

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

IN THE CIRCUIT COURT OF THE NINETEENTH
JUDICIAL CIRCUIT, LAKE COUNTY, ILLINOIS

FILED

MAR 23 2020

Eric Cantagut Weinsten
CIRCUIT CLERK

People of the State of Illinois)

vs.)

Gen. No. 09 CF 926)

MARNI YANG)

ATTACHMENT OF TRANSCRIPT TO PREVIOUSLY FILED MOTION TO DISMISS

NOW COME the People of the State of Illinois by MICHAEL G. NERHEIM, State's Attorney, through Jason R. Humke, Assistant State's Attorney, and appends to their Motion to Dismiss filed February 26, 2020 the referenced March 2, 2009 Denny's Transcript admitted as Exhibit 290 at the Defendant's trial. This referenced transcript was inadvertently omitted in the production process of the Motion to Dismiss, but is attached herein.

MICHAEL G. NERHEIM
State's Attorney of Lake County



Jason R. Humke
Assistant State's Attorney

Marni Kay Yang's Overhear on 03/02/09
Beginning Time: 8:03 PM

Paschen: Hello.

Yang: Hello.

Paschen: I'm like freezing cold. I think part of my problem is I dropped kidney stones last week.

Yang: A bug?

Paschen: Yea, and I think I got an infection again. The, uh, I think I got an infection again. I keep going between freezing and broiling.

Yang: Did you call Leevie?

Paschen: No. But I think that's part of the reason I felt – haven't felt – fit for public consumption.

Yang: [Unintelligible].

Paschen: Well, that too.

Denny's Server: Ready to order?

Paschen: Okay.

Yang: What's your soup, today?

Denny's Server: Uh, chicken noodle and vegetable beef.

Paschen: Hm.

Denny's Server: Can I get you a drink?

Yang: Um.

Paschen: I want the orange tea.

Denny's Server: Okay.

Yang: I'll have the orange tea, also.

Denny's Server: Alright.



Paschen: Yea, she's a chicken noodle and vegetable beef. Okay. Alright, let's get this out of my face; I got shit, can't stand shit in my face. Okay. You know me, shit comes up when I'm asleep. Okay? This has been me ever since. What came up was that an off the wall question that Detective Frost asked me.

Yang: Okay.

Paschen: He.. okay. He said, "What would you say if I told you we had a piece of evidence that linked you and Marni to the crime scene?" I looked at him and I'm like, "What are you talking about?"

Yang: Mhm.

Paschen: And he said, "Just what I said. What would you say to that?" I looked at him and I said, "Well first off, there shouldn't be anything linking us to the crime scene because we weren't there."

Yang: Right.

Paschen: And he looked at me and went, "Right." And walked out of the room. What came up - what woke me up...

Yang: Mhm.

Paschen: ...was... okay. You dumped the wig...

Yang: We dumped everything.

Paschen: We dumped the plates, we dumped the um, the, the, those, that stuff for the gun.

Yang: Mhm.

Paschen: Now, the only thing that last, that the, came to mind last was the stuff back in that, those bushes. I don't know what you put back there, okay? I really don't. Um, I have a memory you told me - now maybe I'm wrong, maybe I'm off the wall - that you said that, when you were in there, you kind of like glanced at everything as you stood in the door.

Yang: Mhm.

Paschen: There was stuff on the counter and stuff like that. Is there anything - did you touch anything? Did you take anything?

Yang: No I did not. I, I barely walked into the place. I didn't, I, I barely walked into the place and I...

Paschen: That's yours.

Denny's Server: Have we decided?

Yang: Yea.

Paschen: Um, it was chicken noodle and vegetable beef?

Denny's Server: Uh huh.

Paschen: Give me the vegetable beef.

Denny's Server: Okay.

Yang: I'll have the chicken noodle.

Denny's Server: And that's all?

Yang: Mhm.

Denny's Server: Okay. Did you want the garlic bread or just the toast... or the crackers?

