

1 THE COURT: I like that. I like that. So we'll
2 tweak for that.

3 MS. ROGERS: Your Honor, I am not sure it's a pattern
4 jury instruction, but I think the evidence suggests a
5 withdrawal from the conspiracy, and I would like an instruction
6 on that.

7 THE COURT: Do you have a proposed instruction?

8 MS. ROGERS: I don't.

9 MR. MENDOZA: This was in my Motion in Limine
10 actually --

11 THE COURT: Hang on a second, Mr. Mendoza.

12 MR. MENDOZA: I'm sorry.

13 THE COURT: Ms. Rogers, do you have case law that
14 would support me putting in that? Because I don't think I
15 heard evidence of his withdrawal.

16 MS. ROGERS: The video says he came --

17 THE COURT: I heard some self-serving excuses, yes, I
18 did. But, no, that's denied. Unless you have -- you don't
19 even have a pattern for me to look at or a proposal for me to
20 look at. So no.

21 Mr. Mendoza, anything?

22 MR. MENDOZA: No, Your Honor.

23 THE COURT: All right. So, Ms. Rogers, you're
24 happy -- except for that, you're happy with everything else?

25 MS. ROGERS: Correct.