

1 ATTORNEYS THAT COULD WORK ON IT? YOU KNOW THIS PROBABLY  
2 MORE THAN ANYONE, I AM JUST GETTING INTO THIS, I AM STILL  
3 TRYING TO PIECE TOGETHER MUCH OF WHAT THIS CASE IS ABOUT.  
4 THIS IS A VERY COMPLEX CASE.

5 THE PETITIONER: EXACTLY.

6 THE COURT: IT WILL BE EXTREMELY DIFFICULT, IF NOT  
7 IMPOSSIBLE, FOR YOU TO REPRESENT YOURSELF PRO PER INSIDE  
8 THE COUNTY JAIL SYSTEM.

9 THE PETITIONER: WELL, THAT IS AN IMPORTANT CAVEAT.  
10 THE COUNTY JAIL SYSTEM IS A VERY DIFFICULT CIRCUMSTANCE TO  
11 WORK IN, BUT I DID HAVE EXPERIENCE DEALING WITH THE COUNTY  
12 JAIL SYSTEM IN SAN MATEO COUNTY IN REPRESENTING MYSELF AND  
13 IN THAT DEFENSE I CALLED OVER 100 WITNESSES IN THAT JURY  
14 LOCALLY. THERE WERE DEMANDS UPON THE DEFENSE TO MAKE SURE  
15 THAT THOSE PEOPLE SHOWED UP IN ORDER, AND THERE WAS ONLY  
16 ONE BREAK, AND IT WAS A HALF DAY, IN THE PRESENTATION OF  
17 THE DEFENSE CASE. THE DEFENSE CASE TOOK ABOUT FIVE AND A  
18 HALF MONTHS TO PUT ON, SO I THINK I HANDLED IT FAIRLY  
19 SMOOTHLY.

20 I WOULD BE WILLING TO ALLOW THE COURT TO  
21 CHECK WITH JUDGE DALE HAHN AS TO MY ABILITY TO EFFECTIVELY  
22 HANDLE MYSELF DESPITE THE LOGISTICAL SHORTCOMINGS THAT A  
23 PRO PER FACES IN A COUNTY JAIL SYSTEM.

24 THE COURT: SAN MATEO COUNTY JAIL IS A LOT  
25 DIFFERENT, AS I AM SURE YOU UNDERSTAND, THAN L.A. COUNTY.

26 LET'S TALK ABOUT THE RELATIONSHIP WITH YOU  
27 AND YOUR ATTORNEYS, THAT IS WHAT CONCERNS ME INITIALLY.

28 THE PETITIONER: WELL, YOUR HONOR, THERE HAS BEEN A

1 POSITION HAS CHANGED FROM DAY TO DAY, AND IT JUST CHANGES  
2 BASED UPON WHATEVER TRANSPIRES.

3 THE COURT: HE SEEMS PRETTY ADAMANT NOW. I HAVE  
4 TRIED TO POINT OUT SOME DANGERS, SOME OF THE BENEFITS.

5 MR. KLEIN: MR. HUNT IS EXTREMELY KNOWLEDGEABLE  
6 ABOUT THE CASE. WHEN HE WAS IN SAN MATEO AND HE PREPARED  
7 HIS CASE IN SAN MATEO, IT WAS A CRIMINAL CASE WHERE HE HAD  
8 AN ABSOLUTE RIGHT UNDER FARETTA TO GO PRO PER, AND HE TOLD  
9 THE JUDGE APPARENTLY AT THAT TIME THAT HE WOULD BE READY  
10 IN A SHORT PERIOD OF TIME TO GO TO TRIAL, AND IT TOOK  
11 APPROXIMATELY FIVE YEARS TILL THAT CASE WENT TO TRIAL, AND  
12 DURING THAT PERIOD OF TIME, THE RESOURCES THAT HE HAD  
13 AVAILABLE TO HIM IN SAN MATEO IN THE COUNTY JAIL ARE  
14 VASTLY DIFFERENT THAN RESOURCES THAT WOULD BE MADE  
15 AVAILABLE TO A PRO PER IN THE LOS ANGELES COUNTY JAIL. I  
16 THINK THEY SPENT APPROXIMATELY A MILLION AND A HALF  
17 DOLLARS FOR MR. HUNT'S DEFENSE IN THE CRIMINAL CASE.

18 I THINK THE COURT NEEDS TO BE AWARE OF A  
19 NUMBER OF LEGAL PRINCIPLES BECAUSE THE COURT HAS MADE  
20 COMMENTS ABOUT THE LAW, AND I AM NOT CERTAIN THAT THE  
21 COURT -- THAT THE COURT SHOULD CONSIDER SOME OTHER  
22 PRINCIPLES OF LAW. FIRST OF ALL --

23 THE COURT: WHERE AM I WRONG? TELL ME.

24 MR. KLEIN: FIRST OF ALL, IF MR. HUNT'S DESIRE IS  
25 TODAY TO GO PRO PER, THEN IT IS NOT A MARSDEN MOTION IT IS  
26 SIMPLY A REQUEST OF THE COURT TO RELIEVE COUNSEL AND GO  
27 PRO PER. AND THE AUTHORITY FOR THAT, YOUR HONOR, WOULD BE  
28 PEOPLE VERSUS CRANDALL, WHICH IS AT 46 CAL. 3D AT 855.

1 THE WORK I EVER GAVE HIM. THERE WAS NEVER ANY OTHER  
2 POSITION TAKEN IN ANY OF THE DOCUMENTS GIVEN TO HIM OR ANY  
3 OTHER VERBAL CONVERSATIONS. AND --

4 Q OKAY.

5 NOW, YESTERDAY AT THE END OF THE DAY YOU  
6 TESTIFIED TO, I JUST WANTED TO TOUCH ON THE SUBJECT THAT  
7 CAME UP, CONVERSATION THAT YOU HAD WITH MR. BARENS FROM  
8 SAN MATEO, TELEPHONE CONVERSATION.

9 A YES.

10 Q THINKING ABOUT IT, DO YOU HAVE ANY ADDITIONAL  
11 RECOLLECTION ABOUT WHEN THAT DID TAKE PLACE?

12 A YES.

13 Q WHEN WAS THAT?

14 A AFTER THINKING ABOUT IT LAST NIGHT I RECALL  
15 THAT IT, IT WOULD HAVE TO HAVE OCCURRED AFTER THE JURY  
16 CAME BACK WITH THE EIGHT TO FOUR VOTE FOR ACQUITTAL.

17 Q IN SAN MATEO?

18 A YES. BECAUSE OF CERTAIN THINGS THAT WERE  
19 SAID AT THAT TIME.

20 THE COURT: GIVE ME A TIME FRAME, I DON'T RECALL.

21 THE WITNESS: THAT WOULD BE OCTOBER OF 1992.

22 YESTERDAY I SAID IT WASN'T SURE IF IT WAS 1991 OR 1992,  
23 AND I PAUSED FOR QUITE A PERIOD OF TIME. I FIGURED WHEN  
24 IT WAS.

25 BY MR. CRAIN:

26 Q WHEN DID THAT EIGHT TO FOUR VOTE FOR  
27 ACQUITTAL END IN A HUNG JURY, WHAT MONTH WAS THAT IN '92?

28 A OCTOBER OF 1992.