

1 THAT TYPE OF WOUND THAT YOU HAVE ALREADY DESCRIBED WOULD
2 PRODUCE BLOOD?

3 A YOU MEAN WOULD IT PRODUCE BLEEDING? YES.

4 Q AND CAN YOU TELL ME BASED UPON YOUR TRAINING AND
5 EXPERIENCE

6 Q IF I UNDERSTAND YOU CORRECTLY, YOU SAID THAT THE AMOUNT,
7 BUT WE WOULD WANT TO KNOW THE QUANTITY OR THE AMOUNT OF
8 BLOOD THAT WOULD BE PRODUCED BY SUCH A WOUND.

ADDED COMMENTARY
KNOCKDOWN POWER OF .45 TOLD TO JURY --
BUT ALL BASED ON STANDARD BULLETS, THEY
LIED TO THE JURY ABOUT

9 A I WOULD SAY IT WOULD PRODUCE AT LEAST A MODERATE AMOUNT

10
11 Q AND AGAIN, REFERRING TO THAT FIRST GUNSHOT WOUND THAT WE
12 ARE DESCRIBING ABOVE THE RIGHT EYE, WOULD A .45 CALIBER BULLET
13 AS DESCRIBED, AS IT RELATES TO THAT WOUND AND AS IT RELATES TO
14 THE LOCATION OF THAT PARTICULAR WOUND, HAVE KNOCKDOWN POWER?
15 IN OTHER WORDS, WOULD THAT TYPE OF WOUND KNOCK SOMEBODY DOWN?

16 MR. SCHROEDER: YOUR HONOR, I AM GOING TO OBJECT ON
17 THE GROUNDS THAT THIS IS NOT IN THIS WITNESS'S AREA OF
18 EXPERTISE. THAT SEEMS TO BE A BALLISTIC QUESTION RATHER THAN
19 A QUESTION OF PATHOLOGY.

20 MR. HAMES: YOUR HONOR, I DISAGREE.

21 THE COURT: I THINK HE CAN TESTIFY AS TO WHETHER IT
22 WOULD HAVE KNOCKDOWN POWER. HE COULD NOT TESTIFY AS TO
23 WHETHER OR NOT IT WOULD ACTUALLY KNOCK DOWN A PERSON.

24 MR. HAMES: THANK YOU, YOUR HONOR.

25 THE COURT: OBJECTION IS OVERRULED.

26 Q (BY MR. HAMES) YOU MAY ANSWER.

27 A IT COULD, IT COULD. WHETHER IT DID OR NOT, I DON'T KNOW.

28 Q I UNDERSTAND. AND WOULD YOU INDICATE TO THE JURY WHY A

CONTINUED

EXHIBIT
Y
4 PAGES

State Coroner Dr. Ozoa (expert witness) examined by prosecutor:

1 .45 CALIBER ENTERING THE HEAD ABOVE THE RIGHT EYE AND PASSING
2 THROUGH THE HEAD DOWN THROUGH THE NECK TO THE LEFT SHOULDER
3 COULD HAVE KNOCKDOWN POWER?

4 A WELL, IN THIS PARTICULAR INSTANCE, A .45 CALIBER BULLET
5 OF COURSE IS A VERY HEAVY BULLET, AND PLUS IT PERFORATED THE
6 SKULL AND A PORTION OF THE BRAIN AND THAT ALONE, YOU KNOW,
7 WOULD BE ENOUGH TO KNOCK THE PERSON DOWN, DOWN OR OUT.

8 Q DOWN OR OUT? A YES.

9 Q WHEN YOU SAY "OUT", DO YOU MEAN UNCONSCIOUS?

10 A IT WOULD PRODUCE UNCONSCIOUSNESS, YES.

11
12 BULLET?

13 A A .45 GENERALLY WOULD TRAVEL IN VELOCITY, AS I RECALL,
14 AROUND 950 TO 1,000 OR SOMEWHERE

15 THE AI **ADDED COMMENTARY** OUT OF
16 **"EXPERT TESTIMONY" OF KNOCKDOWN/KNOCKOUT** BULLET
17 **POWER OF A .45, ELICITED TO DECEIVE THE** OTHER
18 **JURY INTO THINKING LAZOR'S BULLETS WERE**
19 **STANDARD POWER. THAT ISSUE REMAINED CON-**
20 **CEALED**
21 FACTOR

21 Q (BY MR. HAMES) DR. OZOA, IN YOUR PERFORMANCE AS A
22 CORONER, ASSISTANT CORONER, HAVE YOU COME TO LEARN THROUGH THE
23 VARIOUS LITERATURE AVAILABLE THE VELOCITY OF DIFFERENT
24 BULLETS?

