



YMCA Youth Judicial 2019 Case

A criminal case of vehicular manslaughter

STATE OF CONTINENTAL

v.

PARKER BELL

www.alyig.org/judicial

Case Summary

On Friday, October 19, 2018, three friends left a high school football game for a party. On the way, the driver, Parker Bell, struck another vehicle with his/her car. As a result, Bell's passenger, Bailey Jones, was killed. Eyewitnesses claim that Bell was using a cell phone around the time of the crash. Subsequently, the State of Continental has charged Bell with vehicular manslaughter.

Available Witnesses

Prosecution

Addison Moss, Police Officer
Taylor Wooding, Passenger
Morgan Anderson, Eyewitness

Defense

Hunter Chandler, Eyewitness
Dr. Alex Scott, Cell Phone Expert
Parker Bell, Defendant

Note about Distracted Driving

Distracted driving claims 9 lives per day – approximately 3,500 lives per year.¹

Plain and simple, these tragedies are avoidable. The case authors hope that you will take time to reflect on the seriousness of distracted driving and in turn, practice safe driving habits.

Disclaimer

This case is a work of fiction. All characters, locations, and titles are fictitious. Any resemblance to a real person, place, or thing, is purely coincidental.

Suspected Errors

Please report any typos or suspected errors to clarify@alyig.org. Be specific!

¹ "Distracted Driving Statistics 2019." *The Zebra*, 9 Apr. 2019, www.thezebra.com/distracted-driving-statistics/.

SPECIAL INSTRUCTIONS

- 1. Witness Selection.** Only the Prosecution may call Officer Addison Moss, Taylor Wooding, and Morgan Anderson. Only the Defense may call Hunter Chandler, Dr. Alex Scott, and Parker Bell. All witness may be male or female. Witnesses may be called in any order.
- 2. Reports.** The reports of Officer Addison Moss and Dr. Alex Scott are “affidavits” for the purposes of impeachment. These witnesses are bound by those reports for the purposes of invention of material fact. Additionally, the reports may not be entered into evidence.
- 3. Closed-Universe Problem.** The only legal materials that competitors or judges may rely upon, for any purpose, are those set forth in the State of Continental Relevant Case Law, State of Continental Penal Code, and the YMCA Youth Judicial Rules of Evidence.
- 4. Fifth Amendment.** No witness may refuse to answer a question—and no attorney may instruct a witness not to respond—based on the witness’s Fifth Amendment rights.
- 5. Best Evidence Rule.** No attorney may object that the “original writing, recording, or photograph” in question is not among the documents contained in the case packet.
- 6. Exhibits.** Teams may only use the exhibits provided in the problem. The exhibits are pre-marked and are to be referred to by number. Clean copies will be available at trial to be used by both teams.
- 7. Costumes and Props.** No costumes or props are permitted at any point during the trial.

**IN THE CIRCUIT COURT OF UNION COUNTY, CONTINENTAL
CRIMINAL COURT DIVISION**

STATE OF CONTINENTAL, *

v. *

CASE NO. CR-19-001-6885

PARKER BELL, *

Defendant. *

INDICTMENT

**STATE OF CONTINENTAL,
COUNTY OF UNION,
In the Year 2019**

***THE JURORS OF THE GRAND JURY OF THE STATE OF CONTINENTAL,
within and for the body for the County aforesaid, on their oaths, in the name
and by the authority of the State of Continental, do find and present that:***

COUNT ONE
VEHICULAR MANSLAUGHTER

On or about October 19, 2018, in Union County, State of Continental,
Parker Bell did recklessly kill Bailey Jones, a human being, by injuring her in
a motor vehicle crash in violation of Continental Code 301.3.2.

TRUE BILL OF INDICTMENT

1/10/2019
Dated

/s/ Pierce Godwin
Pierce Godwin
Foreperson of the Grand Jury
Union County, Continental

STATE OF CONTINENTAL PENAL CODE
(Selected Provisions)

PART I. GENERAL PROVISIONS

Article II. General Principles of Liability

Section 2.01. General Requirements of Culpability

(1) *Minimum Requirements of Culpability.* A person is not guilty of an offense unless he acted purposefully, knowingly, recklessly or negligently, as the law may require, with respect to each material element of the offense.

(2) *Culpability Defined.*

(a) Purposefully. [Omitted]

(b) Knowingly. [Omitted]

(c) Recklessly.

A person acts recklessly with respect to a material element of an offense when he consciously disregards a substantial and unjustifiable risk that the material element exists or will result from his conduct. The risk must be of such a nature and degree that, considering the nature and purpose of the actor's conduct and the circumstances known to him, its disregard involves gross deviation from the standard of conduct that a law-abiding person would observe in the actor's situation.

(d) Negligently. [Omitted]

PART II. DEFINITION OF SPECIFIC CRIMES

Article 301. Criminal Homicide

Section 301.1. Criminal Homicide

(1) A person is guilty of criminal homicide if he purposefully, knowingly, recklessly, or negligently causes the death of another human being.

(2) Criminal homicide is murder, manslaughter, or negligent homicide.

Section 301.2. Murder [Omitted]

Section 301.3. Manslaughter

(1) Criminal homicide constitutes manslaughter when:

(a) it is committed recklessly.

(b) [Omitted]

(2) Manslaughter is a felony of the second degree.

Section 301.3.1. [Omitted]

Section 301.3.2. Vehicular Manslaughter

(1) While driving a vehicle, you committed a misdemeanor or an infraction, or else committed a lawful act in a manner that might cause death;

(2) The act you committed was dangerous to human life under the circumstances;

(3) You committed the act with *gross negligence*; and

(4) Your act caused the death of another person.

Article 610. Motor Vehicles and Traffic

Section 610.1.

(1) For purposes of this article, the following words have the following meanings:

(a) *Wireless telecommunication device*. A handheld cellular phone, a text- messaging device, a personal digital assistant, a stand-alone computer, or any other similar wireless device that is readily removable from a vehicle and is used to write, send, or read text or data through manual input.

(b) *Write, send, or read a text-based communication*. Using a wireless communication device to manually communicate with any person using text- based communication, including,

but not limited to, communications referred to as a text message, instant message, or electronic mail. The term does include reading, selecting, or entering a telephone number or name in a cell of wireless telephone or communication device for the purpose of making a telephone call.

(2) A person may not operate a motor vehicle on a public road, street, or highway in Continental while using a wireless telecommunication device to write, send, or read a text-based communication.

**IN THE CIRCUIT COURT OF UNION COUNTY, CONTINENTAL
CRIMINAL COURT DIVISION**

STATE OF CONTINENTAL, *

v. *

CASE NO. CR-19-001-6885

PARKER BELL, *

Defendant. *

STIPULATIONS

1. A two-car collision that occurred at approximately 11:37 p.m. on the evening of October 19, 2018, was the sole cause of the death of Bailey Jones. Bailey Jones' death was not caused, in full or in part, by her own actions.
2. At the time of the crash, Parker Bell was driving a 2008 gray Honda Accord. Bell's passengers included Bailey Jones and Taylor Wooding. Morgan Anderson was driving a 2015 gray Chevrolet Equinox. Anderson's passengers included Hunter Chandler. Parties agree that the crash was not caused, in full or in part, by mechanical error.
3. All exhibits included in this case are authentic and accurate in all respects. No objections to the authenticity of the exhibits will be entertained.
4. Parties waive all objections that the accident diagram, Exhibit 4, is not drawn to scale.
5. Exhibit 5, the photograph of the two vehicles involved in the crash, was taken on Saturday, October 20, 2018, at 10:58 a.m. at Pleasantville Collision Center. Both parties agree that the photograph accurately depicts the condition of the cars immediately after the collision.

6. At the time in which Hunter Chandler's plea deal, Exhibit 7, was signed, Chandler was in the company of counsel, fully aware of his/her rights, of sound mind and body, and afforded all rights of criminal defendants in the State of Continental.
7. In the State of Continental, falsifying information to the police is punishable by imprisonment for up to two years.
8. In the State of Continental, distracted driving is punishable by imprisonment for up to six months.

STATE OF CONTINENTAL RELEVANT CASE LAW

Burden of Proof

State v. Whetter (1907)

In a criminal case, the burden of proof is on the State and never shifts to the defendant. The standard of proof in a criminal case is beyond a reasonable doubt with respect to each and every element of the offense(s) alleged.

State v. McNelley (1928)

A criminal defendant is never required to present evidence or provide an alternate theory of the crime.

Criminal Homicide

Hubbard v. Robinson (2001)

In the State of Continental, gross negligence is defined as a lack of care that demonstrates a reckless disregard for the safety or lives of others, which is so great it appears to be a conscious violation of other people's rights to safety.

Hearsay

Newman v. Adams (1961)

Continental Rule of Evidence 801(d)(2) may be invoked in only one direction in a criminal trial. Specifically, Rule 801(d)(2) permits the State to offer statements by a criminal defendant. The rule does not permit a defendant to offer statements from him/herself.

Thompson v. Day (1974)

In a criminal case, a police officer is not considered a "party opponent" for the purpose of admissibility of a statement made by that officer under Continental Rule of Evidence 801(d)(2)(a). This does not preclude the admissibility of the officer's statement under other applicable provisions of the Continental Rules of Evidence.

State v. Hill (2001)

In a criminal trial, police reports are admissible as business records under Continental Rule of Evidence 803(6), so long as the document is properly authenticated by an individual with personal knowledge of the creation and maintenance of the document.

REPORT OF OFFICER ADDISON MOSS

1 Background Information

2 My name is Addison Moss. I am a patrol officer and have been a patrol officer
3 in Pleasantville for twelve years. After graduation from college at Continental
4 State Community College, where I received my BA in Public Safety, I did the
5 required Police Officer Standards and Training (POST) course at the
6 Continental Police Academy. After passing the course with flying colors, I
7 applied to work in Pleasantville. Unfortunately, there weren't any jobs
8 available in Pleasantville, so I settled for working in Springfield. I worked
9 dispatch in Springfield for about three and a half years. Luckily for me, a job
10 opened up in Pleasantville. In 2006, I started working for the Pleasantville
11 Police Department. One of the first things Police Chief Westfall had me do was
12 attend a month-long, advanced crash investigation and reconstruction course
13 at the University of Continental. The course included crash investigation
14 techniques, vehicular dynamics, biomechanics, and reconstruction. I
15 completed the full, advanced course and received a certificate with honors.

16 Pleasantville is a small town and we have a small office. There are six of us;
17 the Chief, a dispatcher, and four patrol officers. I am the lead crash scene
18 investigator for the Pleasantville Police Department and have been for the past
19 eight years. Because we are such a small crew, we have a lot of autonomy.
20 The Chief's job is to make sure that we are following proper protocol. To be
21 honest, there isn't a lot of checking over my shoulder. Despite the autonomy,
22 I have never been reprimanded for deviating from proper police procedure.
23 Over the span of my career, I have followed police protocol exactly as
24 prescribed. I take my job very seriously, and I would never do anything to
25 undermine the integrity of this office.

