

1           But I think to be on the he safe side, the  
2 Court probably ought to review those reports and make  
3 a determination as to whether any of them support the  
4 theory of the case that the defendant has announced.

5           I think that's really what I'm talking about  
6 in terms of making a showing. By showing I think what  
7 we're dealing with now is that the defendant has  
8 basically set forth in her own testimony what her  
9 theory of the case is and how the incident occurred,  
10 and therefore anything that would support or lend  
11 credence to her testimony or her version of the events  
12 would have to be disclosed.

13           Based upon Deputy Pond's demeanor on the  
14 stand, I'm not willing to trust his judgment to say  
15 whether or not any of that supports it or not. And so  
16 I think perhaps this is a place where the Court ought  
17 to step in and have a look at those.

18           Accordingly, I'm going to require that they  
19 be brought into court and entered as court exhibits at  
20 this point, that the record of those exhibits be  
21 sealed and the Court will then review them and  
22 determine if there are others that ought to be  
23 disclosed.

24           We'll make those disclosures at that time.  
25 Otherwise I'm going to keep the record sealed.