Paschen: Crackers is fine.

Yang: Crackers is fine.

Denny's Server: Okay.

Yang: First of all, if they had any evidence that linked you and I at the crime scene, they wouldn't have let you leave. They would have come for me already.

Paschen: I'm just, I'm trying to make sure, you know, that I've told you. Okay, I, I it came to mind, the only thing that came to mind was that by the time we got to that point I was like, out of my head, I was like so far out of it, Marni, that the only thing I remember was seeing you standing in the bushes. So I don't, I know you put something there, but I don't know what. Okay? And that was the only thing I could think of.

Yang: Yea.

Paschen: I mean the garbage stuff I can't see that they would find. But it was that last thing.

Yang: It was an empty clip - that's all. Some empty clip and I buried it. I buried it down in the dirt.

Paschen: Okay.

Yang: Okay. If they had anything of substance, they would have come down already.

Paschen: Okay.

Yang: *(Redacted)*. Remember the lies that they told Andrew?

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: It's just that was the only thing I could think of was... was something like that. I mean, I, I had... One of the things that when I woke up was, I was like so not wanting to hear anything you said and I took it. I kept telling you to shut up, that I didn't want to hear it. But what, what, you know, somewhere I had the feeling that you told me that you had seen stuff on the counter.

Yang: Nope, I said nothing. It was dark in the kitchen. What happened was... I stood outside in the hallway.

Paschen: I, what?

Yang: I stood outside on the carpet in the hallway.

Paschen: Okay.

Yang: And she ... [unintelligible].

Paschen: Oh, okay.

Yang: Thank you.

Denny's Server: You're welcome. Here you go.

Paschen: Thank you.

Denny's Server: Enjoy. You're welcome.

Paschen: Okay, I'm gonna take my time on that.

Yang: She opened up the door to the apartment. Okay? I was in. I had a wig on. I had dark sunglasses this big covering my face.

Paschen: Wow.

Yang: I had a hoodie on. Okay? I had dark makeup on my face and I had gloves on. Okay? When... when... when she opened up the door, that's when I, that's when I brought out the gun. And when she saw it she started screaming, and I just let her have it. I just let her have it. I think I maybe took two steps into the kitchen to make sure she... okay? And then I left.

Paschen: No, see what you...

Yang: No, it was dark in the kitchen. I couldn't see anything. That's not what I told you. I told you it was dark and I didn't see hardly anything.

Paschen: Okay.

Yang: Okay. I didn't touch anything; I didn't take anything. Okay?

Paschen: 'Kay, it was just weird. I mean it was a weird question.

Yang: If that's the case, do you think, if he was telling you the truth, do you think he would have let you leave?

Paschen: Well, I mean, he just, he just kind of like threw it out there and then just left. I mean, he didn't, he really didn't even wait too much.

Yang: If he had anything that tied me or you or anyone to the crime scene, they would have picked me up. Okay? I would be arrested. So would you.

Paschen: Okay.

Yang: These are the mind games that they play to try to convince you that they got you, you might as well talk.

Paschen: But there was nothing?

Yang: No, nothing.

Paschen: And it was just a gun clip?

Yang: That I stuck down in the dirt, there.

Paschen: Okay.

Yang: It was an empty gun clip. That's all.

Paschen: Okay.

Yang: Buried. An empty clip. Stuck down in the dirt.

Paschen: Okay, then I don't know. I... I just know...

Yang: Did you find it interesting that he said that to you but even after all the pressure that he put on you, even after all the pressure that he put on you, and you wouldn't crack - if he really wanted to push you over the edge, if he really had anything that was going to push you over the edge and cause you to go, "Alright, I give up," he would have stuck it in front of your nose, he would have said, "There, deny that."

Paschen: Okay.

Yang: Okay?

Paschen: I don't know, they said, it was just, just – it was a weird question, which is why I didn't remember it when I talked to you yesterday.

