you about your observations of the
13 apartment.

14 A. No, I couldn't make that determination.

15 Q. Fair enough.

16 You have probably done many interrogations or
17 interviews in the course of your going on your 21st year with
18 the Miami Beach Police Department, correct?

19 A. Many.

20 Q. You are aware that for someone to give a proper and
21 lawful statement the person must be in his right senses,
22 correct?

23 A. Correct.

24 Q. Did you consider Mr. Casey to be drunk?

25 A. No, sir.

1 Q. You did not?

2 A. No, I did not.

3 Q. Very good.

4 Now, do you -- let me show you -- may I approach the
5 witness, Your Honor?

6 THE COURT: You may.

7 BY MR. HIRSH:

8 Q. Let me show you what has been received in evidence
9 as Government's Exhibit One.

10 A. Do you need to see this?

11 THE COURT: No.

12 MR. HIRSH: I have an extra copy, Judge, if you
13 would like one.

14 THE COURT: That's fine.

15 BY MR. HIRSH:

16 Q. Can we agree, sir, that there is no time on that
17 document?

18 A. Yes, sir, we can.

19 Q. The document indicates the date upon which it was
20 signed but it does not indicate the time at which it was
21 signed. Is that what we are agreeing?

22 A. Yes, sir, that is correct.

23 Q. Do you know of your own knowledge what time this
24 document was signed by Mr. Casey? I don't want you to guess
25 if you don't know.

1 A. I have it in my notes.

2 Q. Feel free.

3 MR. ACCETTA: I object based on his recollection if
4 he recalls without his notes.

5 THE WITNESS: I can -- I recall that --

6 THE COURT: If you can give a recollection without
7 the use of your notes, you may.

8 THE WITNESS: -- about 12:00, 12:15, that is the
9 beginning time of this statement which would be on the
10 tape.

11 MR. HIRSH: Your Honor, may I approach the witness?

12 THE COURT: Certainly.

13 BY MR. HIRSH:

14 Q. Sergeant, this is by no means official, it is my
15 office transcript of the taped statement which you took from
16 Sean Casey. In the introductory remarks that you make, RH
17 would be your initials?

18 MR. ACCETTA: I would object at this point, Judge.
19 The tape has been identified, that was my understanding,
20 I moved it into evidence.

21 MR. HIRSH: If you want to play it, play it.

22 MR. ACCETTA: If we can move it into evidence.

23 MR. HIRSH: It will save an awful lot of time if I
24 refresh his recollection.

25 MR. ACCETTA: I would rather play the tape because

1 it will also determine --

2 THE COURT: How long is the tape?

3 MR. HIRSH: I'm asking about the first paragraph.

4 MR. ACCETTA: I never read that transcript, number
5 one, Judge. I don't know if it is accurate.

6 Number two, there is a question obviously whether
7 the defendant understood his rights, whether the
8 defendant understood what was going on at the station. I
9 believe from the defendant's tone of voice and his
10 responses, that Your Honor can make that determination if
11 you do listen to the tape. So I will play the tape on
12 redirect regardless based on the defense attorney's
13 cross-examination.

14 At this point I object to him approaching the
15 witness with any statement that I have not read and I
16 have not listened to along with the tape.

17 MR. HIRSH: Judge, I can refresh his recollection
18 without absolutely anything, absolutely anything.

19 THE COURT: I am going to overrule the objection as
20 far as refreshing your recollection, but if you are going
21 to use it to refresh his recollection, then you need to
22 do it in a proper way. Don't read it.

23 MR. HIRSH: I don't intend to.

24 THE COURT: Go ahead.

25 BY MR. HIRSH:

1 Q. Take a look, sir, at the first introductory
2 paragraph, would you do that?

3 THE COURT: While he is doing that, let's go ahead
4 and have that admitted.

5 THE CLERK: State's Exhibit 1-C for identification
6 becomes State's Exhibit Number Three.

7 (Whereupon, the above referred to document was
8 marked for identification as State's Exhibit Number
9 Three.)

