

Letter of Joseph A. Sherman dated 7-31-97 marked DEFENDANT'S EXHIBIT B-ID.

Letter of Jefferson B. McGee dated 6-11-98 marked DEFENDANT'S EXHIBIT C-ID.

~~RECAP~~

Outside the presence of the jury, counsel for the People have no objections to DEFENDANT'S EXHIBITS A through C-ID being admitted into evidence.

Court grants, ID marking are stricken.

Further jury instructions session is held.

During jury instructions the Court made telephone contact with defense witness Bernard Barkes and advised the Court that he was not served and does not wish to testify on the defendant's behalf.

Court find that the subpoena served on Mr. Barkes is not proper for this trial.

Defendant, counsel and jury are again present in open Court and advised the jury of the dismissal of Count 1, in Case No. 98-3763 and admonished the jury to setaside any evidence presented on King Properties.

Court instructs the jury.

Counsel for the People presents opening argument to the jury.

Defendant presents closing argument to the jury.

Counsel for the People presents closing argument to the jury.

Court gave the jury final instructions.

Bailiff RICHARD LOOP was sworn to take charge of the jury, thereafter the jury retired to select a foreperson and begin deliberations. Verdict forms jury instructions and admitted exhibits were delivered to the jury in the juryroom.

Court admonished the alternate jury to be within 30 minutes of the Courthouse.

On the Courts own motion under 1385, Count 8, of Case No. 98-3763 is dismissed for lack of evidence.

Defendant, counsel and jury are again present in open Court after being in receipt of a note. The Court instructs the jury regarding the stay away order and evidence presented; Jury is then order to retire into the juryroom for further deliberations.