26 Summary of the Facts/Narrative

27 On October 19, 2018, at 11:41 p.m., a 911 call was made by (716) 285-3133,
28 later identified to be Parker Bell. Bell stated that a two-vehicle crash occurred
29 at the intersection of Thomas Street and Oaks Avenue. Bell stated that the
30 other passengers' health was critical, and medical assistance was needed
31 immediately. As a result, the 911 dispatcher alerted medical personnel and
32 the Pleasantville Police Department.

33 At 11:44 p.m., Officer Moss responded to the dispatcher's call. At 11:59 p.m.,
34 Officer Moss arrived on the scene of the accident. Upon arrival, three
35 ambulances were already present. Officer Moss witnesses first responders
36 loading a female into Ambulance #0078. Shortly after, the ambulance left the
37 scene en route to Pleasantville Hospital. The female being loaded into
38 Ambulance #0078 was later confirmed to be the decedent, Bailey Jones.

39 After Ambulance #0078 departed from the scene, Officer Moss interviewed
40 the following individuals: Parker Bell, driver of Vehicle 1; Taylor Wooding,
41 passenger of Vehicle 1; Morgan Anderson, driver of Vehicle 2; and Hunter
42 Chandler, passenger of Vehicle 2.

43 Interview of Parker Bell

44 At 12:04 a.m. (Saturday, October 20, 2018), Officer Moss spoke with Parker
45 Bell, driver of Vehicle 1. Officer Moss performed an alcohol breath test on Bell
46 at 12:06 a.m. The test results showed an alcohol blood content of 0.00%.
47 Following the test, Officer Moss executed the standard post-accident interview
48 protocol. All applicable background information was recorded in the accident
49 report (Exhibit 10). Subsequently, Officer Moss told Bell, "Please describe the
50 moments immediately preceding the accident." Bell sobbed, "Where is Bailey?
51 What's going on? Please tell me if she's going to be alright." Officer Moss
52 responded, "She's on the way to the hospital right now. What happened right

53 before the crash?" Bell rubbed Bell's eyes and stated, "Well, I was driving to
54 Lauren Flannigan's house. She lives just a couple of streets over. We were on
55 our way from the Pleasantville football game. Anyway, I came to the stop sign,
56 right here (Bell pointed to the stop sign at the intersection of Thomas Street
57 and Oaks Avenue). I came to a complete stop, and then I began to make a
58 right-hand turn onto Thomas Street." Officer Moss asked, "What happened as
59 you started turning right?" Bell replied, "That's when...that's when Taylor -
60 that's when Taylor reached towards my cell phone in the cup holder in the
61 front seat. But Taylor missed the phone and hit my shoulder. Taylor hit me so
62 hard that it made me lose control of the wheel. So... the car swerved. That's
63 when the car collided with the other car." Officer Moss asked, "At any point
64 during the drive, were you using your cell phone?" Bell said, "What does that
65 have to do with anything? Is Bailey okay? I need to see her." Officer Moss
66 asked again, "Parker, did you use your cell phone at all while you were
67 driving?" Bell answered, "Uh...yeah, but not when the accident happened."
68 Officer Moss asked, "Was anyone using a phone when the crash happened?"
69 Bell shrugged Bell's shoulders and said, "I'm not sure. Everything is fuzzy.
70 But, I think Bailey was using my phone to get directions to Lauren's house.
71 Officer Moss concluded the interview with Bell at 12:11 a.m.

72 Interview of Taylor Wooding

73 At 12:13 a.m. (Saturday, October 20, 2018), Officer Moss spoke with Taylor
74 Wooding, passenger of Vehicle 1. Officer Moss did not perform an alcohol
75 breath test on Wooding. All applicable background information was recorded
76 in the accident report (Exhibit 10). Subsequently, Officer Moss told Wooding,
77 "Please describe the moments immediately preceding the accident." Wooding
78 stated that as the car came to a stop at the intersection of Thomas Street and
79 Oaks Avenue, Wooding asked Bell, "How far away are we?" Wooding stated
80 that immediately following the question, Bell looked down at Bell's phone and

81 started to make a right-hand turn onto Thomas Street from Oaks Avenue.
82 Wooding stated that while turning, Bell continued to look at Bell's phone.
83 Officer Moss asked, "Did Parker Bell answer your question?" Wooding replied,
84 "No. Parker shushed me and said, 'I'm looking at the directions right now. Can
85 you chill?' and continued to look at the phone." Officer Moss asked, "What
86 happened after Parker mentioned looking at the phone for directions?"
87 Wooding replied, "I started to tell Parker to put the phone down, but that's
88 when the crash happened. It was so scary. I'm still really scared, to be
89 honest." Officer Moss asked, "Was Parker using Parker's phone at any other
90 point during the drive?" Wooding replied, "Yes, Parker was using the phone
91 the entire drive." Officer Moss asked, "Is there anything else you remember
92 about the crash?" Wooding paused and said, "I'm just sad that we're missing
93 the Fourth of July party." Officer Moss inquired and Wooding responded, "We
94 were on the way to Lauren's house to celebrate the Fourth of July. Now I have
95 to wait an entire year." Officer Moss then had Wooding examined by medical
96 personnel. Officer Moss concluded the interview at 12:21 a.m.

97 Interview of Morgan Anderson

98 At 12:24 a.m. (Saturday, October 20, 2018), Officer Moss spoke with Morgan
99 Anderson, driver of Vehicle 2. Officer Moss performed an alcohol breath test
100 on Anderson at 12:26 a.m. The test results showed an alcohol blood content
101 of 0.00%. Following the test, Officer Moss executed the standard post-
102 accident interview protocol. Anderson explained that Anderson and Anderson's
103 passenger, Hunter Chandler, were traveling from Pleasantville Hospital.
104 Anderson stated that while approaching the Thomas Street and Oaks Avenue
105 intersection, Anderson noticed a light in a vehicle stopped at the stop sign on
106 Oaks Avenue. Officer Moss asked, "What kind of light was it?" Anderson
107 replied, "Looked like a phone to me." Officer Moss responded, "Did you see
108 where the light was in the vehicle?" Anderson said, "As I got closer to the car,

109 I could see that the light was shining on the driver's face." Anderson then
110 stated the vehicle began to make a right-hand turn onto Thomas Street.
111 Officer Moss asked, "Did you see the light on the driver's face as the car began
112 to turn?" Anderson nodded Anderson's head and said, "I did, but that was
113 when I realized that the car was turning into my lane." Officer Moss asked,
114 "Did the car stop?" Anderson answered, "No, the car just kept driving towards
115 me. I tried to stop, but it was too late." Officer Moss concluded the interview
116 by asking, "Did anything happen after the crash?" Anderson paused and then
117 answered, "Well, after I checked on Hunter, I went over to the other car. The
118 driver got out of the car and just kept muttering the same thing over and over
119 again." Officer Moss asked, "What was the driver saying?" Anderson said,
120 "Parker kept repeating, 'If only I had listened. If only I had learned my lesson.
121 It's my fault.'" Officer Moss concluded the interview at 12:36 a.m.

122 Interview of Hunter Chandler

123 At 12:39 a.m. (Saturday, October 20, 2018), Officer Moss spoke with Hunter
124 Chandler, passenger of Vehicle 2. Officer Moss performed an alcohol breath
125 test on Chandler at 12:39 a.m. The test results showed an alcohol blood
126 content of 0.00%. Following the test, Officer Moss executed the standard post-
127 accident interview protocol. Chandler confirmed Anderson's account of
128 returning home from work at the Pleasantville Hospital. Officer Moss asked,
129 "When you approached the intersection of Thomas Street and Oaks Avenue,
130 did you see a car?" Chandler nodded. Officer Moss asked, "Did you notice
131 anything about the vehicle?" Chandler answered, "Um...not really. I remember
132 Morgan saying something about a light, but I didn't see anything." Officer
133 Moss said, "Are you sure you don't remember anything?" Chandler began
134 shifting eye contact and moving back and forth nervously. Officer Moss asked,
135 "Are you alright?" Chandler said, "What? I don't have anything to hide. I'm
136 telling the truth." Officer Moss said, "What are you talking about?"

137 Then, Chandler admitted to Officer Moss that Chandler had previously signed
138 a plea deal in which Chandler pled guilty to falsifying information to the police.
139 Officer Moss concluded the interview at 12:53 a.m.

140 Supporting Materials

141 As part of the investigation, Officer Moss relied on the following information:
142 Exhibit 2 is the cellular report of Parker Bell on the night of October 19, 2018.
143 Exhibit 4 is a diagram of the accident. Officer Moss created the diagram using
144 the Continental Police Department’s software.
145 Exhibit 5 contains photographs of the accident. Officer Moss took the
146 photographs on Moss’s state-issued cell phone.
147 Exhibit 7 is Hunter Chandler’s plea deal signed in 2016.
148 Exhibit 10 is the official accident report.

149 On this, the 18th day of December, in the Year of 2018,
150 I, Officer Addison Moss, affirm that the above information is a true, accurate,
151 complete and final reflection of all of my knowledge and notes regarding the
152 investigation.

153 /s/ Addison Moss
154 Addison Moss

/s/ Hayley Sommerville
Notary Public

AFFIDAVIT OF TAYLOR WOODING

1 After being duly sworn upon oath, Taylor Wooding hereby states as follows:
2 I am 18 years old and competent to make this affidavit. I am testifying
3 voluntarily and was not subpoenaed or compelled to testify.

4 My name is Taylor Wooding. I used to live in Los Angeles, but my dad
5 got a job offer in Pleasantville in 2013. So, three days before I started
6 middle school, my family and I moved to Pleasantville and I have lived here
7 ever since. To be honest, I was really mad about moving from California to
8 Continental, but everything turned around when I met my best friend, Bailey
9 Jones. I met Bailey on the first day of sixth grade in Miss Johnston’s class.
10 Bailey and I called ourselves the “dynamic duo” because we did everything
11 together. We were best friends.

12 In ninth grade, we got a new classmate, Parker Bell. Parker’s family
13 was new to Pleasantville. On the first day of ninth grade, Bailey looked at me
14 and said, “I want to invite Parker to eat lunch with us.” I was annoyed that
15 Bailey wanted Parker to join us. We didn’t have many classes together, so
16 the lunch period would be our time to spend together. The last time I
17 checked “duo” means two, not three. Anyway, Parker joined us at our table
18 that day and pretty soon Parker started hanging out with us more and more.

