

1 chose the right profession because her giving spirit and  
2 asking for nothing in return.

3           Whatever the legal systems deems appropriate at  
4 this time so shall it be done.

5           MS. CARNESALE: Thank you. Your Honor, the State  
6 has no further proof.

7           MR. BAILEY: No questions.

8           THE COURT: Alright. You may step down. Thank  
9 you.

10 (The witness was excused.)

11           Any further proof?

12           MS. CARNESALE: No, Your Honor.

13           THE COURT: Alright. Any proof, Mr. Bailey?

14           MR. BAILEY: Your Honor, in the interest of  
15 judicial economy there were several letters that we had --  
16 that were filed actually with Judge Bennett prior to the  
17 matter being indicted and sent to Your Honor's court and was  
18 made a part of the technical record during our bond hearing.

19           I'd ask the Court to take judicial notice of  
20 those, and if the Court chooses to read them into the record I  
21 can, but Your Honor can take a look at that there were --

22           THE COURT: You're right, let me make sure they're  
23 in here.

24           MR. BAILEY: If not there were two files and I  
25 want to make sure the Court knows that.

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THE COURT: Yes, there are many letters in here that I recall from the bond hearing having been introduced.

MR. BAILEY: And I'll just state to the Court that since they are already a part of the record we'd ask the Court to take note of them.

THE COURT: I will.

MR. BAILEY: Those -- and just for the record it would be our position that those came from a cross section of the community, although it was during -- for purposes of bond they speak to the character and the work of Mr. Braswell in his local community.

Also I'll ask the Court since we did have a very extensive bond hearing, we put on quite a few witnesses that the Court has already heard from, his employer who's Ms. Ruby Payne, Doctor Ruby Payne, and several other people with regard to those same things, Mr. Braswell's character and his work in the community, we'd ask the Court to take note of that.

THE COURT: I will.

MR. BAILEY: With that said, as I stated earlier, I have discussed with Mr. Braswell his right to be heard during this hearing. Mr. Braswell, for the record, did testify at trial and as a result he's going to waive his right to be heard today.

THE COURT: Alright, and you have no additional proof?