

IN THE DISTRICT COURT OF GARVIN COUNTY

STATE OF OKLAHOMA

IN THE MATTER OF:)
)
VICTORIA ALCORN)
(DOB: 06/08/2005))
)
An Alleged Deprived Child.)

Case No. JFU-2007-43

STATE OF OKLAHOMA }
GARVIN COUNTY } SS.

FILED

AUG 09 2007

AT 11:30 O'CLOCK A M.
BY KAY BREWER Court Clerk
BOOK _____ DEPUTY
PAGE _____

* * * * *

TRANSCRIPT OF PROCEEDINGS

HAD ON AUGUST 8, 2007

BEFORE THE HONORABLE CHARLES N. GRAY

ASSOCIATE DISTRICT JUDGE

* * * * *

I, KAY BREWER, Court Clerk for Garvin County,
do hereby certify that the foregoing is a true,
correct and complete copy of the instrument herewith
as appears of record in the Court Clerk's
office of Garvin County, Okla. this 13th
day of August, 2007.
By KAY BREWER, Court Clerk
Deputy

Reported by: Retta M. Brittain, CSR
121 N. 2nd Street
Purcell, OK 73080
(405) 527-6651

A P P E A R A N C E S

ON BEHALF OF THE STATE:

Ms. Lori Ann Puckett
Assistant District Attorney
121 N. 2nd Street
Purcell, Oklahoma 73080

ON BEHALF OF THE NATURAL MOTHER:

Mr. G. Donald Haslam, Jr.
Attorney at Law
406 S. Boulder Avenue
Suite 450
Tulsa, Oklahoma 74103

1
2 **P R O C E E D I N G S**

3 (The following proceedings were had August 8,
4 2007, with the Court, assistant district attorney, and
5 Mr. Donald G. Haslam, Jr. present:)

6 THE COURT: This is in the District Court
7 of -- sitting in McClain County is a case assigned out of
8 Garvin County, State of Oklahoma, through the juvenile
9 division. In the Matter of Victoria Alcorn, date of
10 birth 6/8/2005, Case No. JFJ-2007-43.

11 I have called this matter to a hearing because
12 as sitting in my chambers -- well, before I get into
13 that, my understanding of this case is it originated by a
14 filing in Garvin County District Court. It was then
15 assigned to Judge Jequita Napoli out of Cleveland County,
16 at which point on a -- also a paternity action was filed
17 in addition to a juvenile matter, which were consolidated
18 at some point and were brought to a hearing before Judge
19 Napoli, which resulted in certain rulings.

20 The mother in this case has retained an
21 attorney, Mr. Haslam, who appears at this moment in my
22 courtroom. The matter -- he was retained after the
23 matter was assigned to me due to recusal of Judge Napoli.
24 I am making a record at this time that as I sat in my
25 chambers minutes ago -- it is now 10 until 10 o'clock --
I heard Mr. Haslam in my chambers, or in my bailiff's

1 room, giving what I would interpret as hostile directives
2 to my bailiff. And I am at this time, for the record,
3 warning you, Mr. Haslam, that you will not enter my
4 courtroom -- and the look on your face speaks for itself.
5 You will not come to my courthouse, you will not come to
6 my bailiff's office and talk to my people in that manner.
7 Is it clear?

8 MR. HASLAM: Consider me advised. I
9 gather that this is my statutory warning under the direct
10 contempt statute?

11 THE COURT: You can gather that.

12 MR. HASLAM: Consider me advised. While
13 we're on the record I have a matter to take up.

14 THE COURT: You may proceed.

15 MR. HASLAM: I approached the Court this
16 morning about getting a copy of the court file. I was
17 somewhat surprised, however, that notwithstanding what
18 appears to be in my 10 years of practice the convention,
19 shall we say, that before a matter is heard in a
20 courtroom, that the court file will be present for access
21 by the Court and the attorneys. I learned this morning,
22 however, to my dismay and surprise that that court file
23 is not here. The hostile directives that the Court has
24 characterized on the record --

25 THE COURT: Which they are. Your tone of

1 voice right now is increasingly hostile.

2 MR. HASLAM: I cannot overstate how
3 terribly disappointed I am to hear that the Court
4 characterizes my tone that way.

5 THE COURT: Well, I'm sure you're making a
6 good record that you feel that way, but there are other
7 parties that may back me up that are present in the
8 courtroom. You may proceed.

9 MR. HASLAM: Thank you. The hostile
10 directive, as the Court characterizes my conversation
11 this morning with its bailiff, was simply a request of
12 the Court and the bailiff to let me know whether that
13 court file is in Garvin County or if it's here because I
14 need to get to the court file to adequately prepare to
15 defend my client today.

16 THE COURT: Okay. Now, you're saying that
17 you asked her. I heard you direct her to take certain
18 actions. That was not a request. That was a directive.

19 MR. HASLAM: What exactly --

20 THE COURT: Do you dispute that?

21 MR. HASLAM: I do.

22 THE COURT: Well, then we'll call my
23 bailiff in here and ask her for the record under oath
24 what you told her.

25 MR. HASLAM: If we're waiting on me, we're

1 backing up.

2 THE COURT: Well, we're about to wait on
3 you somewhere else. And here is the response to you. If
4 you feel that you cannot adequately prepare your case or
5 present your case today because the file is filed in
6 another district court and does not exist at this
7 courthouse, then I'm taking this as a request from you
8 for a continuance of this matter.

