

MISCELLANEOUS ISSUES AND INFORMATIONAL SECTION-(OFFER OF PROOF)

BRIEF OUTLINE/INFORMATIONAL ON BRONCO ISSUES: This is to cover something that could be seen as possible evidence to link me to the murder. If the state relies on only showing "one line of testimony". Anderson feels in fairness and wants first to bring up what a prosecution would say as to not be considered hiding negative aspects to Anderson's claim and declaration of being Wrongfully convicted. BACKGROUND INFORMATION: Anderson owned a dark brown 89 Bronco that was all stock. It was not modified. SEE: RT 4661. The only clear distinctive accessory was a Harley Davidson wheel cover. SEE: RT 3102. The wheel cover was mounted on the back end of the vehicle.

There were numerous witnesses claiming to see a Bronco leaving the area near the Brucker house. There are some clear distinctions to what most people reported seeing and what Anderson's Bronco description was. There were clear differences. There is also, with one or two witnesses and issues of saying they saw one very similar to Anderson's. When again, "only 8 photos of just Anderson's Bronco", SEE: RT 1090. Witness said the sighting of the Bronco was at about 5:00 PM, which is roughly 2.5 hours after the shooting, so therefore it was not possible to be Anderson's Bronco. There are clear examples of detectives trying to guide, shape, coerce, a few witnesses into adding or changing what they say they saw. However, what nullifies this issue and at least makes it a mute issue is James Stevens testified that on April 14th he had Anderson's Bronco and Anderson had his white Ford F150). Evidence showed this was a common thing to swap vehicles for various reasons. Such a needing a covered vehicle to protect from rain, thief of tools etc..Anderson preferred Steven's F150 because it was cheaper to run on gasoline where Stevens testified to having the Bronco on April 14th. SEE: RT 4769 where evidence shows Stevens many papers and receipts were in the Bronco when it was impounded. ALSO SEE: Stevens boss who testified that he had seen Stevens at work with Anderson's Bronco up to 10 different times. This was within the months of March and April. SEE: RT 4723,RT 4724.

Defense showed Broncos were a very common vehicle in the East County area. Through D.M.V. Records, which were brought into court and read on the stand, that there were over 2,000 Broncos registered just in the limited East County area requested of records from D.M.V. SEE:RT 4851-4852.

First I am going to cover the issue of Mr. Baker (DA Investigator) trying to elicit false testimony and changing his report to say something false and that he used only photos of Anderson's Bronco. 8 photos, to ask witnesses if this was the Bronco they saw? All the same photo of Anderson's Bronco. SEE:RT 1090.

Mr. Baker then changes what was surprisingly audio taped a statement made by a young girl named Megan Guisti. It changed from "I think" RT 1109 Bottom, to "She identified the Ford Bronco", leaving out any uncertainty she actually said he had.

On RT 1111 Mr. Baker while talking to a very young girl, refers to the Bronco, no less than 12 times, in an attempt to illicit a different statement from her.

At trial we see the well practice of changing statements of witnesses in significant but minor at a glancing ways. They bring in Megan Guisti again, even though she was clear enough that she had seen a different Bronco. They grilled her about her testimony and repeatedly asks her to tell them the Bronco she saw, was much lighter in color. She also only saw one person in the vehicle SEE: RT 3259-3264.

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Again we see that Baker shows only photos of Anderson's Bronco to Ken Leonard on RT 2988. We see Baker's report say Ken Leonard said Bronco was a little darker but his statement to the police on the day of the murder HE SAYS IT WAS "BLACK", RT 2987 and RT 2989 THE VEHICLE WAS A LITTLE HIGHER AS IF IT WAS LIFTED.

