

1           A       Jeremy and I both said absolutely not.  Jeremy  
2 was shaking his head the whole time.  And Kelly commented  
3 "no, no, no, we don't mean for you guys to be it."

4           Q       Now you said you were going to say goodbye but  
5 you didn't hear those comments about we're headed to Greece  
6 until you got there.  My question to you is that even  
7 though you were concerned about being around Craig and  
2 Kelly, at this point you still wanted to meet her.  Why?

9           A       Actually I knew that they were going to be  
10 leaving.  Maybe it wasn't Greece.  I knew before they were  
11 saying they were going to Mexico and then to Greece.  I  
12 knew that they were going to be leaving.

13          Q       Do you recall where you got that information?

14          A       It was Craig or Kelly that had said that.

15          Q       Did they leave you a message or phone  
16 conversation?

17          A       Phone conversation.  They said they refused to  
18 get picked up at their house.

19          Q       That was some conversation that you had with  
20 them after you left their house at two o'clock in the  
21 morning on the 14th?

22          A       It was on Friday.  I think it was when I  
23 talked to Craig about meeting him, that he didn't want to  
24 say anything else over the phone.

25          Q       Okay.

2

1           A        And that's why I went over to their house  
2 because he wouldn't speak over the phone about anything so.

3           Q        How long did you stay at Greg and Diana Ruiz's  
4 house?

5           A        I would say an hour at the most. I tried to  
6 get out of there earlier but Kelly wouldn't let me.

7           Q        How did she not let you?

8           A        After they asked us to be their witnesses, we  
9 went downstairs, she was very upset, I started calling  
10 people trying to get myself out of there, and she turned  
11 away, back at me, because we were sitting at the dining  
12 room table, and she looked back at me and started crying  
13 and said "Would you please stay with me a little bit  
14 longer?"

15          Q        Did you stay a little bit longer?

16          A        A little bit longer but not much before they  
17 left.

18          Q        Was there any discussion by Craig at Greg  
19 Ruiz's house about selling his house?

20          A        He was trying to sell his houses, yes. He  
21 asked me if I could get appraisals on his properties  
22 quickly that weekend.

23          Q        What do you do for a living?

24          A        I'm a mortgage broker.

25          Q        Did you discuss getting quick appraisals?

2

1 A I said I could try and that's all I said.

2 Q Did you hear Craig ask anyone to buy his  
3 house?

4 A Yes, I heard him ask Jeff.

5 Q During the time that you were at Craig and  
6 Kelly's house on the 14th between about 10:30 and two  
7 o'clock in the morning, did you have any alcohol to drink?

8 A No.

9 Q Did you or Jeremy take any drugs or anything  
10 at that time?

11 A No.

12 Q And how about while you were at Greg and Diana  
13 Ruiz's?

14 A No. We had been taking a nap before that so  
15 we had no alcohol before we went there either.

16 Q And just to clarify, when you first went to  
17 Kelly and Craig's house after going to Green Valley Ranch,  
18 what date is it?

19 A The 13th.

20 Q Okay. And then by the time you leave it's the  
21 morning of the 14th?

22 A 14th.

23 Q Did you do any drugs or alcohol at their house  
24 either on the 13th or the 14th?

25 A No.

2 1 MS. GOETTSCH: Thank you.

2 I have no further questions for this  
3 witness. Does anyone else have any questions?

4 BY A JUROR:

5 Q Ma'am, you testified that defendant Ryan said  
6 that she injected morphine into Melissa James. Was that  
7 the first time you'd ever heard of them having that drug at  
8 their house or had you seen that drug there before?

9 A Craig had actually purchased it the day that  
10 Melissa moved in.

11 Q Do you know why he purchased it?

12 A Absolutely not. We were upstairs in the  
13 office and he walked in with it and Kelly said to him -- I  
14 guess one of his friend's grandfather had passed away and  
15 so he had it in his house and Craig supposedly bought it  
16 for \$500, and Kelly got extremely upset with him saying "we  
17 have very addictive personalities, why would you go and buy  
18 it," and that was the end of the conversation. I never saw  
19 it before or after.

20 BY MS. GOETTSCH:

21 Q And just to clarify, you heard Craig say  
22 that's where he got it?

23 A Yes.

24 BY A JUROR:

25 Q So it's not something you in the body

2

1 building --

2 A No.

3 Q -- use?

4 A Not as far as I know.

5 Q In your experience there exercising --

6 A No, I never heard Craig or Kelly to do  
7 morphine, no.

8 Q You stated that your workouts were usually  
9 scheduled at five p.m. Was that like Monday, Wednesday,  
10 Friday, Tuesday, Thursday Saturday?

11 A Monday, Wednesday, Friday. But there would be  
12 times, in November I did a fitness competition so I was  
13 there five days a week.

3

14 Q You also testified that when you arrived at  
15 the house defendant Titus showed you what he said was  
16 crystal methamphetamine and some bloody needles.

17 A Uh-huh.

18 Q Did he also show you any of the credit cards  
19 or that HELOC statement you said that he talked about on  
20 the phone?

21 A Yes, he did.

22 Q While you were having dinner and you got these  
23 phone calls from either Mr. Titus or Miss Ryan, did they  
24 say how much money either one of them thought had been  
25 taken from them?

3

1           A        They said that there was a wire for  
2 twenty-three thousand that Craig couldn't account for that  
3 he called Green Point, who is the owner of the loan, and  
4 they said that they didn't know where the wire was going,  
5 and I know that that's, as a loan officer that that's  
6 incorrect.

7           Q        So that's the only dollar figure that was  
8 mentioned?

9           A        Uh-huh, twenty-three thousand.

10          Q        Okay. At those early telephone conversations  
11 did you ever tell him, did you ever advise them they ought  
12 to call the police and report these thefts and the identity  
13 thefts and the credit card action?

14          A        Yes. Because they told me before that she had  
15 a warrant out for her arrest out of Florida for identity  
16 theft.

17          Q        When you went out the first time to look at  
18 the water softener was the Jaguar parked in the garage?

19          A        Yes.

20          Q        And is this a two-car garage or a three-car  
21 garage? I'm kind of confused.

22          A        It probably could fit three cars.

23          Q        So there is one big wide --

24          A        Yes, there is one wide and there is a skinny  
25 one where the Jag is. So it's a one car on her side.

3           1           Q           The second time that you went into the garage,  
2           about what time was that?