19 The more time went on, the more I started to dislike Parker. I guess
20 Bailey thought Parker was cool, but I didn’t see what she was seeing. Things
21 only got worse our sophomore year. Parker had an early birthday, so Parker
22 was the first person in our class to get a driver’s license. Bailey, Parker, and
23 I would drive around in Parker’s car for hours. The seating arrangement was
24 the same every time we got in the car. Parker in the driver’s seat, Bailey in
25 the passenger’s seat, and I was always forced to go to the backseat. I can
26 still hear Parker’s voice now, “If you’re going to ride in my car, you’re going
27 to follow my rules, Taylor. Get over it, or get out.”

28 At Pleasantville High School, everyone takes football season seriously.
29 I mean everyone—students, teachers, parents, even people in the town that
30 don't have any connection to the school other than living nearby. Every
31 October, Pleasantville plays our biggest rival, the Westside Wildcats. The
32 Thursday before the big game, one of my friends, Olivia Bankhead walked
33 up to me in the parking lot and said, "The seniors want you to join us for the
34 party before the game. It's going to be awesome." As a junior, I was excited
35 to be invited to a senior party, but I remember hearing rumors that the
36 seniors made all the juniors drink alcohol. I wanted to fit in, but I was scared
37 of getting in trouble with my parents.

38 The next morning, Bailey asked me if I had any plans before the
39 game. As far as I knew, Bailey hadn't been invited to the senior party and I
40 didn't want to hurt Bailey's feelings. I told Bailey, "I think I need to eat with
41 my parents, but I'll catch up with you at the game." I looked at Bailey and
42 knew she was upset, so I said, "You can come over to my house after the
43 game." Bailey said, "Can Parker come?" I rolled my eyes and said, "Why?
44 Can't the two of us just hang out?" Bailey said, "What's the big deal?" I just
45 shrugged my shoulders and changed the topic.

46 After school, I went home and I got dressed for the party. I got to
47 Olivia's house around 5:00 o'clock. As soon as I got there, I saw some of the
48 seniors holding solo cups. I had never been around alcohol before, but I
49 didn't want to let everyone else know that. When Tommy Lane walked up
50 and handed me a drink, I knew better than to say no. I asked Tommy,
51 "What is this?" Tommy laughed and said, "Some good stuff" and walked
52 away. I smelled the cup and almost gagged. It smelled horrible. I took a
53 couple of sips here and there, but I didn't even finish half of the cup. To be
54 honest, I think Tommy was trying to mess with me. The drink looked like
55 lemonade to me. I don't have any reason to believe that there was alcohol in

56 the cup that I was drinking from that night. I stayed at the party for about
57 an hour and a half before heading over to the football game.

58 Once I got to the school, I walked over to Bailey and Parker. Parker
59 looked at me and said, "So, are we good enough for you now?" Honestly, I
60 felt bad. Bailey and Parker were my closest friends and I didn't want them to
61 feel excluded. I tried joking with them but they seemed pretty upset with me
62 for the rest of the game. In typical Parker fashion, Parker kept nagging me
63 saying, "You're so embarrassing. Chill. Go drink some water." I don't know
64 what Parker meant.

65 After the game was over, we had a cookout in the parking lot behind
66 the practice field. We had food, live music, and a slip-n-slide. I was there for
67 about two hours. Then, Bailey asked Parker if Parker could drive us to my
68 house. Parker agreed and we walked to Parker's car.

69 Like always, Parker got in the front seat, Bailey got in the passenger's seat,
70 and I got in the back seat behind Parker. On the way, Bailey said, "Let's stop
71 by Lauren's house before we head back to your place, Taylor." I told Bailey,
72 "I don't want to drive all the way out to Lauren's house." Parker barked at
73 me, "Why not?" At that point, I didn't want to make Bailey or Parker any
74 more upset with me than they already were so I just kept quiet. Bailey said,
75 "Parker, do you know how to get there? Lauren lives about 10 miles outside
76 of town." Parker said, "No, but I'll use my phone for directions." I said, "I
77 can use mine." Parker laughed and said, "I got it. Thanks."

78 On the way, Parker was playing music very loudly. So loudly that I
79 grabbed Parker's phone to turn down the music. Parker looked at me and
80 said, "Seriously, don't touch my phone again. Got it?" After that, Parker
81 didn't put Parker's phone down for the rest of the drive. A few minutes later,
82 I asked Parker, "Will you put your phone down?" Parker rolled Parker's eyes
83 and said, "Why?" I said, "It's dangerous, Parker. Please put it down." Parker
84 screamed at me, "If I wanted someone to tell me what to do, I'd ask my

85 parents. My car. My rules. I don't care. Plus, I need my phone for
86 directions."

87 That's when we came to a stop and Bailey asked Parker how far away
88 we were from Lauren's. Parker put on the right-hand turn signal and said,
89 "Hold on, let me check." Parker started to turn right and continued to stare
90 at Parker's phone and said, "It says we're about two minutes—" That's when
91 I felt the impact and heard the loudest noise of my entire life.

92 The impact knocked me out for a minute. When I came to, I was super
93 disoriented. After a few minutes, I figured out where I was and what had
94 just happened. I realized that I was still in the backseat of Parker's car. I
95 looked out of the completely shattered windshield and saw Parker's car
96 crumpled up against a gray Chevrolet Equinox. That's the last thing I
97 remember before I blacked out. I woke up in the hospital the next morning,
98 and my mom told me that they had to load me into an ambulance. That's
99 when I remembered the accident. I immediately asked my mom, "Where are
100 Bailey and Parker?" She hesitated, so I yelled, "WHERE ARE BAILEY AND
101 PARKER?" My mom looked at me with tears in her eyes and said, "Parker is
102 okay and is here at the hospital, too. But, Bailey...she...I'm so sorry, Taylor.
103 Bailey didn't make it."

104 My eyes filled with tears. I had just lost my best friend in the entire
105 world. Not only that, but it was Parker's fault. Parker was looking down at
106 Parker's phone during the wreck. Parker wasn't looking at the road. Parker
107 didn't care about Bailey. I told Parker something like this would happen, but
108 Parker didn't listen. Parker drove straight into the wrong lane...straight into
109 the path of another car. The impact was on the passenger's side where
110 Bailey was sitting.

111 If Parker hadn't been looking down, Bailey would still be here. I
112 wouldn't have been forced to attend my best friend's funeral—which is more
113 than Parker can say. Parker didn't even have the decency to show up. I hope

114 that I never see Parker again. I hope Parker gets what Parker deserves.
115 Parker's tried to call me, but I haven't returned any of Parker's calls. I never
116 want to talk to Parker again. I wish that I could talk to Bailey again, though.
117 I miss her every day. I wish this whole thing never happened.

118 I am familiar with the following exhibits:

119 Exhibit 4 is a diagram of the wreck on October 19, 2018.

120 Exhibit 5 are photographs of the cars after the accident.

121 Exhibit 10 is a copy of the accident report from the wreck. I didn't
122 write the report but I went to the police station and picked up a copy
123 about a week or so later.

124 I am not familiar with any of the other exhibits in this case.

125 I swear or affirm the truthfulness of everything stated in this affidavit.

126 Before giving this statement, I was told I should include everything that I
127 know may be relevant to my testimony, and I followed those instructions. I
128 know that I can and must update this affidavit if anything new occurs to me
129 until the moment before opening statements begin in this case.

130

131 Signed:

132 /s/ Taylor Wooding

133 Taylor Wooding

134

135 Subscribed and Sworn to me on this 8th Day of February 2019:

136 /s/ Chris Stephens

137 Notary Public

AFFIDAVIT OF MORGAN ANDERSON

1 After being duly sworn upon oath, Morgan Anderson hereby states as
2 follows: I am over 18 and competent to make this affidavit. I am testifying
3 voluntarily and was not subpoenaed or compelled to testify.

4 My name is Morgan Anderson, but almost everyone I know calls me
5 Nurse Anderson. I knew that I wanted to take care of people from an early
6 age, so when high school graduation rolled around, I decided to study
7 nursing. I attended Continental State University in Centerville, Continental
8 where I received my B.S. in nursing. During college, I interned at
9 Pleasantville Hospital right here in Continental. After graduation,
10 Pleasantville Hospital offered me a full-time job, so I moved to Pleasantville
11 in August of 2008. Currently, I work in the emergency room. Some people
12 move around from division to division, but I like working in the ER and that's
13 where I've been my entire career. You can say I like being around chaos.

14 Working in a hospital, especially an emergency room, can be quite
15 hectic. After treating patients all day, it's nice to get away from the noise
16 and busyness. That's why I live out in the country about half a mile from the
17 Pleasantville city limits. Apparently, I'm not the only one who agrees. My
18 friend and colleague, Hunter Chandler, lives about 5 minutes away from me
19 so we normally carpool to work to save money. I enjoy living away, but it
20 does come with a few downsides. For example, the drive to and from work
21 can get pretty dark. I guess since we live so far away, it takes a while to get
22 someone out here to fix the light poles when a bulb burns out.

23 As far as working in the emergency room goes, the television
24 depictions of what goes on are fairly accurate. I'm used to working long
25 hours, not having the time to eat lunch, and running off of a few hours of
26 sleep. I really enjoy my work, but some days are more tiring than others.
27 For example, Friday nights tend to be the most hectic, but the worst nights

28 are Fridays during football season. Typically, I work weekdays from 7 a.m.
29 until 7 p.m., but football Friday nights can be dragged out until much later.

30 That was the case on October 19, 2018. The night before, my boss
31 fired two of the nurses in the emergency room. So, I came in early the next
32 morning to try to prepare for the day so things could run as smoothly as
33 possible. I think I got to the hospital around 5:45 a.m. on Friday morning.
34 I'm not sure what the exact time was, but the hospital keeps records of
35 when we clock in and out each day. For being two nurses short, the staff did
36 pretty well. Of course, I had to cover more patients that day, but it wasn't
37 anything I couldn't handle. Actually, the day was pretty calm until about 6
38 p.m. I was really hoping I would be able to leave on time that night, but
39 unfortunately, that wasn't the case.

40 Sure enough, the night was just as chaotic as any other Friday during
41 football season. After tending to over a dozen patients, I checked my phone
42 and I realized it was already 11 p.m. After being at the hospital for a little
43 over 17 hours, I needed to call it a day. Hunter was still at the hospital, so I
44 asked Hunter if we could go ahead and leave. Hunter said, "Let me clean up
45 my station and we can head out." Even though Hunter agreed to go, it
46 seemed like Hunter wanted to stay and help out for a few more hours, but
47 honestly, I was so tired I couldn't stay another minute.