Another witness of the Bronco says at first on RT 3000 that they photo of Anderson's Bronco Exhibit 20 "Look very similar to it.", even though it was speeding down the road and she was inside her house. Although she was inside her house, she describes the one she saw as having a beige bottom and referred to it as an "Eddie Bauer Model" (which happens to be a line of Explorers) SEE RT 3002 and RT 3003 Beige trimmed bottom. Furthermore Baker waits a month before trial to find this witness and get her to agree that the photos she is shown is similar to what she saw, over 2 years later! Clearly her memory wouldn't be as sure and could influence her opinion as to what she saw much earlier. RT 3005 she is no longer positive, especially since Anderson's Bronco did not have a beige bottom, or beige trim along the bottom.

The most relied on witness by the prosecutor was Dustin Vangorkim. There is numerous things that make it clear he did not see Anderson's Bronco. On RT 3084 he says he saw the Bronco around 5 PM. Since the murder happened and reported by the victim calling 911 roughly at 2:30 PM, this can not be Anderson's Bronco. He testifies he worked until 6PM, so his sense of it being 5 PM and an hour later he quit working. Vangorkim also states HE IS SURE IT HAD A AFTER MARKET EXHAUST SYSTEM. RT 3086 and ALSO SEE: 3092-3093 and definitely not a exhaust leak. RT 3094 AND THAT IT WAS LIFTED. ALSO SEE: RT 3094. Then see where defense investigation had shown him photos of a different Bronco and he said he was confident that is the one he saw. Investigator had him sign the photo for future references. SEE: RT 3096-3097-3098. He is then asked if he saw the mounted spare tire on the back and if there was anything unique? He just remembers a tire being there. SEE: RT 3100-3101. Then he is shown a photo of Anderson's spare tire and there is a Harley Davidson cover over the tire. SEE: RT 3101-3102. This he didn't remember seeing.

On RT 1099 Vangorkim gives one other detail, STATING THE BRONCO HE SAW HAD AFTER MARKET RIMS.

Defense brought in a forensic expert in Auto Mechanics to discuss the difference between a modified/aftermarket exhaust versus a hole in the muffler (that was seen on Anderson's Bronco's muffler. Review for yourself on RT 4285-4294.

James Stevens father, Raymond Thomas had driven the Bronco to his home, from the condo after police had raided the condo and arrested Mr. Stevens On RT 3618 Mr. Raymond Thomas described the sound of the Bronco as normal. Keep in mind Mr. Thomas wasn't keen on Anderson, due to the fact James Stevens violated his parole. This was due to Anderson's arrest and raid on the condo. So this helpful testimony is only due to him being an honest person.

MR. FOLICK, THE FORENSIC EXPERT WAS BROUGHT IN ONCE MORE TO TESTIFY ANDERSON'S BRONCO WAS NOT MODIFIED IN ANY WAY AND WAS NOT LIFTED. SEE: RT 4661. As it appears most had seen a Bronco with after market work or parts. The only after market thing on Anderson's Bronco wasn't reported by anyone, which was the Harley Davidson tire cover. Beyond that any reports by Baker and even Goldberg are "suspect" and should not be trusted, with evidence already shown and proven on this matter of doctoring up reports to suit the set of facts they

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want to have.

There were a couple of other witnesses but likewise most saw a Bronco either a different color, and or was modified. There was likely at least 2 different Bronco's see that day, but neither can be Anderson's....On top of these differences James Stevens testified he had Anderson's Bronco on April 14th, SEE: RT 4769 which was a fairly common thing. Evidence of many papers and receipts found in Anderson's Bronco but belonged to Mr. Stevens shows evidence of him commonly using Anderson's. SEE: RT 4793. In addition others saw Mr. Stevens driving the Bronco often as well. The Bronco issue is muted if nothing else, but is argued by Anderson of an indirect alibi, since Mr. Stevens testified he had the Bronco, and Anderson was driving his F150 that day.

SIDE NOTE: The State's claim, or accusing him of lying about that he had the Bronco....If he was going to lie, don't you think he would have just said he saw Anderson during the time of the Murder, and be an actual alibi, instead of just saying he had Anderson's Bronco...?

Why make up a lie, that is only partially helpful, if you are going to lie at all? Mr. Stevens was confident in the truth to be enough! Now only if the State believed in this concept!!