

Exhibit 14

1 Arraignment Date 8/4/04
2 Original + 1
3 STATE OF ILLINOIS)
4) SS:
5 COUNTY OF C O O K)
6 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
7 COUNTY DEPARTMENT - MUNICIPAL DIVISION
8
9 THE PEOPLE OF THE) 04-17677
10 STATE OF ILLINOIS,)
11 Plaintiff,)
12) No. 04-MC112914001
13 -vs-)
14 WILLIAM CARTER,)
15)
16 Defendant.)
17
18 REPORT OF PROCEEDINGS of the Preliminary hearing
19 before the Honorable MAURA SLATTERY BOYLE, on the 14th day
20 of July, A.D., 2004.
21 PRESENT:
22 HONORABLE RICHARD A. DEVINE,
23 Cook County State's Attorney, by:
24 MS. BARBARA DAWKINS,
Assistant State's Attorney
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2004 AUG - 2 PM 12:39

THE MARCH 1941

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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-swear.

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:
2 COUNTY OF C O O K)

3

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

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

12

13

14

Rosita E. Carter

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

17

18

19

20

21 dated: 7/29/04

22

23

24