Yang: Mhm.

Paschen: But when I woke up this afternoon, I remembered the question because it was just so weird.

Yang: He specifically said that he had evidence that tied both of us to the crime scene?

Paschen: Yea.

Yang: Now you know he's lying.

Paschen: That he could tie us to the crime scene.

Yang: Now you know he's lying... because you weren't there.

Paschen: Yea, I know I wasn't there and I was just like, "What the fuck?"

Yang: Okay. Now you, now... that's how you know he's lying. *(Redacted)*.

Paschen: Well, if they said it, I just sort of looked at him dumfounded, that's why it didn't even rate in my head for telling you yesterday.

Yang: Mhm.

Paschen: Because of the fact that it was just that weird. So, I didn't bother that it didn't come to mind but when I woke up from an afternoon nap today, I was feeling a little bit better.

Yang: Mhm.

Paschen: So my head was a little clearer.

Yang: They tried to pressure you. They figured that that would make you give up the goat. And don't you find it interesting that if they had a piece of evidence, (*Redacted*). If they had a piece of evidence that tied either one of us to the crime scene, they would have dropped it on the table in front of you as a last, last ditch effort to get you to give it up. "Here, we got this. Now what are you going to do? Now what do you have to say for yourself?"

Paschen: Mhm.

Yang: That's all he did was say, "What if I told you we had such-and-such?" But he didn't produce it, did he?

Paschen: No.

Yang: He didn't even give you a hit. He didn't even say to you, "Well, what would you say if I told you, you know, that we had such-and-such?"

Paschen: Mhm.

Yang: Or...

Paschen: Well, as they said that's why it didn't even rate my memory yesterday. Okay? But I was just like, it was just a weird question. Really weird question.

Yang: Yea.

Paschen: And I just went, "Okay." And then, as I said, when I woke up, the only things I could think of was... you know, that we had, that everything, we had dumped everything...

Yang: Mhm.

Paschen: The trash that it was in, you know, forget it - that would be impossible to find.

Yang: Right.

Paschen: That the only thing that was in a place that could be gone to would be that brush.

Yang: Mhm.

Paschen: So I'm like, "Okay." I didn't know what you had put there so I didn't know it was like okay. But that was the only thing that came to mind.

Yang: Yea, no... um... it was an empty, just an empty gun clip, just an empty clip. Empty 9 millimeter clip. And I buried it; I pushed it down in the dirt.

Paschen: Okay.

Yang: Okay.

Paschen: You know I had to ask - I mean it, it's, it's just such a weird question - I had to ask. And I wanted you to know what they had asked me.

Yang: It is a weird question, but he didn't back it up with anything?

Paschen: No.

Yang: Which tells me that it was a rouse. Okay?

Paschen: Okay.

Yang: Anything of substance that he had to try to get you to talk, he put down on the table in front of you. Car rental agreement - explain it away. You were having car trouble, you needed to get to work, your credit card would not... didn't have enough credit on it to be able to put the 250-dollar deposit that was required. You asked me for my help, I said, "Sure, no problem." So I ran over, ran over at lunch time. Okay?

Paschen: Alright, here's one other question: Because he was so insistent that the car was seen there...

Yang: Mhm.

Paschen: ...when you left...

Yang: Mhm.

Paschen: ... I take it you still had the wig and the, and the, the glasses and the, and makeup on?

Yang: I was half way to your house before I got, before I took it off.

Paschen: Okay, so you were quite a distance away then?

Yang: Yea, I was half way to your house before I took the wig off.

Paschen: Okay, 'cause I just wasn't sure and it was like, you know...

Yang: Couldn't see my face, you couldn't. I had sunglasses on that were this fucking huge. Okay? Not only that, please remember that my mother's friend Carol was an

eyewitness. I had no idea at the time. Remember, did I tell you this? You don't remember I told you this?

Paschen: No, I don't.

