

1 substantial risk of safety. They lost
2 weight. Nor could she prove or did she
3 prove that the Defendant actually knew
4 what was going on in the OSS.

5 Ladies and gentlemen, I ask you
6 when you go back and you deliberate, not
7 hesitate but deliberate, think about those
8 questions. Am I truly, firmly convinced
9 that the events occurred the way the State
10 has presented?

11 And when you deliberate and you
12 look at all the evidence, put all
13 assumptions aside and look only at the
14 facts you heard, you will find there are
15 just too many doubts. There are just too
16 many doubts. And you will find the
17 Defendant not guilty of all charges.

18 Thank you.

19 THE COURT: Ms. Timmins, you may
20 proceed.

21 MS. TIMMINS: It must be nice to be
22 at the top of the food chain and not have
23 to be responsible. Is that what happens
24 when Exxon Mobile spills oil in the ocean
25 and kills animals? Does the president get

1 to step back and say, not my fault? It's
2 my workers' problem. Does Sam Walton get
3 to do that at Walmart? When something
4 really bad goes on in his stores, does he
5 stand back and say, not my fault?

6 It is his fault. It is his
7 responsibility. He's not Sam Walton.
8 He's not Exxon Mobile. He was the owner
9 of the facility that he lived at that he
10 worked at that he was in every single day
11 and that he had complete control of. He
12 knew exactly what was going on there.

13 Just because something is possible,
14 it doesn't make it reasonable. Just
15 because an alternate theory is thrown out,
16 that doesn't mean that there's reasonable
17 doubt. Just because the Defendant has a
18 different version of events than everybody
19 else, that doesn't mean you then throw up
20 your hands and say, well, he said it
21 didn't happen; guess we're done.

22 You have been spoken to like
23 there's no evidence in this case, like all
24 there is a Kxxxxxxx and that's it. You
25 know that to not be true. You know all of

1 the other surrounding circumstances that
2 corroborated what she had to say.

3 And you also know, and you know it
4 from the instructions that you're getting,
5 what Kxxxxxxx says alone can be proof
6 beyond a reasonable doubt.

7 You know you heard that phrase "he
8 said, she said" many times. Do you know
9 why? Because when people in our society--
10 we hear that a lot in the news and the
11 media--it's a he said, she said. That
12 makes people go, oh, must not be anything
13 there. Right? And that's what she wants
14 you to do.

15 This is so much more than he said,
16 she said. And there is so much more that
17 supports what Kxxxxxxx had to say. If you
18 cannot reconcile the differences, then you
19 accept what you find more believable.
20 What does the evidence tell you is more
21 believable? Who did you find more
22 believable sitting on this stand?

23 Is it reasonable to believe that
24 Kxxxxxxx made this up? We went through
25 this before, but her disclosure itself

1 tells you that she wasn't out to get
2 anybody. They talked about the
3 rollercoaster ride. And you hear that and
4 it's like, well, yeah, that can make
5 sense. I get that. But this has been a
6 long rollercoaster ride.

7 If all she wanted was to get him in
8 trouble; if all she wanted was to get out
9 of the school; she got it. What incentive
10 does she have to still be here? Why
11 wouldn't she have just walked away and
12 said, see ya'; I'm going to Vegas; I'm
13 done; not dealing with this?

14 She works two jobs to get by, and
15 she had to come here this week--I
16 shouldn't say had--she came because we
17 asked, and gave up that money from her
18 jobs and be here and go through this
19 situation. She didn't have to do it. If
20 she made it up, she would have walked
21 away. If she got what she wanted, there
22 was no reason for her to be here.

23 And what is the motive? Has that
24 ever made sense to you? Did that ever
25 play out with Kxxxxxx, that she was angry

1 and so upset and just enraged about this
2 whole thing? The Defendant said that.
3 They brought in Kxxxxx [REDACTED] to say, well,
4 she was upset during this time. She was
5 angrier than she normally is.