3           A           I would probably say around maybe one-ish.  
4           Once we started to put everything together my husband and I  
5           were not there for longer than a half an hour. So I would  
6           say --

7           Q           So between one and two?

8           A           Yeah, one and two.

9           Q           When you went into the garage the second time  
10          was the Jaguar still --

11          A           Yes.

12          Q           Going back to the first visit to the garage,  
13          you mentioned or you were asked if you could see into the  
14          car.

15          A           Uh-huh.

16          Q           Did you see a piece of luggage?

17          A           No.

18          Q           Did you see --

19          A           I take that back. She has her dog's carrier  
20          for Joey that's always in the back seat and that was in the  
21          back seat.

22          Q           So you didn't see like a person's bag or  
23          luggage?

24          A           No.

25          Q           Did you see a grocery bag or a Wal-Mart bag?

3

1 A No.

2 Q Did you see lighter fluid bottles?

3 A No.

4 Q Did you see lighter fluid bottles anywhere in  
5 the garage?

6 A Not that I can remember. I wasn't looking for  
7 anything, but no.

8 Q And they, and it was Mr. Titus that said  
9 that -- no, I'm sorry. You testified that your friend  
10 Kelly Ryan told you that she thought Melissa James was  
11 putting morphine in the water?

12 A Correct. Meaning in the glasses. So when she  
13 put the water in it the water would, I guess some would  
14 come off, the morphine would come off the glasses into the  
15 water.

16 Q What did they tell you they thought was put in  
17 the water softener for you guys to go out and stare into  
18 the water softener?

19 A Kelly said she found a Kinetico brochure in  
20 the bedroom so she thought Melissa was trying to mess with  
21 the water.

22 Q Did you ever go into Kelly's room?

23 A Kelly's room, yes. Are you asking --

24 Q I'm sorry, you're correct. Did you ever go  
25 into Melissa James' room?

3 1 A No, I did not.

2 Q Do you know where that is located in their  
3 house?

4 A Right next to the garage.

5 Q So --

6 A So here's their garage, washer and dryer, this  
7 is Melissa's room.

8 Q So do you walk past --

9 A Uh-huh.

10 Q -- Melissa's room when you go to the garage?

11 A Yes.

12 Q So the two times you went past there, was the  
13 door to Melissa's room open or closed?

14 A It was shut.

15 Q And you had initially been told by Kelly James  
16 that -- I mean, excuse me, Kelly Ryan -- that that's where  
17 Melissa James was was in the room?

18 A That's what I assumed when she said  
19 downstairs, yes.

20 Q That's what you assumed?

21 A Yes, I assumed that.

22 Q That's it for me.

23 BY A JUROR:

24 Q Prior to December the 13th or 14th, did you  
25 have an occasion to observe the relationship between Craig

3 1 and Melissa?

2 A Yes.

3 Q What was that relationship?

4 A Uhm, they were friends. I had heard from  
5 Kelly before that, I know that he, they had, he had liked  
4 6 her before. Other than that I really -- Melissa was  
7 actually very annoyed with Craig because he would demand a  
8 lot of her. He would ask her to do one thing and five  
9 minutes later ask her to do another thing and she would get  
10 very upset with him. But that's about it. I wasn't around  
11 much to watch them together.

12 Q And did Kelly ever express prior to December  
13 the 13th or 14th, did Kelly ever express her feelings about  
14 Melissa and Craig's relationship?

15 A When Melissa first moved into the house, which  
16 I thought she was just coming to hang for a couple of weeks  
17 which is what they let on, Kelly did not like Melissa.  
18 There was something that happened in their past and she did  
19 not like Melissa and she was very upset that she was at  
20 their house. And that's all she really said.

21 Q Thank you.

22 THE FOREPERSON: Catherine.

23 BY A JUROR:

24 Q Quick question. You said when you got there  
25 Kelly was changing, she had showered.

4

1 A Uh-huh.

2 Q What did she change into?

3 A Sweats.

4 Q What color?

5 A To be honest I couldn't tell you.

6 Q Do you recall?

7 A Probably maybe navy blue. I think they were  
8 navy blue.

9 Q Do you recall what Craig was wearing?

10 A He was wearing just some gym pants and a tank  
11 top and a baseball hat.

12 Q Thank you.

13 BY A JUROR:

14 Q You said that in a telephone conversation --  
15 when you and your husband were at dinner you got several  
16 telephone calls.

17 A Correct.

18 Q One of these, and these are, they sounded like  
19 they're frantic calls.

20 A Correct.

21 Q Would you characterize them as Titus calling  
22 you and being in a very agitated state?

23 A Yes, I would.

24 Q Did, to your knowledge did Titus or Ryan take  
25 any type of steroid or drug on a regular basis?

4

1 MS. GOETTSCH: I'm going to ask you not to  
2 answer that. That would not be relevant for these  
3 proceedings.

4 BY A JUROR:

5 Q Did you ever take a drug with them?

6 A No, I did not.

7 Q And in this telephone call, I think it was the  
8 second one, you were interrupted by the, by a change of  
9 tape in the reporter's, I think you stated that he, he  
10 started to make a statement saying that there are three  
11 things that you don't mess with and then you were  
12 interrupted.

13 A Friends, family and his money.

14 Q Friends, family and his money.

15 Did you know what the purpose of Melissa  
16 James' employment -- was she employed by them? Was she  
17 paid by them?

18 A She was not paid like a salary or anything  
19 like that. She got to stay there quote unquote for free  
20 and, you know, ate their food and was given money to buy  
21 presents for her nieces and nephews and stuff like that.  
22 But she was hired or brought to Las Vegas to help them with  
23 Women's Physic International which was a federation they  
24 were opening, and Ice Gear Clothing that they were opening  
25 with Greg and Diana Ruiz, so it was just to, they were

4 1 doing that with training and competing and they needed some  
2 help is what they let on.

3 Q Would it be correct to characterize that  
4 evening that you and your husband go over to the house and  
5 you spent quite a bit of time there, I understand that you  
6 didn't leave there until after one o'clock in the morning.  
7 Is that correct?

8 A Uh-huh. Correct.

9 Q But before two o'clock?

10 A Correct.

11 Q And you spent those, and that would be a  
12 number of hours wouldn't it?

13 A A couple hours.

14 Q Just a couple. Okay.

15 Most of it was spent in discussing what  
16 they, what Melissa James, they were, Titus and Ryan were,  
17 their conversations to you were about Melissa James and  
18 what she had done and what they had done to her?

