

Case Clarifications
November 27, 2007

1. Red's criminal history dates seem to be out of order or the one juvenile crime the year is wrong. It is listed as 89 should it be 79?

Yes, it should be 79. Change the second date on Fairfield's criminal history to: 01/01/79. (page 42)

2. I found an discrepancy in the case and I was wondering if it was intentional. In Jo Staid's witness statement, it says taht he/she joined the FBI AFTER he/she obtained his/her Master's Degree in Business Administration, and Staid was in the FBI from 1990-2000. But in one of the exhibits (exhibit 1), it says that Staid obtained his/her Masters in 1993. I'm a little confused and want to know if that was intentional or not.

Participants should rely on the information presented by the case materials.

3. Where exactly is the property line on the map provided. Where does it end? Is the street part of the property?

The property line goes up to the street, but does not include the street, and participants may assume that everything north of the solid black line above the street is part of W81925 Oxford Road.

4. When Red was meeting with the counselor for drug tests was he on supervised release or doing it on his own will?

Participants should rely on the information presented by the case materials.

5. At what point in time was the property (house) searched after the arrest of Red and determined to be clean?

Participants should rely on the information presented by the case materials.

6. Kelly Just has both an affidavit and a statement. We are assuming that we just use both sources of information and that Just can be directed and crossed on information from either one. They don't need to be differentiated unless they are being used during the course of the trial for impeachment or refreshment purposes. Are we correct? Is there anything else we need to know about handling the two documents?

Participants should rely on the information presented by the case materials, particularly Stipulation No. 6.

7. On page 43, exhibit 7: Red Fairfield's criminal history, under his/her 12/10/2006 arrest, it says the arrest was for "operating motor vehicle w/licensed suspended or revoked". Wasn't he pulled over and arrested for driving while intoxicated? There's no correlation in his criminal record that his license would have been suspended or revoked during this time. Is that the correct offense?

This should be changed to "Operating Motor Vehicle While Intoxicated (<.1 BAC) Fel. Stat. s. 545.23(a)(1)" (page 43).

8. Red Fairfield was arrested on December 10, 2006. Yet he deposited \$3000 to his account on December 11. And in his affidavit he says he only received \$200 from the drugs. If you could please clear this up for us that would be great.

A \$3000 deposit was posted to Red Fairfield's account on December 11. Felonia Bank and Trust, like other banks, may take more than 1 day to process a deposit transaction, especially if the deposit is not made in person. The source of the money, and how much Fairfield may have received from this drug transaction (or any other sources of income) are disputed issues in the case, for which you must rely on the case materials.