Yang: When I was living in Skokie, growing up in high school we had some neighbors across the street. I went to school with their kids.

Paschen: Okay.

Yang: Kids grew up, they moved away. Kids grew up and got out of the house. They sold the house and they moved.

Paschen: Okay.

Yang: They moved to Deerfield -- right down the street from their...

Denny's Server: Everything okay, ladies?

Paschen: Yea, we're good.

Denny's Server: Yea? Okay. Just going to drop this off. Would you like more hot water?

Yang: Um, we're good, we're just...

Paschen: No, we're fine at the moment.

Denny's Server: Uh, what's, uh, what's wrong with the soup?

Yang: Absolutely nothing, we're just taking our time.

Denny's Server: Okay. Hahaha.

Paschen: We're kind of slow.

Denny's Server: Okay, no problem.

Yang: They moved to Deerfield. Okay? Now, Carol's a little bit of an older woman. She's kind of heavy set. She's got some health issues. She doesn't get a lot of exercise. Her only exercise is she gets up every morning she goes for a walk. Apparently she saw this dark-skinned teenager running from the scene.

Paschen: Okay.

Yang: Okay. She called the police and tried to report it. They wouldn't come out and take her report for like two days. Okay? Finally they came out, they, she gave them a

description. My mother ran into her in the beauty shop...um... several months ago and pulled her to the side and said, "Carol, I gotta ask you," you know, and she, 'cause the police were at first saying the description matched Andrew.

Paschen: Mhm.

Yang: She said, "Carol, I gotta ask you." She said that, "They said they were looking for a dark-skinned, African American teenager." She goes, "I want to show you a picture of my grandson." 'Cause Carol only remembers Andy from when he was a baby.

Paschen: Okay.

Yang: And he moved away after that. Um... Carol said, "No, that's not the person that I saw." She said, "The person that I saw was in, like a hollow-skinned, almost Mediterranean..."

Paschen: Okay.

Yang: "...and had very neat, wavy hair." Not curly, curly but, like she said, wavy. Okay? So she's an eyewitness to who was running from the scene.

Paschen: Okay.

Yang: This teenager that the police supposedly aren't looking for anymore...

Paschen: Okay.

Yang: Um...if he had any evidence tying, that directly tied you or I to the scene – number one, you wouldn't have left; number two, the warrant for my arrest would have been issued already, okay; number three, we wouldn't be sitting here.

Paschen: Okay.

Yang: If the car was seen leaving the scene of the crime, (Redacted). Did he describe the car to you?

Paschen: No.

Yang: Because I had gone to rent the car, the car that they gave me was like a bright fucking blue color. It was like yours. And I was like, "There is no way I'm driving this big, fucking, honking blue thing." So I took it back. And I said, "I need a different vehicle." And they gave me a black car.

Paschen: Okay.

Yang: Okay. So he didn't even describe to you the car, really?

Paschen: No, no.

Yang: Um... if it comes up I'm just going to state that the car they originally rented me, there was something wrong with the brakes for making funny noises. I took it back, they gave me another one. That's all.

Paschen: Okay.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: So, basically you feel there's just no way...

Yang: What I'm telling you is that right now I am scared to death because I never expected them to come up with the car rental.

Denny's Server: How you doing over here, ladies?

Yang: We're okay.

Paschen: We're doing fine.

Denny's Server: Like some hot water or anything?

Paschen: No, we're fine.

Yang: No, I think we're good.

Yang: I never expected them to find the car rental. Never expected them to find the cell phone. *(Redacted)*. You got a car rental, you got a prepaid cell phone. Big frickin' deal - what does that mean? Is it a crime to rent a car? My girlfriend needed a car. I rented it for her - she couldn't do it on her own. Big deal? She drove it to work for a day. So what? She drove it to work and back because, you know, whatever. Okay, because hers wasn't, she was having problems with hers.

Paschen: Okay.

