

1 MS. DUARTE: RIGHT. SO JUST TO LET YOU KNOW, YOUR
2 HONOR, I BELIEVE IT IS STILL THE SAME BECAUSE I HAD DONE IT OUT
3 TILL OCTOBER 10TH.

4 THE COURT: OKAY. NOW, MR. SUTCLIFFE, THIS IS DIRECTED
5 TO YOU.

6 MR. SUTCLIFFE: YES, SIR.

7 THE COURT: I ASKED YOU TO TAKE INTO ACCOUNT THE FEW
8 COMMENTS I MADE ABOUT THIS ISSUE OF SELF-REPRESENTATION BEFORE WE
9 HAD THE LUNCH BREAK.

10 MR. SUTCLIFFE: UH-HUH.

11 THE COURT: THE LAW IS PRETTY CLEAR, AND I DID NOT
12 FOLLOW IT, AT LEAST IN SOME RESPECTS, I DIDN'T FOLLOW IT
13 LITERALLY, CONCERNING THE NOTICE THAT A JUDGE IS REQUIRED TO GIVE
14 AN INDIVIDUAL ABOUT ACTING IN HIS OWN DEFENSE. I ALREADY TOLD YOU
15 MANY TIMES, AND I DON'T THINK WE HAVE TO CONTINUALLY BELABOR THIS,
16 THAT I REALIZE YOU NEVER SAID TO ME I WANT TO BE MY OWN LAWYER, SO
17 PLEASE UNDERSTAND THAT I'M NOT SITTING HERE THINKING YOU
18 AFFIRMATIVELY EXPRESSED IN WORDS A DESIRE TO GO WITHOUT A LAWYER.
19 BUT I FOUND, FOR I THINK VERY AMPLE REASON, THAT YOUR
20 CONDUCT AMOUNTED TO THAT CHOICE AND THAT YOU MADE THAT CHOICE FOR
21 TACTICAL PURPOSES AND WILLINGLY.

22 HOWEVER, I ALSO THINK THAT THE PARAMOUNT OBLIGATION I
23 HAVE IS TO FOLLOW THE LAW AND TO MAKE SURE THAT PEOPLE WHO COME TO
24 TRIAL IN THIS COURT, NO MATTER WHAT KIND OF CASE, GET A FAIR
25 TRIAL. SO I DO NOT INTEND TO HOLD YOU TO THAT FINDING OF WAIVER