

1 MS. SCHAEFER: It is, Your Honor.

2 THE COURT: Okay. Ms. Timmins.

3 MS. TIMMINS: The State calls

4 [REDACTED]

5 [REDACTED]

6 called as a witness by the State, being
7 first duly sworn by the Court, was
8 examined and testified as follows:

9 DIRECT EXAMINATION

10 BY MS. TIMMINS:

11 Q. Would you please state and spell
12 your name for the court reporter?

13 A. Yes. My name is [REDACTED]
14 that's [REDACTED]

15 Q. Where do you live?

16 A. I live in [REDACTED].

17 Q. How old are you?

18 A. I am 19.

19 Q. What's your date of birth?

20 A. Xxxxxx xx, xxxx.

21 Q. You said you live in [REDACTED].

22 Do you live with anyone?

23 A. Yes. I live with my mother.

24 Q. Do you work?

25 A. Yes, I do.

1 Q. Where do you work at?

2 A. I work at a [REDACTED]

3 Q. How long have you been there?

4 A. Like, a year, over.

5 Q. What's your educational background?

6 A. I was a student at Midwest Academy,

7 and now I'm attending a [REDACTED]

8 in [REDACTED]

9 Q. What are you studying?

10 A. I'm studying entrepreneurial
11 business and minoring in finance.

12 Q. You said you were a student at
13 Midwest Academy?

14 A. Yes.

15 Q. Did you get your high school
16 diploma through there?

17 A. Yes. I received my high school
18 diploma from there.

19 Q. When did you attend the academy?

20 A. I attended the academy September,
21 October 2014 to July 2015.

22 Q. Where were you at before you went
23 to the academy?

24 A. Before I went to the academy, I was
25 in [REDACTED] at a juvenile detention center.

1 Q. What was going on in your life?

2 A. I was really confused and in terms
3 of-- Can you rephrase that?

4 Q. You said you were in a juvenile
5 detention center?

6 A. Okay.

7 Q. You obviously had some things going
8 on in your life?

9 A. Of course.

10 Q. What problems were you having?

11 A. The problems I was having was
12 really just more of, like, emotional
13 instability. I felt, like, all over the
14 place. I was 16 at the time, and I was
15 just very confused. I had been in a few
16 other schools and really just thrown
17 around a lot and really lacking direction.

18 Q. Whose decision was it for you to go
19 to Midwest Academy?

20 A. It was my family's decision.

21 Q. How old were you when you entered?

22 A. I was 16.

23 Q. How did you get there?

24 A. I was transported from [REDACTED]
25 [REDACTED] to Keokuk through a transporting

1 service. I was handcuffed and shackled
2 and put in the back of the car and
3 transported the entire time. It was like
4 seven hours or more than.

5 Q. So what happened when you first got
6 there?

7 A. When I first got there, I went to
8 intake. So I met with Mr. Don. He was a
9 staff member there and two other students,
10 and they took me into a back room and we
11 did my inventory. We checked in my
12 belongings.

13 Q. When you first arrived, did you
14 have a lot of rules to learn?

15 A. Or course, yes.

16 Q. And did you start on Level 1?

17 A. I started at Level 1, zero points.

18 Q. What does that mean?

19 A. In order to get to Level 2, you
20 have to have 200 points, so I was just
21 ground level, you know, fresh start, like
22 I had nothing.

23 Q. And that's what everybody starts
24 at; right?

25 A. Yes.

1 Q. We have talked a lot about the
2 rules and the levels and things like that.
3 What was the rule that you hated the most?

4 A. Can you rephrase that?

5 Q. What rule did you not like?

6 A. The rule that I didn't like was
7 just the amount of communication that I
8 had with my family. I was allowed to
9 write to them once a week for an hour or
10 two, and I really felt that I was not able
11 to communicate what was happening at the
12 school and how I was feeling accurately.

13 Q. Did you have a family rep?

14 A. Yes, I did.

15 Q. Who was that?

16 A. It was Mr. Devon Dade.

17 Q. Did you have a counselor?

18 A. I was assigned a counselor that I
19 did not meet with.

20 Q. Who was that?

21 A. I was assigned Miss Jane. And she
22 met with me-- I was on her caseload for
23 over six months. She met with me less
24 than twice. I buddied once. And then I
25 was moved to Mr. Mike. I cannot remember

1 his last name. But he was the clinical
2 director. And he met with me one time and
3 left, like, midway through the session and
4 we didn't finish.