10 THE COURT: All right.

11 BY MR. HIRSH:

12 Q. Have you had a chance to look at that paragraph?

13 A. Yes, sir.

14 Q. Does it refresh your recollection as to the time you
15 began taking the statement from Mr. Casey?

16 A. Yes, but I didn't pay attention to it. It is the
17 standard preamble with a few other things.

18 Q. The starting time of the statement was about 1:47
19 p.m., according to this. Does that sound right to you or
20 would you like to hear the tape?

21 A. I would rather hear the tape.

22 MR. HIRSH: If it doesn't refresh his recollection,
23 Your Honor, I would like to play just the first paragraph
24 of the tape to refresh his recollection.

25 THE COURT: Go ahead.

1 MR. HIRSH: Do we have a tape recorder?

2 MR. ACCETTA: It is on the table there.

3 MR. HIRSH: Your Honor, can I invite the witness to
4 do this? My electronic skills are extremely limited.

5 THE WITNESS: Mine aren't much better.

6 THE COURT: One of you, whichever.

7 THE WITNESS: Together?

8 MR. HIRSH: It's all yours, Sergeant, all yours.
9 Just the first paragraph. I don't want to make this the
10 longest cross-examination in history.

11 (Thereupon, the tape referred to was played.)

12 MR. HIRSH: Thank you.

13 THE COURT: You may shut it off.

14 MR. HIRSH: Do you want the tape in or take it out?
15 I don't care.

16 THE COURT: That's fine. You can leave it in.

17 BY MR. HIRSH:

18 Q. Was that your voice, Sergeant?

19 A. Yes, it was.

20 Q. Can we agree that it is the statement you took from
21 Mr. Casey at approximately 1:47 in the afternoon?

22 A. The taped statement began at approximately 1:47 in
23 the afternoon.

24 Q. Would it therefore be the case that State's Exhibit
25 One, which you have before you was signed at approximately a

1 quarter of two, 1:45 in the afternoon?

2 A. Approximately, yes, we can agree.

3 Q. Now, we previously discussed and indeed you
4 mentioned in that introductory paragraph that the offense
5 occurred some time after ten and the car was impounded by the
6 Miami Beach Police Department about 10:40 in the morning. Do
7 you recall discussing that?

8 A. There was an auto theft that was reported between
9 9:00 and 10:40.

10 Q. Okay.

11 A. It said nothing about the recovery of the vehicle.

12 Q. As you sit here today, you are now aware or indeed
13 you were aware at the time that the car was impounded at about
14 10:40 in the morning, right?

15 A. No, sir, I was not.

16 Q. Had you conferred with Officer Silvagni about that?

17 A. Officer Silvagni, I believe did not have that
18 knowledge. The knowledge I was operating with at that time
19 was conveyed to me by Sergeant Butler.

20 Q. Silvagni was present with you at that time?

21 A. Yes.

22 Q. Correct?

23 A. Correct.

24 Q. So if the car was impounded at about 10:40 in the
25 morning, it had been in the custody of the Miami Beach Police

1 Department for three hours before Sean Casey signed State's
2 Exhibit One, correct?

3 MR. ACCETTA: Objection, speculation.

4 THE COURT: Objection overruled.

5 THE WITNESS: I have no knowledge of how long that
6 vehicle was in the custody of the City of Miami Beach
7 Police Department. I never saw that vehicle.

8 BY MR. HIRSH:

9 Q. We can agree that on 10:40, about three hours before
10 1:45, can we not?

11 A. Sure.

12 Q. We previously agreed that there is no time indicated
13 on State's Exhibit One, correct?

14 A. Correct.

15 Q. Did you tell Mr. Casey at the time that this stolen
16 vehicle affidavit was signed by him, "Mr. Casey, I don't want
17 to deceive or mislead you, we have your car"?

18 MR. ACCETTA: Objection to the form. We don't want
19 to deceive or mislead?

20 THE COURT: Objection is overruled. Go ahead.

21 THE WITNESS: I don't recall using those words. I
22 told Mr. Casey that I believe we had recovered his
23 vehicle, I wasn't sure that we recovered his vehicle and
24 he inquired as to any damage or extent of damage on the
25 vehicle. I had no knowledge on the part of that for Mr.