6 But what you also know from all of
7 the other facts in this case is actually
8 what Kxxxxx [REDACTED] said is fairly
9 consistent with where she was at at that
10 moment, that she was having these suicidal
11 thoughts. She was in a bad place during
12 that time. So is it because she was mad
13 at Ben and she wanted to get back at him?
14 Or was it the pressure cooker?

15 Do you really believe that she has
16 the ability, that she is that conniving
17 and manipulative, and has the forethought
18 to think about what she was going to say,
19 and had the forethought to see how it
20 would all play out later on, to make up
21 this story?

22 Because, you know what? It's not
23 that good of a story, is it? If somebody
24 actually sat down and said, I am mad at
25 him; I'm going to make this up; I'm going

1 to say that he did those things.

2 Wouldn't it be a better story if--
3 the first sex act she tells you about,
4 there are 8 other girls in the room. Who
5 would make that up? Because most people
6 would say, that doesn't sound right; that
7 doesn't make sense. That's a hard one to
8 swallow, isn't it? If she was going to
9 make it up, wouldn't she say, I said no; I
10 fought; nobody was around, whatever it
11 might be? He took me by myself somewhere
12 in the car; it happened in the car.

13 Think about what she told you. If
14 she made it up, it would have been so much
15 better. And she has to be the actress of
16 the century to have sat up there on that
17 stand and went through her testimony like
18 she did in such a genuine and true way if
19 that was all made up.

20 Oh, and with Kxxxxxx [REDACTED], why did
21 they put her on? Now, they say they put
22 her on to talk about Kxxxxxx, that she was
23 upset. But isn't it interesting, they
24 called witnesses just like we called
25 witnesses, and the comment was that the

1 only people we called were kids that hated
2 MWA, disgruntled employees. The one kid,
3 prior student, that they put on was Kxxxxxx
4 [REDACTED] whose father was Devon Dade, the
5 director of the academy, the friend of the
6 Defendant, the girl who never once went
7 into OSS, and had just a great experience
8 there and has always supported the
9 Defendant, always. That's the one kid
10 that they put up for you.

11 Is it reasonable to believe that
12 Kxxxxxxx made it up? You would know that
13 he had the ability to steal those few
14 moments, those touches. He could go
15 wherever he wanted; nobody questioned him;
16 the records were not kept of the staff; he
17 was the family rep; he could take her
18 whenever he wanted; nobody questioned
19 that.

20 And the movie nights in the seminar
21 room, and what does he have on his phone
22 (indicating). We know like Kxxxxxxx said
23 that it was easy to go away on a movie
24 night. Look at all those girls facing
25 that screen, watching that show. He had

1 several of those pictures on his phone.

2 Kxxxxxxx had nothing to gain from
3 this. She had nothing to gain from this.
4 The Defendant has everything to lose.
5 He's the one that has the motive. He's
6 the one that has the incentive to deceive.
7 He has everything to lose. So who do you
8 find more credible?

9 I said this earlier, he wants to
10 walk in here and say what he wants and
11 expect you to just take it as is, believe
12 everything and be done. Don't listen to
13 the other evidence. Ignore everything
14 else that's in front of you. He says it,
15 so it's true. Don't do that.

16 On the second count, is it
17 reasonable to believe that he just made
18 these bad choices, when we're looking at
19 this pattern, practice, scheme of conduct,
20 when we're talking about the sexual
21 questionnaires, the Victoria's Secret.
22 You know, he sat up here and said, oh, I
23 know it looks really bad, you know, and I
24 made some bad choices.

25 We know what happened to kids at

1 Midwest Academy when they made bad
2 choices. He makes bad choices and he just
3 wants to give you an explanation and have
4 you all say, oh, no problem, okay.

5 He told you it was annoying to take
6 the girls to Victoria's Secret; that he
7 didn't want to. It was disturbing to read
8 the sexual questionnaires. He said it was
9 the girls who asked for the mirror therapy
10 or classes.