5 Q. You said somebody buddied with you.
6 When you met with your counselors did you
7 have to have someone with you?

8 A. Yes. And we had to have another
9 person, like a second or a buddy, to
10 really just like witness what was going on
11 and make sure, like, there was nothing
12 inappropriate. But for me, I think, it
13 was just kind of invasive because it was
14 hard to talk about what I wanted to speak
15 with the counselor about in front of peers
16 that, you know, I went to the school with.
17 You know, rumors spread, gossip, et
18 cetera.

19 Q. Even if you went to see a doctor or
20 talk with the nurse, you always had
21 someone else with you; is that right?

22 A. Yes. Actually, when I first went
23 to the academy, I had an invasive exam
24 where--I want to say is was a pap smear
25 where I got swabbed, and I had two

1 students in the room when it happened, and
2 they just pulled a curtain. And it was
3 just incredibly, like, invasive and I
4 didn't feel like I could communicate with
5 the nurse or the doctor how I wanted to.

6 Q. Is it fair to say there just wasn't
7 a lot of privacy at the academy?

8 A. No. I mean, you didn't have the
9 privacy of going to the restroom by
10 yourself. You would be in a silent
11 restroom where communication wasn't
12 allowed. And you had to ask, like, for
13 like feminine products through sign
14 language and it was just--you didn't have
15 privacy.

16 Q. Did you go to OSS?

17 A. Yes.

18 Q. Did you go there quite a bit?

19 A. Can you rephrase that?

20 Q. Were you in OSS very much?

21 A. I went to OSS when I first went to
22 the school, and I was in there and I think
23 I refused--like, one entire day I just sat
24 in the box, and I didn't want to
25 participate in the program. And that was

1 when I first got there. That was like my
2 first month, within my first couple of
3 weeks. And that's when I stopped refusing
4 and I got out of OSS and did everything I
5 could to move up in the program.

6 Q. Are you saying that the-- You
7 called it the box. Is that what some of
8 the kids called it?

9 A. Yes. And the reason we called it
10 the box was because it was the shape and
11 the structure, but on top of that it was
12 the fact that they'd close the door. It
13 really felt like you were enclosed in
14 something and that you had no way to get
15 out.

16 Q. Would you say that being in the box
17 helped you then?

18 A. I'm sorry. I'm just getting
19 emotional. For me it was so traumatic,
20 just the feeling of being completely
21 hopeless and not having anyone to talk to.
22 And then feeling like what was happening
23 there I had no control over. I felt
24 completely hopeless. I felt ignored. I
25 felt like I was thrown in a corner

1 somewhere, locked in a room, and
2 completely forgotten about from my family,
3 the government, everyone. I felt so
4 hopeless.

5 Q. You said after being in the OSS
6 room, you started to comply; right?

7 A. Yeah. I was in there and I just
8 wanted to get out. I wanted to do
9 whatever they wanted of me. When I walked
10 out of OSS, I was completely ready to do
11 anything that the program had asked of me.
12 I didn't want to go back in there.

13 Q. Did you meet the Defendant when you
14 first got there?

15 A. I don't remember. When I first--
16 like the first day I was there, I do not
17 remember meeting him.

18 Q. Over time did you get to know the
19 Defendant?

20 A. Can you rephrase that?

21 Q. I'm probably confusing you.

22 A. Yeah.

23 Q. Did you get to know Ben Trane?

24 A. I got to know Ben Trane--the first
25 time I ever really had a one-on-one

1 conversation with him was after my father
2 and his fiancée at the time went to a
3 parent seminar, and they were in town.
4 Ben had pulled me aside because I was
5 going to go communicate and talk to my
6 family. It was a huge deal. I hadn't
7 seen them.

8 So for me that's when it felt like
9 Mr. Ben Trane had expressed interest in me
10 and my program, because before then I felt
11 like I really flew under the radar. And
12 as in that, I wasn't a problem child. I
13 followed the rules. I just kept my head
14 down and I really wanted to just get
15 through the program and go home.

16 Q. Was that a big deal for him to pay
17 attention to you?

18 A. Yes. It was a huge deal.

19 Q. That was a big deal to most of the
20 kids, wasn't it?

21 A. Yes.

22 Q. Why?

23 A. Because Mr. Ben really was kind of
24 just viewed like extremely godlike, for
25 lack of a better word, in the sense that

1 when I was stripped of everything that I
2 had from my clothing and told that I had
3 to wear my hair a certain way; I wasn't
4 allowed to communicate; I had to ask
5 permission to stand and use the restroom.
6 It was the fact that when Mr. Ben came
7 around, he could take you off campus; he
8 could go take you to fast food restaurants
9 and give you food that you couldn't have,
10 condiments. It was ridiculous.