9 MR. HASLAM: That would be a
10 misapprehension.

11 THE COURT: Then you're not asking that
12 this matter be continued to another day?

13 MR. HASLAM: In a word, no.

14 THE COURT: And what's the other word?

15 MR. HASLAM: I think it's simply
16 communicated in -- most effectively communicated in one
17 word.

18 THE COURT: Then what's your complaint?

19 MR. HASLAM: Again, that's a
20 mischaracterization. I have no complaint.

21 THE COURT: Then why are we making a
22 record of this issue?

23 MR. HASLAM: I didn't request a record.

24 THE COURT: Did you say you wanted to
25 bring another matter up on the record just minutes ago?

1 MR. HASLAM: I said simply that I need to
2 have the court file. I'm not asking for a continuance.

3 THE COURT: So what are you asking me to
4 do?

5 MR. HASLAM: I need -- I'm not -- Judge, I
6 need the court record. What I was asking you -- what I'm
7 asking you now is exactly what I was asking your bailiff
8 10 minutes ago, and that is simply to determine where the
9 court file is so that I can get my hands on it prior to
10 trial today. I can ask you, at the risk of having my
11 request being mischaracterized as a hostile directive, to
12 get the file here so that my client can be adequately
13 represented, but if that can't happen, I would simply
14 like to know where the court file is so that I can go
15 fetch it.

16 THE COURT: Well, how long have you been
17 involved in this case, sir?

18 MR. HASLAM: Sir, I've been involved --
19 you -- probably two months.

20 THE COURT: Okay. And have you received
21 the pleadings that were presented in this matter?

22 MR. HASLAM: One would like to think that
23 I have, Judge.

24 THE COURT: Were you present in the
25 courtroom?

1 MR. HASLAM: When?

2 THE COURT: At our last hearing.

3 MR. HASLAM: Yes.

4 THE COURT: Okay. Were you handed
5 documents before you left here today?

6 MR. HASLAM: Before I left here today?

7 THE COURT: I mean left here that day.

8 MR. HASLAM: I don't recall, but --

9 THE COURT: So are you telling me that as
10 of today, on the record, that this is the first time that
11 you have made an inquiry as to the actual location to the
12 court file?

13 MR. HASLAM: I have neither said that nor
14 implied it.

15 THE COURT: No, I'm asking you. Is that a
16 fact?

17 MR. HASLAM: Am I saying that?

18 THE COURT: No, I'm asking you: Is that a
19 fact?

20 MR. HASLAM: Just to be clear, is the
21 question presented to me whether or not I have consulted
22 the court file before today?

23 THE COURT: No, sought the location of it.

24 MR. HASLAM: Have I sought the location of
25 the court file?

1 THE COURT: Yes. Can you understand me?

2 MR. HASLAM: I'm struggling, but I'm doing
3 the best I can.

4 THE COURT: Okay. Let me put this in
5 simple English. Prior to this morning, this being the
6 8th day of August, 2007, have you made an attempt to
7 locate the whereabouts of the court file?

8 MR. HASLAM: In fact I have consulted the
9 court file and it was in Garvin County.

10 THE COURT: Then what has prevented you
11 from reviewing the court file in Garvin County?

12 MR. HASLAM: Call me silly, but I'm
13 laboring --

14 THE COURT: That's it. Take him down.
15 Ten days. That's it. I've had enough. That is enough.

16 (Proceedings concluded at 9:52 a.m.)
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1 IN THE DISTRICT COURT OF GARVIN COUNTY

2 STATE OF OKLAHOMA

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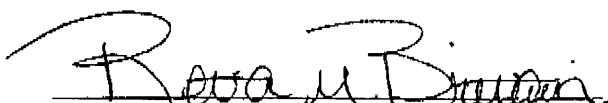
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5 VICTORIA ALCORN)
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7 An Alleged Deprived Child.)

8
9 C E R T I F I C A T E

10 I, RETTA M. BRITTAIN, Certified Court Reporter
11 for the State of Oklahoma, No. 1838, do hereby certify
12 that the aforesaid proceedings transpired before me at
13 the time and place set forth herein; that the testimony
14 was reported by me stenographically and thereafter
15 transcribed by me and is a true and correct record of the
16 testimony given.

17 I further certify that I am not of counsel or
18 related to or employed by any of the parties to this
19 cause or in any way interested in the event thereof.

20 Dated this 8th day of August, 2007.

21
22
23 

24 RETTA M. BRITTAIN, CSR
Retta Brittain
Oklahoma Certified Shorthand Reporter
Certificate No. 1838
25 Exp. Date: December 31, 2008

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Case Detail

County:	McClain - County Last Updated: 08/13/2007 16:05
Case:	TR-02-01378 STATE OF OKLAHOMA vs. GRAY, CHARLES NEWTON
Date Filed:	05/13/2002
Amount Owed:	\$0.00 (as of 08/13/2007 16:05)

Offense
NO SEATBELT

Parties	
Defendant	GRAY, CHARLES NEWTON - PURCELL OK
Agency	OHP - OKLAHOMA CITY OK
Officer	MCCLUNG, DANNY
DA	MISAK, TRISHA - PURCELL OK

Case Entries		
Date	Case Entries	Amount
05/13/2002	CITATION	\$10.00
	FINE	\$10.00
05/13/2002	PAID BY CHARLES N. GRAY \$20	
Total:		\$20.00

Date	Time	Calendar Events
05/13/2002		Date Action: ST GUILTY PLEA
06/18/2002		Date Action: COURT APPEARANCE Code: P

Date	Receipts	Amount
05/13/2002	R1-054885 GRAY, CHARLES	\$20.00

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