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COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

DISTRICT COURT DEPARTMENT OF THE TRIAL COURT

IN RE: INQUEST INTO THE DEATH * 2352IN000001 OF SAYED ARIF FAISAL * *********

RE: INQUEST

(ENTIRE TRANSCRIPT IMPOUNDED)

FURTHER CONFERENCE (VIA ZOOM) BEFORE THE HONORABLE JOHN F. COFFEY

APPEARANCES:

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> Medford, Massachusetts Courtroom (Portable) May 8, 2023

Court Transcriber: Lisa Marie Phipps, Certified Shorthand Reporter, Registered Professional Reporter, Certified Realtime Reporter

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PROCEEDINGS 1 2 (Court called to order.) 3 (2:20 p.m.) MS. KAZAROSIAN: ... yeah. You probably 4 see a notice that I just started doing that. I'm 5 6 sorry about that. 7 THE COURT: Okay. All right. And anything else, Attorney Spiros? 8 9 MS. SPIROS: Judge, I just wanted to 10 check in on whether the Court had an update 11 related to construction at the courthouse, if we 12 were all set to go and... 13 THE COURT: Well, I guess Attorney -- Ms. 14 Clerk Casey, we have an update that it might not 15 be the cleanest room in the -- in the Commonwealth, but I think the -- the construction 16 17 on the windows is going to be complete, correct? THE CLERK: Yes. 18 19 So my -- my understanding was it might 20 not be the prettiest, but it will be clean. THE COURT: Okay. That's what I was 21 22 told. THE CLERK: The ceiling tiles are going 23 to be replaced in June and the carpet is going to 24 25 be replaced in June.

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1 But they will do, you know, a nice job on 2 cleaning everything up. 3 THE COURT: Okay. THE CLERK: We won't have to dust off our 4 5 seats or anything like that. Okay. 6 THE COURT: Okay. All right. 7 MS. KAZAROSIAN: But we won't ceiling 8 tiles falling on our head like just happened in Lawrence, right? 9 10 THE CLERK: No. No. 11 THE COURT: All right. So -- so -- and if anything changes, I will let everybody know. 12 13 THE CLERK: Yes. 14 THE COURT: Okay. 15 MS. KAZAROSIAN: Are we still planning on 16 having the view the first day? 17 I wasn't sure if that was still... THE COURT: I think it's the second. 18 19 Correct, Attorney Spiros? 20 MS. SPIROS: The second day. THE COURT: Yeah. That will be --21 22 MS. KAZAROSIAN: Oh, okay. 23 THE COURT: -- that Tuesday. 24 MS. KAZAROSIAN: And that's in the 25 morning?

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1 MS. SPIROS: Yes. 2 THE COURT: Attorney Spiros, did you --3 MS. SPIROS: Yeah, I think -- I think 4 that we had intended to do that in the morning. 5 But we can always readdress that on the 6 2nd if we want to talk more about timing. 7 THE COURT: Okay. And so we still plan 8 on three, maybe four days? 9 MS. SPIROS: That's the hope, yes. 10 THE COURT: Okay. All right. 11 And I have the -- the discovery notices, 12 Clerk Casey, here. 13 So what I will plan on doing is I'll 14 bring my copies to the -- to the inquest. 15 THE CLERK: Okay. THE COURT: Those will all then become 16 17 the marked official records, okay? 18 THE CLERK: Sounds good. 19 THE COURT: Does anybody have a problem 20 with that? I haven't touched -- I haven't marked 21 22 anything, so those would be the clean copies. 23 MS. SPIROS: That sounds perfect. 24 MS. KAZAROSIAN: That sounds fine. 25 Um, we can bring our laptops in and use

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1 laptops, right? 2 THE COURT: Yeah. Yeah, sure. 3 MS. KAZAROSIAN: I'm not sure I will be 4 able to carry all that stuff. 5 THE COURT: Okay. Sure. If -- if the WiFi is in I go like it is 6 7 at this brand-new building in Lowell, bring your 8 own hotspot because --9 MS. KAZAROSIAN: Yeah. 10 THE CLERK: -- there is no WiFi. 11 THE COURT: Okay. So... 12 MS. KAZAROSIAN: Oh, okay. I don't think 13 it -- yeah, or I can just download everything to 14 my laptop, because I don't know how to use a 15 hotspot. 16 THE COURT: Okay. Neither do I. I just 17 heard that someplace. 18 MS. KAZAROSIAN: It sounded good. 19 (Inaudible.) 20 MS. SPIROS: And, I guess, one last 21 question. 22 I don't think that this is part of the 23 procedure but just, in trying to be prepared, you 24 are not expecting summations at the end from the 25 parties or anything like that?

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1 THE COURT: I don't expect it, but I'll 2 leave it -- if anybody wants to make an argument or if someone wanted -- if one of the parties 3 wanted to -- or the interested people wanted to 4 5 give a written summation on any issue that they want to, I'll take. All right. 6 7 But it's -- it's -- I don't -- I don't 8 necessarily need it. 9 And the -- I think we talked briefly 10 about it last time; but it makes sense, I think 11 even for the attorneys -- Attorney Anderson and 12 Attorney Kazarosian if we -- and it would help 13 me -- if we knew the -- the names of the 14 witnesses on the days that we -- that we can get 15 it. 16 Just so that we can kind of keep it rolling, and we have some -- and I have some idea 17 18 of -- of where, you know, the -- the -- the time 19 frame or the -- as we go through this so that we -- and like I said, I'd rather have a couple 20 21 extra at the end and go right until 4:00 then have to stop at 3:00 because... 22 23 MS. SPIROS: Understood. 24 THE COURT: Okay. And towards that end, when do you think you might have that, Attorney 25

