

Exhibit I

1 IN RE: PEOPLE VS. BEN BAKER

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SGJ# 2655

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ARR DATE: 04-27-05

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05 CR 8982

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BEFORE THE SPECIAL GRAND JURY OF COOK COUNTY

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MARCH, 2005

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TRANSCRIPT OF TESTIMONY TAKEN

14

IN THE ABOVE ENTITLED MATTER ON THE 7TH DAY OF

15

APRIL, A.D., 2005.

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PRESENT:

MR. SEAN CONNOLLY
ASSISTANT STATE'S ATTORNEY

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REPORTED BY:

DAWN C. EVERS
CERTIFIED SHORTHAND REPORTER
ILLINOIS LICENSE NO. 084-004459

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LIST OF WITNESSES:

24

OFFICER NICHOLS

1 THE FOREPERSON: Would you raise your right hand,
2 please?

3 (Witness duly sworn.)

4 MR. CONNOLLY: The People of the State of
5 Illinois are seeking a True Bill of Indictment before
6 this Special March Grand Jury, Number 2655, against
7 Defendant Ben Baker.

8 Defendant Baker is charged with possession
9 of a controlled substance with intent to deliver in
10 the amount of 15 or more grams but less than 100 grams
11 of heroin. He is charged with possession of a controlled
12 substance with intent to deliver in the amount of 1 or
13 more grams but less than 15 grams of cocaine more than
14 5 grams nonprobationable. He is also charged with
15 possession of a controlled substance with intent to
16 deliver in the amount of 1 or more grams but less than
17 15 grams of cocaine more than 5 grams nonprobationable
18 on CHA property. He is charged with possession of a
19 controlled substance with intent to deliver in the
20 amount of 1 or more grams but less than 15 grams of
21 cocaine more than 5 grams nonprobationable within
22 1,000 feet of a school.

23 The Grand Jury does have the right to subpoena
24 and question any person against whom the State's Attorney

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1 is seeking a Bill of Indictment, or any other person,
2 and to obtain and examine any documents or transcripts
3 relevant to the matter being prosecuted by the State's
4 Attorney.

5 OFFICER NICHOLS,
6 having been first duly sworn, was examined and testified
7 as follows:

8 EXAMINATION

9 BY

10 MR. CONNOLLY:

11 Q. Officer, could you please identify yourself
12 for the record?

13 A. Officer Nichols, N-i-c-h-o-l-s, Star Number
14 12415, currently assigned to the Second District, Tactical
15 Unit.

16 Q. Chicago Police Department?

17 A. That's correct.

18 Q. Officer, turning your attention to March 23rd
19 of the year 2005 at approximately 3:48 in the afternoon.

20 Were you on duty in the vicinity of 527 East
21 Browning, Chicago, Cook County, Illinois?

22 A. Yes, I was.

23 Q. Officer, is that on CHA property?

24 A. Yes, it is.

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1 Q. Or is that CHA property?

2 A. Yes, it is, Ida B. Wells.

3 Q. Officer, on that date, time and location
4 officers were touring the building?

5 A. That's correct.

6 Q. Officers observed the defendant holding a
7 clear plastic bag?

8 A. Yes.

9 Q. The defendant looked and fled?

10 A. Yes, after we announced our office.

11 Q. So he looked in your direction and fled?

12 A. That's correct.

13 Q. Defendant was detained and the bag was
14 recovered and found to contain 110 bags suspect heroin?

15 A. That's correct.

16 Q. Defendant was placed into custody?

17 A. Yes.

18 Q. A custodial search of defendant revealed
19 one ziploc bag found to contain 68 bags suspect cocaine
20 in his right front pocket?

21 A. That's correct.

22 Q. Also recovered was \$819?

23 A. That's correct.

24 Q. Officer, did this take place on CHA property,

1 to wit: Ida B. Wells?

2 A. That's correct.

3 Q. And did it also take place within 1,000 feet
4 of Doolittle Grammar School?

5 A. Yes, it did.

6 Q. The suspect heroin that was recovered,
7 Officer, was it inventoried and sent to the Illinois
8 State Police Crime Lab for testing and analysis?

9 A. Yes, it was.

10 Q. Did it have the estimated weight of 41.1
11 grams of which 15.3 grams were tested and tested positive
12 for heroin?

13 A. That's correct.

14 Q. The suspect cocaine that was recovered,
15 Officer, was that inventoried and sent to the Illinois
16 State Police Crime Lab for testing and analysis?

17 A. Yes, it was.

18 Q. Did that have the estimated weight of
19 13.9 grams of which 5.3 grams were tested and tested
20 positive for cocaine?

21 A. Correct.

22 MR. CONNOLLY: I have no further questions.

23 THE FOREPERSON: Are there any questions?

24 (No response.)

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(Witness excused.)

(Whereupon the Grand Jury was
left alone to deliberate,
after which the following
proceedings were had.)

THE FOREPERSON: True Bill.

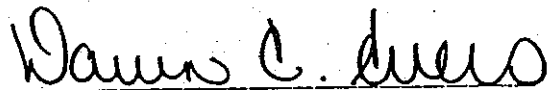
(Whereupon the above
entitled cause was
sent for arraignment to
the Presiding Judge of
the Criminal Division.)

1 STATE OF ILLINOIS)

2) SS:

3 COUNTY OF C O O K)

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6 I, Dawn C. Evers, a Certified
7 Shorthand Reporter licensed to practice in the
8 State of Illinois, do hereby certify that I
9 reported in shorthand the proceedings had in the
10 hearing of the above entitled cause; that I
11 thereafter caused the foregoing to be transcribed
12 into typewriting, which I hereby certify is a
13 true and accurate transcript of the proceedings
14 had before the Grand Jury of Cook County.

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18 Dawn C. Evers, CSR
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