19 A That and they were talking about the  
20 federation. One of our close friends was supposed to  
21 invest in it. So the whole, the whole time we were there  
22 was not all about Melissa. There was other things being  
23 talked about.

24 Q But there did come a time when you decided  
25 that what they were telling you might have happened?

4 1 A Yes. And that's when we, without rushing out  
2 of there to make it look obvious, you know, we got out of  
3 there as quickly as we could.

4 BY A JUROR:

5 Q To your knowledge where was this friendship  
6 started between Melissa and Kelly and Craig?

7 A I believe it was, they have known her for  
8 three to five years I believe, and I'm not sure where it  
9 started. I think they met in Florida.

10 Q So it's been a couple of years that they have  
11 been friends with each other?

12 A Yes. I believe that she actually lived with  
13 them at another time and then they stopped talking for a  
14 couple of years is what it seemed like the way they talked  
5 15 and then she came back into their life because her  
16 boyfriend and her were having problems or something like  
17 that.

18 BY A JUROR:

19 Q I need you to help me get something straight.

20 A Okay.

21 Q Did you say that prior to the evening of the  
22 13th you hadn't heard anything negative about James from  
23 Ryan and Titus?

24 A No.

25 Q That evening when you were there after you had

5 1 dinner at Green Valley Ranch was the first you heard  
2 anything?

3 A The first time I heard it was actually Monday  
4 when I worked out with Kelly. I don't think she asked me a  
5 question about that, but she had stated that she had  
6 noticed some of her credit cards had been used that  
7 weren't, that Kelly didn't use, and she had confronted  
8 Melissa about it and Melissa said she didn't use them and  
9 so that was it.

10 Q Thank you.

11 BY MS. GOETTSCH:

12 Q Just to clarify that, I thought I had asked  
13 you that question so I want to make sure we're on the same  
14 page. Monday the 12th when you worked out, there was some  
15 discussion about Melissa using their credit or what have  
16 you?

17 A Yes.

18 Q Okay. And I have a follow-up.

19 Go ahead.

20 BY A JUROR:

21 Q Thank you.

22 You mentioned it was your understanding  
23 that Melissa James came to live with the defendants because  
24 of I guess a breakup or a problem with her boyfriend?

25 A Correct.

5           1           Q       Do you know her boyfriend's name?

2           A       I don't.

3           Q       Do you know if she had a current boyfriend by  
4 the name of Eddie?

5           A       No, she did not have a boyfriend named Eddie.

6           Q       Thanks.

7 BY MS. GOETTSCH:

8           Q       I just have a follow-up question.

9                       I'm going to show you Grand Jury  
10 Exhibits 23 and 25. I'll start with 23. Direct you to the  
11 person who is depicted in this photograph. Do you  
12 recognize that person?

13          A       It's Kelly.

14          Q       How do you recognize her?

15          A       By her hair and I can tell by the way she's  
16 standing that that's her.

17          Q       Have you seen that outfit before?

18          A       Yes.

19          Q       I'm also going to show you Exhibit 25 and ask  
20 you if you recognize what is depicted in that photograph.

21          A       That's Craig Titus and that's her Jaguar and  
22 that's Kelly Ryan.

23                   MS. GOETTSCH: Thank you. I have nothing  
24 further.

25        ///

5

1 BY A JUROR:

2 Q In reference to those exact exhibits there,  
3 would you have the witness take a look, would you describe  
4 that white object that's across the forehead of Ryan in  
5 that photo?

6 A It's a bandana. She would wear those all the  
7 time.

8 Q Does it tie or slip on? Is it a continuous  
9 loop?

10 A It's a tie. It's a handkerchief that she  
11 rolls up and she would wear it like that or put it over her  
12 whole head when she works out.

13 THE FOREPERSON: Other questions?

14 Ma'am, by law these proceedings are  
15 secret and you are prohibited from disclosing to anyone  
16 anything that has transpired before us, including evidence  
17 and statements presented to the Grand Jury, any event  
18 occurring or statement made in the presence of the Grand  
19 Jury, and information obtained by the Grand Jury.

20 Failure to comply with this admonition  
21 is a gross misdemeanor punishable by a year in the Clark  
22 County Detention Center and a \$2,000 fine. In addition,  
23 you may be held in contempt of court punishable by an  
24 additional \$500 fine and 25 days in the Clark County  
25 Detention Center.

5 1 Do you understand this admonition?

2 THE WITNESS: Yes, I do.

3 THE FOREPERSON: Thank you. You may be  
4 excused.

5 THE WITNESS: Thank you.

6 MR. DASKAS: Are we ready for our next witness  
7 or does anybody need a break?

8 THE FOREPERSON: Break or not?

9 A JUROR: No break.

10 MR. DASKAS: Our next witness is Dean  
11 O'Kelley.

12 THE FOREPERSON: Sir, would you raise your  
13 right hand.

14 Do you solemnly swear that the testimony  
15 you are about to give upon investigation now pending before  
16 this Grand Jury shall be the truth, the whole truth, and  
17 nothing but the truth, so help you God?

18 MR. O'KELLEY: I do.

19 THE FOREPERSON: Please be seated.

20 Sir, you are advised that you are here  
21 today to give testimony in the investigation pertaining to  
22 the offenses of murder with use of a deadly weapon,  
23 kidnapping, accessory to murder, and third degree arson,  
24 involving Craig Michael Titus, Kelly Ann Ryan and Anthony  
25 Gross. Do you understand this advisement?

5 1 MR. O'KELLEY: Yes, I do.

2 THE FOREPERSON: Would you please state your  
3 first and last name and spell them for the record.

4 MR. O'KELLEY: It's Dean O'Kelley, D-e-a-n  
5 O'K-e-l-l-e-y.

6  
7 DEAN O'KELLEY,

8 having been first duly sworn by the Foreperson of the Grand  
9 Jury to tell the truth, the whole truth, and nothing but  
10 the truth, testified as follows:

11  
12 EXAMINATION

13  
14 BY MR. DASKAS:

15 Q It's Detective O'Kelley?

16 A It is.

17 Q What is your employment?

18 A I'm currently employed with Las Vegas  
19 Metropolitan Police Department homicide section.

20 Q How long have you been assigned to the  
21 homicide section?

22 A Coming up on three years.

23 Q How many years in total have you been employed  
24 with the Las Vegas Metropolitan Police Department?

25 A For about fourteen and a half years, and the

5           1    last seven prior to homicide was a detective in the gang  
          2    unit.

3           Q       I want to direct your attention to December of  
4   2005.  Were you assigned the investigation of an apparent  
5   homicide involving a body found in the trunk of a burned  
6   Jaguar off of Sandy Valley Road?