48 Around 11:30 p.m., Hunter and I walked to my car in the parking
49 deck. We sat in my car for a couple of minutes before heading home.
50 Honestly, I almost fell asleep in my car. The last time I was up for over 18
51 hours was when I was studying for a nursing final in college. I turned on
52 some music to wake myself up and I left the hospital parking garage.

53 The drive home was pretty standard. There wasn't much traffic on the
54 road, especially once I was out of the city. When I was approaching the
55 intersection of Thomas Street and Oaks Avenue, I noticed the first car I had
56 passed in miles. I looked at Hunter and said, "I guess we're not the only

57 ones on the road tonight.” It was pretty dark, so I could clearly see a light
58 from inside the other vehicle. I rubbed my eyes, and I could tell that the
59 light was shining directly on the driver’s face. It looked like light shining
60 from a phone screen. It definitely wasn’t an overhead light or anything like
61 that. I even looked at Hunter and asked, “Does that look like a phone light
62 shining on the driver’s face?”

63 Before Hunter could respond, the car that was stopped at the stop sign
64 started to pull out onto Thomas Street. The car started driving straight
65 towards my car. Hunter said, “That driver can’t see us! The driver is looking
66 at a phone. The car is going to hit us, Morgan!” I tried to swerve out of the
67 way, but there was nothing I could do. Right before the impact, I remember
68 looking at back at the driver, who I now know is Parker Bell, and seeing the
69 light shining on Parker’s face.

70 The impact knocked me out for a few minutes. I was woken up by
71 Hunter screaming, “My arm hurts, Morgan! I need to get to the hospital.” I
72 told Morgan that I would call an ambulance and then I opened the door of
73 my car. I saw Parker Bell walking towards me. I asked Parker if Parker was
74 okay. Parker said, “Everything is okay, but I don’t know about my friends.” I
75 told Parker that I was a nurse and I would go tend to the other passengers. I
76 told Parker to call 911 and explain what had happened. I walked towards
77 Parker’s car and saw two other people, one in the front passenger’s seat and
78 the other in the back-driver’s seat. I’ve dealt with patients for a while, and I
79 knew that the young woman in the front seat, who I now know to be Bailey
80 Jones, was in critical condition. The passenger in the back seat, who I now
81 know to be Taylor Wooding, seemed to be alright.

82 While I was trying to treat Bailey, Parker came and grabbed my arm.
83 Parker looked at me and started to cry. Parker said, “How could I have done
84 this? The same thing happened earlier today. I know better than to do this. I
85 am so sorry. I didn’t mean for this to happen. I should’ve done better.” I

86 didn't understand what Parker was talking about, so I asked what Parker
87 meant. Parker was hysterical and said, "I got a ticket for distracted driving
88 just a few hours ago. How did I not learn my lesson? I should've listened to
89 Taylor. I can't believe this happened." I asked Parker, "Were you on your
90 phone during the wreck?" Parker looked down at the ground and started to
91 stutter. Parker said, "I...uh...on my phone? Uh... why would you think that?"
92 Parker was obviously in a panicked state, and I didn't want to startle Parker
93 any more. So, I told Parker to have a seat and wait for the first responders
94 to arrive while I tended to Bailey.

95 A few minutes later, the ambulances arrived. I helped the first
96 responders load Bailey into an ambulance. That's when I went to check on
97 Hunter. Besides a broken arm, Hunter seemed to be okay. I helped Hunter
98 over to the first responders and then talked with Hunter for a minute.

99 As I was talking to Hunter, the police arrived on the scene. Officer
100 Addison Moss asked me a few questions about what happened right before
101 and during the accident. I explained to the officer that I saw Parker Bell
102 turning right onto Thomas Street. I explained that Parker turned into my
103 lane, and hit my car. I told Officer Moss that I saw Parker using a phone
104 right before the crash. Also, I told Officer Moss about Parker admitting that
105 Parker was using a cell phone at the time of the crash. Officer Moss nodded
106 and said something like, "That's what I thought."

- 107 I am familiar with the following exhibits:
108 Exhibit 4 is a diagram of the accident.
109 Exhibit 5 are photographs of the accident.
110 Exhibit 8 is the employee time log from work. It shows what time I
111 clocked in and out.
112 Exhibit 10 is a copy of the accident report. I didn't write it, but I have
113 read it.
114 I am not familiar with any other exhibits in this case.

115 I swear or affirm the truthfulness of everything stated in this affidavit.
116 Before giving this statement, I was told I should include everything that I
117 know may be relevant to my testimony, and I followed those instructions. I
118 know that I can and must update this affidavit if anything new occurs to me
119 until the moment before opening statements begin in this case.

120

121 Signed:

122 /s/ Morgan Anderson

123 Morgan Anderson

124

125 Subscribed and Sworn to me on this 1st Day of February 2019:

126 /s/ Ford Schaffer

127 Notary Public

AFFIDAVIT OF HUNTER CHANDLER

1 After being duly sworn upon oath, Hunter Chandler hereby states as follows:
2 I am over 18 and competent to make this affidavit. I am testifying
3 voluntarily and was not subpoenaed or compelled to testify.

4 My name is Hunter Chandler. For my entire life, I've lived in
5 Continental in my family's ranch-style home right on the edge of the
6 Pleasantville city limits in rural Union County. I love everything about the
7 property, except for the fact that it takes me almost half an hour to get to
8 work every morning. I've been a nurse at Pleasantville Hospital for about ten
9 years now. Since I live so far away, I try to save money by carpooling with
10 my coworker, Morgan Anderson. Morgan and I have known each other for a
11 long time, but I don't think I would consider the best of friends. Morgan is
12 really competitive at work, even when Morgan doesn't have to be. For
13 example, Morgan wins the award every year for working the most hours. I
14 don't understand it, but I'm glad that we have a nurse that's dedicated to
15 showing up and working hard.

16 Like I said, Morgan and I carpool, but Morgan and I don't ride together
17 to work on Fridays. Friday mornings are reserved for family brunch at the
18 Pancake House. My spouse, A.J., drives us to eat with our son, Michael. After
19 breakfast, A.J. drops me off at work and Morgan takes me home after we
20 finish our shifts.

21 This was true on Friday, October 19, 2018. Like always, A.J. dropped
22 me off around noon at the hospital. I reminded A.J. that I probably wouldn't
23 be home until midnight or so. You see, on Fridays during football season,
24 everyone in the ER works late. When I got to work, I noticed Morgan was
25 sitting down in one of the chairs in the break room. I asked Morgan, "Are
26 you okay?" Morgan replied, "I'm alright. I didn't sleep much last night and I
27 got here at 5:45 a.m. I could really go for a nap." I knew Morgan was tired.

28 I asked Morgan, "Why don't you head home early today?" Morgan said, "I
29 can't leave early. I have to stay."

30 The more the day went on, the more I started to worry about Morgan.
31 When I was walking back from the cafeteria around 3 p.m., I saw Morgan
32 leaning against the wall with Morgan's eyes closed. I walked up behind
33 Morgan and said, "Seriously, you can take today off. You seem exhausted. I
34 know you've been working for a while." Morgan seemed kind of foggy but
35 said, "I'm fine, I promise. I'll be okay. I'm going to get some coffee." I was
36 worried about Morgan, but we were short-staffed already that day, so I
37 decided to let it go.

38 The day really picked up around dinner time. We had dozens of
39 patients needing care, so I wasn't surprised that it was already 11 p.m.
40 when Morgan asked me if I was ready to go home. I could have stayed a few
41 more hours, but I knew that Morgan was tired, so I agreed to leave.

42 I clocked out of work and walked to the parking deck with Morgan.
43 When we got to the car, Morgan rested Morgan's eyes for a minute. I asked
44 Morgan, "Do you want me to drive?" Morgan said "No, I'm fine" and we left.
45 On the way home, I noticed Morgan veering off of the road a bit. At first, I
46 wasn't too worried, but after a while, I started to become anxious about
47 Morgan driving. I looked at Morgan and said, "Please, let me drive. You're
48 too tired." Morgan whispered, "We're close to your house. It's fine." It was
49 about that time that we were coming to the intersection of Thomas Street
50 and Oaks Avenue. I was looking off at a new house that was being built and
51 Morgan said, "I guess we're not the only ones on the road this time of
52 night." At that point, I thought Morgan was really losing it. We had just
53 passed a couple of cars a few minutes earlier.

54 I looked over and saw a Gray Honda Accord stopped at the stop sign
55 on Oaks Avenue. Nothing seemed out of the ordinary to me, but Morgan was
56 saying something about seeing a light in the car. I told Morgan, "It's

57 probably an overhead light or something. What's the big deal?" But when we
58 got closer to the intersection, I actually noticed a bright, blue light in the
59 front seat of the car. After I saw the light shining on the driver's face, I
60 looked closer, and I could see that the driver was holding a cell phone while
61 the car was stopped at the stop sign.

62 The next thing I remember, the Honda Accord started turning right
63 onto Thomas Avenue. My eyes grew bigger when I realized that the car was
64 turning into our lane. I screamed at Morgan, "That car is coming right at us.
65 You need to watch out!" Morgan kind of jerked the car a bit, but it was too
66 late. The two cars collided.

67 As soon as the crash happened, I felt a throbbing pain in my arm. I
68 knew that I had broken my arm, but I didn't want to look down and see the
69 damage. I called out to Morgan to try to get Morgan to wake up. After a few
70 seconds, Morgan came to and asked me if I was alright. I told Morgan that
71 we needed an ambulance. Shortly after, Morgan got out of the car. I knew
72 that I needed to keep still, so I stayed in my seat and waited for the first
73 responders to arrive.

74 While I waited, I started to hear screaming. I looked and I saw Morgan
75 screaming at the driver of the other car, who I now know to be Parker Bell.
76 Parker was sobbing, but Morgan just kept screaming at Parker, "I know you
77 were on your phone. It's all your fault. You were on your phone, weren't
78 you?" Parker just kept sobbing. The only thing I heard Parker say was, "I
79 hope my best friend is alright."

80 A few minutes later, the ambulance and police arrived on the scene.
81 The ambulance loaded a girl, who I now know to be Bailey Jones, into the
82 first ambulance. After the first responders treated my arm, Officer Moss
83 asked me some questions about the accident and what I remembered. I told
84 Officer Moss everything from Morgan veering off the road, to seeing the blue
85 light on the driver's face, to the car coming into our lane. The officer asked

86 me if I noticed anything about Morgan's driving. I told the officer that
87 Morgan kind of drove into the other lane while the accident was happening.
88 If I had to guess, Morgan didn't veer into the other lane on purpose—I'm
89 sure Morgan was just tired from working a long shift. But honestly, I don't
90 know. Officer Moss then asked me if I saw the driver of the vehicle holding a
91 cell phone. I answered that I did not see anyone holding a cell phone before,
92 during, or after the accident occurred. Officer Moss looked at my kind of
93 funny and asked, "Are you sure that you didn't see anything?" I wasn't sure
94 if Officer Moss knew about my plea deal, but I decided I'd come clean. I
95 asked Officer Moss, "Is this about my plea deal?" Officer Moss looked
96 puzzled and said, "What plea deal?" I explained to Officer Moss that I signed
97 a plea deal in 2016 admitting to falsifying information to the police. I tried
98 my best to explain that the entire thing was a big misunderstanding. I didn't
99 lie to the police, but signing the plea deal and not having to go through a
100 trial sounded a lot better to me. What I've told you is the truth. I have no
101 reason to lie about anything I've said. I don't want to cause the Jones
102 family, or anyone else, any more suffering.