1 Casey.

2 BY MR. HIRSH:

3 Q. Do you know of your own knowledge, sir, whether any
4 evidence had been recovered from that car by the Miami Beach
5 Police Department, its officers, technicians, prior to about
6 1:45 in the afternoon?

7 A. No, I don't.

8 Q. Who would know that?

9 A. As to what time evidence would be recovered from
10 that vehicle?

11 Q. Yes, sir.

12 A. It would be one of the accident investigators or
13 traffic homicide investigators.

14 Q. Would Silvagni know that? Is he a traffic homicide
15 investigator?

16 MR. ACCETTA: Objection as to speculation as to what
17 other witnesses would know.

18 THE COURT: Objection sustained.

19 BY MR. HIRSH:

20 Q. You at some point returned with Mr. Casey to his
21 apartment; is that correct?

22 A. Yes.

23 Q. At that time he went in his Tupperware or whatever
24 it was?

25 A. He referred to it as a cupboard.

1 Q. A cupboard. And found a car key, correct?

2 A. Yes.

3 Q. Which he gave to you?

4 A. He produced it. I don't remember if I actually took
5 control of it.

6 Q. Did there come a time when you took control of it?

7 A. I don't recall.

8 Q. Do you know where it is today?

9 A. I don't know.

10 Q. Did you ever compare that key to the valet key you
11 found in the BMW to see if they were identical?

12 A. Not to the valet key, no.

13 Q. Do you know if any of your fellow officers with the
14 Miami Beach Police Department compared that key to the valet
15 key found in the BMW to see if they were identical?

16 A. No, I don't.

17 Q. Now, when you returned to the apartment you were in
18 the presence of Silvagni; is that correct?

19 A. Yes.

20 Q. And any other officers?

21 A. No, it was just officer Silvagni, Mr. Casey and
22 myself.

23 Q. All right. Can we agree that Silvagni was, I think
24 you referred to him as a crime scene investigator or something
25 like that?

1 A. No, he is not.

2 Q. Why was the title or description that you used in
3 connection with him?

4 A. Either accident investigator or traffic homicide
5 investigator.

6 Q. Traffic homicide. Thank you.

7 He was a traffic homicide investigator. A traffic
8 homicide investigation is different from an investigation of
9 stolen automobiles, correct?

10 A. We have an auto theft unit.

11 Q. He was not in it?

12 A. No. He is Accident.

13 Q. Vehicular homicide investigations?

14 A. I'm sorry?

15 Q. He was with vehicular homicide?

16 A. Silvagni would know.

17 Q. Silvagni would know.

18 A. I believe he is traffic homicide.

19 Q. While you were in the apartment Detective Silvagni
20 found some clothing items. Is that your testimony, sir?

21 A. Yes.

22 Q. By the way, where are those clothing items now, do
23 you know?

24 A. Specifically, no.

25 Q. Are you on the chain of custody as to those clothing

1 items?

2 A. I don't believe I am.

3 Q. You testified in response to the prosecutor's
4 questions that when Silvagni showed you the clothing you
5 concluded that Mr. Casey, in your mind, you concluded that he
6 was the driver of the vehicle in the vehicular homicide or hit
7 and run, correct?

8 A. With a great deal of certainty in my mind, yes.

9 Q. In fact, at this point he was Miranda'd?

10 A. By Officer Silvagni.

11 Q. And it was subsequent to that that you and Silvagni
12 left the apartment, he was Miranda'd in the apartment?

13 A. Correct.

14 Q. When you left you took the clothing with you?

15 A. No, I did not.

16 Q. Did Silvagni take it?

17 A. I don't believe he did.

18 Q. Were they left in the apartment?

19 A. No, sir, it wasn't.

20 Q. Who took it?

21 A. The Crime Scene technician.

22 Q. Were they with you or did they come after?

23 A. At what point, sir?

24 Q. Were they with you when you Miranda'd Mr. Casey or
25 did they come after?

1 A. It had to have been after.

2 Q. So let me make sure I have got it right. You
3 correct me if I am wrong. You concluded, as you put it, to a
4 high degree of certainty --

5 A. In my mind.

6 Q. -- in your mind, you concluded, you can't conclude
7 in anyone else's mind, Sergeant --

8 A. Correct.

9 Q. -- that Mr. Casey was the driver of a vehicular
10 homicide?

11 A. It could very well have been, yes.

12 Q. You see the clothing with what you take to be glass
13 shards, you leave and subsequently Crime Scene comes and
14 impounds that clothing?