7           A       Yes, I was.

8           Q       As part of that investigation did you  
9   eventually contact a witness by the name of Megan Pierson?

10          A       Yes, I did.

11          Q       Sometime in January of 2006?

12          A       Yeah.  I actually believe it was December  
13   22nd.  I had been contacted by her attorney the previous  
6   day and then on December 22nd is when I spoke with Megan  
15   Pierson.

16          Q       Eventually did you meet with Megan and was  
17   something provided to you by Megan?

18          A       Yes, I did.  At her attorney's office, Robert  
19   Langford, on Eighth Street, I received a gym bag, a Nike  
20   gym bag, nylon type, not too dissimilar from this one, that  
21   had several items inside it.  She gave it to me at the  
22   conclusion of our interview.

23          Q       For the record you just pointed to a bag that  
24   you brought into the Grand Jury room with you.

25          A       That's correct.

6           1           Q           And that's similar to the gym bag provided to  
2 you by Megan Pierson?

3           A           Similar in the material. The shape is  
4 slightly different. It's more of a sporty look to it than  
5 this one.

6           Q           What did you do with this gym bag and its  
7 contents?

8           A           It was taken back to the homicide office and  
9 the contents were examined with gloves on and inside we  
10 found a black molded plastic case containing an M-18 Taser  
11 conducted energy weapon, two cartridges that were shrink  
12 wrapped that appeared to have come with the weapon, there  
13 was also a flat plastic, clear plastic container much like  
14 you'd see at Costco that had two cartridges, one on top of  
15 the other. There was a, about an eight inch leather SAP,  
16 it's a weighted blunt force trauma type instrument used,  
17 some police departments actually authorize you to have a  
18 SAP, and there was also two large exercise bands that had  
19 the handles on them that you could put your foot up through  
20 one handle and then actually work out with the other side  
21 band.

22           Q           I want to ask you specifically about the Taser  
23 gun you've described and the cartridges. How many  
24 cartridges were there?

25           A           Four total, two inside the black molded box

6 1 for the Taser and then two in a separate package.

2 Q For those of us who aren't familiar with Taser  
3 guns, are the cartridges something associated with the  
4 Taser gun?

5 A Yes, they are. The cartridges are inserted  
6 into the end of the weapon where you would see a barrel on  
7 a normal handgun and when the trigger is pulled with the  
8 cartridge in place there are probes inside with wires  
9 attached to them that deploy out of the front of that  
10 cartridge, they're little yellow blasters that break away  
11 and then those air fired cartridges then go out and make  
12 contact with the target and deliver an electric charge.

13 Q What was done with the Taser gun that was  
14 provided to you by Megan Pierson and those four cartridges?

15 A The Taser gun was sent to Taser International  
16 in Phoenix, Arizona to a gentleman by the name of Andrew  
17 Hinz who is responsible for assisting law enforcement in  
18 conducting analyses in this type of situation.

19 Q And the cartridges were sent to Mr. Hinz as  
20 well?

21 A No, I don't believe the cartridges were sent.  
22 I think just the weapon was sent. I'd have to check to  
23 make sure, but Sergeant Alby is the one that sent it off.

24 Q You don't know for sure about that?

25 A I don't know for sure if the cartridges were

6 1 sent at all. I know that the one, the plastic container  
2 that had the two cartridges inside it remained with us. He  
3 may have sent the two cartridges that were inside the box,  
4 but those came back to us the same way they went if that's  
5 the case.

6 Q And what's the name of the person who sent the  
7 Taser gun and possibly the cartridges to Taser  
8 International?

9 A Andrew Hinz.

10 Q Who sent them to Andrew Hinz?

11 A Rocky Alby, my sergeant.

12 Q Rocky Alby is a sergeant with the Las Vegas  
13 Metropolitan Police Department homicide division?

14 A He is.

15 Q Do you know if the Taser gun and anything else  
16 that was sent to Andrew Hinz was ultimately returned to  
17 homicide here in Las Vegas?

18 A Yes, it was. It came to our office addressed  
19 to me.

20 Q Was that Taser gun and possibly the cartridges  
21 then rebooked into evidence?

22 A Right.

23 Q And that's where they remain today?

24 A Yes.

25 MR. DASKAS: At this point I have no

6 1 additional questions regarding this issue for Detective  
2 O'Kelley.

3 BY A JUROR:

4 Q You had occasion to inspect the Taser weapon  
5 yourself?

6 A I didn't actually handle it. It wasn't  
7 necessary at that point. We don't know sometimes when we  
8 get evidence as to whether or not we may request additional  
9 analysis and if it's not necessary we don't mess with it.

10 Q So at this point in time you couldn't tell  
7 11 whether one of the cartridges had been fired? In other  
12 words the Taser and wires associated with it --

13 A There were no spent cartridges with the Taser  
14 itself and you can clearly tell whether it's a spent  
15 cartridge, that's true.

16 Q And I guess you couldn't tell me whether this  
17 type, the M-18 type, is the type that adjusts the length of  
18 the current by adjusting on the back of it; could you tell?

19 A My familiarization with Taser, I am certified  
20 in the use of a Taser, I'm unaware of them having a model  
21 wherein you can adjust the strength of the discharge.

22 Q We had heard some testimony about adjusting  
23 voltage.

24 A Right. And again with all of the models that  
25 I have been informed of in both civilian and law

7 1 enforcement I'm unaware of, and certainly Mr. Hinz can  
2 testify more accurately to that, of any weapon that can be  
3 adjusted.

4 Q Thank you.

5 THE FOREPERSON: Gary.

6 BY A JUROR:

7 Q Yes. The Taser gun, does the manufacturer  
8 sell it with the quantity of cartridges?

9 A It comes with two cartridges.

10 Q Just with two.

11 Was the gun fingerprinted to see who had  
12 handled it?

13 A No, it was not.

14 Q Okay. Thank you.

15 BY A JUROR:

16 Q You mentioned there was also a SAP in the bag.  
17 Is that legal in Nevada to have one of those?

18 A It actually is not. It's possession of a  
19 dangerous weapon.

20 MR. DASKAS: And I apologize, but there are no  
21 charges pertaining to that particular weapon. I would ask  
22 the members of the Grand Jury to disregard that testimony.

