(Brief pause.)

BY MR. HURLEY:

Q I am handing you Defendant's-C for identification. And I'm directing your attention to the lower -- the message in the lower right-hand section of that piece of paper and ask you to read it to yourself.

(Brief pause.)

A Okay.

Q Do you recall transmitting that -- texting that to someone?

A Yes.

Q Okay. And it refers to whom that you're talking about?

A Dennis.

Q Dennis?

A Mm-hmm.

Q Okay. And would you read into the record that passage that's in the lower right-hand corner that you texted.

A It says, I love Dennis. I'm going to be having spells like that, breaking out in love attacks for a while because he's so -- being so

wonderful. He called me today.

Q Okay. "I love Dennis. I'm going to be breaking out in love attacks for a while"?

A Yes, I said that.

MR. HURLEY: I'd offer this in -- oh, I can't. Okay.

BY MR. HURLEY:

Q And I hand you what's marked for identification as D [sic] and ask you to read that to yourself.

(Brief pause.)

A Okay.

Q And do you recognize having authored that text, as well?

A Yeah, it's oddly duplicated, though.

Q This is what?

A Never mind. Yes, I wrote that.

Q Okay. Do you have a reasonable idea of what year you would have texted that?

A This was probably just a few days after that one. (Indicating.)

Q Okay. And, That one, you're referring to the previous one?

A Yes.
Q And that was May of 2013?
A Yes, I think.
Q Which was about 10 months after you and Melvin had separated?
A Yes.
Q And you and Melvin weren't married?
A No.
Q And as far as you were concerned, you and Melvin were caput? You were done?
A Yes.
Q No going back with him?
A No.
Q Could you read into the record the words that you use with regard to that communication.
A I said, I'm actually shaking and it's upsetting me because he's trying to get Dennis involved and I don't want that. I want him to be my little secret love.
Q Okay. You, sort of, rolled your eyes and moved your head when you said, My little secret love. Would you explain to the jury what, My little secret love, meant.

A It was just -- it meant that I didn't want it to be used in court and all that stuff. I didn't want, you know, all this stuff.

Q Well, if you hadn't done anything while you were together in terms of you and Dennis --

A We did not.

Q -- and if you were not married to Melvin, why would this stuff be used against you in court? You hadn't done anything, had you?

A Because I heard that he was trying to use him against me.

Q You heard who was trying to use who against you?

A Melvin.

Q You heard that Melvin's trying to use --

A Dennis against me.

Q But it was a secret. So Melvin didn't know anything about it.

A Well, obviously, he did.

Q Do you know how he found out?

A Because he intercepted my text.

Q Do you know how he found out you had a flirtation with Dennis?

A Oh, the flirting, he found on Facebook; getting on to my account.

Q Back while you two were together?

A Yes.

Q What month of what year was it that he found out about the two of you?

A It was -- I'm not sure. I'm going to -- I don't know without actually just guessing.

Q Okay.

A It was the year -- just a few months, probably, before this -- all this separation.

Q Okay. Was it before or after the bowling-alley incident involving Melvin and Dennis and you?

A There wasn't a bowling-alley incident.

Q Is it fair to say that Melvin was angry when he found out that you were having these communications on Facebook with Dennis while you were living together?

A Yeah.

Q And, of course, you argued about it.

A A little bit. But -- yes, but -- yeah.

Q Okay. And in the course of that

argument, if you remember, did you refer to Melvin as a fat old man that you didn't love?

A I probably did.

Q Thank you.

(Brief pause.)

The last topic is where you are at this point in terms of sitting here on the witness stand. Unlike some witnesses who don't want to be here, you're very willing to be here, are you not, of your own accord?

A Yes, I am.

Q Okay. Because you believe that if he's in jail, it advances your chances of being reunited with your two daughters?

A Yes.

Q And you also have signed on to an agreement to cooperate with the State?

A Yes.

Q And what is your understanding if you would dig your heels in, so to speak, and say, I'm not testifying against Melvin. I'm not going to go through with this. I'm not going to cooperate, what happens to you?

A Well, life would be horrible -- I'm sorry, it would be -- not just because of I would be going back on my agreement with the State, but also, he would still be around.

Q Okay. First, on going back on your agreement, what is your understanding of what could happen to you if you breached your agreement with the State?

A They -- I think I would be retried, I think.

Q Okay. Does that mean that they can say, "Judge, we want to strike this plea and let's put it all back together and go back to square one"?

A Yes.

Q Okay. And you'd be back facing felonies and a lot of jail time?

A Mm-hmm, yes.

Q So that's certainly an incentive for you to continue to cooperate?

A Yes, that's actually the biggest incentive.

Q Okay. Bigger than having your children

back?

A Well, just as -- I mean, I -- well, I probably wouldn't get them back if I didn't cooperate. That's true.

Q Well, I'm asking you a question. You just said, That's probably the greatest incentive. I just asked you, is that a greater incentive, you and your not going to jail, than getting your kids back with you? Because you said it, didn't you?

A I said that because I thought I would still have a chance of getting them back.

Q Okay. You said that because it's true, didn't you?

A What?

Q Didn't you just say that because it's true? The greatest incentive you have for being here is your fear of what's going to happen to Pauline.

A It's about the same, but --

Q Did you say that?

A I said that, yes.

Q Was that true?

A Yes.

Q Okay. And would you be suggesting to the jury that your interest in worrying about you going to jail and getting him put away has not influenced you at all in your testimony in terms of exaggerating things or, maybe, making them more than they really were?

A No.

MR. HURLEY: Okay. Thank you.

(Brief pause.)

REDIRECT EXAMINATION

BY MS. WITHERS:

Q Good morning, Pauline.

A Good morning.

Q There were two questions that I should have asked you when we began yesterday and I forgot to do so. And I apologize for that.

A That's okay.

Q Are you hearing impaired?

A Yes.

Q And do you, in fact, wear hearing aids?

A Yes, I do.

Q How long have you owned them?