11 He also was known for going and
12 giving points. And for someone like me
13 being a Level 1 or a Level 2, points were
14 a huge deal. That's how I got, you know,
15 salt. That's how I got permission to talk
16 to other students.

17 Q. You said you had to wear your hair
18 a certain way?

19 A. Yes. So to have your set, it had
20 to be in an upright ponytail. There
21 couldn't be any bumps in it. If your hair
22 started to sag, it would be a consequence.
23 And you were only allowed to change your
24 hair during the restroom breaks.

25 Q. What was your understanding of what

1 Mr. Ben's job was at the school?

2 A. My understanding was that when I
3 first got there, he was the director of
4 the program and also the owner.

5 Q. Did he have a lot of interaction at
6 school? Was he there a lot?

7 A. I know he did more of, like, the
8 special, like, events. And did--I cannot
9 remember the word--but like service trips.
10 And that's kind of how I viewed him. I
11 didn't really see him interacting with the
12 family. I personally didn't have
13 interactions with him.

14 Q. You never got to go on a shopping
15 trip with him?

16 A. No.

17 Q. There was a lot of other kids that
18 did; right?

19 A. It's my understanding that there
20 were kids that did.

21 Q. Was there complaints that Mr. Ben
22 had favorites?

23 A. Yes.

24 Q. Were you one of his favorites?

25 A. Definitely not.

1 Q. You know Kxxxxxxx [REDACTED]; is that
2 correct?

3 A. Yes. She was a student while I was
4 there.

5 Q. Did you ever observe the Defendant,
6 Ben Trane, with Kxxxxxxx?

7 A. Yes.

8 Q. When would you observe them
9 together?

10 A. I would observe them together
11 whether it be trips to go to the
12 apartments to clean for extra points, or I
13 know that I had buddied them in a
14 conversation before. When I was in
15 behavioral intervention, Kxxxxxxx and I had
16 spent a lot of time together and I know
17 that Mr. Ben was like a key player in
18 communicating with her and, you know,
19 working with her family.

20 Q. He was her family rep?

21 A. My understanding was that her
22 family rep was Miss Callie, and then I
23 believe it may have changed to Layani or
24 Mr. Ben.

25 Q. Because you actually left in the

1 summer of 2015; correct?

2 A. I left shortly after the Fourth of
3 July, maybe a few weeks after.

4 Q. Did you ever see Kxxxxxxx and the
5 Defendant speaking alone or being
6 somewhere where it was just the two of
7 them?

8 A. Yes.

9 Q. When was that?

10 A. Once when I was Kxxxxxxx's buddy, I
11 had to go to the restroom, and there
12 wasn't anyone on the girls' wing to my
13 understanding. I didn't see any other
14 students around. And so in order for me
15 to go to the restroom, I obviously would
16 have needed Kxx to go with me, but Mr. Ben
17 said it was okay to go by myself and Kxx
18 stayed with him.

19 Q. That was very out of the ordinary,
20 wasn't it?

21 A. Yes. But at the same time--it was
22 out of the ordinary but Mr. Ben was the
23 owner, and I just listened to what he said
24 because he made the rules.

25 Q. Could Mr. Ben pretty much do what

1 he wanted at the school?

2 A. To my understanding, yes, whether
3 it be he cancelled school for the day and
4 told us to go watch movies in the seminar
5 room. There was--you know, he took us
6 outside of the structure at times.

7 Q. Did you notice that the contact
8 between Mr. Ben and Kxxxxxx increased over
9 time?

10 A. Yes, my understanding is that.

11 Q. Well, you say "my understanding."
12 Did you see that?

13 A. I experienced it. Yes.

14 Q. Okay. Tell us about that?

15 A. Well, I guess Kxxxxxx and I were
16 closer. And I guess I hate to talk about
17 her, like, personal issues but she was
18 dealing with a lot with her parents, or
19 here guardians, which were her aunt and
20 uncle.

21 Q. We don't need to get into details
22 of all of that.

23 A. Okay.

24 Q. But she was dealing with some
25 issues?

1 A. Yeah. She was dealing with, like,
2 sexual abuse allegations against her
3 family, and I know that Mr. Ben was
4 helping her deal with that.

