1 Kirkland?
2 A Excuse me?
3 Q Do you know the defendant in this case, Tamik
4 Kirkland?
5 A Do I know the defendant?
6 Q Yes.
7 A I met him on a state bed.
8 Q When was that?
9 A I did a state bed from 2000 to 2012. Around
10 2010, 2011, I met Tamik Kirkland.
11 Q And do you have a trade, Mr. Smith?
12 A Yes. I'm a barber.
13 Q How long have you been doing that?
14 A 32 years.
15 Q And you're licensed by the Commonwealth of
16 Massachusetts?
17 A It expired, but I had one.
18 Q So you've been cutting hair for 32 years?
19 A Yes.
20 Q So, during the time that you were incarcerated
21 with Mr. Kirkland, did you ever have the occasion to
22 cut his hair?
23 A Yes, I cut his hair maybe a month, or a month and
24 a half after he got his minimum.
25 Q And did you do it more than once?

1 A I cut it occasionally every other week.
2 Q Do you recall they type of haircut he would get?
3 A Yeah, a 1 with the grain. A tape is hard
4 (phonetic), the one with the (inaudible -- cannot
5 understand at 10:08:15) with the taper.
6 Q And so, you were using a clipper for that with a
7 Number 1 attachment?
8 A Yeah, it was a 1-16.
9 Q So that was a metal attachment?
10 A Plastic.
11 Q Plastic, a 1-16th inch length?
12 A Yeah.
13 Q And you said you did it about every two weeks,
14 from one to two weeks?
15 A Yeah.
16 Q And can you give a little bit more of a
17 description as to what a Number 1 with a grain looks
18 like?
19 A A long grain just --
20 Q Perhaps I can --
21 A A half inch shorter than it's here now.
22 Q A half an inch shorter than that --
23 A Yeah.
24 Q -- as there is right now?
25 A Yeah.

Q Yes. Do you know how to cornrow hair?
A No, I don't.
Q Do you know how long hair has to be to be cornrowed?
A Sure, I do. My sister's a beautician, my cousin's a beautician.
Q So about -- can you give us a kind of an estimate in length about how long hair would need to be?
A How long would need to be?
Q Yes.
A At least three to four inches tall -- in length -- at least, to grab it.
Q So, the cuts that you were giving Mr. Kirkland while he was incarcerated, could that have been cornrowed?
A Not at all.
Q Can you give us a sense of how long he would have had to grow his hair for it to be cornrowed?
A At least six months.
Q Can you give us a sense of how long he would have had to grow his hair in order to have a cornrow extension attached, if such a thing is possible?
A I don't understand the question.
Q Are you familiar with the concept of hair extensions?

1 A Yes, I deal with hair extensions.
2 Q And the haircut that you would give Mr. Kirkland
3 was it long enough to have extensions attached?
4 A No.
5 Q Can you think of how long he might have had to
6 grow his hair --
7 A In order for your hair to get extensions, it have
8 to be at least about this long to grab it. So,
9 you're saying two inches or better.
10 Q About two inches or better --
11 A Right.
12 Q -- you'd say to put on an extension?
13 A Exactly.
14 Q Okay. So, any sense in your mind from when you
15 would give Mr. Kirkland that haircut, how long would
16 it take him to grow that hair to two inches?
17 A I can't speculate on that part, because everybody
18 (sic) hair grows different. But, normally an
19 African-American, at least four to five months.
20 Q Okay. Did Mr. Kirkland, while you were
21 incarcerated with him, give you any reason for
22 cutting his hair with a frequency?
23 A Did he give me a reason for visits, visitations?
24 Q Yeah, he just (inaudible -- cannot understand at
25 10:11:04) for his visits?

1 A Yeah.
2 Q All right. Thank you.
3 MR. SCHNIPPER: I have nothing further, Judge.
4 THE COURT: Thank you. Mr. Coliflores?
5 MR. COLIFLORES: Thank you, Your Honor.
6 CROSS EXAMINATION
7 BY MR. COLIFLORES:
8 Q Good morning. You stated that you met Mr.
9 Kirkland while you were incarcerated, is that
10 correct?
11 A Yes.
12 Q Where did you first meet him?
13 A Shirley, the only place I met him.
14 Q Okay. And when you met him, how did you come to
15 meet him? Did you meet him in the population, or --
16 A It was Shirley minimum. He was with this kid
17 named, Mike Harris, who's from my neighborhood.
18 They're younger than me, and Tamik knows my son and a
19 few other dudes in the neighborhood, you know. So,
20 he told me he was from the neighborhood. I tell him,
21 "Hey, I'm the barber in the facility." And that's
22 how we kind of clicked (phonetic).
23 Q Okay. And you said that you're currently at the
24 Hampshire House of Corrections in pre-release?
25 A Yes, I am.

