

Exhibit 14

Arraignment Date 8/4/04
Original + 1

1
2 STATE OF ILLINOIS)
3) SS:
4 COUNTY OF C O O K)

5 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
6 COUNTY DEPARTMENT - MUNICIPAL DIVISION

7 THE PEOPLE OF THE)
8 STATE OF ILLINOIS,)
9 Plaintiff,)

10 -vs-)

11 WILLIAM CARTER,)

12 Defendant.)

No. 04-MC112914001

04-17677

13 REPORT OF PROCEEDINGS of the Preliminary hearing
14 before the Honorable MAURA SLATTERY BOYLE, on the 14th day
15 of July, A.D., 2004.

16 PRESENT:

17 HONORABLE RICHARD A. DEVINE,
18 Cook County State's Attorney, by:
19 MS. BARBARA DAWKINS,
20 Assistant State's Attorney

21 Appeared on behalf of The People

22 HONORABLE EDWIN BURNETTE,
23 Cook County Public Defender, by:
24 MR. GREG DANEK,
Assistant Public Defender,

Appeared on behalf of the Defendant.

25 Rosita E. Carter, CSR
26 Official Court Reporter
27 69 West Washington-Ste. 900
28 Chicago, Illinois 60602
29 CSR NO. 084-003170

FILED
2004 AUG -2 PM 12:39
CLERK
20TH AND CALIFORNIA

1 P R O C E E D I N G S

2 THE CLERK: William Carter.

3 THE COURT: This is People versus William Carter;
4 this matter is here for preliminary hearing; the parties
5 have answered ready.

6 Ms. Dawkins, any amendments?

7 MS. DAWKINS: Yes, Judge. The State would be
8 seeking leave to add Chicago and Cook County, Illinois to
9 venue. We'd be seeking leave to add a total and tested
10 weight of 5.1 grams.

11 THE COURT: Mr. Danek.

12 MR. DANEK: No objection, waive re-swearing.

13 THE COURT: Leave to amend is allowed.

14 Officer Jones, please raise your right hand.

15 (Witness sworn).

16 OFFICER JONES,
17 called as a witness herein, having been first duly sworn,
18 was examined and testified under oath as follows:

19 EXAMINATION

20 BY

21 MS. DAWKINS:

22 Q Sir, would you please state your name, star
23 number and current unit of assignment?

24 A Officer Jones, J-o-n-e-s, star number 19462

1 assigned to Unit 715 of the Chicago Police Department.

2 Q Sir, were you so assigned and on duty on June
3 18th, 2004 at approximately 10:15 in the morning?

4 A Yes, I was.

5 Q On that date and time did you have occasion to
6 be in the vicinity of 540 East 46th Street in Chicago, Cook
7 County, Illinois?

8 A Yes, I was.

9 Q What is at that address?

10 A CHA Ida B Wells highrise building.

11 Q Do you see anyone else here today who was also
12 present at that date, time, and location?

13 A Yes.

14 Q Would you please point to that person and
15 indicate an article of clothing that he or she is wearing?

16 A The gentleman to the right of counsel with the
17 shirt on with the green lettering.

18 THE COURT: Let the record reflect in-court
19 identification by Officer Jones of Mr. Carter.

20 BY MS. DAWKINS:

21 Q When you initially saw the defendant, what did
22 you observe him doing?

23 A He was holding a clear plastic bag, suspect
24 narcotics.

1 Q Once you observed the defendant holding this
2 clear plastic bag of suspect narcotics, did you recover
3 that bag?

4 A Yes, I did.

5 Q And what did you find that bag to contain?

6 A 22 small ziplock bags containing a white
7 powdered substance, suspect heroin.

8 Q Were all those items inventoried and sent to
9 the Illinois State Police crime lab for testing and
10 analysis?

11 A Yes.

12 Q To the best of your knowledge was there a total
13 weight of 5.1 grams, all of which was tested and tested
14 positive for heroin?

15 A Yes.

16 MS. DAWKINS: No further questions.

17 THE COURT: Cross.

18 CROSS EXAMINATION

19 BY

20 MR. DANEK:

21 Q Officer you were in plain clothes when you
22 entered the building that day?

23 A Yes.

24 Q How many other officers did you enter with?

1 A One other one.

2 Q Were you the first in?

3 A Yes.

4 Q And were your guns drawn when you came in?

5 MS. DAWKINS: Objection.

6 THE COURT: Sustained.

7 BY MR. DANEK:

8 Q Did you -- how far away were you from my client
9 when you saw him holding the plastic bag?

10 A Approximately three feet.

11 Q Were there any other people around him?

12 A No.

13 Q My client then ran; is that correct?

14 A No.

15 Q And you detained him right then and there?

16 A Yes.

17 Q Was your partner there at the time?

18 A Yes.

19 Q And who recovered the -- where did you recover
20 the plastic bag from?

21 A His hand.

22 Q Which hand was that?

23 A I don't recall.

24 Q And your partner was there when you recovered

1 the bag from his hand?

2 A Yes.

3 Q Did you -- when you first saw him hold the bag,
4 it was already in his hand and you didn't see him retrieve
5 it from anywhere on his person?

6 A It was in his hand.

7 Q And was he holding it was an opened hand, like
8 this (indicating), or was he holding it with a closed hand?

9 A He was holding it clutched first.

10 Q You couldn't see the bag; is that correct?

11 A The bag was hanging from his hand.

12 Q And that lead you to believe that the part that
13 was hanging contained narcotics?

14 A My experience in making narcotics arrests.

15 Q Visually, what did you see?

16 A Small ziplock plastic bags of white powdery
17 substance.

18 Q You could see there was white powder in the
19 smaller bags?

20 A Yes.

21 Q And as you detained my client, was there
22 still just you and your partner in the lobby or did other
23 officers assist?

24 A Other officers came.

1 Q How many other officers?

2 A I'm not sure how many other officers came, but
3 other officers came at that time.

4 Q Were you wearing anything that would let my
5 client know that you were a Chicago police officer?

6 MS. DAWKINS: Objection.

7 THE COURT: Sustained.

8 MR. DANEK: Nothing further.

9 THE COURT: Finding of probable cause; to Chief
10 Judge, August 4th, 2004. Defendant demands trial.

11 Mr. Carter your next court date is at 26th
12 California, Room 101 at 9:00 o'clock. Mr. Danek will give
13 you an information sheet, sir.

14 (WHEREUPON the case was continued
15 to 8/4/04 before the Presiding
16 Judge for arraignment.)

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1 STATE OF ILLINOIS)
2) SS:
3 COUNTY OF C O O K)

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5 I, ROSITA E. CARTER, an Official Court Reporter
6 for the Circuit Court of Cook County, Cook Judicial Circuit
7 of Illinois, do hereby certify that I reported in shorthand
8 the proceedings had on the above-mentioned cause;

9 That I thereafter caused the foregoing to be
10 transcribed into typewriting, which I hereby certify to be a
11 true and accurate transcript of the proceedings had before
12 the Honorable MAURA SLATTERY BOYLE, Judge of said Court.

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22 dated: 7/29/04

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Rosita E. Carter
Official Court Reporter
CSR No. 084-003170