

1 MS. WOERTENDYKE: I'm putting the envelope
2 over the steam at this point in time. Okay. And then
3 all I do is flip up an edge, it really doesn't matter
4 which, put it over the steam, and then just gradually
5 open it. And this does have void on the back of it
6 where the signature would be. I've now opened the
7 envelope, okay?

8 MR. WYDE: What exhibit is that?

9 MS. WOERTENDYKE: This is 108.

10 MR. WYDE: Okay. Now -- and for the
11 record, is that the one that was done -- sealed in open
12 court on, I believe, Monday, July 12th?

13 MS. WOERTENDYKE: Yes, it was.

14 MR. WYDE: Okay.

15 MS. WOERTENDYKE: All right.

16 MR. WYDE: And would you open the next one
17 that was sealed on Tuesday?

18 MS. WOERTENDYKE: That would be 130. Okay.
19 It's this one.

20 MR. WYDE: And when you say 130, you meant
21 Exhibit 130?

22 MS. WOERTENDYKE: Exhibit 130.

23 MR. WYDE: Okay.

24 MS. WOERTENDYKE: Okay. And I'm doing it
25 exactly the way I did the one previously. And this

1 one's been opened.

2 MR. WYDE: Okay.

3 MS. WOERTENDYKE: And this is Exhibit 138.
4 This is the one we just sealed. And that one's open.

5 MR. WYDE: Okay. Ms. Woertendyke -- and
6 that's W-O-E-R --

7 MS. WOERTENDYKE: T-E-N.

8 MR. WYDE: -- T-E-N-D-Y-K-E. Okay. Would
9 you do me a favor and show us how you sealed
10 Contestant's 108 now that the envelope has been opened?

11 MS. WOERTENDYKE: Okay. I'm going to take
12 Elmer's stick glue, run it back along the lip of the
13 envelope.

14 MR. WYDE: Where the glue was before?

15 MS. WOERTENDYKE: Where the glue was
16 previously.

17 MR. WYDE: Okay.

18 MS. WOERTENDYKE: I then take it, carefully
19 seal it, and my iron -- just a minute, it cuts off on
20 its own -- and then I just press it down. This one's
21 now sealed, and you can't even tell it's been opened.
22 Okay.

23 MR. WYDE: Can you seal 130 again for us?

24 MS. WOERTENDYKE: Sure can. And I'm only
25 putting it on where the glue was previously there. I'm

1 not running it to the very ends, okay? This one shows
2 there's a little bit of a gap where I resealed it,
3 but --

4 MR. WYDE: Judge, could I have just a
5 moment?

6 THE COURT: Yes.

7 MS. WOERTENDYKE: Unless you're looking for
8 that, you're not going to see it.

9 (Contestant's Exhibit No. 139 marked.)

10 MR. WYDE: Ms. Woertendyke, let me show you
11 what's been marked as Contestant's 139. I suggest to
12 you that it's Eduardo Perez' mail-in ballot envelope.
13 It's just a random deal pulled out of the -- one of the
14 boxes out here that's already opened.

15 MS. WOERTENDYKE: Right.

16 MR. WYDE: I believe came out of box --
17 box 3 of 6 marked 3200-3519. Could you just see if you
18 could open that one?

19 MS. WOERTENDYKE: Is it okay, Judge?

20 THE COURT: You may.

21 MR. WYDE: And when I say open that one, I
22 mean the carrier envelope.

23 MS. WOERTENDYKE: The carrier envelope.

24 MR. WYDE: Yes, ma'am.

25 MS. WOERTENDYKE: I'm going to take this

1 one off. That's paper clipped to it.

2 MR. WYDE: That would be the application --

3 MS. WOERTENDYKE: This one's showing
4 Exhibit 139 on it, okay?

5 MR. WYDE: Now, that envelope's been
6 opened, but it's been opened at the -- above the flap in
7 the crease; is that correct?

8 MS. WOERTENDYKE: Yes, it has.

9 MR. WYDE: Okay.

10 MS. WOERTENDYKE: Actually, this one
11 already having been opened, I can just hold it over
12 the -- and basically just continue to pull it off.

13 MR. WYDE: Could you stop right there?
14 Would you let me get this camera done. Would you hold
15 that last part over the flap -- I mean, over the steam
16 kettle?

17 MS. WOERTENDYKE: Hold it over here?

18 MR. WYDE: Yeah, just like that. Hold it
19 before you pull it all the way off.

20 MS. WOERTENDYKE: It's going to pop off by
21 itself.

22 MR. WYDE: Okay.

23 MS. WOERTENDYKE: Okay.

24 MR. WYDE: Move your elbow.

25 MS. WOERTENDYKE: Move my elbow?

1 MR. WYDE: Yeah, there. Right there.

2 MS. WOERTENDYKE: It just fell off.

3 MR. WYDE: Okay.

4 MS. WOERTENDYKE: Okay.

5 MR. WOERTENDYKE: On the Internet, you'll
6 find another method where you freeze them.

7 MR. WYDE: Yeah. Judge, we're going to
8 offer 139 to Mr. Rich. I don't see Mr. Wood in the
9 room. So we'll offer 139 into evidence.

10 MR. RICH: No objection for the limited
11 purposes for what is being offered.

12 THE COURT: Admitted.

13 MS. WOERTENDYKE: Okay. You want me to
14 reattach it?

15 MR. WYDE: No.

16 MS. WOERTENDYKE: Okay.

17 MR. WYDE: I'd like to actually just
18 include the flap in there, and we'll staple everything
19 together, if that's okay. And I think for purposes of
20 the demonstration, Judge, that's all we have.