11 He said he wouldn't be around
12 females anymore on December 4, 2015. He
13 said that. But what do his actions say?
14 That's what he said to you. But what were
15 his actions, what did he do?

16 He built this school that was based
17 on discipline, punishment, deprivation of
18 wants. Food is a privilege; mattresses
19 are a privilege; a mirror is a privilege;
20 parting your hair is a privilege.
21 Everything was controlled there. He and
22 staff are in charge at all times.

23 And then he sits up on the stand
24 and he says, well, I just took them there
25 because they wanted to. It was their

1 choice. And he kind of acted like he
2 just--there was nothing he can do about
3 that. Do you find that credible? Do you
4 find that reasonable?

5 He said the school is financially
6 strapped, but then you hear that he's
7 buying bras and underwear for teenage
8 girls at Victoria's Secret. All he had to
9 do was say no, not going to Victoria's
10 Secret. I'll take you over to Walmart,
11 and you can buy the cheap cotton bras and
12 underwear; right?

13 So once again he's sitting there
14 not taking responsibility, placing it on
15 the kids. It was the girls that wanted
16 it; their choice, not mine, and wanting
17 you to blame somebody else for his
18 behavior.

19 He said it was disturbing to read
20 the questionnaires yet they're still
21 sitting in his office. Because when Mike
22 Davis talked to him on the phone after all
23 of this happened, and Mike Davis was like,
24 what is this sexual questionnaire stuff?
25 And the Defendant gives him the

1 explanation and, oh, I shredded them when
2 I was done with them. But they were in
3 his office. They weren't shredded. And
4 then by the end of his testimony
5 yesterday, it was just something about the
6 staff found them in the garbage or
7 something. And then today it turned into
8 some conspiracy theory where somebody
9 planted it a day before the search. Do
10 you find that reasonable? Do you find
11 that credible? Or do you find it to be
12 someone who is filling in the blanks, who
13 is displacing the responsibility and
14 pointing the finger at others?

15 He said the data was used in those
16 questionnaires to teach the kids about how
17 unplanned pregnancies affect the
18 generations in the family. What do
19 questions about how many times do you
20 masturbate have to do with that? Read the
21 questionnaires.

22 He said he gave the survey to staff
23 to hand out. The kids all dispute that.
24 And guess what staff doesn't know about
25 them? You know, he said he talked about

1 he wanted to help the kids. He was doing
2 this to help the families. He just wanted
3 to collect it for data. Well, nobody
4 compiled the data, and he never once told
5 the counselors about it. Mike Davis, Jane
6 Riter, Gary Lachapelle, they had no clue
7 about this. Do you find it credible that
8 this survey was to help the kids?

9 When it came to the uniform room,
10 again, he had this story he told of a girl
11 crying in the hall and he just wanted to
12 help her and they were being mean, and he
13 wanted to make her better. So he printed
14 off these papers, and the next thing you
15 knew all the girls wanted it. What was he
16 supposed to do?

17 Could another female staff have
18 taken the girls to Victoria's Secret if it
19 was so important to go there? Could
20 another female staff take care of those
21 sexual surveys with the girls if that was
22 so important? Could another female staff
23 take care of this body image where you're
24 having girls go into a room and undress
25 and look at themselves? He says things to

1 you, but his actions don't play out. His
2 actions show what his intentions are.

3 So again, he's blaming the kids.
4 He's blaming the girls. They wanted to do
5 it. I couldn't say no; which, again, goes
6 against everything you know about that
7 school. He said he only did it a few
8 times over a two-month period. So he
9 tried to really restrict it down, didn't
10 he? He tried to make it seem like it was
11 minimal. You know that's not true.

12 Rxxxxxx [REDACTED] came there in December
13 of 2013. That's what she testified to.
14 She said that that class happened shortly
15 after she got there. She was pretty new.
16 Then look when the rest came. Fxxxxxxxx
17 was June 2014; Lxxxxxx and Mxxxxxx, October
18 2014; Kxxxxxx, January 2015. They all did
19 it. That is way longer than a two-month
20 period, all right. So he wasn't honest
21 with you, and he was trying to minimize
22 what he was doing and make excuses for it.