103 I am familiar with the following exhibits:

104 Exhibit 4 is a diagram of the accident. It seems right, except it isn't
105 drawn to scale.

106 Exhibit 5 looks to be photographs of what the cars looked like after the
107 wreck. I didn't take the pictures and I've never seen them before.

108 Exhibit 7 is a copy of the plea deal I signed back in 2016. As I said, I
109 didn't lie then and I'm not lying now.

110 Exhibit 10 is the accident report from the wreck. An officer gave me a
111 copy when I stopped by the police stations about a month after the
112 crash.

113 I am not familiar with any other exhibits in this case.

114 I swear or affirm the truthfulness of everything stated in this affidavit.
115 Before giving this statement, I was told I should include everything that I
116 know may be relevant to my testimony, and I followed those instructions. I
117 know that I can and must update this affidavit if anything new occurs to me
118 until the moment before opening statements begin in this case.

119

120 Signed:

121 /s/ Hunter Chandler

122 Hunter Chandler

123

124 Subscribed and Sworn to me on this 4th Day of February 2019:

125 /s/ Sarah Helms

126 Notary Public

127

TELECOMMUNICATIONS REPORT OF ALEX SCOTT, PH.D.

Scott & Martin Consulting, LLC
926 Glisten Road
Pleasantville, Continental 30002
alex.scott@scottmartinconsulting.com

1 Introduction

2 I was retained by Parker Bell’s counsel to review the cellular records of Parker
3 Bell in connection with the car accident on October 19, 2018, at the
4 intersection of Thomas Street and Oaks Avenue in Pleasantville, Continental.
5 I was asked to analyze the cellular activity for Bell’s zPhone 8 Plus smartphone
6 from 11:00 p.m. to 11:59 p.m. on October 19, 2018, and reach a conclusion.

8 Education and Experience

9 I received my B.S. in Engineering from the University of Continental in 1994.
10 I then received my Ph.D. in Applied Engineering from Continental State
11 University in 2001. Following graduation, I was hired as an Associate Professor
12 of Engineering at Continental State University. I taught an array of courses,
13 but I specialized in telecommunications. In 2008, I was appointed Department
14 Chair of Engineering at Continental State University, a position I still hold
15 today.

16
17 I have been retained in 37 court cases, each time working solely for the
18 defendant. Of the 37 cases, 19 went to trial. I have been retained in both civil
19 and criminal trials. I charge a minimum fee of \$500 an hour while preparing
20 my report. I charged Parker Bell a fee of \$550 an hour to prepare my report
21 for this case. In total, I spent 18 hours creating this report. Typically, I spend
22 anywhere from 15 to 20 hours preparing reports. I charge an additional
23 \$10,000 fee for appearing in court to testify, which was charged to the
24 defendant, Parker Bell.

25 I am a member of the State of Continental Board of Engineering, the State of
26 Continental Board of Applied Mathematics, and the U.S. Telecommunications
27 Studies Society.

28

29 I have published 15 peer-reviewed articles, including:

- 30 • *Telecommunications: Why Cell Phone Records Are Unreliable*
- 31 • *Continental Police Are Purposefully Manipulating Cell Phone Records*
- 32 • *What Do Cell Phone Records Really Represent?*

33

34 Methods and Data

35 To reach my conclusions in today's case, I relied on the following data: Parker
36 Bell's cellular data records, Exhibit 2; the diagram of the accident, Exhibit 4;
37 accident photos, Exhibit 5; the report of Officer Addison Moss; the affidavit of
38 Taylor Wooding; the affidavit of Morgan Anderson; and the affidavit of Hunter
39 Chandler. I requested to interview all eyewitnesses, but all four eyewitnesses
40 declined. Of course, I would have liked to gather additional information by
41 conducting follow-up interviews, but not being able to do so did not prevent
42 me from reaching my conclusion. My conclusions in the case are based on
43 sufficient scientific facts and data.

44

45 When reviewing the evidence listed above, I applied the QA method. The QA
46 method is the gold standard in telecommunications.

47

48 Findings

49 With the progression of cell phone technology, the art of ascertaining when a
50 cell phone is accessing data has become almost an absolute science. That
51 being said, science, at its core, revolves around the principle of disproving
52 what appears concrete. Telecommunications experts are able to use cellular
53 data to determine the time and location in which the cell phone is being

54 used. In this case, I cross-referenced the data found in Parker Bell's cellular
55 data report provided by *Horizon Wireless*, Exhibit 2, with witness accounts of
56 the accident. I can conclude to a reasonable degree of scientific certainty
57 that Parker Bell's phone was accessing data at the time of the crash that
58 occurred at approximately 11:37 p.m. (per Officer Addison Moss's report),
59 but I cannot conclude that Bell was actively using Bell's phone at 11:37 p.m.
60

61 *I. Data Records Do Not Show That the Device Was Actively Being Used*

62 Cell phone data logs, like Exhibit 2, are extremely broad when recording a cell
63 phone accessing data from a particular source. If an individual were to open
64 an application and then set his phone down without locking the screen, the
65 cell phone would continue to log that the application was accessing data even
66 though the user was not actively using his cell phone.

67
68 In this case, Bell's cell phone records indicate that Bell's phone accessed the
69 "Maps" application from 11:32 p.m. to 11:37 p.m. The cell phone data records
70 do not give us direct evidence that Bell was actively using the application from
71 11:32 p.m. to 11:37 p.m. If Bell, or anyone else in the car, opened the "Maps"
72 application and then set the cell phone down, the records would show that the
73 cell phone was accessing the data, even though no one was holding the cell
74 phone.

75
76 *II. Data Records Do Not Show Who Was Operating the Device*

77 The only information recorded is 1) the time in which the application was
78 accessed, 2) the duration of the access of data, and 3) which source was
79 accessing the data. Meaning,
80 cell phone data logs do not record the individual that was accessing the
81 application.

82 In this case, Bell had two additional passengers in the vehicle. If either
83 Bailey Jones or Taylor Wooding were operating the cell phone, the phone
84 would log that the application was in use at that time, but it would not
85 record that either Jones or Wooding was the person using the phone.

86
87 While analyzing Bell’s cell phone, I found that Bell had both a 6-digit
88 numerical passcode as well as a thumbprint passcode. Bell’s privacy settings
89 require a thumbprint passcode to unlock the phone every 10 minutes. So, if
90 Bell did not use Bell’s thumbprint to unlock the device for at least 10
91 minutes before 11:37 p.m., the cell phone would not have unlocked with
92 just the 6-digit numerical password.

93
94 Conclusion

95 Based on the information above, it is my opinion, to a reasonable degree of
96 scientific certainty, that it would be impossible to determine, based on the
97 cell phone data found in Exhibit 2, that

- 98 1) the cell phone was actively being used at the time of the accident; and
99 2) if the cell was, in fact, being used, that Bell was the individual operating
100 the cell phone.

101
102 This report was completed on March 20, 2019.

AFFIDAVIT OF PARKER BELL

1 After being duly sworn upon oath, Parker Bell hereby states as follows: I am
2 18 years old and competent to make this affidavit. I am testifying voluntarily
3 and was not subpoenaed or compelled to testify.

4 My name is Parker Bell. I live in Pleasantville, Continental and I'm a
5 senior at Pleasantville High School. When I was young, my family moved
6 almost every year. It was hard for me to make friends at school because I
7 was always moving to the other side of the country before the next school
8 year. When I was in eighth grade, my parents told me that we would be
9 moving for the last time to Pleasantville. At that point, I accepted that I
10 wouldn't have any long-term friends until I went off to college. On my first
11 day of school in Pleasantville, I walked into the cafeteria during the lunch
12 period. To my surprise, a really nice girl named Bailey walked right up to
13 me. She asked me if I wanted to sit with her and her friend, Taylor. Being
14 the new kid, I was eager to accept the invitation. Bailey seemed genuinely
15 happy for me to join them, but I could tell that Taylor was not happy to have
16 me there.

17 Before I knew it, I started hanging out with Bailey and Taylor more
18 and more. We started going on trips together and our families became
19 pretty close, too. One summer, Bailey invited me to go to the beach with her
20 family. When Taylor found out that Taylor hadn't been invited, Taylor called
21 me one day and said, "You can't replace me in Bailey's life and don't worry,
22 I'll make sure you never do." I didn't really know what to think of the call,
23 but I just figured that Taylor was upset about not being invited to the beach.
24 Unfortunately, things only got worse after the trip. At school the next fall, I
25 heard a rumor that Taylor was purposefully trying to exclude me from
26 hanging out with Bailey. To this day, I'm not sure why Taylor wouldn't want
27 me hanging out with Bailey.

28 I tried to make the best of the situation and I offered to drive Bailey
29 and Taylor to the big rivalry game with Westside later that week. Bailey said
30 she'd love to but Taylor said that Taylor had other plans. Taylor didn't tell
31 me where Taylor was going and I never asked.

32 On Friday afternoon, I left school and went home. After I got dressed,
33 I headed over to Bailey's house to pick her up for the game. On the way, I
34 got pulled over for distracted driving.

35 I tried to explain to the officer that I was just changing the song, but Officer
36 Hannick explained that changing a song is considered distracting driving.
37 Long story short, I got a ticket. I felt so stupid and I told Officer Hannick
38 that I wouldn't be making the mistake of using my phone while driving
39 again.

40 After that debacle, I left to pick up Bailey. We left her house and
41 headed for the school. When we got there, we got seats in the bleachers and
42 saved a seat for Taylor. Thirty minutes of the game passed before I saw
43 Taylor stumbling over to the student section. To my knowledge, Taylor had
44 never had anything to drink before, so I was a little surprised to see Taylor
45 behaving like this. When Taylor finally got to the seat, Bailey asked Taylor,
46 "Are you okay?" Taylor responded, slurring, "Can you chill out? I just went to
47 a party. It's not a big deal." Bailey and I exchanged a look and didn't say
48 anything else about the matter. As the game went on, Taylor got worse and
49 worse. I started to get really concerned for Taylor, so I texted my mom. I
50 told her that Taylor seemed really confused and that I was worried about
51 Taylor getting in trouble.

