

1 roadway. Isn't it true that, as you sit here today, you
2 can't tell this jury that you did that day what you just
3 said you ordinarily do, can you?

4 A: What do you mean? That's -- I do that
5 everyday.

6 Q: But you can't say whether you did that or
7 not on March 13th, 2006 can you?

8 A: Yeah, yeah -- yep, cause that's the way I -
9 - I approach that intersection in that lane.

10 Q: So, correct me if I'm wrong. I thought you
11 testified that you have no independent recoll --
12 recollection of what happened on March 13th, 2006.

13 A: I don't. I don't.

14 Q: And you don't have any re -- recollection
15 of their being an accident that day?

16 A: I don't.

17 Q: And you don't have any recollection of
18 seeing Mr. Ervin's vehicle that day?

19 A: No, I had no idea about this accident. I
20 didn't find out this accident till I don't know when. I
21 mean it was -- you know -- the suit case came up.

22 Q: So -- so do you recall what the movements
23 of your truck were on March 13th, 2006?

24 A: Where would -- I don't have no -- I have no
25 idea. What -- what are you -- this is where I make my

1 turn to go home. That's -- if that's correct.

2 Q: But you -- you can't tell us if you did
3 that on this day though, can you?

4 MR. STEPHENSON: Asked and answered, Your
5 Honor.

6 THE COURT: Well, can you answer that, sir?

7 A: It's the way I turn to go home.

8 THE COURT: Okay.

9 Q: Thank you, Your Honor.

10 THE COURT: Any other cross?

11 Q: No questions.

12 THE COURT: Re-direct?

13 MR. STEPHENSON: No, thank you, Your Honor.

14 THE COURT: Thank you, sir. You may step down.

15 THE COURT: Rebuttal?

16 MR. BRATT: None, Your Honor.

17 THE COURT: Okay, Counsel approach.

18 (Counsel approaches the bench.)

19 Motions?

20 MR. FORD: On behalf of the Defendant, Your
21 Honor, I would again move for -- judgment and I would
22 adopt the argument that I made at the close of the
23 Plaintiff's case.

24 THE COURT: Response.

25 MR. BRATT: I -- I'd make the same response,