5 Q. Would you see him pull her out of
6 class or do things to speak with her?

7 A. Yes.

8 Q. Did you also see any other type of
9 extra attention where Kxxxxxxx would get
10 extra points from Mr. Ben or anything,
11 like get presents or anything like that?

12 A. Yes.

13 Q. What did you see?

14 A. I saw extra points mostly, and
15 whether it be, like, Mr. Ben pulling her
16 out to go do other things that the rest of
17 the family wasn't doing.

18 Q. Did that make a lot of the other
19 girls jealous?

20 A. Yes. It made us all, like,
21 extremely jealous. It was just more the
22 feeling of freedom, the freedom of going
23 outside the building, the feeling of, you
24 know, just having two seconds where you're
25 not going to get a consequence hammered on

1 you. That feeling is unspeakable so,
2 yeah, we were extremely jealous.

3 Q. Did you ever see Kxxxxxx's behavior
4 change over time from when you were there?

5 A. I saw Kxxxxxx go into behavioral
6 intervention. I would say that was a
7 different choice for her. She gave up on
8 her program and practically went into
9 refusal. So I would say that was a big
10 shift, but I really think that was a
11 reflection of what she had been feeling
12 the entire time.

13 Q. Did Kxxxxxx ever tell you that
14 anything was going on between her and the
15 Defendant?

16 A. No.

17 Q. Between her and Mr. Ben?

18 A. No.

19 Q. Did you ever have to take a sexual
20 survey?

21 A. Yes.

22 Q. Who gave you that survey?

23 A. It was Mr. Ben.

24 Q. Did he say what it was for?

25 A. He said it was a questionnaire and

1 that he was going to gather statistics,
2 like, of the student body for the parent
3 seminars.

4 Q. Where were you when you received
5 that?

6 A. I was in a classroom in the
7 downstairs girls' wing.

8 Q. Now, people talk about the
9 classrooms. It's just a room and
10 basically there's desks and computers all
11 around the walls that the kids would sit
12 at; correct?

13 A. Yes. It was not a typical
14 classroom setting. It was more so a
15 computer room.

16 Q. So he gave you the survey. Did you
17 find that concerning at all that you had
18 to fill out some of these things?

19 A. To be honest, at the time I found
20 the questions to be invasive, but to me it
21 made sense.

22 Q. And you said that the Defendant
23 handed those out?

24 A. Yes.

25 Q. Did you go to a body image class or

1 room?

2 A. Yes.

3 Q. What was that?

4 A. It was--Mr. Ben came to the
5 classroom, and he said that we were going
6 to do a body sculpting (sic) class. He
7 took groups of us out of the classroom
8 upstairs to where the uniform room was,
9 and there was a mirror. He let us go one
10 by one to take our clothes off and look in
11 the mirror to identify what body shape we
12 had. And when we got done, outside on the
13 table there was different papers saying,
14 for example, the pear body shape. It
15 would list a celebrity like Beyonce or
16 someone well known and described the body
17 shape.

18 Q. And so did you do that? Did you go
19 in the room?

20 A. Yes, I did. And it was extremely
21 cluttered. I felt instantly overwhelmed
22 and was just--it was extremely
23 uncomfortable. I started looking for a
24 camera because it was so cluttered. I
25 just felt like someone was watching me or

1 something was there. It didn't seem
2 normal. I could just feel every hair on
3 my body raising.

4 Q. Did you undress for the mirror?

5 A. Yes, I did.

6 Q. Was that a big deal to get to look
7 in a mirror?

8 A. Yes. Because we were never allowed
9 to look in mirrors. You could only look
10 into a mirror as an upper level, and it
11 would take about eight months to get to
12 that point.

13 Q. How long had it been since you'd
14 been able to look at yourself?

15 A. The only time I'd look at myself is
16 sometimes I'd go to doctor's appointments,
17 and I'd go in the restroom and, like, just
18 stare at myself in the mirror, because
19 that's the only time I could.

20 Q. When this was going on, was there
21 anybody else with you besides Mr. Ben?

22 A. There was another--there was a full
23 group of girls, so there must have been
24 six others.

25 Q. I asked that badly. Was there

1 another adult with you besides Mr. Ben?

2 A. No.

3 Q. He was putting on this class?

4 A. Yes. And it was Sunday. It was
5 during, like, movies. We were all
6 watching movies in the classroom, computer
7 room.