23 BY A JUROR:

24 Q And what do you use a SAP for? Is that to  
25 knock people out?

7           1           A           Okay. In law enforcement it would be, and  
2 there are some agencies throughout the country that do  
3 allow officers to carry a SAP, and it's a specific design  
4 and a specific manufacturer, it would be used similarly to  
5 say a police baton.

6           Q           Okay.

7           A           It's a, essentially a leather weight or a lead  
8 weight that is covered in leather and it's a thick piece of  
9 leather and it has a hand strap on it to where it wouldn't,  
10 if you're swinging it it wouldn't release from your hand.

11                   THE FOREPERSON: Jill.

12 BY A JUROR:

13           Q           Just clarify for me, I might have missed it,  
14 why was this sent to Phoenix?

15           A           With the X-26 Taser that the department uses  
16 we know that it's capable of storing the information when  
17 it was discharged and how often, and having contacted Mr.  
18 Hinz in Phoenix we were informed that that held true also  
19 for this particular model, so our intent was to have him  
20 analyze it and be able to give us a report back on when if  
21 ever it had been discharged.

22           Q           So when that information comes back it gives  
23 you a date and a time type, sort of type information?

24           A           It does.

25                   MR. DASKAS: And just so everybody

7 1 understands, Andrew Hinz from Taser International is our  
2 next witness. Keep you in suspense.

3 BY A JUROR:

4 Q Do you have to register Taser guns?

5 A Not at this point in time. There is a  
6 self-initiated program on the part of Taser International  
7 where you fill out a card and they keep a record of who  
8 purchased a Taser, but at this point in time there has been  
9 no new legislation passed as to, you know, a requirement  
10 for registration. It's not considered a firearm. It's a  
11 less than lethal weapon. It's used to put somebody down.  
12 And in the case of a civilian model it would be for the  
13 purposes of getting away from an attacker, as opposed to a  
14 police model, it's to enable an officer or officers to  
15 effect an arrest without injury.

16 Q So this M-18 is the civilian model?

17 A It is one of the civilian models.

18 Q Thank you.

19 THE FOREPERSON: Other questions for this  
20 witness?

21 Sir, by law these proceedings are secret  
22 and you are prohibited from disclosing to anyone anything  
23 that has transpired before us, including evidence and  
24 statements presented to the Grand Jury, any event occurring  
25 or statement made in the presence of the Grand Jury, and

7 1 information obtained by the Grand Jury.

2 Failure to comply with this admonition  
3 is a gross misdemeanor punishable by a year in the Clark  
4 County Detention Center and a \$2,000 fine. In addition,  
5 you may be held in contempt of court punishable by an  
6 additional \$500 fine and 25 days in the Clark County  
7 Detention Center.

8 Do you understand this admonition?

9 THE WITNESS: I do.

10 THE FOREPERSON: Thank you. You are  
11 dismissed.

12 THE WITNESS: Thank you.

13 MR. DASKAS: State's next witness is Andrew  
14 Hinz.

15 THE FOREPERSON: Raise your right hand, sir.

16 You do solemnly swear that the testimony  
17 you are about to give upon investigation now pending before  
18 this Grand Jury shall be the truth, the whole truth, and  
19 nothing but the truth, so help you God?

20 MR. HINZ: Yes.

21 THE FOREPERSON: Please be seated.

22 You are advised that you are here today  
23 to give testimony in the investigation pertaining to the  
24 offenses of murder with use of a deadly weapon, kidnapping,  
25 accessory to murder, and third degree arson, involving

7 1 Craig Michael Titus, Kelly Ann Ryan and Anthony Gross. Do  
2 you understand this advisement?

3 MR. HINZ: Yes.

4 THE FOREPERSON: Please state your first and  
5 last name and spell them for the record. And please sit  
6 close to the microphone.

7 MR. HINZ: Okay. It's Andrew Hinz. Last name  
8 is spelled H-i-n-z.

9  
10 ANDREW HINZ,

11 having been first duly sworn by the Foreperson of the Grand  
12 Jury to tell the truth, the whole truth, and nothing but  
13 the truth, testified as follows:

14  
15 EXAMINATION

16  
17 BY MR. DASKAS:

18 Q Mr. Hinz, what is your employment?

19 A I work for Taser International.

20 Q What's your job title?

21 A I'm the law enforcement technical coordinator.

22 Q What is your duties and responsibilities as  
23 the law enforcement technical coordinator?

24 A I analyze Taser units that are involved in  
25 investigations, analyze the date of downloads and how the

8 1 unit functions.

2 Q Mr. Hinz, you mentioned data downloads. What  
3 type of information can you extract from a Taser gun based  
4 on the information that is downloaded when it's discharged?

5 A Taser units will record the time that the  
6 trigger is pulled.

7 Q Are you familiar with the M-18 unit or model?

8 A Yes, I am.

9 Q And what is the M-18 unit of a Taser gun?

10 A The M-18 is the consumer version of our M-26  
11 law enforcement model.

12 Q What's the difference?

13 A The difference is it fires at a lower pulse  
14 rate.

15 Q Let me show you Grand Jury Exhibit 26 and tell  
16 me what's depicted in that photograph please.

17 A This is a picture of an M-18 with a cartridge  
18 on the end of it.

19 Q Does this fairly and accurately depict  
20 generally speaking how an M-18 Taser gun appears?

21 A Yes.

22 Q And you mentioned that there is a cartridge in  
23 the front of this one.

24 A Yes, there is.

25 Q If you would please hold up that exhibit for

8 1 the members of the Grand Jury and point to the area where  
2 the cartridge is located.

3 A The cartridge is right here.

4 Q Can everybody see that?

5 You're pointing to the front or the  
6 barrel for lack of a better word of the unit?

7 A Yes.

8 Q Based on that photograph, explain for us, for  
9 the members of the Grand Jury, how this M-18 unit works.

10 A This cartridge contains fifteen foot of wire  
11 with two probes that are fired by compressed nitrogen.  
12 When the trigger is pulled the electricity will discharge a  
13 primer which pushes the nitrogen capsule down onto a tube  
14 that actually fires the probes out a distance of fifteen  
15 feet.

16 Q And what happens when those probes hit the  
17 intended target?

18 A The electricity will start to flow down the  
19 wires and it will deliver the NMI effects which is the  
20 neuromuscular interference,

21 Q How many volts?

22 A At the electrodes it is fifty thousand volts.

23 Q Five-0 thousand?

24 A Yes.

25 Q Fifty thousand?

8

1 A Yes.

2 Q What is the effect of someone being struck  
3 with the M-18 unit when it delivers fifty thousand volts?

4 A Well, the medical aspects, people at Taser  
5 International could far better answer that question, but to  
6 basically describe what it does is it sends the same  
7 electrical signal to your muscles as your brain sends to  
8 your muscles, and where the two probe placements are, that  
9 muscles group that is in between it essentially creates  
10 white noise inside that muscle and basically freezes that  
11 muscle so you're immobilized.