52 After the game was over, we celebrated at the post-game cookout
53 behind the practice field. Bailey, Taylor, and I walked over to the cookout
54 together, but it didn't take long for Taylor to wander off to the seniors. When
55 Taylor came back, Taylor reeked of alcohol. Taylor was 100% drunk. I

56 looked at Bailey and said, "We need to get Taylor out of here." Bailey
57 nodded and we made our way to the car.

58 I didn't want to let Taylor ruin our night, so I suggested that we stop
59 by our friend Lauren's house. Taylor didn't want to go, but I knew that
60 Bailey would want to go see everyone. When I told them about the plan,
61 Taylor started to seem visibly angry. Taylor rolled Taylor's eyes, huffed, and
62 screamed, "Fine, but if anything happens, it's on you." Taylor screaming at
63 me really made me angry, so I just turned on the music for a while.

64 On the way to Lauren's house, I got a call from my friend, Sam Patty.
65 I didn't want to pick up the phone after I had just gotten a ticket for
66 distracted driving, so I asked Bailey to answer the call. Other than that, the
67 ride was pretty normal. Our favorite song came on shuffle which reminded
68 me of the music video we made a few years ago in Bailey's backyard to the
69 same song. I remembered that I posted the video on FaceLook, so I asked
70 Bailey to pull it up. We all had a good laugh and Bailey said, "You guys are
71 the best. Let's remake this video once we get home."

72 I placed the phone back in my lap. Then, Taylor asked to see my
73 phone to change the music. I said no. Taylor kept trying to reach for my
74 phone and I said, "Don't try to grab my phone from me. I'm trying to drive."
75 Taylor huffed at me.

76 I was coming up to a stop sign and we were pretty close to Lauren's
77 house, but I wasn't exactly sure where I was, so I asked Bailey to pull up
78 the directions on my phone. Bailey put in the address and placed the phone
79 in the cup holder in the center of the car.

80 When Bailey put the phone down, Taylor lunged forward to try to
81 reach for the phone. When Taylor lunged, Taylor shoved my right arm while
82 I was turning right. Taylor shoved me so hard that caused my arm to slip off
83 of the wheel. The car spun into the other lane. I tried to correct the turn, but
84 it was too late. My car came into contact with a gray Chevrolet Equinox. The
85 impact on the car was on the passenger's side, right where Bailey was
86 sitting. I was unconscious for a few moments, but I woke up relatively

87 quickly.

88 I remember looking around the car. It was dark, so I reached for my
89 phone to turn on the flashlight. When I grabbed my phone, the time was
90 11:38 p.m. I flipped on the flashlight and I saw Bailey. She wasn't moving
91 and her head was bleeding. I looked in the backseat and I saw Taylor. Taylor
92 wasn't moving either. While I was waiting on the paramedics to arrive, I
93 walked over to the other car. The driver of the car was opening up the
94 driver's side door. I called out, "Are you okay?" I didn't hear anything, so I
95 went to go check on the driver. I asked again, "Are you okay?" The driver
96 replied, "Nothing hurts on me, are you okay?" I said, "Yes, I'm fine, but I'm
97 not sure if my friends are okay." The driver then said, "My name is Morgan.
98 I'm a nurse so I should be able to help a little before the ambulance gets
99 here. You need to go ahead and call 911, okay?" I nodded and called the
100 police.

101 I felt so guilty. I was the one driving. I couldn't help that Taylor had
102 bumped my arm and caused the accident, but I felt so guilty. I grabbed
103 Morgan's arm and started to cry.

104 I told Morgan, "What have I done? How could I have done this? I knew
105 better. I knew better than to do that." Morgan told me that everything was
106 going to be alright and Morgan went to go check on Bailey and Taylor.

107 Shortly after, the ambulance and police arrived at the wreck. The
108 ambulance tended to Bailey first. They loaded her on a stretcher and took
109 her away. Then, they loaded Taylor onto a stretcher. Taylor still wasn't
110 moving when they were loading Taylor into the ambulance. I was terrified.
111 The police officer asked me a few questions about the accident while some
112 first responders tended to me. The police officer asked, "What happened
113 right before the wreck?" I responded, "I'm not really sure. Everything

114 happened so quickly. It was all a blur.” The police officer told me that we
115 could finish the questions later, and I left in an ambulance to go to the
116 hospital.

117 I left the wreck almost completely unharmed besides a few scratches
118 and bruises. While I was at the hospital, my parents came and sat in my
119 room. My mom explained to me that Taylor was going to be fine, but Bailey
120 had passed away due to the accident. The moment my mom told me about
121 Bailey was the worst moment of my entire life.

122 After the accident, I missed school for a few weeks. I even missed my
123 best friend’s funeral. I felt horrible about not going, so I left Bailey’s mom,
124 Mrs. Susan, a voicemail about a week after the funeral. I wanted her and Mr.
125 Jones to know how badly I feel for what happened. I wish I this entire thing
126 never happened. I still have nightmares about that night and I probably will
127 for the rest of my life. I would do anything to have my best friend back.

128 I am familiar with the following exhibits:

129 Exhibit 1 contains the text messages I sent my mom at the football
130 game before the accident. I was worried about Taylor, and I guess I
131 had a good reason to be worried that night.

132 Exhibit 2 are my phone records from the night of the accident. I don’t
133 really know a whole lot about them, except for what my attorneys
134 have mentioned to me.

135 Exhibit 3 is the ticket I received on the afternoon of October 19, 2018
136 for distracted driving.

137 Exhibit 4 is a diagram of the accident.

138 Exhibit 5 are photographs of the cars after the accident.

139 Exhibit 6 is a transcript of the voicemail I left for Bailey’s parents.

140 Exhibit 10 is the accident report I received from the Pleasantville Police
141 Department.

142 I swear or affirm the truthfulness of everything stated in this affidavit.
143 Before giving this statement, I was told I should include everything that I
144 know may be relevant to my testimony, and I followed those instructions. I
145 know that I can and must update this affidavit if anything new occurs to me
146 until the moment before opening statements begin in this case.

147

148 Signed:

149 /s/ Parker Bell

150 Parker Bell

151

152 Subscribed and Sworn to me on this 17th Day of January 2019:

153 /s/ Tammy Hintz

154 Notary Public

Exhibit 1

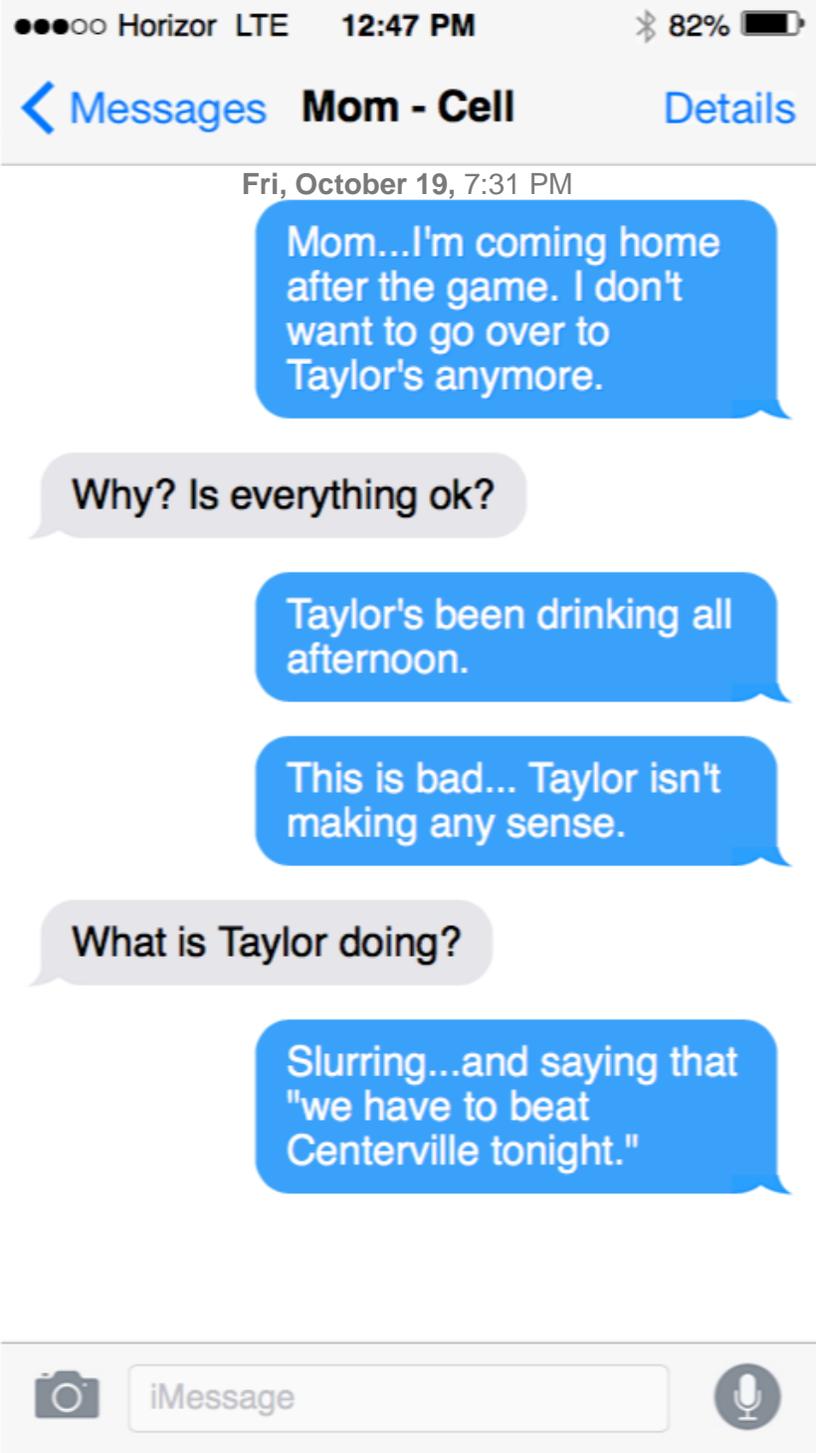
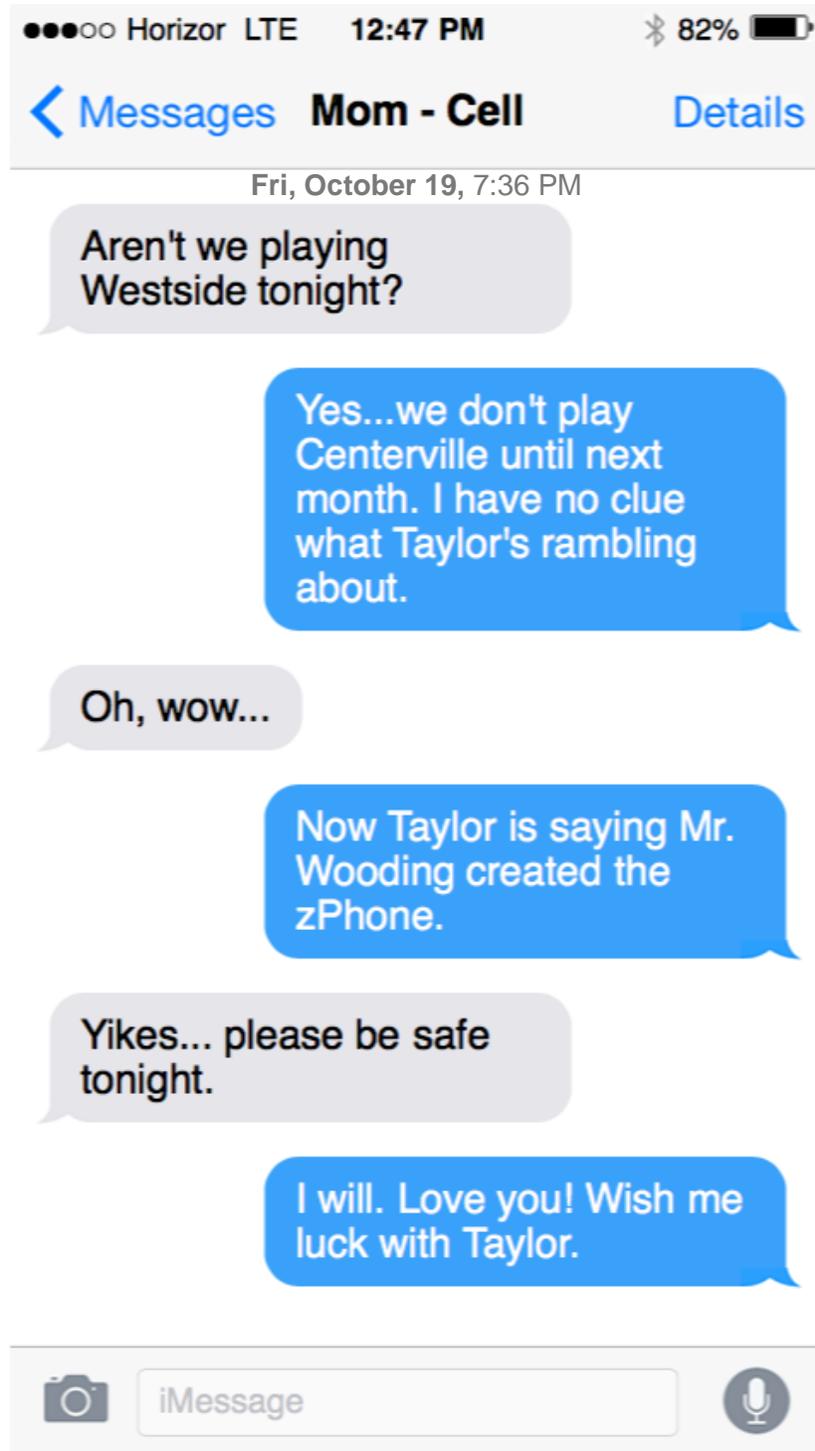