8 Q. When you came out--after you had
9 looked at yourself in the mirror and you
10 came out, did Mr. Ben discuss with you
11 what your body type is?

12 A. I can't remember that.

13 Q. Did you ever go to Victoria's
14 Secret with Mr. Ben?

15 A. No, I did not.

16 Q. Did you ever see other girls come
17 back on trips with lingerie from
18 Victoria's Secret after being with Mr.
19 Ben?

20 A. Yes.

21 MS. TIMMINS: May I approach.

22 THE COURT: You may.

23 Q. (By Ms. Timmins) I'm going to hand
24 you State's Exhibits 30 and 31. Can you
25 tell me what State's Exhibit 30 is a

1 photograph of?

2 A. I think this is when I first got to
3 Midwest Academy.

4 Q. Did you get your picture taken
5 right away when you got there?

6 A. Yes.

7 Q. And State's Exhibit 31, who is that
8 a photograph of?

9 A. Mxxxxxx [REDACTED].

10 Q. Is that someone you knew from the
11 academy?

12 A. Yes. She was a student while I was
13 there.

14 Q. And you recognize that as Mxxxxxx
15 [REDACTED] in that photograph?

16 A. Yes.

17 MS. TIMMINS: The State would offer
18 State's Exhibits 30 and 31.

19 (State's Exhibit Nos.
20 30 and 31 were
21 offered in evidence.)

22 THE COURT: Ms. Schaefer, do you
23 have any objection to 30 or 31 for the
24 State?

25 MS. SCHAEFER: No objection.

1 THE COURT: 30 and 31 are admitted
2 for the State.

3 (State's Exhibit Nos.
4 30 and 31 were
5 received in
6 evidence.)

7 MS. TIMMINS: Permission to
8 publish, Your Honor.

9 THE COURT: Go ahead.

10 Q. (By Ms. Timmins) Now, this is
11 Exhibit 30. That's a photo of you;
12 correct?

13 A. Yes.

14 Q. How old are you there?

15 A. Sixteen.

16 Q. And then Exhibit 31, that's
17 Mxxxxxxx?

18 A. Yes, it is.

19 MS. TIMMINS: That's all the
20 questions I have. Thank you.

21 THE COURT: Ms. Schaefer.

22 (Continued on the next page.)
23
24
25

1 CROSS-EXAMINATION

2 BY MS. SCHAEFER:

3 Q. So you arrived in September of 2014
4 and left in July of 2015?5 A. Yes. I have a hard time. I can't
6 remember the exact dates, but that is my
7 understanding of the timeline.8 Q. And Kxxxxxxx did not arrive until
9 approximately January of 2015; correct?

10 A. That I don't know.

11 Q. But she wasn't there for the first
12 few months that you were?13 A. We were in separate families. When
14 she arrived, she wasn't in my family to
15 begin with, so I didn't interact with her.
16 I don't know how many months she was there
17 prior.

18 Q. When did she get into your family?

19 A. We never were in the same family
20 or-- I cannot recall. I started
21 interacting with Kxxxxxxx inside of
22 behavioral intervention. That's when we
23 became friends.24 Q. And I believe it was your testimony
25 that other than special things while you

1 were there, Mr. Ben didn't really do
2 anything with the families specifically?

3 A. Can you rephrase that?

4 Q. I think you said that while you
5 were there Mr. Ben only did things like
6 special events, service projects, those
7 sorts of things. He didn't necessarily
8 have day-to-day contact with the various
9 families?

10 A. I can speak that he didn't have
11 contact with me and my family as much. So
12 I can't speak for the other families.

13 Q. Which family were you in?

14 A. I was in Essence from the beginning
15 of my program and up until upper levels,
16 and then when I dropped I went into the
17 Journey family.

18 Q. When you say you dropped, what
19 happened?

20 A. I was an upper level. I had a
21 suicide plan. I was extremely suicidal.
22 It's hard to explain that feeling. But
23 for months I wrote goodbye letters to my
24 family. I just wanted to end my life. So
25 I voted up to upper levels because I knew

1 when I got to Level 4, I could have a
2 belt. And my plan was to go in the
3 bathroom and hang myself.