Yang: Now they may come forward and say, "Don't you think it's interesting that Marni was having car trouble and so was Christy?" "Hey, you know what, we're not rich like you. We can't afford brand new vehicles that never, you know, break down."

Paschen: Okay.

Yang: Um...

Paschen: It's snowing.

Yang: (*Redacted*). Here's the thing, they can't put the pieces of the puzzle together. That's the problem is for them... they got a theory, they got a hunch, they got a strong hunch... they may be goddamn positive but they can't put the pieces of the puzzle together.

Paschen: Okay.

Yang: Because, if they could put the pieces of the puzzle together, you and I wouldn't be sitting here. Now, when I bought that prepaid cell phone, I went into Walmart and bought it. I paid cash. I took it, it was a prepaid – took it right off the shelf. I paid cash. And when you buy a prepaid cell phone like that, you have to go online to activate it – there's a website that you have to go to activate it. I activated it from an internet café somewhere with no video cameras. I did not register it under a name. Let me ask you a question: when you saw that call list, did it have my name on it?

Paschen: I don't recall seeing a name.

Yang: Okay.

Paschen: But I saw four phone numbers.

Yang: Mhm.

Paschen: There was four... four entries – that was it.

Yang: Okay. One would have been your work number and the other two were probably, um, the car rental place. There were two or three probably to the rental place.

Paschen: Okay.

Yang: That's it. That's it. Okay? That phone is not registered to me. It's not registered to me. It's not registered to anybody. I'm curious to know how they got the call log. That kind of stumps me because I was under the impression that you can't trace, the track phones don't keep track of that stuff, but...

Paschen: I don't know.

Yang: Maybe they have a special way of getting it. But here's what it comes down to: they're frustrated because they got a piece of evidence and they don't know what they got and I'm not quite sure how to tie it in.

Paschen: Okay.

Yang: Don't forget the plates that were on that car are not even registered to that vehicle. They were plates that I found somewhere – laying on the ground someplace.

Paschen: Okay.

Yang: Okay. I was fortunate. I had taken a set of plates off of another vehicle in a dark parking lot somewhere one night. But then one day, as I was walking down the sidewalk... where was I? I was walking down Belmont somewhere near Western. Yea, I was walking down Belmont somewhere. Belmont and also somewhere Western, and I happened to see it. A plate that had fallen off, somebody's front plate had fallen off into the bushes right there. I was like... okay? So the plates aren't even registered to the vehicle. Even if they got a hold of the rental car, here we are a year and a half later... I guarantee you that there's no evidence there. How many people have rented that car? How many places did that... that car's been outdoors all winter. It's driven through mud and snow and everything else. Okay? It's been washed – inside and out. Car rental companies are meticulous about that.

Paschen: Mhm.

Yang: Um... if they had any evidence, like they say, we wouldn't be sitting here. Okay?

Paschen: Okay.

Yang: And they wouldn't have had to ask you all of these questions. They would already have the answers. They would already have the answers.

Paschen: Okay.

Yang: *(Redacted)*. Um... was there anything that you noticed about the car rental agreement?

Paschen: No, not really.

Yang: My signature... was my signature....

Paschen: It wasn't in front of me that long, Marni. I mean, it was there long enough to see the name... to see my address.

Yang: Mhm.

Paschen: And then it was off the table. So I don't know.

Yang: Okay. 'Cause the only thing that I'm going to need to fill in the blank on is what time the car was returned, which I don't remember... okay? It was pretty much right away. Um... and I think it's that that explanation is very simple. You, um, you had taken, that you had taken the vehicle the night before to run some errands, but that you didn't need it the next day because you got your car started. So, I took the liberty, because you were stuck at work, I took the liberty of getting out to your place and returning the car for you so that you wouldn't be charged for another day. Gotta have it back by noon. If you rent it by noon, you gotta have it back by noon the next day.

Paschen: Okay.

