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(In-chambers conference.)

THE COURT: So on the break the bailiff took the jury back to the jury room. Multiple -- two female jurors are crying. One man is refusing to come out before he sees his questionnaire, and about four or five other jurors joined in immediately demanding to see their questionnaires and exactly what was

1 redacted.

2 I have had discussions with the
3 lawyers about the situation. This has
4 been 100 percent created by the media.
5 And suggesting that they give me
6 permission to take the redacted
7 questionnaires back to the jury room and
8 discuss with the jurors the extent that
9 we have gone to to continue to protect
10 their identities despite the fact that
11 these redacted questionnaires have been
12 filed.

13 In the meantime, we have contacted
14 the Clerk's office and shut down access
15 to these questionnaires at this point.

16 Any objection to me going back and
17 speaking to the jury? From the State?

18 MR. DETERS: No objection, Judge.
19 I think maybe it's -- we're getting close
20 to lunch. Maybe we should get them
21 lunch.

22 THE COURT: This is a 9:00 to 1:00
23 schedule. I can get them lunch. That is
24 fine. I will order them lunch.

25 MR. DETERS: Let them read their

1 questionnaires, cool down, assure them
2 that, you know, we'll -- look, here is
3 the reality. In this county, I don't
4 know about New York or any -- we have
5 never had a problem with retaliation
6 against jurors since I have been
7 prosecutor.

8 THE COURT: Right.

9 MR. DETERS: Okay? So you can tell
10 them that right out of the gate this has
11 never happened. Never happened. You're
12 not walking in the courthouse being
13 filmed. We'll continue to protect you.
14 No one can know who you are based on
15 these questionnaires.

16 THE COURT: I plan to.

17 MR. DETERS: Okay. We have never
18 had a juror intimidated that I'm aware of
19 or --

20 THE COURT: Retaliated against.
21 And I will let them know that, believe
22 me. We all want this case to proceed.

23 MR. PIEPMEIER: Yes.

24 THE COURT: Any objection from the
25 defense --

1 MR. MATHEWS: No.

2 THE COURT: -- to me going back and
3 talking to them?

4 MR. MATHEWS: No.

5 THE COURT: In essence, because we
6 were on a 9:00 to 1:00 schedule, so, of
7 course, I didn't arrange for lunch to be
8 brought in. I certainly can.

9 MR. DETERS: Just see how they are.

10 MR. GIBSON: We'll stick around. I
11 would also suggest that our possible
12 remedies and the things that we're going
13 to do now that the attorneys and the
14 parties not discuss this with anybody;
15 not witnesses, not family, not anybody.
16 Just say we're in a recess. That's all
17 we can say and go from there.

18 MR. MATHEWS: We have already told
19 the family, because that's -- I think we
20 have got an obligation.

21 THE COURT: Everybody --

22 MR. GIBSON: But nobody is to
23 discuss it any further.

24 (In-chambers conference concluded)

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1 (Jury room conference.)

2 THE COURT: On the record. We're
3 going to release you for the weekend.
4 I'm going to ask that you be back at the
5 meeting place on Monday at 8:30 a.m.
6 Please do not discuss this case among
7 yourselves or allow anyone to discuss it
8 with you. Do not form or express an
9 opinion about the case until it is
10 finally submitted to you.

11 (Jury room conference concluded.)

12

13 (In-chambers conference.)

14 THE COURT: In light of the
15 situation that has arisen and because of
16 the media requests and the problems that
17 have developed with this jury, I'm
18 ordering the lawyers for both the State
19 of Ohio and the defense to not speak with
20 the media further.

21 Any objection from the State?

22 MR. DETERS: No, ma'am.

23 THE COURT: Any objection from the
24 defense?

25 MR. MATHEWS: No.

1 THE COURT: Very good.

2 (In-chambers conference concluded.)

3 THE COURT: Back on the record.

4 Welcome back, ladies and gentlemen.

5 The time is 20 to 2:00. We will recess
6 for the weekend. We will reconvene on
7 Monday at 9:00 a.m.

8 In the interim, the Court has
9 ordered that the lawyers on both sides of
10 this case not have any contact with the
11 media due to the issues that have arisen,
12 I'm ordering both sides no contact. So
13 the media is also aware. Do not contact
14 the lawyers in this case.

15 Is there any objection from the
16 State of Ohio?

17 MR. DETERS: No, Judge.

18 THE COURT: Any objection from the
19 defense?

20 MR. MATHEWS: No, Judge.

21 THE COURT: Very good.

22 I will see you Monday morning at