

SUPERIOR COURT, STATE OF CALIFORNIA, COUNTY OF STANISLAUS

IN THE PEOPLE OF THE STATE CALIFORNIA VS. SCOTT LEE PETERSON

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**NATURE OF HEARING:** TENTH DAY OF PRELIMINARY HEARING Case # 1056770

**JUDGE:** A. GIROLAMI  
**Clerk:** J. Carvalho

**Bailiff:** L. Sweatman  
**Reporter:** L. Yard  
J. Webber

**Date:** 11/14/03  
**Modesto, California**

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**Appearances:**

For the People appearing: Dave Harris, DDA.  
Rick Distaso, DDA.

Defendant present with: Mark Geragos, Esq.  
Kirk McAllister, Esq.

Case is regularly called for preliminary hearing.

At 9:30 a.m., the following witness is recalled for further cross-examination and direct examination as a Defense witness: Detective Phil Owen.

People's exhibit 126, 127, 128, 129, 132 and 133 are received into evidence.

People's exhibit 134, 135, 136, 137 and 138 are offered for identification and received into evidence. Defense exhibit CC marked for identification and received into evidence. Exhibit 139 offered for identification only.

For Preliminary Hearing purposes only, the following stipulation is recited to the Court:

The body found on April 13, 2003 by Michael Looby has been identified as Conner Peterson, the biological son of Laci and Scott Peterson.

The body found on April 14, 2003 by Elena Gonzalez has been identified as Laci Peterson.

The evidence item 425-1 to 425-5, also known as K1, which are head hairs taken from the Defendant, and 425-6 to 425-7, also known as K2, which were pubic hairs taken from the Defendant, were collected and used properly for chain of custody purposes.

Evidence item 18A, also known as K3, which is the bloodstained card of blood taken from the Defendant, and SR2, also known as K4, the cheek swab collected from Sharon Rocha, were collected and used properly for chain of custody purposes.

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Evidence item 26A and subparts, also known as Q2, which were hairs from the blue/black hairbrush were collected and used properly for chain of custody purposes and came from Laci Peterson's hairbrush.

The above stipulation does not affect the chain of custody issue of the hair on the pliers.

The following witnesses are sworn and testify for the People: Criminalist Rodney Oswald and Criminalist William Hudlow.

Detective Phil Owen (previously sworn) resumes the stand for further examination by the Prosecution.

At 2:55 p.m., arguments are present by Counsel on the Kelly issue involving Mitochondrial DNA. IT IS ORDERED; Matter is taken under submission.

Further Preliminary Hearing is set for **November 17, 2003 at 9:30 a.m. in Department 2.**

Defendant is remanded into the custody of the Sheriff. No bail set.