1 Q Okay. And when you were doing your state time --
2 A Yeah.
3 Q -- what were you incarcerated for?
4 A It's irrelevant. My incarceration has nothing to
5 do with what's going on right now. It's irrelevant.
6 Q But can you answer the question?
7 A It's irrelevant.
8 MR. SCHNIPPER: Judge, I'll join that objection.
9 THE COURT: All right. I don't find it all that
10 relevant, so, he was there for a pretty long time.
11 MR. COLIFLORES: Very well.
12 THE COURT: All right.
13 BY MR. COLIFLORES:
14 Q When did you transfer over to Hampshire House of
15 Correction?
16 A When did I transfer?
17 Q Yes.
18 A I got arrested June 8th, and I transferred June
19 10th.
20 Q Okay. And so, your only interactions were at the
21 time period that you were at MCI Shirley, was it?
22 A Shirley, minimum, yeah.
23 Q And at that point, you cut Mr. Kirkland's hair
24 every one to two weeks?
25 A Once every other week, like that.

1 Q Okay. And he's from the neighborhood, correct?
2 A Exactly.
3 Q So how long were you cutting?
4 A What do you mean?
5 Q What length of time? Like -- so you met him in
6 like 2010 to 2012, time?
7 A 2010, 2012? I don't get the question.
8 Q Let me rephrase. When did you first meet Mr.
9 Kirkland?
10 A When he came to the minimum and I was already
11 there. 2010 I was in here, so I'd say in the 2010
12 and maybe beginning 2011.
13 Q Okay. And you cut his hair for how many years?
14 A It wasn't years, it was months.
15 Q Months.
16 A Yeah, a few months.
17 Q And do you recall when was the last haircut you
18 gave him?
19 A No, I can't recall. You're talking nine years
20 ago.
21 Q Okay. And do you recall at this moment, your
22 barber license number?
23 A No.
24 MR. COLIFLORES: All right, I have no further
25 questions, Your Honor.

1 clipper set and I started learning on the kids in the
2 neighborhood. And I just upgraded my skills from
3 there.
4 Q But when you were at the barber school, they did
5 go over certain subjects, correct?
6 A Sure they do.
7 Q And that's everything of how hair grows, how to
8 cut it?
9 A Bacterias (sic), and stuff like that.
10 Q Uh-huh.
11 A Which way to cut the hair, shave, stuff like
12 that.
13 Q Do you know many -- approximate how many hours is
14 required to become a licensed barber?
15 A A thousand.
16 Q A thousand. And you gained that license, when?
17 A Excuse me?
18 Q When did you gain that license?
19 A Like '92.
20 Q So from 1992, to approximately through
21 approximately 2004, you were a licensed barber?
22 A Basically.
23 Q Okay. And, you testified that your son is
24 friends with Mr. Kirkland?
25 A Yeah. My son is 27 years old.

1 MR. SCHNIPPER: Just one moment, Judge?
2 THE COURT: Yes.
3 MR. SCHNIPPER: All right, just very briefly,
4 Judge.
5 THE COURT: Yes.
6 REDIRECT EXAMINATION
7 MR. SCHNIPPER: May I approach?
8 THE COURT: Yes.
9 MR. SCHNIPPER: I'm showing the witness what has
10 been marked as -- I'm sorry. I'm showing the witness
11 what's been marked as Exhibit 1A.
12 BY MR. SCHNIPPER:
13 Q See that photograph, Mr. Smith?
14 A Uh-huh.
15 Q Do you recognize Mr. Kirkland in that photograph?
16 A Uh-huh.
17 Q Does that haircut look like consistent with the
18 haircut you were giving him while he was
19 incarcerated?
20 A Basically.
21 Q When you say, "Basically," could you give a
22 little detail? Does it look like it's grown out of
23 it, or --
24 A No, it's around the length of the haircut that I
25 used to give him.

1 Q Okay.
2 MR. SCHNIPPER: Now, I'm showing the witness
3 what's marked as Exhibit 2.
4 BY MR. SCHNIPPER:
5 Q Same question; does that look also like the
6 haircut you were giving Mr. Kirkland?
7 A Yes.
8 Q Does that look like it might have been done a
9 little bit more recently, than the one in Exhibit 1A?
10 A I can't tell, because the picture kind of blurry.
11 Q Okay. But those both look consistent --
12 A Yeah.
13 Q -- with the haircuts you were giving him?
14 A Yeah.
15 Q Thank you very much.
16 MR. SCHNIPPER: Nothing further, Judge.
17 THE COURT: All right.
18 MR. COLIFLORES: If I could have one moment, Your
19 Honor?
20 THE COURT: Of course.
21 MR. COLIFLORES: No further questions, Your
22 Honor.
23 THE COURT: All right. Thank you very much.
24 MR. SCHNIPPER: Thank you, Mr. Smith.
25 THE COURT: So, Mr. Andreopoulos is here. He