

SUPERIOR COURT OF CALIFORNIA • COUNTY OF FRESNO Criminal Department, Central Division		
TITLE OF CASE: THE PEOPLE OF THE STATE OF CALIFORNIA V. MARCUS DELON WESSON		
TRIAL BY JURY IN THE GUILT PHASE OF A CAPITAL CASE- 8TH DAY		Case Number: F04901785-6
Judge/Temporary Judge: R. L. Putnam		Date: February 7, 2005
Court Clerk: B. Graves, W. Anderson		Department: 53 Time: 8:58 a.m.
Reporter/Tape: D. Dedmon, K. Garcia		
Bailiff: H. Franco, R. Papazian, Davenport		

Plaintiff: The People of the State of California	<input type="checkbox"/> Appearing	Counsel: Lisa Gamoian - Chief Deputy District Attorney	<input checked="" type="checkbox"/> Appearing
Defendant: Marcus Delon Wesson	<input checked="" type="checkbox"/> Appearing	Counsel: Peter Jones - Chief Deputy Public Defender	<input type="checkbox"/> Pro Per
		Rafael Torres - Deputy Public Defender	<input checked="" type="checkbox"/> Appearing
			<input type="checkbox"/> Pro Per

Pursuant to the adjournment of February 3, 2005, Court reconvenes at 8:58 a.m. The People, represented by Lisa Gamoian, Chief Deputy District Attorney, and the defendant Marcus Delon Wesson, with his counsel, Peter Jones, Chief Deputy Public Defender and Rafael Torres, Deputy Public Defender are present. All parties state they are ready to proceed.

Outside the presence of the prospective jury, the Court trails the certification of transcript to February 9, 2005 at 8:50 a.m.

The Court and respective counsel begin individual questioning of Group C at 9:01 a.m.

Prospective juror C1 is questioned by the Court and respective counsel beginning at 9:01 a.m. and concludes at 9:06 a.m.

Prospective juror C2 is questioned by the Court and respective counsel beginning at 9:09 a.m. and concludes at 9:16 a.m.

Prospective juror C3 is questioned by the Court and respective counsel beginning at 9:17 a.m. and concludes at 9:30 a.m.

Prospective juror C4 is questioned by the Court and respective counsel beginning at 9:31 a.m. and concludes at 9:43 a.m.

Outside the presence of the prospective jury, Ms. Gamoian requests that the Court conduct the Voir Dire. The matter is argued to the Court. Request is denied.

Prospective juror C5 is questioned by the Court and respective counsel beginning at 9:51 a.m. and concludes at 9:58 a.m.

Prospective juror C6 is questioned by the Court and respective counsel beginning at 9:59 a.m. and concludes at 10:05 a.m.

Prospective juror C7 is questioned by the Court and respective counsel beginning at 10:06 a.m. and concludes at 10:15 a.m.

Prospective juror C8 is questioned by the Court and respective counsel beginning at 10:16 a.m. and concludes at 10:25 a.m.

Outside the presence of the prospective jurors, The Court and respective counsel discuss challenges for cause. Mr. Jones challenges the following prospective jurors for cause: C2, C4 and C8. Ms. Gamoian the following juror: C3, C5 and C6 .

The Court, after hearing and observing the prospective jurors and considering arguments of respective counsel, rules as follows: C5, C8 are denied. C2, C3, C4 and C6 are excused for cause.

The Court stands in recess at 10:35 a.m. until 10:50 a.m.

Court Reporter Kristi Garcia replaces Denise Dedmon at 10:50 a.m.

Prospective juror C9 is questioned by the Court and respective counsel beginning at 10:51 a.m. and concludes at 10:58 a.m.

Prospective juror C12 is questioned by the Court and respective counsel beginning at 10:59 a.m. and concludes at 11:09 a.m.

Prospective juror C11 is questioned by the Court and respective counsel beginning at 11:10 a.m. and concludes at 11:22 a.m.

Prospective juror C13 is questioned by the Court and respective counsel beginning at 11:23 a.m. and concludes at 11:27 a.m.

Prospective juror C14 is questioned by the Court and respective counsel beginning at 11:28 a.m. and concludes at 11:40 a.m.