12 Q When a Taser gun, and I want to talk  
13 specifically about the M-18 unit, is discharged, are  
14 remnants left behind?

15 A Yes.

16 Q Describe that please.

17 A What it is, and all Taser cartridges have what  
18 we call AFID tags, and it's approximately thirty to forty  
19 tags, yellow, pink and clear, that have the serial number  
20 of that particular cartridge on it. So if a Taser  
21 cartridge is discharged it will disburse like confetti so  
22 we can see where the Taser was discharged and also to track  
23 if that cartridge is used inappropriately so we can  
24 determine what serial number that cartridge was so we can  
25 go ahead and backtrack and see who that cartridge was

8 1 actually sold to.

2 Q Let me make sure I understand. When a  
3 cartridge is purchased or sold to an individual for use in  
4 a Taser gun, does the cartridge itself have a serial  
5 number?

6 A Yes, it does.

7 Q Does each cartridge have a unique serial  
8 number?

9 A Yes, it does.

10 Q Am I correct that contained within the  
11 cartridge are these AFID tags?

12 A Yes.

13 Q Is AFID an acronym for something?

14 A Yes, Anti-felon Identification is what we call  
15 it.

16 Q Do the AFID tags within the cartridge have  
17 serial numbers?

18 A Yes, they do.

19 Q Are the serial numbers on the AFID tags the  
20 same as the serial number on the cartridge?

21 A Yes, they are.

22 Q And again those serial numbers are unique to  
23 that cartridge and those AFID tags?

24 A Yes, they are.

25 Q You described those AFID tags as either being

9 1 pink, yellow or clear.

2 A Yes.

3 Q Can one cartridge have a variety of colors of  
4 AFID tags?

5 A Yes.

6 Q Despite the color, would each of those AFID  
7 tags within a cartridge contain the same serial number?

8 A Can you repeat the question for me?

9 Q Yes, and I apologize if that was a clumsy  
10 question.

11 Despite the fact that a single cartridge  
12 might have multiple colors of AFID tags, would each of the  
13 AFID tags have the same serial number?

14 A Yes.

15 Q As long as they came from the same cartridge?

16 A Yes.

17 Q I want to direct your attention now to late  
18 December 2005, early January 2006. Were you contacted by  
19 someone with the Las Vegas Metropolitan Police Department?

20 A Yes, I was.

21 Q What was the purpose of that contact?

22 A The purpose of the contact was a Sergeant Alby  
23 had called me and he said that he had an M-18 unit he  
24 needed me to perform an analysis on and do a download to  
25 see whether the unit was fired and how the unit was

9 1 functioning.

2 Q Did you expect to receive an M-18 unit in the  
3 mail from Sergeant Alby?

4 A Yes, I did.

5 Q And did that happen?

6 A Yes, it did.

7 Q When you received this package was it in a  
8 sealed condition?

9 A Yes, it was. It had evidence tape wrapped  
10 around it and it also had instructions for me to, I had to  
11 sign for the package, I had to fax a form back that I had  
12 received the package, and I also placed a phone call to say  
13 I had received the package.

14 Q And you actually did all those things?

15 A Yes, I did.

16 Q Does each Taser gun have a unique serial  
17 number?

18 A Yes, they do.

19 Q So in addition to the cartridges having a  
20 unique serial number and the AFID tags having unique serial  
21 numbers, the Taser gun also has a serial number?

22 A Yes.

23 Q Do you recall the serial number of the unit  
24 that you received from Sergeant Alby?

25 A I work with a number of serial numbers, I know

9           1     it was an M-18 unit and it began with C4, but I couldn't  
2           2     tell you the exact numbers.

3           Q       If I were to show you a report that you  
4           4     purportedly authored that contained that serial number,  
5           5     would that refresh your memory?

6           A       Yes, it would.

7           Q       Let me hand you what purports to be a report  
8           8     authored by you with the logo Taser International. Does  
9           9     that appear to be something that you authored?

10          A       Yes, it would.

11                    I made a mistake. I thought it said C4  
12           12     which is a different serial number, but this is a serial  
13           13     number that is consistent with an M-18.

14          Q       Does that refresh your memory?

15          A       Yes, it does.

16          Q       What is the serial number for the particular  
17           17     unit you received from Sergeant Alby?

18          A       C1-001492.

19          Q       Other than the M-18 Taser gun was anything  
20           20     else contained within the sealed envelope?

21          A       I believe that I did have the serial numbers  
22           22     from the cartridges, but I do not recall whether I had the  
23           23     particular cartridges. I know I had serial numbers to look  
24           24     up though.

25          Q       Does the report contain the serial numbers of

9           1    those cartridges?

2                   A       Yes, it does.

3                   Q       What are those serial numbers of the  
4   cartridges?

5                   A       There were six cartridges. The first one was  
6   F03-212668. The next one was F03-212678. The next one was  
7   F03-185285. Next one was F03-185286. And then the next  
8   two, B as in boy 97892, and B as in boy 97903.

9                   Q       Based on your earlier testimony, I want to  
10   make sure again that I'm understanding you correctly, if  
11   any of those cartridges that you just read into the record  
12   with serial numbers, if any of those cartridges had been  
13   discharged, you would expect to find Taser or AFID tags  
14   associated with those cartridges with the same serial  
15   number?

16                   A       Yes, I would.

17                   Q       Does Taser International have a registration  
18   process?

19                   A       Yes, we do.

20                   Q       And also a tracking process?

21                   A       Yes, we do.

22                   Q       Could you describe those please?

23                   A       Initially if a unit is purchased directly from  
24   Taser International, we take the, when we do a background  
25   check and then we also do a registration, if a person

10 1 passes the background check then we'll register their name,  
2 their driver's license number, the address where we  
3 actually ship the unit to, and the telephone number, any  
4 corresponding information that would help us register where  
5 that unit was.

6 Q And is that also the tracking process?

7 A The tracking process, well, each, for each  
8 particular record we'll take, for example we have this one,  
9 we have one serial number here, each serial number will  
10 have that information attached to it.

11 Q Were you able to determine based on the serial  
12 number of the M-18 unit you received from Sergeant Alby  
13 where that unit was initially sold?