4 And one night after months of
5 feeling ignored and not having anyone to
6 talk to, a family rep that wasn't mine
7 came and spoke with me. And I felt so
8 overwhelmed with emotion that I told her
9 what I was going through, what I felt, and
10 that night I went into behavioral
11 intervention to be put on suicide watch
12 and I practically--I lost my level and--

13 Q. Excuse me. You went way beyond
14 what I asked you.

15 A. Okay.

16 Q. But at some point you-- But you
17 could go up and then get bumped back down?
18 Like if you went up to Level 4, you could
19 get bumped down to Level 3 for various
20 reasons?

21 A. Yes.

22 Q. And what level would you have gone
23 to to get to the Journey family?

24 A. So I was at Level 4. I went into
25 behavioral intervention. I sat in there

1 and refused for, like, three weeks. When
2 I came out, I was a Level 1 and I was put
3 into Journey family.

4 Q. And during the time you were in OSS
5 it was because you just refused to do
6 anything?

7 A. When I was in intervention?

8 Q. I'm sorry. The names changed.

9 A. That's okay.

10 Q. So when you were in intervention,
11 you just said that you just refused to do
12 anything for a while?

13 A. For a while. It was three weeks.
14 I refused to eat food for near five days.
15 I just wanted to be sent to the hospital.
16 I didn't agree with what was going on, and
17 I wanted to be removed.

18 Q. Okay. But you finally got out,
19 went back to Journey, and then you had to
20 work your way back up?

21 A. I went to Journey, and then I
22 worked my way up to Level 2 and really was
23 there at that point to graduate high
24 school.

25 Q. And you were able to do that;

1 correct?

2 A. Yes, I did.

3 Q. But again, your only knowledge of
4 day-to-day contact with Mr. Ben would have
5 been for like service projects and those
6 sorts of things?

7 A. Had he chose me to go on service
8 projects, yes, but he didn't.

9 Q. But you knew that he did that with
10 other students?

11 A. He did that with the people that he
12 so-called favorited, or the people that he
13 enjoyed more, in my opinion. But I wasn't
14 picked to do those things.

15 Q. Was he the only one who could take
16 people off campus to do things?

17 A. I don't know.

18 Q. And you left shortly after the
19 Fourth of July?

20 A. A couple weeks later, yes.

21 Q. Did you ever get to go out for fast
22 food?

23 A. Yes.

24 Q. Where did you go?

25 A. I went to Taco Bell, and it was the

1 night that I described when my family had
2 came in, my dad and his fiancée at the
3 time for a parent seminar. When we
4 visited, I spent most of the time with Mr.
5 Ben and my family, and when we got done we
6 went to Taco Bell.

7 Q. Was that the only time you got to
8 go get fast food?

9 A. Yes. The other time was for my
10 birthday, and we went to Pizza Hut. I
11 don't know. There may have been another
12 time. I think it was for my birthday,
13 too. Okay, yeah.

14 Q. Did you have two birthdays?

15 A. No. I had one birthday there. I
16 turned 17. When that happened, we went to
17 Pizza Hut, and then I think we also got,
18 like, a shake from Sonic or something. So
19 that's the outings that I had.

20 Q. Did you ever get to go shopping or
21 anything?

22 A. No.

23 Q. Like to Walmart or Kohl's?

24 A. No.

25 Q. Did your parents provide anything

1 that you needed?

2 A. No. They were supposed to, but a
3 lot of times I didn't have what I needed.
4 I didn't have a blanket throughout the
5 winter. There was a lot of things that
6 went unsaid.

7 Q. I'm referring to, like, clothing.
8 You know, if you needed shoes did your
9 parents send those? Or bras and
10 underwear, did your parents send those?

11 A. No. Typically when I needed
12 things, I went to the donation room and
13 just got donated items.

14 Q. And you indicated that you did the
15 sex survey. And I believe you said it
16 made sense that he was using that
17 information for educating parents?

18 A. At the time I was used to being
19 asked incredibly invasive questions.

20 Q. Because you had that at other
21 places too, I'm assuming?

22 A. No. Just that was how I had been
23 conditioned at Midwest Academy. I was
24 used to going through seminars, having to
25 stand in front of groups of people talking

1 about the most personal experiences of my
2 life. So when he asked for an anonymous
3 survey to be filled out with extremely
4 sexual personal questions, it didn't raise
5 a red flag.

6 Q. And it was anonymous?

7 A. He said not to put your names on
8 it. So whether or not he could recognize
9 my penmanship or remember the order, I
10 don't know. But I didn't put my name on
11 it.