Exhibit 1



HORIZOR WIRELESS

Cell Phone Service Report

Customer Information

Customer: Parker Bell
 Customer Address: 585 Tisher Drive
 Pleasantville, Continental 30004
 Customer ID: BW16NM16BT15
 Plan Name: Horizor Premium (Unlimited Data)

Phone Information:

Phone Type: zPhone 8 Plus
 Serial Number: 8580917622583128501
 Number Assigned: 716-285-3313

Report Information

Start Time: October 19, 11:00 PM
 End Time: October 19, 11:59 PM

There are **6 (six)** recorded uses during the specified search. There have been no additions or omissions.

Start Time	End Time	Application
11:12 PM	11:14 PM	Messages
11:15 PM	11:16 PM	Songify
11:19 PM	11:23 PM	Phone
11:28 PM	11:31 PM	FaceLook
11:32 PM	11:37 PM	Maps
11:41 PM	11:44 PM	Phone

Declaration of Bennett McGehee

Exhibit 2

My name is Bennett McGehee, and under the penalty of perjury, I declare that:

1. I am the Chief Network Data Engineer for Horizion Wireless. I have held that position since February 18, 2011. I write this declaration in response to the subpoena I received.
2. As part of my duties, and in the regular course of Horizion business, I manage and maintain records of a database of cellular data usage. The records I maintain include a log of cellular activity. The information in these records is stored to optimize cellphone networks and provide customer service to customers having network connection problems.
3. The attached Cell Phone Service Report is a true and accurate copy of the information logged on Parker Bell's phone between October 19, 2018 at 11:00 P.M. and October 19, 2018 at 11:59 P.M. This report is generated automatically; that is, no person is involved in its generation.
4. As its custodian, I have no reason to doubt the accuracy of the information retained in the statement.

I swear under penalty of perjury that the foregoing is true, accurate, and complete to the best of my knowledge.

/s/ Bennett McGehee

Bennett McGehee

Uniform Traffic Ticket				
Police Agency: Pleasantville		Ticket No.:	18-10-9015	
		Circuit Court:	3rd	
Court Location: 918 Cobb Dr., Pleasantville, Continental 30001				
Description of Accused				
Last Name	First Name	MI	DOB	Age
Bell	Parker	S	07/24/00	18
Address		City	ST	
418 N. Glenn Avenue		Pleasantville	Cont.	
		License No.	Class	
		7849734	D	
The Accused Listed Above Did Unlawfully:				
Description of Violation Driver operated a motor vehicle while using a telecommunications device. Driver confirmed the above.		Date:	10/19/2018	
		Time:	4:11	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM
		In Violation of:	C.P.C 610.1	
Location of Offense		Hwy No.		
231 S. Gate St., Pleasantville, Cont. 30010		N/A		
Officer				
Affirmed Under Penalty of Perjury (Name and Signature)	Name:	K. Hannick		
	Badge:	135792468		
	Rank:	Sergeant		
	County:	Union		
Date Affirmed:		10/19/2018		
A Hearing is Scheduled For:				
Court Address 918 Cobb Street Pleasantville, Cont. 30001		Date:	February 9, 2019	
		Time:	9:00	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
		<input type="checkbox"/> Mail in fine by the date listed above OR		
Fine	Charge(s)			
\$300.00				

The Accused **must** appear in court for misdemeanors and felonies.

If pleading Guilty, fill out Form A. If pleading Not Guilty, fill out Form B.

If your plea is denied, the Courts will send you a notice in the mail informing you of your mandatory court date.

Form A – Guilty Plea

I, _____, the accused, verify that I was charged with the violation indicated on the reverse of this ticket. I hereby waive my right to an attorney, an arraignment, and a trial. I request that the court decree a fine or penalty that I will pay via mail.

Signature

Date

Form B – Not Guilty Plea

I, _____, was not issued a supporting deposition at the time of my citation for the violation indicated on the reverse of this ticket. I request a supporting deposition, sent to the address listed on the reverse of this ticket.

Signature

Date

VEHICLE 1 refers to Parker Bell's vehicle.
VEHICLE 2 refers to Morgan Anderson's vehicle.

Exhibit 4

Diagram 01-01

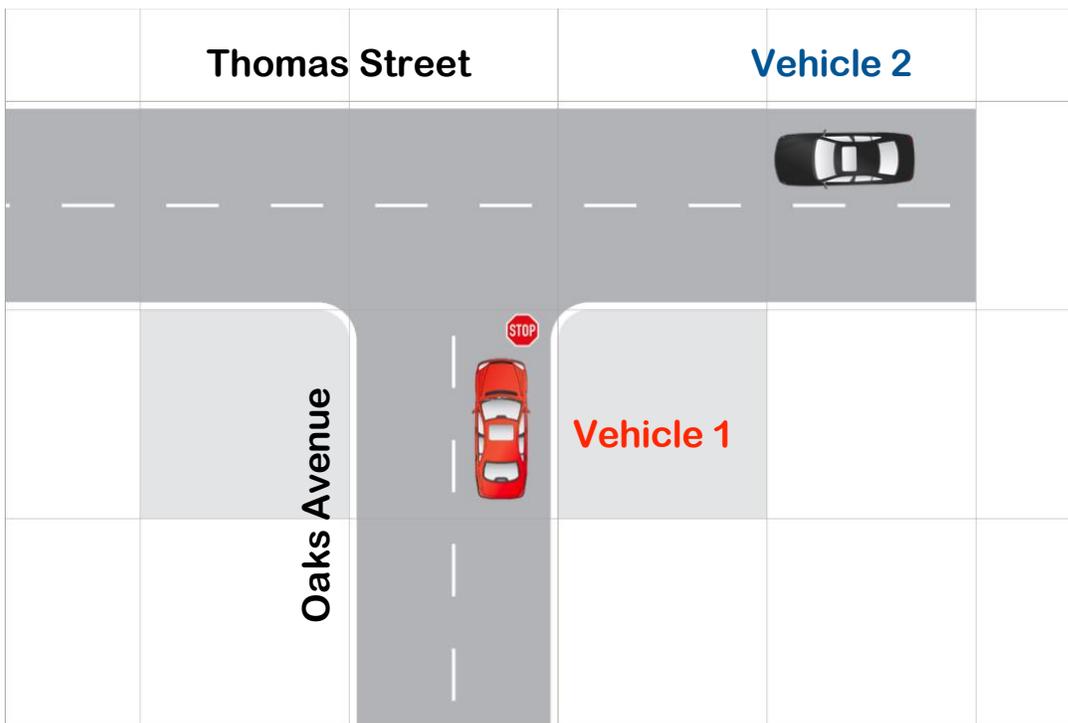
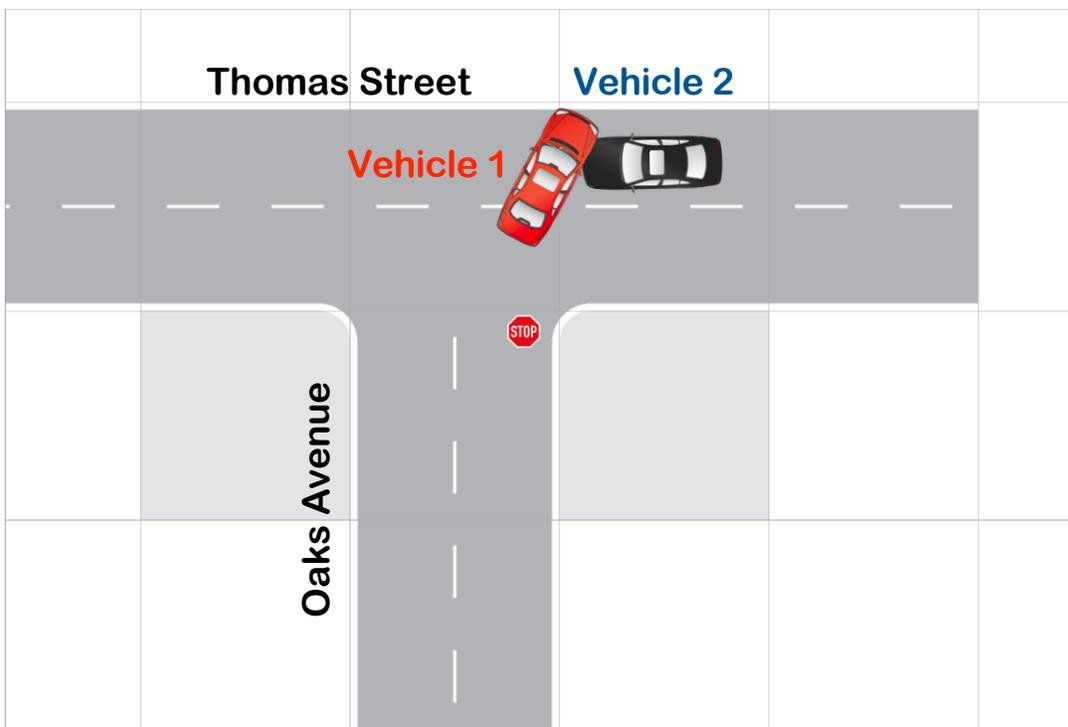


