

COOK COUNTY
CLERK OF COURT

1 STATE OF ILLINOIS)
2 COUNTY OF C O O K) SS:

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE)
6 STATE OF ILLINOIS,)
7 Plaintiff,)
8 vs.) No. 93 CR 6342
9 LAFONSO ROLLINS,)
10 Defendant.)

11 REPORT OF PROCEEDINGS at the jury
12 trial of the above-entitled cause, before the
13 HONORABLE DANIEL M. LOCALLO on the 2nd day of
14 March, 1994, at 2:30 o'clock p.m.

15 A P P E A R A N C E S:
16 MR. JACK O'MALLEY
17 State's Attorney of Cook County
18 BY: MS. ROSEMARY HIGGINS and
19 MR. GEORGE ANDREWS
20 Assistant State's Attorneys
21 Appeared on behalf of the Plaintiff;
22
23 MR. MADISON GORDON
24 Appeared on behalf of the Defendant.

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24 JO ANN KROLICKI, CSR
Official Court Reporter

1 (WHEREUPON, the following was
2 had in open court, in the
3 presence of the jury:)

4 THE COURT: All right. You're going to
5 proceed by way of stipulation at this time?

6 MS. HIGGINS: We are, your Honor.

7 THE COURT: Ladies and gentlemen, a
8 stipulation is an agreement between the parties
9 about what certain evidence will be. You are to
10 treat a stipulation in the following manner. You
11 should listen to and consider the stipulation in
12 the same way you would as if you were hearing from
13 the witness stand the particular witness mentioned
14 in the stipulation.

15 So the stipulation being an
16 agreement between the parties about what certain
17 evidence would be, so, Mr. Andrews, you may
18 proceed.

19 MR. ANDREWS: Thank you, your Honor.

20 Ladies and gentlemen, it will be
21 stipulated by and between the parties, Mr. Lafonso
22 Rollins, by and through his attorney, Mr. Madison
23 Gordon, and Mr. Jack O'Malley, by and through his
24 assistants, George Andrews and Rosemary Higgins,

1 if the state was to call Mr. Rafael Diaz, D-i-a-z,
2 he would testify he works with the Chicago Police
3 Department in the criminalistic section of the
4 Crime Lab down at 11th and State. He would
5 testify that he works specifically in the serology
6 unit for the Chicago Police Department.

7 There would be a further
8 stipulation that he would be found qualified by
9 this Court as an expert in serology, and he would
10 further testify that he examined what he believed
11 to be the semen stains which were found on the
12 yellow pillow case under the RD number of
13 X-013375.

14 He would further testify that he
15 subjected this examination, these semen stains to
16 chemical analysis via electrophoresis
17 spectrophotometry and that it did, in fact, prove
18 positive for presence of spermatozoa.

19 All of these testings had occurred
20 here in the city of Chicago, State of Illinois,
21 County of Cook.

22 The state would also be entering
23 into a stipulation again by and between the same
24 parties that Mr. Lafonso Rollins on January 9,

1 1993, was not a peace officer. He was not acting
2 in the line of duty.

3 So stipulated, Counsel?

4 MR. GORDON: So stipulated.

5 THE COURT: All right. Mr. Andrews,
6 does the stipulation include that it would be in
7 Mr. Diaz's opinion; am I correct? It would be in
8 Mr. Diaz's opinion that it was positive for the
9 presence of spermatozoa?

10 MR. ANDREWS: That's correct.

11 THE COURT: So stipulated?

12 MR. GORDON: So stipulated, your Honor.

13 THE COURT: All right. Ladies and
14 gentlemen, we're going to take approximately a
15 five-minute break. I'd ask you to return back to
16 the jury room for five minutes.

17 Please do not discuss this until
18 you have heard all of the evidence, heard the
19 arguments of the lawyers, and have been instructed
20 on the law.

21 (WHEREUPON, the following was
22 had in open court, outside the
23 presence of the jury:)

24 THE COURT: Miss Higgins, do you want to