12 Q. And in the body image class, you
13 said-- How many girls were in the group?

14 A. Over seven.

15 Q. And you all went into the room
16 individually?

17 A. Yes.

18 Q. And was it everyone's choice
19 whether or not they chose to disrobe?

20 A. I mean, it was the instruction.

21 Q. But was anyone in there to know
22 whether you were doing it or not?

23 A. No one was there watching.

24 Q. And your understanding is it was to
25 identify your body shape for self-esteem

1 reasons? What did you understand it to be
2 about?

3 A. It was supposed to be-- My
4 understanding was that it was supposed to
5 be addressing what type of body type we
6 had so we knew how to work out and what
7 workouts to do that suited our body.

8 Q. You indicated that you had seen
9 some students with some Victoria's Secret
10 merchandise?

11 A. Yes.

12 Q. Who were those students?

13 A. So what it was, was that I was an
14 upper level. I stayed back with--

15 Q. I just need the names.

16 A. Okay. So the students I witnessed
17 that got the items were Jxxxxx [REDACTED]
18 and Axxxx [REDACTED] and the other names I
19 can't remember.

20 Q. And how did you know it was items
21 from Victoria's Secret?

22 A. Because I was an upper level. I
23 was upset that I wasn't brought because
24 they came back and showed me everything
25 they got.

1 Q. And did they have items from other
2 stores as well?

3 A. That I don't know.

4 Q. To the best of your knowledge, had
5 they gone on a shopping trip at the mall?

6 A. That I don't know.

7 Q. You only remember the Victoria's
8 Secret items?

9 A. Yes, and that they had gone out
10 that day and were gone most of it. Also,
11 that they weren't wearing their uniforms,
12 which I believe to leave the school, that
13 was like the rule.

14 Q. Was Kxxxxxxx in that group?

15 A. That I don't know.

16 Q. What levels were Jxxxxxx, Axxxx, and
17 these others?

18 A. They were upper levels, as was I.

19 Q. How far upper level?

20 A. That I don't know.

21 Q. Is it fair to say that if you were
22 an upper Level 6, you had more privileges
23 than if you were at 4?

24 A. That's how the structure was, yes.

25 Q. But you don't know what levels

1 these girls were?

2 A. I know that they weren't Level 6.

3 Q. What was the highest level you ever
4 got?

5 A. Level 4.

6 Q. Were there girls at the school who
7 struggled with body image issues?

8 A. Can you rephrase that?

9 Q. Were there girls at the school who
10 struggled with body image issues or eating
11 disorders, or those sorts of issues that
12 you knew of?

13 A. Yes, to my understanding.

14 MS. SCHAEFER: I don't think I have
15 anything else.

16 THE COURT: Ms. Timmins?

17 MS. TIMMINS: No questions.

18 THE COURT: You may step down.

19 Thank you.

20 THE WITNESS: Thank you.

21 THE COURT: Counsel approach.

22 (A side-bar conference was held off
23 the record.)

24 THE COURT: Ladies and gentlemen,
25 we are at the close of the day. Again,

1 we're keeping our same schedule as best we
2 can. And we'll resume tomorrow at 9 a.m.
3 Please be back in the jury room. We will
4 try and start promptly.

5 What we discussed here is just some
6 of the scheduling issues. We're not
7 discussing anything beyond that, just how
8 to make the most of our time, basically.

9 I told you before we weren't going
10 to go on Monday. It appears we could go
11 on Monday. It looks like Court
12 Administration is on board with that. We
13 could go on Monday, and I told you before
14 we wouldn't or were unlikely to.

15 Is that a problem for anyone? It
16 may not be a full day on Monday, but in
17 order to get through it and, again, I keep
18 looking at next week and get a little
19 nervous because I want to make sure that
20 we've got plenty of time. Would Monday be
21 a problem for anyone?

22 (No response.)

23 THE COURT: Okay. Could you keep
24 it clear then, and we'll discuss it with
25 the attorneys again tomorrow. It's really

1 hard to gauge how long witnesses take.
2 It's not an exact science. These are all
3 estimates, but I want to make sure that we
4 don't have any problems coming in late
5 next week, so that would be very helpful.
6 I appreciate you accommodating us on that.

7 With that, please remember the
8 admonitions I previously gave you. Drive
9 safely home and, again, thank you.

10 (A recess was taken at 4:43 p.m. on
11 December 14, 2017, to resume at 9:00 a.m.
12 on December 15, 2017.)

13 (Continued in Volume IV.)

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