21 THE COURT: Okay. Thank you.

22 MS. WOERTENDYKE: This one is not resealed.

23 MR. WYDE: Yeah. That's --

24 MS. WOERTENDYKE: 108 and 130 both are
25 resealed. 138 was not and -- I mean, 108 and 130 -- I

1 don't know, what was that one?

2 MR. WYDE: 139.

3 MS. WOERTENDYKE: 139. Okay.

4 (Moving back into the courtroom)

5 MR. WYDE: Judge, for the record,
6 obviously, our demonstration's concluded, and we just
7 want the Court to, you know, take notice, if you will,
8 128, Contestant's 130 both were sealed prior to the
9 demonstration, and now both have been opened during the
10 demonstration, and both have been resealed, I believe,
11 during the demonstration. Is that the Court's
12 understanding?

13 THE COURT: That's correct.

14 MR. WYDE: Okay. And so the record's
15 clear, 138 was, I believe, a carrier envelope that was
16 introduced today. It was sealed here in open court
17 about an hour ago, give or take, maybe a little bit
18 more. And it's been left after -- or excuse me, during
19 the demonstration, it was unsealed, and we have not
20 attempted to reseat it.

21 THE COURT: That's correct.

22 MR. WYDE: Okay. We offer what I would
23 suggest to the Court was a pure random selection out of
24 box 306 marked 3200-3519, also with the connotations on
25 it -- or I should say the denotation of ABD, and

1 apparently, that's a mail or a carrier envelope with
2 application mail-in ballot, all of them being originals
3 and now separated -- seal or separated flap from Eduardo
4 Perez at 611 Wayne, Dallas, Texas. And we have not
5 attempted to reseal that portion that was separated from
6 the carrier envelope, what's commonly referred to, I
7 think, as the flap. And we just ask that the record
8 reflect that also.

9 THE COURT: Record shall so reflect.

10 MR. WYDE: We will tender tomorrow, Your
11 Honor, pictures that were taken during the
12 demonstration, and I'll, of course, show those to
13 opposing counsel prior to offering them and suggest that
14 they document what I just more or less dictated into the
15 record also.

16 THE COURT: Okay. Let's see, let me ask
17 you, you've not been sworn in previously, have you, sir?

18 THE WITNESS: No, sir.

19 THE COURT: If you'll raise your right
20 hand.

21 (Witness sworn)

22 THE COURT: Thank you. If you'll be
23 seated.

24 RICARDO MEDRANO, JR.,
25 having been first duly sworn, testified as follows:

DIRECT EXAMINATION

1
2 BY MR. WOOD:

3 Q. Would you state your name, please?

4 A. Ricardo Medrano, Jr.

5 Q. And is Carlos Medrano a -- what relationship is
6 he to you?

7 A. He's my cousin.

8 Q. Your cousin. Where do you work?

9 A. Children's Medical Center.

10 Q. And what is your specialty at Children's
11 Medical Center?

12 A. I'm an ECMO specialist.

13 THE REPORTER: I'm sorry, you're what?

14 THE WITNESS: ECMO specialist, E-C-M-O.

15 A. But I'm a Registered Nurse.

16 Q. And what do you do?

17 A. I'm one of four -- actually an eight-member
18 team, four on days and four on nights that manage heart
19 bypass machines that provide support for children whose
20 lungs or heart are -- require extra support. It's
21 usually a bridge to transplant. That's what I do.

22 Q. Take up a lot of your time?

23 A. Yes, sir.

24 Q. Okay. Now, you knew, did you not, that your
25 cousin was running for Justice of the Peace?

1 A. Yes, sir.

2 Q. Did you have time or did you make time to get
3 involved in that campaign in any way?

4 A. No, sir.

5 Q. I'm going to hand -- show you what's been
6 marked as Exhibit 54 and ask you, can you identify that?

7 A. That's me.

8 Q. Okay. And how old are you?

9 A. 44.

10 Q. Okay. How long have you been at the hospital
11 or been in this profession?

12 A. 20 years.

13 Q. Okay. You just testified that you had no role
14 in this campaign. Did you at any time ever go to a
15 voter's house for any purpose during this election?

16 A. No, sir.

17 Q. Never?

18 A. No, sir.

19 Q. Even though, as a member of the family, you
20 just did not -- be able to participate at all?

21 A. No, sir.

22 Q. And it's been -- I'll represent to you that
23 there's been a number of people -- I can't remember how
24 many right now -- but probably at least a half a dozen
25 that have picked this picture out and believed that this

1 person, whoever it was, picked up a ballot from them at
2 their home, and your response to that is?

3 A. No, it couldn't be.

4 Q. It just didn't happen?

5 A. Didn't happen. Did not.

6 MR. WOOD: That's all I have, Your Honor.

7 MR. WYDE: Yes, sir.

8 CROSS-EXAMINATION

9 BY MR. WYDE:

10 Q. What is your address?

11 A. 2415 Douglas, Dallas, Texas 75219.

12 Q. Are you married?

13 A. Yes, sir.

14 Q. Do you have children?

15 A. Yes, sir.

16 Q. How many?

17 A. Two.

18 Q. How old?

19 A. 14 and 10.

20 Q. Do they live with you?

21 A. Yes.

22 Q. What are their names?

23 A. Ricardo Medrano III and Arianna Medrano.

24 Q. Okay.

25 MR. WYDE: May I approach?