Yang: Okay. And my phone call to your work from that prepaid cell phone was just simply to let you know that I was gonna go return the car for you. They can not dispute it. There's... they, they have something that they think they can sink their teeth into, but they can't quite figure out which way to bite into it. Okay? Um...*(Redacted)*.

Paschen: Okay. Well, I'm going to eat, and drink...

Yang: Yea, I left Brandon by himself eating a burger.

Paschen: Yea, and I've gotta get home and get my ass together and...

Yang: You know what I meant to tell you, actually I e-mailed it to you, but you hadn't been at work to see it. The other day, I was out showing properties to my buddy, Joe, and he was driving me home and we're coming down Milwaukee and I noticed that the Sphinx went out of business – it's a Mexican restaurant, now.

Paschen: Oh.

Yang: Yea, gone.

Paschen: That's too bad.

Yang: Here's another suspicious thing for you: on Sunday morning, Sunday morning? On Sunday morning, Joe came to pick me up and we went out looking at properties. Popping up on my Blackberry is a message from Anthony. And all it said was something like, um, "Haven't heard from you so you must be busy. Look forward to seeing you later in the week." Right? No big deal?

Paschen: Okay.

Yang: I sent him back a text message later saying... I sent him back a text message later saying, "I'm out showing property today, I'll get ahold of you later in the week." Didn't get an answer back. So earlier today, I sent him another text message saying, "Hey, just... just wanted to send you a quick note to say, 'hey' and find out if you got my message from yesterday. No response. So I called him several hours ago. I said, "Hey, it's me." I says, "I left you a couple of text messages. I'm not sure if you got 'em or not.

You wanta give me a call?" I says, "Uh, that you didn't get the messages or, you know, something else is going on." I go, "Give me a call and let me know." Still haven't heard back from him.

Paschen: Yea, well isn't he the one that's notorious for blowing you off all the time anyway?

Yang: Well... yes. But I find it strange that he would send me a message and then not respond when I get back to him. Period. He's... that's kind of like odd for him.

Paschen: Okay.

Yang: Okay. You know you do have a soup spoon here, you know, I'm teasing.

Paschen: Oh.

Yang: So I'm suspicious of that. It's just it's a little out of character.

Paschen: Okay. I don't know. I mean, based on stuff you've told me about Anthony, I'm, you know, I tend to think he's like massive flighty to begin with.

Yang: No.

Paschen: So I don't know.

Yang: He's typically gotten back to me though. Typically, his way of making an exit is to blow up and accuse me of trying to be too clingy. Okay?

Paschen: Yea, except the, during the time he was with his ex, when there were time...

Yang: Anthony? Doesn't have an ex. His ex wife lives way out in Colorado.

Paschen: Who was it that had the ex that...he, he was staying with her for a while.

Yang: Oh, God. That was Rob.

Paschen: Oh.

Yang: Oh, God...

Paschen: Okay.

Yang: Yea....

Paschen: Okay. Haha. I have a terrible problem keeping them straight.

Yang: Um, Anthony typically will get back to me when I get a hold of him.

Paschen: Okay.

Yang: So, Sunday morning I get a message from him saying that he's looking forward to hearing from me or seeing me later in the week, and I've made three attempts, now, two by text message and one by voicemail, over a period of two days to get back to him. He's not responding.

Paschen: Okay, I don't know.

Yang: I just find it odd.

Paschen: Okay.

Yang: And I find it odd also based on that comment that he made to me when we were out on Valentine's Day. That he has a friend that is also friends with Sean.

Paschen: Oh, that's right.

Yang: Okay. Um...I wish there was a way for you to be clearheaded enough to try to look at the situation, not with Anthony, but with the rest of these bozos.

Paschen: I just... too much, too much overload and... especially this week.

Yang: Yea, I know.

Paschen: Yea, birthday curse from hell.

Yang: Three more days. Okay? Three more days.

Paschen: Well, birthday hell week.