23 And wasn't it interesting--when
24 we're talking about pattern, practice,
25 scheme of conduct, wasn't it interesting

1 that most of those girls said, yeah, I did
2 it close to the time that I came. Do you
3 think there's a purpose to that when the
4 new girls come in?

5 Again, he said the girls asked if
6 they could undress, completely against all
7 the testimony that all the girls gave.
8 All of them that did it on different times
9 and different classes, the Defendant was
10 the one who said, you can take off your
11 clothes; get down to your bra and
12 underwear; take it all off.

13 When the girls came out, he'd talk
14 to them about their body type. Well,
15 you're a pear shape; you know, you have
16 bigger breasts. But he wants to make it
17 seem like it's all innocent. It's just
18 because that's what the girls wanted. You
19 know that's not true.

20 Is it reasonable that the Defendant
21 just made bad choices when he went to
22 Victoria's Secret? All right, he had to
23 admit the Victoria's Secret. We had it on
24 the phone. Everybody said it. Okay. So
25 now it's just, you know, they wanted to.

1 He told Beth Webster he was done with the
2 girls, wouldn't interact with them, on
3 December 4th. On December 22nd, he was
4 seen in the Iowa City mall, not the ones
5 that are close here, in the Iowa City mall
6 with girls from the academy. And then
7 today all of a sudden he was thinking
8 about it, and maybe it wasn't even girls
9 from the academy. It was another group of
10 teenage girls that he was with, because
11 that's why he had that photograph. He
12 says things; his actions are different.
13 Do you find him credible?

14 Mike Davis confronted him about
15 Victoria's Secret, you know, while the
16 academy was still open--this was in the
17 fall of 2015--and said, hey, Ben, I heard
18 that you did this. Not a really smart
19 idea. And what does the Defendant say to
20 him? No big deal, and I can do what I
21 want. That's probably what a lot of this
22 December 22nd was, because he wasn't going
23 to have Beth Webster telling him where he
24 could go and who he could be with and how
25 he was going to run the academy. He could

1 do what he wanted.

2 He said he didn't have sexual
3 conversations with Kxxxxxxx. Kxxxxxxx said
4 he did. You know those occurred. Rxxxxx
5 [REDACTED] said he did too. The trip to St.
6 Louis, coming back from the airport when
7 he had the conversations with the two
8 girls in the front of the van.

9 Mxxxxxxx [REDACTED] said he talked to
10 the girls about masturbating. Now, you
11 can put it in context of what it was, that
12 maybe it was this general conversation.
13 But again, is there not female staff to
14 take care of that? Or is that all still
15 part of that pattern, practice, scheme of
16 conduct of having this contact with the
17 girls in the way that he is for Count II.

18 All of these things go to Count II,
19 okay? He grooms, he tests. Isn't that
20 some of it, the testing? Come on,
21 Kxxxxxxx, let's go, come do this body
22 exercise. Does she go in the room
23 willingly? Does she question him? When
24 she comes out, what does she say? How
25 does she respond when I ask her about her

1 body? He sees what reactions he gets.
2 Are they quiet? Do they feel
3 uncomfortable? Do they seem like someone
4 who's going to say something?

5 He desensitizes to the sexual
6 contact. He's always talking--he's
7 talking about it to them, like this is
8 normal, this is okay. He makes it seem
9 normal. Again, every girl said they were
10 fairly new with that mirror exercise. Was
11 that the grooming? Was that the testing?
12 Is that part of the pattern, practice,
13 scheme of conduct? These actions were not
14 bad choices, they were purposeful, they
15 were done for a reason.