25 A YES. WE WOULD OCCASIONALLY LOOK AT IT IF WE HAVE THE
26 OCCASION.

27 Q AND AS IT RELATES TO THIS PARTICULAR CASE, HAVE YOU GONE
28 TO THE LITERATURE REGARDING --

Prosecutor arguing to jury against Lazor:

1608

1 SHOULDER, 45 DEGREE ANGLE. THERE WAS ONLY TWO WAYS THAT THAT
2 COULD HAPPEN. IF MR. ALLRED WAS STANDING, HE HAD TO BE IN A
3 DUCKED POSITION WAY, WAY DOWN IN ORDER TO GET A 45 DEGREE
4 ANGLE INTO THAT SHOULDER. THE ONLY OTHER WAY IS IF MR. ALLRED
5 WAS ON HIS STOMACH FLAT ON THE GROUND AND THE SHOT CAME AGAIN
6 OVER THE LEFT SHOULDER

7
8 SHOT JACK
9 WHET ASE,
10 AND (DIES
11 PASS) NGLE
12 INTO

ADDED COMMENTARY
THE LIE BY THIS STAGE WAS SEALED IN STONE AS SCHROEDER CONFIRMED EVERYTHING THE PROSECUTOR SAID WAS TRUE, HELPING TO COVER UP THE LOW-POWER DECEPTION

12 THE NECK AND LODGED INTO THE LEFT SHOULDER. THAT'S WHY YOU
13 HAVE THAT 45 DEGREE ANGLE, FAIRLY HEFTY ANGLE DOWN FROM ABOVE.
14 WHAT THAT INDICATES IS WHETHER MR. ALLRED WAS STANDING OR

15
16 WHAT DO THESE GUNSHOTS DO TO MR. ALLRED? WE KNOW THE
17 OBVIOUS; OTHERWISE, HE WOULDN'T BE HERE, BUT WHAT WE ARE
18 TALKING ABOUT IS THE KNOCKDOWN POWER OF THE .45. WE HAVE HAD
19 AMPLE TESTIMONY FROM DR. OZOA UNCONTRADICTED THAT A .45 HAS
20 AMPLE KNOCKDOWN POWER. THERE IS NO QUESTION THAT MR. ALLRED
21 WAS KNOCKED DOWN. DR. OZOA SAID ANY OF THE SHOTS, WITH THE
22 EXCEPTION OF THE ONE BETWEEN THE THUMB AND THE FOREFINGER,
23 WOULD KNOCK A PERSON DOWN BECAUSE OF THE SHEAR MASS OF THE .45
24 BULLET, PARTICULARLY AT CLOSE RANGE. AND TALKING ABOUT CLOSE
25 RANGE, LADIES AND GENTLEMEN, REMEMBER THE WIDTH OF THAT
26 KITCHEN IS 6 AND 1/2 FEET.



27
28 OBVIOUS? MASSIVE AMOUNTS OF BLOOD. AND THE **ANOTHER LIE**
ADDED COMMENTARY

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Prosecutor arguing to jury against Lazor:

1618

1 INTERESTING THAT HE DROPPED HIS KEYS IN POSITION NO. 2, BUT IF
2 HE ACTUALLY HAD A BB GUN AS CLAIMED BY THE DEFENDANT, YOU
3 WOULD CERTAINLY THINK HE WOULD HAVE DROPPED THAT IN THE SAME
4 LOCATION. POSITION NO. 2, WHERE THE KEYS WERE FOUND, AND THE
5 LOCATION OF POSITION 8 I BELIEVE IN THE DIAGRAM AS TO WHERE
6 THE BB GUN WAS FOUND, THEY ARE QUITE APART FROM ONE ANOTHER.
7 AND AGAIN, THINK OF THE SHEER KNOCKDOWN POWER. THERE WAS
8 ENOUGH TO KNOCK THE KEYS OUT OF HIS HAND. THE REASON WHY THE
9 BB GUN IS IN A DIFFERENT PLACE THAN THE KEYS IS BECAUSE THE
10 DEFENDANT PUT IT THERE.

11
12 HIM, ... TO CONSIDER IS HIS CREDIBILITY HIS

13 TRUT **ADDED COMMENTARY** HIS

14 TRUT *HERE, PROSECUTOR TIES THE POWDER LOAD-LIE,* THE

15 SAME *DIRECTLY INTO "PROOF" OF HIS PLANTED BB* ME

16 STAN *GUN FABRICATION -- WITH SCHROEDER'S APPROVAL* RD,

17 WHETHER ... A

18 DETECTIVE FROM THE LOS GATOS POLICE DEPARTMENT, A DEFENDANT,
19 ANYBODY. YOU USE THE SAME STANDARDS.

20 AND ONE OF THE STANDARDS THAT THE COURT WILL INSTRUCT YOU
21 ABOUT IS THE PERSON'S Demeanor WHILE TESTIFYING, THE MANNER IN
22 WHICH THE PERSON TESTIFIES. AND IN PARTICULAR, I WANT YOU TO
23 NOTE THAT Demeanor AS IT RELATES TO THE DEFENDANT. WE HAVE
24 GONE THROUGH 28 WITNESSES, AND I THINK IT WOULD BE A FAIR
25 STATEMENT WHEN IT COMES TO PERFORMING, DID MR. LAZOR PERFORM
26 PARTICULARLY IN LIGHT OF THE PREVIOUS WITNESSES? SURE, HE
27 DID. THE DEFENDANT, LADIES AND GENTLEMEN, IS A PERFORMER.
28 HE'S A PROFESSIONAL PERFORMER WHO IS USED TO SHOWS, HE'S USED

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