

[REDACTED]

D. Additionally, petitioner requested footage of G.Ex.17-B, to contain the "first four girls on that tape which does not contain sexually explicit conduct of the alleged underage girl³" (App.73). [REDACTED] responded asking for clarification, describing in detail the first four females:

"(on the tape you identify, female 1 parades and poses and masturbates in a room having a refrigerator by a dresser..."

This is the footage played for the jury. [REDACTED] then goes on to describe in detail the next 3 flashing females, (App.74-79).

[REDACTED] was keenly aware of the contents of G.Ex.17-B.

E. [REDACTED]

³Previously denied copies of the tapes alleged, petitioner then requested a portion of the first female, (the one alleged), where she is merely naked or clothed, and all of the footage of the next four females, including the pregnant flasher, as obscenity was not alleged. As indicated, females 2,4 and 5 are, or were, part of A&B Video's Flashing series of tapes. Their record keeper was waiting for the footage to research his files for the identity of the female alleged. After petitioner disclosed the Blue Vanities exhibits, revealing that G.EX.17-A's footage was being nationally distributed by a Federally registered adult company, and offered for sale and rental in [REDACTED] own backyard, [REDACTED] then refused to provide the requested footage of 17-B.