

Exercise 7

QUESTION: Mr. Jones, you testified on direct examination that the man who robbed you wore a mask on his face, is that correct?

ANSWER: Yes.

QUESTION: You testified before a Superior Court Grand Jury on May 17, 1995, concerning the factual circumstances surrounding the robbery, didn't you?

ANSWER: Yes.

QUESTION: And you were asked at that time by the prosecutor whether you were able to get a good look at the man's face, isn't that right?

ANSWER: Yes.

QUESTION: And you gave this response [read from transcript]: "Yes, I got a very good look at the man's face and recognized him immediately as the man who came into my store on the day before. He did not have anything covering his face."

ANSWER: Yes.

QUESTION: Now, you gave this testimony just three weeks after the robbery had taken place?

ANSWER: Yes.

QUESTION: And it was sworn testimony, just as is your testimony here in court today, some six months after the robbery?

ANSWER: Yes.

QUESTION: Naturally, you were trying to be truthful and accurate then as you are trying to be here in court today?

ANSWER: Yes.

QUESTION: Well is your memory here in the courtroom today better than it was just three weeks after the robbery occurred?

ANSWER: I don't know.

QUESTION: Well, Mr. Jones, did the man who robbed you have a mask on his face or not?

ANSWER: He did not have a mask on.

QUESTION: Sir, are you as sure of the rest of your testimony as you are of this fact?