16 Is it reasonable, ladies and
17 gentlemen, to believe that the kids are to
18 blame for all of this? He wants you to
19 believe that a 12-year-old boy made the
20 rational choice to remain in a cell for
21 half a year. He wants you to believe that
22 he didn't notice any problems with Dxxx or
23 Bxxxxxx.

24 You know, that too far up the food
25 chain is ridiculous. I mean, he himself

1 testified he's in OSS, according to him,
2 all the time. He admitted he was in there
3 with Bxxxxxx and Dxxx. It was right in
4 front of his face. He had his clinical
5 staff saying, take care of this problem;
6 they don't belong here. And they just
7 kept putting them in the room.

8 He wants you to believe that OSS
9 helped them. Did you see that at the end
10 here where he tried to take credit for
11 Bxxxxxx and Dxxx doing well, that it was
12 him, his academy? That's why they're
13 doing well now?

14 You heard [REDACTED] and [REDACTED]
15 [REDACTED] talk about what those kids were
16 like when they came home, curled up on the
17 floor crying, behaviors they hadn't seen
18 before. You heard the therapy that they
19 got into when they went home, and the new
20 programs that they got them into at home
21 and were wonderful for them. Yet he wants
22 to take full credit for the fact that
23 they're doing well.

24 He wants you to believe that the
25 kids love peanut butter and jelly. That's

1 okay to give them PB and J. They loved
2 it. It's okay we left them in the rooms.
3 They wanted to be there.

4 He wants you to believe he didn't
5 know. He wants you to believe that what
6 he did is okay. You know, he convinced
7 the boys' parents of that, because they
8 try to blame the parents too, right? We
9 called [REDACTED] told her she needed
10 a Plan B.

11 I want you to go back to [REDACTED]
12 [REDACTED] s testimony and remember what she
13 said. Now, she agreed that she was called
14 in November and that the mention of Plan B
15 was made. But she was also told, come to
16 the December workshop. So she thinks
17 things are fine. She wasn't told--it
18 wasn't until March that she knew exactly
19 what was going on.

20 She wasn't told about the extent of
21 the OSS rooms. Do you remember her
22 testifying to that? Well, we saw them and
23 the Defendant said that they're rarely in
24 there. The doors are always open. She
25 testified a long time ago, but go back to

1 what she said. She also said that the
2 Defendant told her that he'd help her look
3 for a place for Bxxxxxxx; that he was going
4 to look at other facilities.

5 Now, the bottom line on all of that
6 is-- You know, that's fine. If you want
7 to be upset with the parents for not
8 realizing what was going on or maybe not
9 doing something themselves sooner, that's
10 fine. But the bottom line is he didn't
11 change anything, okay?

12 During that timeframe, even though
13 he made a phone call in December, from
14 December--or November, from November to
15 March Bxxxxxxx [REDACTED] was still put in the
16 room. They were still doing the actions
17 that were causing him harm that was a risk
18 to his mental, emotional, physical safety.
19 So they can blame everybody else they
20 want, but they cannot walk away from the
21 fact that they were the persons that put
22 him in the room. He was the one that
23 approved the rules, the policies
24 (indicating to the Defendant). He was the
25 one that was in those rooms, supposedly

1 all of the time, checking on the kids.

2 He convinced the boys' parents. You
3 heard that from [REDACTED] and [REDACTED], about
4 how the Defendant would tell them things,
5 and it's going to be okay, and this is
6 going to work. These are people who were
7 desperate for a place to get their
8 children help. Those parents sometimes
9 are almost as vulnerable as those kids.
10 Because as a parent, you'll do anything to
11 help your kid. And if somebody comes
12 along and says, we can help; we'll give
13 therapy; it will all be okay. No, it's
14 okay he's in the OSS room; he's in there a
15 lot, but it's okay. This is working.

16 He took advantage of the parents as
17 much as he took advantage of the kids, and
18 he had no problem taking their checks
19 either.