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1 Spiros? 2 MS. SPIROS: I had a working list for the 3 last date, so it's just a matter of reviewing that. 4 5 THE COURT: Sure. Sure. MS. SPIROS: I am assuming I can get that 6 7 to the Court by the 15th. THE COURT: Oh, yeah. That's -- that's 8 9 plenty of time. 10 MS. SPIROS: Okay. 11 THE COURT: Okay. And, as far as 12 displaying any exhibits, I don't know what they 13 have over there, and I don't -- and -- but, I 14 mean, I am going to have everything. 15 So does anybody need a laptop -- does 16 anybody have a laptop if they want to show a witness that's something that's not in writing, 17 like, or in a document? 18 MS. SPIROS: I anticipate that, with the 19 20 Court's permission, we would try to set up an 21 overhead projector --22 THE COURT: Okay. MS. SPIROS: -- a laptop. 23 24 That's been a request that I have in for 25 our IT people.

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THE COURT: Okay. Great. 1 MS. KAZAROSIAN: Then we will be able to 2 see the photos on there? 3 4 THE COURT: Yeah. 5 MS. KAZAROSIAN: You will pull up the 6 photos. 7 THE COURT: Yeah. MS. KAZAROSIAN: Okay. 8 9 THE COURT: All right. And the DA's 10 Office has access to one that we might be able to 11 use for a few days? 12 MS. SPIROS: Yes, I believe we -- and I 13 think probably it makes the most sense if your 14 Honor is bringing the official records that we 15 will -- we would display the official version. 16 THE COURT: Okay. Yep. Perfect. MS. SPIROS: All right. We'll work on 17 18 that here. 19 And if we could get in the Friday before just to set that up, if it's possible, Madam 20 21 Clerk. 22 We can work that out. 23 THE CLERK: Yep. 24 THE COURT: Okay. All right. Anything else we should discuss? 25

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1 MR. ANDERSON: I just had a quick question about the protective order because there 2 are a number of officers, certain deputies, like, 3 who I sat in the interviews with. 4 5 I'm assuming I am allowed to give them 6 those interviews to read to prepare, but I 7 don't know if I can actually give them copies to 8 keep? 9 I don't know what the -- how that 10 protective order works with that. 11 THE COURT: I mean, they are -- they are the witness's own statements, correct? 12 13 MR. ANDERSON: Correct. THE COURT: I mean, I -- I don't think 14 15 they should get it a copy of it so -- so that copy then leaves your custody. 16 17 But it's -- I have no problem with you 18 having them review their witness statements 19 before they take the stand or at any point, as long as you retain -- you know, don't give a copy 20 21 and you keep -- you keep physical custody of it. 22 MR. ANDERSON: And that was I didn't want 23 Witness A to get it and then --24 THE COURT: And then not -- yeah. 25 MR. ANDERSON: -- Witness B ends up with

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1 the statement then. 2 THE COURT: Yeah. 3 MR. ANDERSON: Okay. THE COURT: Yeah. And I think that's 4 5 just for the spirit of the protective order, as 6 long as we keep everything kind of encapsulated 7 until such time as that -- it -- the protective 8 order doesn't exist. 9 MR. ANDERSON: Oh, okay. 10 MS. KAZAROSIAN: And -- and I had a guick 11 question. 12 So are the witnesses going to be in the 13 room when everyone else is testifying? Okay. 14 THE COURT: No. No. I -- I want a 15 sequest -- I want everybody outside. 16 The only people allowed in the room 17 are the interested parties as well as the 18 witness. 19 And I also let the witnesses know after 20 they testify they are not to discuss their 21 testimony with anybody else. 22 MS. KAZAROSIAN: Okay. Makes sense. 23 THE COURT: Okay. 24 And so -- and so if anything else does 25 come up between now and, say, that Friday, just

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1 reach out to Clerk Casey and so -- just so that 2 at nine o'clock we can get -- get going right on 3 the -- because we are -- we are in somebody 4 else's building, and I don't want to overstay our 5 welcome. 6 Not that I'm going to rush anybody but 7 it's -- you know, it is being used for something 8 else as well so -- all right? 9 MS. SPIROS: Understood. 10 THE COURT: Okay. 11 THE CLERK: And, your Honor, just for clarity of the record, since I started 12 13 recording --14 THE COURT: Oh, sure. 15 THE CLERK: -- there were a few things 16 that I believe were discussed before I started 17 recording. 18 THE COURT: Sure. 19 THE CLERK: One, that you do want to hear 20 from the medical -- the medical examiner, 21 correct? 22 THE COURT: Yep. Yes. 23 THE CLERK: Two, that notices of 24 discovery are going to be marked; the first 25 notice Exhibit 1, the second notice Exhibit 2,

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et cetera. THE COURT: Correct. THE CLERK: Correct? And that there are two witnesses that are not available, Jayden Walker and Samuel Stubs? THE COURT: Correct. Yep. THE CLERK: Okay. I think everything else was recorded. THE COURT: Everything else was after that. All right. Great. THE CLERK: All right. THE COURT: All right. MS. SPIROS: Thank you. THE COURT: All right. Thank you, everybody. THE CLERK: Thank you, everyone. MS. KAZAROSIAN: Thank you, your Honor. THE CLERK: And my apologies for the delay. THE COURT: No worries. THE CLERK: Okay.

MS. KAZAROSIAN: Thank you, Madam Clerk.
THE CLERK: Bye.

25 THE COURT: Bye.

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background noise low audío	time stamp:
low audio at sidebar simultaneous speech speaking away of microphone	
other: Remote audio; one mic; no ability to isolate channel	time stamp:

COMMENTS: No log notes, spellings, exhibit list, or speaker IDs provided.

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1st Lisa Marie Phipps

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