Prospective juror C15 is questioned by the Court and respective counsel beginning at 11:41 a.m. and concludes at 11:47 a.m.

Prospective juror C16 is questioned by the Court and respective counsel beginning at 11:48 a.m. and concludes at 11:59 a.m.

Outside the presence of the prospective jurors, The Court and respective counsel discuss challenges for cause. Mr. Jones challenges the following prospective jurors for cause: C12, C14 and C16. Ms. Gamoian the following juror: C11 .

The Court, after hearing and observing the prospective jurors and considering arguments of respective counsel, rules as follows: C12 and C16 are denied. C11 and C14 are excused for cause.

The Court stands in recess at 12:07 p.m.

Court Reporter Denise Dedmon replaces Kristi Garcia at 1:29 p.m.

Paul Hokokian, Deputy District Attorney, is present on behalf of prospective juror D42 requesting to change the appointment date for individual questioning. The Court grants the request and reschedules D42 to appear for individual questioning to February 22, 2005 at 8:30 a.m.

Respective counsel stipulate to excuse the following prospective jurors for cause: D8, D9, D10, D20, D21, D28, D30, D32, D34 and D36.

Prospective juror C17 is questioned by the Court and respective counsel beginning at 1:38 p.m. and concludes at 1:50 p.m.

Prospective juror C18 is questioned by the Court and respective counsel beginning at 1:51 p.m. and concludes at 2:00 p.m.

Prospective juror C19 is questioned by the Court and respective counsel beginning at 2:00 p.m. and concludes at 2:05 p.m.

Prospective juror C20 is questioned by the Court and respective counsel beginning at 2:06 p.m. and concludes at 2:13 p.m.

Prospective juror C22 is questioned by the Court beginning at 2:14 p.m. and concludes at 2:18 p.m. The parties stipulate to excuse C22 for cause.

Prospective juror C24 is question by the Court and respective counsel beginning at 2:19 p.m. and concludes at 2:32 p.m.

Outside the presence of the prospective jurors, The Court and respective counsel discuss challenges for cause. Mr. Jones challenges the following prospective juror for cause: C17 and C20 .

The Court, after hearing and observing the prospective jurors and considering arguments of respective counsel, rules as follows: C20 is denied and C17 is excused for cause.

The Court stands in recess at 2:35 p.m. until 2:50 p.m.

Court Reporter Kristi Garcia replaces Denise Dedmon at 2:50 p.m.

Prospective juror C21 is rescheduled to appear on February 17, 2005 at 1:00 p.m.

Prospective juror D43 is excused for cause by stipulation of the parties at 2:53 p.m.

Prospective juror C25 is questioned by the Court and respective counsel beginning at 2:59 p.m. and concludes at 3:15 p.m.

Prospective juror C26 is questioned by the Court and respective counsel beginning at 3:15 p.m. and concludes at 3:22 p.m.

Prospective juror C27 is questioned by the Court and respective counsel beginning at 3:22 p.m. and concludes at 3:29 p.m.

Prospective juror C28 is questioned by the Court and respective counsel beginning at 3:30 p.m. and concludes at 3:38 p.m.

Prospective juror C29 is questioned by the Court and respective counsel beginning at 3:39 p.m. and concludes at 3:46 p.m.

Prospective juror C31 is questioned by the Court and respective counsel beginning at 3:47 p.m. and concludes at 3:55 p.m.

Prospective juror C32 is questioned by the Court and respective counsel beginning at 3:55 p.m. and concludes at 4:09 p.m.

The Court and respective counsel discuss challenges for cause. Mr. Jones challenges the follow prospective jurors for cause:C25, C28 and C32 . Ms Gamoian challanges the following prospective jurors:C27 and C29

The Court, after hearing and observing the prospective jurors and hearing arguments of respective counsel, rules as follows: C25, C27,C28 and C29 are excused for cause. C32 is denied.

Court adjourns at 4:21 p.m. until February 8, 2005, at 9:00 a.m. for further jury selection.

The defendant, Marcus Delon Wesson, remains in the custody of the Sheriff of Fresno County.

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