15 A. That is correct.

16 Q. You collect it?

17 A. Officer Silvagni seized the clothes and he indicates
18 to me that the clothing is in the room. As we did the order
19 earlier, my interest was with Mr. Casey and his production of
20 the key which I compared to the key on his key ring that he
21 said belonged to the car, not the valet key.

22 Officer Silvagni checked the rest of the apartment
23 for officer safety, we don't know who else was in the
24 apartment, and he came out. This is for \$50,000 a year.

25 Q. Okay.

1 A. With that clothing in there that has possible glass
2 shards, and I did have occasion to go in and see where they
3 lied and how they lied.

4 Then the Crime Scene technician responded and
5 processed the clothing.

6 Q. When you say "she responded," she came into the
7 apartment?

8 A. Correct.

9 Q. That was after Mr. Casey had been Miranda'd?

10 A. I don't recall if it was before or after. We made
11 the determination that -- again, I answered with almost
12 certainty in my mind from Officer Silvagni's actions, he had
13 come to the same conclusion and Mr. Casey was now under
14 arrest, was told he was under arrest and we discussed how we
15 were going to read Miranda.

16 Officer Silvagni had the card. He read him Miranda.
17 Then we made the request on or about that time for Crime Scene
18 to respond, so I think she responded after the Mirandization.

19 Q. Very good.

20 And in connection with the Miranda warnings, did you
21 say to Mr. Casey, something like -- doesn't have to be these
22 exact words -- "Knowing that you are under arrest, sir, do we
23 still have your consent and permission to search your
24 apartment and impound your property?"

25 A. No, sir.

1 Q. When Crime Scene arrived did Crime Scene have a
2 warrant?

3 A. No, sir.

4 Q. Nonetheless, the clothing was impounded to the best
5 of your knowledge by Crime Scene, correct?

6 A. Correct.

7 Q. It was at that time that Mr. Casey spoke on the
8 telephone with his boss. Do you recall that?

9 A. Yes. He asked me, because he was going out of town
10 on business, if he could speak with his boss and I dialed the
11 phone for him because now Mr. Casey had been handcuffed and it
12 was a very important trip to him and it seemed important to me
13 to talk about the location of some papers that needed to be
14 brought with him out of the country.

15 Q. And his boss spoke to you as well; did he not?

16 A. I believe he did.

17 Q. And he said, "Can I get Mr. Casey an attorney?"

18 A. I think he did.

19 Q. And you said, "An attorney won't help right now"?

20 A. That could very well possibly be true.

21 MR. HIRSH: Can I just have a minute to check my
22 notes, Judge?

23 THE COURT: Yes.

24 MR. HIRSH: I may be close to being finished. I
25 pass the witness. Thank you, Your Honor.

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THE COURT: Redirect?

REDIRECT EXAMINATION

BY MR. ACCETTA:

Q. Sergeant, just briefly, with regard to the last line of questioning involving what time Crime Scene arrived, you really don't recall whether they arrived prior or after you were there, do you?

MR. HIRSH: Objection.

THE COURT: I am going to overrule the objection.

THE WITNESS: I don't recall specifically the time Crime Scene arrived.

BY MR. ACCETTA:

Q. So if Crime Scene arrived prior to Miranda being read, that is possible as well?

A. That is possible.

Q. This is all happening, to give the Judge a picture of what is going on, Crime Scene is summoned to the location once the items are found?

A. That is correct.

Q. And that is standard police procedure?

A. Sure, to recover property.

Q. Now, at this point after Crime Scene is summoned, they are on their way --

MR. HIRSH: I have an objection to every one of these questions as to leading.