

1 well as the testimony of Dr. Hammers, the medical examiner,
2 all indicate that Sheldon Innocent died very quickly, and if
3 he felt any pain at all, it was only for a very short period
4 of time.

5 Now, you may ask yourselves why am I bringing that up?
6 The reason is this: As Her Honor will instruct you, the
7 prosecution is proceeding on two theories of murder. One
8 being deliberate premeditation, the other being extreme
9 atrocious and cruelty.

10 Extreme atrocious and cruelty, as Her Honor will define
11 it to you, has to do with the manner in which the injuries
12 were suffered, the amount of pain that was inflicted upon
13 the individual who was wounded, and factors of that nature.

14 I suggest to you that based on what we heard, because
15 of the fact that Mr. Innocent essentially was dead by the
16 time the police arrived at the barbershop, that that
17 particular theory of extreme atrocious and cruelty does not
18 apply here. And I suggest that at the very least, you find
19 Tamik Kirkland not guilty of first degree murder by means of
20 extreme atrocious and cruelty.

21 Now let's go back to as far as what these other
22 witnesses at the barbershop saw or, more importantly, what
23 they didn't see.

24 Wanda Jackson. She was sitting at the women's side of
25 the barbershop when she saw someone walk in wearing a