14 A Yes. Well, we, the process -- we had sold it  
15 to Fox's Spy Outlet in California and then, initially, and  
16 then the second entry for this particular serial number was  
17 to Ryan Chastain (phonetic).

18 Q Is Fox's Spy Outlet a retailer?

19 A Yes, they're a distributor for our consumer  
20 products.

21 Q In that situation how does the registration  
22 process work when a retailer then sells to a consumer?

23 A When the unit is shipped, when a unit or  
24 product is shipped it will ship to a distributor, it will  
25 be registered to that distributor, and then we have what,

10

1 we have the registration cards on the inside. When our  
2 distributors, when they sell that particular unit then the  
3 distributor is then instructed that they have to fill out  
4 those cards for everything that they sell, cartridges or  
5 Taser units themselves, and register and then mail that  
6 back to us so then we can add that information to our data  
7 base.

8 Q This particular M-18 unit was in fact  
9 registered?

10 A Yes, it was.

11 Q And you mentioned the name Ryan Chastain.

12 A Yes.

13 Q Do you know the date on which this unit was  
14 registered?

15 A Again I would have to look at my notes, but I  
16 believe that we received the registration cards in October  
17 of 2005.

18 Q And do you know where those cards were  
19 postmarked?

20 A They were postmarked in Las Vegas.

21 Q Las Vegas, Nevada?

22 A Yes.

23 Q Earlier you testified about some serial  
24 numbers of six different cartridges. Do you know if those  
25 were registered as well?

10

1 A Yes.

2 Q To the same person, Ryan Chastain?

3 A Yes, they were.

4 Q Were those also sold or at least the  
5 registration cards were postmarked from Las Vegas, Nevada  
6 also?

7 A Yes, they were.

8 Q On the same day?

9 A Yes, they were.

10 Q Now did you actually test fire the M-18 unit  
11 you received from Sergeant Alby to determine if it was  
12 working properly?

13 A Excuse me?

14 Q Did you test fire for lack of a better word --

15 A Yes, I did.

16 Q Was this unit you received from Sergeant Alby  
17 working properly when you received it in January 2006?18 A Compared to other M-18's that we produce, yes,  
19 it was performing.20 Q Were you able to extract information from this  
21 unit to determine when it was last discharged?

22 A Yes, I was.

23 Q Tell us how you did that.

24 A Okay. Initially what I will do is when I  
25 receive a unit, or when I received this particular unit,

10

1 the unit records a time stamp of exactly when the trigger  
2 is pulled. What I will do is I will pull the National  
3 Institute of Standards and Technology, which is the atomic  
4 clock in Fort Collins, and that will give me a real time  
5 clock. I will then fire the unit and write out the time to  
6 the second of when I fired the unit. I will then download  
7 the unit and compare the firing that I performed and  
8 compare with the time stamp that was on there to the time  
9 when I pulled the trigger. I will then figure out if there  
10 is any drift on the clock, how accurate the clock is  
11 recording data, and then compare the two, and then I can  
12 actually go back and determine exactly when the unit was  
13 fired.

14 Q Based on your analysis in this case of the  
15 M-18 you received from Sergeant Alby, what were your  
16 findings?

17 A I found that -- I have to refer to my notes.  
18 I have them right here.

19 Q Would that refresh your memory?

20 A Yes, it would.

21 Q Would you do so?

22 A I found that on December 13th at approximately  
23 two o'clock in the afternoon local time that the unit was  
24 discharged six times.

25 Q December 13th of 2005?

10

1 A Yes.

2 Q And you said at about two o'clock it was  
3 discharged six times; is that correct?

11

4 A Yes. Actually the unit was, actually the  
5 discharges started to begin at 2:10 and 20 seconds that  
6 afternoon.

7 Q And that's Las Vegas time?

8 A And that's Las Vegas time.

9 Q When did the sixth and final discharge take  
10 place?

11 A The sixth and final discharge ended at 2:11  
12 and 59 seconds.

13 Q So within about a two minute time span this  
14 M-18 unit was discharged six times on December 13th of  
15 2005?

16 A Yes, it was.

17 Q At the conclusion of your analysis of this  
18 M-18 unit did you seal it in an envelope and return it to  
19 Sergeant Alby of the Las Vegas Metropolitan Police  
20 Department?

21 A Yes, I did. I called them, I don't believe  
22 that I talked to Sergeant Alby that particular time, but I  
23 had called the number that was on there and I spoke to  
24 someone, I don't recall their name, and said that I was  
25 done with my analysis of the unit and if there is anything

11 1 further that I needed to do, otherwise I was going to box  
2 the unit up with my report and send it out. I sent it out  
3 Fed Ex, required a signature, and I also e-mailed a copy of  
4 my full report to Sergeant Alby.

5 Q From the time you received this particular  
6 unit until you returned it, was it in your care, custody  
7 and control?

8 A Yes, it was. It was locked in a weapons  
9 vault.

10 MR. DASKAS: I have no additional questions  
11 for Mr. Hinz.

12 BY A JUROR:

13 Q This particular unit, the M-18 model --

14 A Yes.

15 Q -- it's a civilian unit?

16 A Yes, it is.

17 Q So I'd assume that unlike the law enforcement  
18 unit this discharges the fifty thousand volts over a longer  
19 time span and without the ability to shorten it; is that  
20 correct?

21 A No. The M-18 unit, the M-18, the M series  
22 Tasers, they'll, initially when you pull the trigger it  
23 fires for five seconds.

24 Q With the M-18?

25 A The M-18 will only fire for five seconds

11 1 unless the trigger is pulled again.

2 Q I understand the operation, two darts go out  
3 and stick in your body; is that correct?

4 A Yes, two probes on a conducted wire.

5 Q And as you pull the trigger you get a five  
6 second fifty thousand volt; is that correct?

7 A It's fifty thousand volts at the electrodes.  
8 There is some inefficiency as the electricity goes down it.  
9 There is fifty thousand volts at the electrodes. The  
10 target does not receive fifty thousand volts.

11 Q So if I place this where I can shoot you in  
12 the back of the neck and when I pull the trigger,  
13 discharges this nitrogen propulsion charge, those two darts  
14 go out and stick in your neck let's say if I hold it close  
15 enough --

16 A Well, there is actually, it's a seven to one  
17 spread. For every foot you're away there will be a seven  
18 inch spread on the probes. So as they get farther away it  
19 will be a larger spread so it would have to be a close  
20 shot.