Diagram 01-02



Vehicle 1 refers to Parker Bell's vehicle
Vehicle 2 refers to Morgan Anderson's vehicle

Exhibit 5



TRANSCRIPT OF VOICEMAIL

Caller: Bell, Parker S.
Recipient: Jones, Susan T.
Date: November 2, 2018
Time: 10:58 p.m.
Duration: 1 minute, 09 seconds
Transcribed by: G. Smith, BBN Court Reporting
Date Transcribed: February 8, 2019

Jones: Hello, you have reached the voicemail for the Jones family. We are unable to answer your call right now, but please leave a message after the tone and we will return your call as soon as possible. Have a great day!

Bell: Hi, Ms. Jones, it's Parker. I wanted to apologize for not making it to Bailey's funeral. It didn't feel right for me to show up with all of the rumors circulating. Plus, I didn't want to cause you or Mr. Jones any more trouble.

I know you probably don't want to hear it, but I'm so sorry for the accident. I could have done better. I should have done better. If I could do it over again, I would do it differently. I hope you can forgive me. Have a nice night.

*****END OF TAPE*****

Declaration of Rebecca Anthony

My name is Rebecca Anthony, and under the penalty of perjury, I declare that:

1. I am the President of BBN Court Reporting. I have held that position since January 1, 2015. I write this declaration in response to the subpoena I received.
2. As part of my duties, and in the regular course of BBN Court reporting business, I manage and maintain records of voicemail transcriptions.
3. The attached Voicemail Transcription is a true and accurate copy of the information logged on Susan Bell's phone on November 2, 2018.
4. As its custodian, I have personal knowledge that this statement accurately reflects the voicemail left by Parker Bell. I have no reason to doubt the accuracy of the information retained in the statement.

I swear under penalty of perjury that the foregoing is true, accurate, and complete to the best of my knowledge.

/s/ Rebecca Anthony

Rebecca Anthony

**IN THE CIRCUIT COURT OF MIDTOWN, CONTINENTAL
CRIMINAL COURT DIVISION**

STATE OF CONTINENTAL,)	
)	
)	
v.)	CASE NO. CR-16-001-9771
)	
HUNTER CHANDLER,)	
)	
Defendant.)	

Comes the Defendant, in person and with aid of counsel, and respectfully moves this Court to allow him/her to withdraw his/her former plea of **“NOT GUILTY”** and enter a plea of **“GUILTY”** as set forth below. In support of this motion, the Defendant states as follows:

1. My full name is Hunter Sidney Chandler. I am the same person named in the indictment being charged with FALSIFYING INFORMATION TO THE POLICE.
2. My judgement is not now impaired by drugs, alcohol, or medication.
3. I have reviewed a copy of the indictment and told my attorney all the facts known to me concerning my charges. I believe he/she is fully informed about my case. We have fully discussed, and I understand, the charges and any possible defenses to them.
4. I understand that I may plead “NOT GUILTY” or “GUILTY” to any charge against me.
5. I further understand the Constitution guarantees me the following rights:
 - a. The right not to testify against myself;
 - b. The right to a speedy and public trial by a jury at which I would be represented by counsel and the State would have to prove my guilt beyond a reasonable doubt;
 - c. The right to confront and cross-examine all witnesses called to testify against me;
 - d. The right to produce any evidence, including attendance of witnesses, in my favor;
 - e. The right to appeal my case to a higher court.

I understand that if I plead “GUILTY,” I waive these rights.

Signed in open court in the presence of my attorney this 29th day of June, 2016.

/s/ Elizabeth Byrd
Notary Public

/s/ Hunter Chandler
Defendant’s Signature

PLEASANTVILLE HOSPITAL EMPLOYEE TIME LOG

Date: Friday, October 19, 2018
 Department: Emergency Room
 Supervisor: A. Katz, Department Head

Table 1a:

EMPLOYEE NAME	TIME IN	TIME OUT	TIME IN	TIME OUT
J. Wright	6:58 a.m.	12:10 p.m.	12:39 p.m.	7:08 p.m.
M. Oldham	6:37 a.m.	11:13 a.m.	11:48 a.m.	6:59 p.m.
H. Chandler	12:14 p.m.	5:01 p.m.	5:24 p.m.	11:09 p.m.
K. Reynolds	5:11 p.m.	10:18 p.m.	11:05 p.m.	11:49 p.m.
M. Anderson	5:41 a.m.	11:06 a.m.	11:23 a.m.	11:08 p.m.
T. Crenshaw	8:15 a.m.	1:47 p.m.	2:14 p.m.	9:18 p.m.
L. Parsons	4:49 a.m.	10:16 a.m.	10:31 a.m.	12:05 p.m.
Q. Holding	VACATION	VACTION	VACTION	VACTION
A. Katz	6:13 a.m.	11:54 a.m.	12:13 pm.	8:33 p.m.

EMPLOYEES ARE REQUIRED TO SIGN OUT EACH AND EVERY TIME HE OR SHE LEAVES THE OFFICE.

/s/ A. Katz
 A. Katz
 Supervisor

/s/ T. Slawson
 T. Slawson
 HR Director

Declaration of Tiffany Slawson

My name is Tiffany Slawson, and under the penalty of perjury, I declare that:

1. I am the Director of Human Resources for Pleasantville Hospital in Pleasantville, Continental. I have held that position since December 9, 2005. I write this declaration in response to the subpoena I received.
2. As part of my duties, and in the regular course of Pleasantville Hospital business, I manage and maintain records of the time in which our employees work at the hospital. The records I maintain include a log when each employees arrives and leaves the hospital.
3. The attached Employee Time log is a true and accurate copy of the information on Friday, October 19, 2018. The information found in Table 1a is generated automatically; that is, no person is involved in its generation.
4. As its custodian, I have personal knowledge that this statement accurately reflects the status of all of the hospital's employees. I have no reason to doubt the accuracy of the information retained in the statement.

I swear under penalty of perjury that the foregoing is true, accurate, and complete to the best of my knowledge.

/s/ Tiffany Slawson

Tiffany Slawson



Exhibit 9

**PLEASANTVILLE POLICE ARE
PURPOSEFULLY MANIPULATING
CELLPHONE RECORDS**

October 1, 2015

The Pleasantville Police are no strangers to manipulating evidence in order to receive a favorable conviction. As time has progressed, the police have evolved from planting guns and DNA evidence, to altering cell phone data records to show that an individual was using a cell phone at a particular time.

Recently, the police department has been introducing evidence to jurors that a cell phone was being used at a specific time or location. If you are a selected to serve as a juror, watch out - the State is going to try to confuse you with their evidence.

The unlawful manipulation is disgraceful, even for the shady Pleasantville Police Department. If I had it my way, the courts should retry every conviction in the State of Continental in which the jury relied on evidence obtained by the police. Captain Westfall and the rest of the department should be ashamed of such disgraceful behavior.

If you ever find yourself in a bind, you can contact me for my professional opinion at alex.scott@continentalstate.edu.

-Dr. Alex Scott, Ph.D.

8551 Mulberry Street Pleasantville, Continental 30015 315-887-2861

PLEASANTVILLE POLICE DEPARTMENT
UNIFORM ACCIDENT REPORT

Exhibit 10

Background Information:

Reporting Officer:	Addison Moss
Badge No.	508331
Incident No.	18-6857
Agency:	Pleasantville Police Department
County:	Union County
Date:	10/19/2018
Time Arrived:	11:59 p.m.
Time Departed:	1:08 a.m.
Additional Officers:	None
Reporting Party:	Parker Bell
Time of 911 call:	11:41 p.m.
Cell Phone Serial Number:	8580917622583128501
Cell Phone Number:	(716) 285-3313
Duration of Call:	3 minutes, 14 seconds

Accident Information:

Time of Accident:	11:37 p.m.
No. of Vehicles Involved:	2
Passengers other than drivers?	Yes
Injuries:	Hunter Chandler's left arm was fractured; Parker Bell suffered minor scrapes and bruises
Fatalities:	Bailey Jones

Vehicle 1 Information:

Driver:	Parker Bell
License No.	7849734
Address:	418 N. Glenn Avenue Pleasantville, Continental 30015
Year:	2008
Color:	Gray
Make:	Honda
Model:	Accord
No. of Passengers (excluding driver):	2
Passengers:	Front Seat: Bailey Jones Back Seat: Taylor Wooding
B.A.C of Driver:	0.00%

Exhibit 10

Vehicle 2 Information:

Driver:	Morgan Anderson
License No.	8352168
Address:	817 Wooded Road, Pleasantville, Continental 30014
Year:	2015
Color:	Gray
Make:	Chevrolet
Model:	Equinox
No. of Passengers (excluding driver):	1
Passengers:	Front Seat: Hunter Chandler
B.A.C of Driver:	0.00%

On this, this 20th day of December, in the Year of 2018,

I, Officer Addison Moss, under the penalty of perjury, affirm that the above is a fair and accurate representation of all of the knowledge I have concerning the matter.

/s/ Addison Moss
Officer Addison Moss

/s/Kelly Reynolds
Notary Public