



345TH DISTRICT COURT
Judge Stephen Yelenosky

COURT'S RESPONSE TO JURY QUESTION

DATE: 5/6/2016 3:38 PM CAUSE NO. D-1-09-002747

Question: You asked what happens if we cannot get 10 people to agree.

Please continue to deliberate until 5 pm, and if you haven't reached a verdict by then, we will revisit the issue.



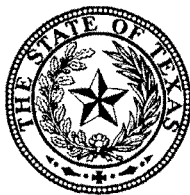
345TH DISTRICT COURT
Judge Stephen Yelenosky

COURT'S RESPONSE TO JURY QUESTION

DATE: 5/6/2016 11:09 AM CAUSE NO. D-1-09-002747

Question: You asked for a transcript of Paulene Martin's testimony regarding what Ms. Medrano said Dad wanted regarding institutionalizing Andrew, and what Ms. Medrano said she wanted regarding institutionalizing Andrew.

Under the law, before the court can even consider a request for trial testimony to be read to the jury, the jury must first indicate if they have a disagreement about what the testimony was. If you do have such a disagreement, please explain the disagreement in as much detail as possible. If, after discussion with the attorneys, I determine it is appropriate, I will ask the court reporter to locate the relevant testimony, which is still in steno notes, and transcribe it.



345TH DISTRICT COURT
Judge Stephen Yelenosky

COURT'S RESPONSE TO JURY QUESTION

DATE: 5/6/2016 4:35 PM CAUSE NO. D-1-09-002747

Question: You asked what duties/responsibilities/implications fall under primary residents.

First I assume the last word is "residence" as in the Charge.

Your question appear to be asking whether the decision about primary residence will determine "duties/responsibilities/implications."

The answer is that the judge will decide those issues.



345TH DISTRICT COURT
Judge Stephen Yelenosky

COURT'S RESPONSE TO JURY QUESTION

DATE: 5/9/2016 9:54 AM CAUSE NO. D-1-09-002747

Question: You asked the legal definition of primary residence.

A primary residence is the house that will be the legal residence of the children.

Question: You also asked if primary residence determines the school the boys will attend.

No, not necessarily, it will be decided by the judge.

Question: You also asked if the parent awarded primary residence automatically gets the exclusive right to make medical decisions.

No, not automatically, it will be decided by the judge.



345TH DISTRICT COURT
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COURT'S RESPONSE TO JURY QUESTION

DATE: 5/6/2016 11:09 AM CAUSE NO. D-1-09-002747

You asked the court four questions that call for additional testimony or documents. The law is the court cannot reopen the evidence in these circumstances.

You also asked for the Exhibit # of the Guardian Ad Litem's report. The law prohibits the court from making that available to the jury.