21 Q Say I shot you in the back of the neck with  
22 the proper range, would both probes hit you in the back of  
23 your neck?

24 A Yes.

25 Q That would automatically, when they impact,

11 1 discharge the five second electric volt?

2 A Yes, as soon as I pull the trigger it will  
3 start to discharge for the five seconds.

4 Q Then these probes are stuck in your clothing  
5 or in your body, correct?

6 A Yes. It's a straight number two fish hook.

7 Q If I pull the trigger again what happens?

8 A If the wires are attached then to the target a  
9 target will continue to receive the electricity.

10 Q An additional --

11 A An additional five seconds.

12 Q How many times can you do that off of one  
13 cartridge?

14 A As long as the power source will provide power  
15 to the unit.

16 Q One cartridge in the scenario that we're  
17 talking about here, you would be able to discharge it six  
18 times?

19 A Can you repeat that?

20 Q Yes. One cartridge, in this scenario, I've  
21 fired it, can I fire it six times, deliver voltage?

22 A As long as the wires are still connected to  
23 the target, yes.

24 Q Let's assume that happened.

25 A Yes.

11 1 Q Would that record when you did your  
2 investigation and download?

3 A Yes.

4 Q Would that, the answer to my question is off a  
5 single cartridge you could get those six -- I'll repeat my  
6 question.

7 So one cartridge could be responsible for  
8 the six discharges that you record?

9 A Yes.

10 Q After you have in this scenario shot the  
11 target and done whatever you're going to do, what remains  
12 is the two probes and the wire is still attached to the  
13 cartridge; is that correct?

14 A Yes.

12

15 Q You can just pull it, just undo the cartridge  
16 from the unit and roll it up or do --

17 A Yes. Yes, you can. The wires come out and  
18 they hit the target, as long as the wires remain in contact  
19 and the cartridge is still clicked into the unit then you  
20 can continue to pull, then electricity could continue to be  
21 sent down range. Once that cartridge is unclicked and the  
22 connection is actually broken then that cartridge wouldn't.

23 Q One last question.

24 A Sure.

25 Q Is there a unit that when you fire it it

12 1 discharges for thirty seconds or am I misinformed?

2 A We have an X-26 unit which we've had out for  
3 approximately one year. It, initially it will fire for ten  
4 seconds, but it's stackable up to thirty seconds.

5 Q Is that one you can adjust the voltage?

6 A No. You pull the trigger once, it will fire  
7 for ten seconds, and then you tap the trigger twice more  
8 and it will add it up to thirty seconds so you could set  
9 the unit down and escape the situation is what it's  
10 designed for.

11 Q Thank you, sir.

12 BY A JUROR:

13 Q Would you -- I know you're not a medical  
14 expert, but would the exchange of Taser shots on a victim,  
15 could that cause the death of a victim?

16 THE FOREPERSON: Hold on just a minute.

17 A JUROR: Oh.

18 THE FOREPERSON: Finish your question Uwe.

19 BY A JUROR:

20 Q Considering that you're not a medical expert,  
21 could the exchange of Taser shots on a victim, could that  
22 cause the death of a victim?

23 A I couldn't answer that question with any  
24 accuracy. I just interpret the data downloads and how the  
25 unit is functioning compared to other units that we

12 1 produce. As to the medical aspects I'm not the person to  
2 ask or to comment on that.

3 BY THE FOREPERSON:

4 Q Mr. Hinz, I have a question. The wires that  
5 are shot out of there and would attach to the body, during  
6 a fire of any significance or heat, would those wires melt  
7 easily or would they still be sustainable?

8 A It's a very thin conductive wire that has a  
9 little plastic sheath on it to insulate the wires. It's  
10 very thin. So I mean with my, I would have to get the  
11 exact figures, but it is my belief that, yes, they would  
12 melt in a fire.

13 BY A JUROR:

14 Q I have a question but I don't know if you can  
15 answer it. Once you are shot with one, do you know how  
16 long it takes for a body to react to being back to normal?

17 A When the effect is over, I've been tased  
18 myself before four times and when the effect is over it's  
19 over immediately. When it's over it's over.

20 Q So once you got zapped, the first time you're  
21 zapped, you're like zzzz and you're back to normal?

22 A Yes.

23 THE FOREPERSON: Andy.

24 BY A JUROR:

25 Q So the electrodes are in the hand unit and

12 1 that's where it's fifty thousand volts; is that correct?

2 A Yes.

3 Q All right. So based on your people's studies  
4 and stuff how much voltage does the person get at the fish  
5 hook at the end?

6 A Again I'm not the expert with actually the  
7 medical aspects of it and with the electricity that goes  
8 down range, but what I know is that the unit delivers at  
9 the target is .050 Joules per pulse which works out to be  
10 about two thirds of a volt.

11 Q Okay. And this is little battery pack in the  
12 handle of that unit; is that correct?

13 A Yes, it runs off of eight double A batteries.

14 Q And so in this particular scenario, that  
15 battery, assuming it was fully charged or the batteries  
16 were fully charged, you could discharge it six times and it  
17 would deliver voltage to the target each time?

18 A Yes. The unit with, if the battery pack was  
19 fully charged it will definitely fire the six shots  
20 adequately.

21 Q Okay. And so these weapons are either sold  
22 directly, not weapons, excuse me, these devices are sold  
23 directly by your company or through a group or network of  
24 dealers that you have?

25 A Yes.

12

1 Q And in this particular instance your records  
2 show it was sold through a dealership?

3 A Yes. We sold it to our distributor and then  
4 the distributor had sold it to, which is Fox's Spy Shop,  
5 and then they had sold the device.

6 Q So was the device sold here in Las Vegas or  
7 was it sold in California?

8 A I don't know. All I know is that we sold it  
9 to Fox's Spy Shop in California and the actual registration  
10 cards came from Las Vegas. I believe that Fox's Spy Shop  
11 does have a store in Las Vegas but --

12 Q But you're not sure?

13

13 A But I'm not sure.

14 Q And then this downloading that you do, is  
15 there a computer chip on it or --

16 A Yeah, it's a Eeprom, E-e-p-r-o-m, and the unit  
17 records the last five hundred and eighty-five fires.

18 Q Okay. I was going to ask how far back it  
19 holds history.

20 A It wouldn't hit five eighty-five and then the  
21 memory will be full. If, let's say we fired it five  
22 hundred eighty-six times, when it hits five eighty-six it  
23 will start record one and loop over itself.

24 Q And there isn't any way the average person  
25 like me could tamper with that Eeprom thing?