20 Here's the other thing. This is
21 not the time and place to turn this into a
22 debate about what's appropriate or not
23 appropriate discipline for a child. What
24 we're talking about in this case is
25 excessiveness. So whether you agree or

1 not that it's okay to have those rooms--
2 And you know what? Facilities have them.
3 The State is not charging the Defendant
4 because they have the rooms. He's being
5 charged because of how he used the rooms.

6 Your debate should be about what's
7 reasonable. Is it reasonable to confine a
8 child to make them conform? Because it
9 wasn't just, I'm throwing a temper
10 tantrum, I'm hitting somebody. It's, you
11 know what, you got too many consequences
12 today, in the room.

13 This wasn't just, as Dr. Grassian
14 said, an appropriate use of the room to
15 get them calmed down and to make it safe
16 for them to be around others. This was,
17 okay, once you're calmed down, then you're
18 going to sit in here for twenty-four hours
19 in structure. Can you imagine how they
20 had to sit for the length of time that
21 they did? And they want to say, well,
22 people check in, it's okay. They got
23 their peanut butter and jelly sandwich,
24 it's okay. It's their choice to be in
25 there. Had they just followed the rules,

1 this wouldn't have happened.

2 Can you imagine sitting in
3 structure for twenty-four hours, whether
4 it's on a concrete floor or three hours
5 later it's in a chair, can you imagine?
6 It's the difference between a spank and a
7 punch in the face, okay? People can
8 debate all they want whether it's okay to
9 spank your child. But, you know what?
10 Under the law it's okay to spank your
11 child. Now, do you want to punch your
12 child in the face? Do you want to leave a
13 bruise? Do you want to beat your child?
14 Not okay. It's about what's reasonable,
15 and it's about excessiveness. His actions
16 are not reasonable; they are excessive;
17 they are criminal.

18 Who do you find credible? All
19 right, our witnesses aren't perfect.
20 They're troubled young adults that came as
21 troubled kids from troubled backgrounds,
22 but that's why he picked them. That's why
23 they were available to him. And that's
24 what makes them so credible.

25 There's no explanation for motive

1 for these kids. There are too many
2 consistencies in their accounts of kids at
3 different places, different times. Did
4 you watch some of them when they recited
5 those rules? It was almost weird when you
6 would watch a kid go into, oh, that's a
7 Rule 355 and a 108. They still know
8 those. Those are engrained in their head.

9 There are too many consistencies in
10 these kids' stories. To believe the
11 Defendant means that you're going to look
12 at all this other testimony and say, that
13 all is not true. What do you find
14 reasonable in that situation? Who do you
15 find credible?

16 The Defendant had an answer for
17 everything, all right. That was so
18 scripted and well played out, and he's
19 very charismatic, and he's a good speaker.
20 My witnesses not so much. Who do you find
21 more credible?

22 The truth is simple and you heard
23 it from these kids. He sexually abused
24 Kxxxxxx; he sexually exploited Kxxxxxx
25 through his pattern, practice, scheme of

1 conduct; and, he endangered the health and
2 well-being of Bxxxxxxx and Dxxx. That's
3 it. He stole a piece of those kids' lives
4 that they will never get back.

5 Bxxxxxxx [REDACTED] spent his first day,
6 first day at the academy in that room
7 (indicating). He was 12. What did the
8 sheet say? He was brought in yelling and
9 screaming, it's 4:06. At 5 o'clock, he's
10 finally laying down. So he's calming down
11 by 5 o'clock. But he's still in there.
12 At 7:35 he's still in there. It's 5:10 in
13 the morning and he's still in there.

14 It's now September 4th, we're on
15 another day, and he's woke up at 7:24. At
16 7:30, sitting in structure. So he got up
17 and he's sitting in structure. He's ready
18 to go. And then Mr. Mike D, Mike Davis,
19 comes in to talk to him, and Bxxxxxxx
20 refuses to talk to him. And then at 7:58,
21 Mike D tells Bxxxxxxx structure starts
22 over. What happens? He had to be
23 restrained. He peed in the corner of his
24 room.