Yang: Um... yea, if they had any, if he had the evidence that he was speaking of he would never of looked at you and said, "Get outta here." He had no choice but to look at you and say, "Get outta here." And I'm sure he wasn't happy about it. Was he the only one that questioned you or was there another...?

Paschen: There were a couple of them. There was, like...

Yang: *(Redacted)*.

Paschen: There was Chuck... was there.

Yang: *(Redacted)*.

Paschen: Other than, than detective Frost, I don't think I really knew their last names. There was Chuck, there was Sean, there was, um, Scott Frost... and the only reason I really knew Scott's last name was because he's like, "You talked to me before. I'm Scott Frost." So that's why I know him.

Yang: Mhm. How much time did they leave you alone? A lot, right?

Paschen: I think so... well, you know me, I got no sense of time to begin with, Marni.

Yang: I know. I know. Okay. You were only there, you were there for three-and-a-half hours.

Paschen: Okay.

Yang: You were in there for three-and-a-half hours. Okay. What other comments did they make to you upon leaving?

Paschen: Nothing.

Yang: Other than, "Get outta here, it's your head."

Paschen: "If we need to talk to you again, we'll let you know."

Yang: Okay. If we need to talk to you again, we'll let you know.

Paschen: Yea, but that wasn't Frost that said that.

Yang: Who said that?

Paschen: I think it was Sean.

Yang: *(Redacted)*.

Paschen: Youngish looking guy.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*. If they had evidence, just keep that in your mind, if they had evidence that tied us – either of us – to the scene, they wouldn't have needed to pull you in for questioning. You would have been under arrest. You would have had your rights read to you. I would have had my rights read to me. Okay? I would have been under arrest. We both would have been sitting there in separate rooms being questioned, and charges would have followed.

Paschen: Well, I mean, that's why I, it was like, "Okay, I can't be tied to it."

Yang: Okay. They're slick, aren't they?

Paschen: Yea, but that's why I...

Yang: They're good. You gotta hand it to 'em, they're good.

Paschen: Right, but see that's why I didn't really, I kinda blew it outta my head. Because it was like, "Whatever." And then, you know, as I said, when I woke up this afternoon, that was when, you know, it was there.

Yang: Um... they may be good, but... they may be good, but... you need to remember a couple of things. Number one of which is your military training. They may be good, but you're better.

Paschen: Marni, at this point, you know, until and unless I ever find my DD-214, I still have to leave that in the realm of...

Yang: But you know what's up here. You know what they gave you. There's... you still have a lot of what they gave you.

Paschen: Maybe. But...

Yang: All your DD-214 is is a piece of paper. It doesn't effect what's up here. Okay?

Paschen: Now, so... you're certain there's nothing...?

Yang: There, there can't be.

Paschen: Okay.

Yang: There can't be.

Paschen: Okay.

Yang: Okay, not only that but think about this: if they had any evidence that tied you or I to the scene, it's not going to take them a year to come up with it. They've collected all the evidence from the scene, they've had it all processed through this lab, that lab, whatever. If there was anything there it doesn't take a year and a half to come back. It doesn't.

Paschen: Well, okay. You said it was dark.

Yang: Mhm, it was dark. I didn't touch anything. I took maybe two steps and I took...

Paschen: What did you see?

Yang: All I saw was... everything was in shadows, the kitchen was dark. Okay? In fact, it was so dark I wasn't even positive that I was making straight shots. Okay? Didn't even, didn't... she, she opened up the door and all she saw was a dark-skinned person with sunglasses holding a gun like this. With a hoodie on, okay? And... she started screaming. I took the first shot. I remember screaming. 'Cause at that point I realized we are now at the point of no return. Okay? Any thoughts that we had about turning back – we gotta finish this now. And I just started emptying the clip. Um... She went, cause she had already started to come out of the apartment, she went backwards into the kitchen. Fell against the counter, fell against a counter, with the floor and it was all in shadows. It was all in shadows.

Paschen: Well how was it laid out?