25 That morning he got pickles and PB,

1 peanut butter, for breakfast. At 12:55
2 that afternoon, he's asking for a book and
3 a stuffed animal. He's 12 and he's still
4 sitting in that room, and all he wants is
5 a stuffed animal. He's lucky he gets a
6 mattress.

7 For lunch he gets a PB and J
8 sandwich and raisins. Back to breakfast
9 on the next day, PBJ and an apple.
10 September 5th, for lunch this time he gets
11 a meat sandwich. What was it, three
12 slices of deli meat on some bread, and an
13 orange? At 6:15 he gets dinner. At 7:16
14 he's returned to his family, September 5,
15 2014. Those are his first days there.

16 Oh, guess what? September 6th,
17 he's back in. It's 6:30 in the morning,
18 Bxxxxxxx brought to OSS, very angry, takes
19 off socks. This is where he gets all of
20 his clothes taken and he's sitting in that
21 room with a camera on him naked. This is
22 his third day there.

23 How many days did he spend there?
24 That's what his life was. Do you know
25 what Bxxxxxxx wanted (projecting photo)?

1 All he wanted--he wanted something to eat.
2 Remember he went to the Chinese buffet for
3 his birthday because he could eat as much
4 as he wanted there? That's what Bxxxxxx
5 wanted.

6 What about Dxxx (projecting photo)?
7 We don't know what Dxxx wanted. Dxxx
8 couldn't come here. Dxxx can't talk about
9 being there. So we don't know what Dxxx
10 wanted.

11 Kxxxxxx (projecting photo), she
12 just wanted a safe place to live. She
13 didn't want to leave.

14 Lxxxxxx (projecting photo), she just
15 wanted some therapy. That's all she
16 wanted when she was there.

17 Fxxxxxx (projecting photo), she
18 just wanted a safe and secure place.

19 Mxxxxxx (projecting photo), she
20 just wanted to call her mom. Remember
21 that? She was crying. She just wanted to
22 call her mom. She ended up in OSS for how
23 long?

24 And Rxxxxxx (projecting photo), she
25 just wanted to feel human. Rxxxxxx was

1 very compelling when she testified. She
2 was one of those kids that did okay, that
3 had the logical thoughts when she arrived
4 of, okay, I'm going to conform because I
5 don't want to be in that room. Remember
6 she had to sleep in the room the first
7 night she got there? And she didn't want
8 to go back, so she did as she was told.
9 She followed the rules. She could clean
10 the blood up off the floor.

11 She said it was so awesome to go
12 out for your birthday because that was the
13 one time that you could feel human.
14 Because being there, you had no control;
15 you couldn't talk to people. And despite
16 the fact that she is around all these
17 people at this academy, what was her
18 response to what it was like there, how it
19 felt? It was lonely. And she just wanted
20 to feel human.

21 He had all of the power over those
22 kids. He abused that power. He is not
23 all powerful here. His word is assessed
24 just like anybody else's. You get to make
25 that decision as to whether or not you

1 believe him.

2 He is not God here. He was God at
3 Midwest Academy. He wasn't questioned at
4 Midwest Academy. Everybody took what he
5 said no matter what.

6 You now have the power and the
7 control. Use it to seek the truth, use it
8 to do justice and find him guilty, guilty
9 on each and every count.

10 Thank you.

11 (The Court read the remaining jury
12 instructions to the jury.)

13 THE COURT: Ladies and gentlemen, I
14 don't believe you have the verdict form
15 attached to your copies. However, it's
16 pretty straightforward. Count I is the
17 Sexual Abuse offense. On the second page
18 is the Pattern, Practice, or Scheme, and
19 on the third page is the Child
20 Endangerment. On each of those counts,
21 you have to have--that's where you need to
22 enter your verdict, okay? So they're
23 separated by page and each goes by Count
24 I, Count II, Count III. It's pretty
25 straightforward once you get a chance to