Yang: The kitchen?

Paschen: Yea.

Yang: I never got far in there enough to see.

Paschen: Okay.

Yang: I never got far in there enough to see. Okay? Um... and don't forget, I also, I had the dark glasses on. Um...I took maybe one or two steps into the kitchen to finish the job. All she was doing was screaming until she went down, and then when she went down she took her foot and she took one good kick at me, got me in the shin. Um, it was like weak by that time so "Uh," like that. And that was it. I just, I, took one last shot, in the head – finished her off. And I took off. Oh, I closed – I had gloves on – closed the door behind me. Her leg was sticking out into the hallway; I had to kick it inside. Then I slammed the door; took off. That was it.

Paschen: Okay.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: Okay, back then... well that was back then. Okay? Um... I was the one who was a mess back then.

Paschen: Marni, I was a complete unadulterated mess. I really did not believe you would do it.

Yang: I didn't believe I would, either.

Paschen: I really didn't. Well I'm gonna eat. I gotta eat.

Yang: Drink your tea. Um...

Paschen: It's too cold. Screw it.

Yang: Yea.

Paschen: I gotta get going, anyway.

Yang: That's alright, no problem.

Paschen: I have to finish my homework.

Yang: I got mine in on time – barely. It's a wonder I can focus at all to get my homework done.

Paschen: Well, that's why I have to finish mine.

Yang: The group project is due, he just assigned small groups. I have to jump on that. Um... two things... a couple things. Number one, again, please remember your military training. You're better than they are. Number two, again, they're lying – if they had

anything we'd be locked up... I'd be locked up. They can't prove I did anything. Okay, of anything. I'd be locked up.

Paschen: Okay.

Yang: Okay? Third, um... if you get a call again, do not go out there. Don't – I don't care if they threaten to come down on you with both feet at work. They can threaten whatever they want, *(Redacted)*.

Paschen: Okay.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: *(Redacted)*.

Yang: *(Redacted)*.

Paschen: Okay. Well, we need to get going.

Yang: Okay.

Paschen: I'll take care of it.

Yang: I can...I got it.

Paschen: No, I'll take care of it. You did, you paid for last night.

Yang: [Unintelligible].. You can read me to the spin and come up with an answer to.

Paschen: Okay.

Yang: Oh, and by the way, they said that, uh, their cell phone, a prepaid cell phone, that they have the GPS location. Blah, blah, blah. I really did think... did I put my key up here? Where did I put my key?

Paschen: I don't know.

Yang: Hang on. I seem to be short a car key. Where is it? Did I put it in my purse? Oh, here it is. Um, I've got it.

Paschen: Okay.

Yang: That, you know, I thought you were going to come in here saying they've, they've got GPS coordinates on that prepaid cell phone showing that I was, you know, whatever. Um... but now that you told me what they said, that they claim that they have evidence tying us to the scene, and yet they let you walk out of there, I feel better now. Now I'm even more convinced than ever that that was all bluff.

Paschen: Okay. Well... Let me pay for this. And then we'll go. Go get my stuff from home. Do my homework. Hello, there's that. Have a good one. Oh, oh, I'll be nice – three dollars. \$14.52.

Denny's Cashier: Hey be... drive careful.

Paschen: Yea... I have a very nice, um, very nice new set of tires.

Denny's Cashier: There you go. You should be all good then.

Paschen: Yea, should definitely be more better; shouldn't have too much of a problem. I haven't been using my cell phone. I turned off my cell after I talked to you. Well, first off, I... I haven't paid the bill yet, so they're going to turn it off. So I've tried to kinda keep it under the radar. Also, I have to recharge the battery.

Yang: You what?

Paschen: I have to recharge the battery.

Yang: That would help.

Paschen: Yea.

Yang: Are you going into the office tomorrow?

Paschen: Yes. I have to go in.

Yang: Alright, I'll talk to you tomorrow, then.

Paschen: Okay.