

ATTORNEY MICHAEL HEISKELL QUESTIONING DR. ROBERT LEROY – DALLAS NEUROLOGIST

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1 Q. In other words, people can have these seizure
2 activities and not recognize them as such?

3 A. Absolutely. It's the rule rather than the
4 exception.

5 Q. And if a person would fill out a medical history
6 asking if you have a history of seizure, everyone would
7 check no?

8 A. Probably check no because nobody had ever told
9 them that that was a seizure.

10 Q. Now, let me talk about the other seizures
11 because we have the grand mal tonic-clonic seizure; is
12 that correct?

13 A. Correct.

14 Q. And then you have the what I'm going to term the
15 less or mini type seizures. Okay?

16 A. Sure.

17 Q. Now, you described those before as either petit
18 mal or myoclonic. Am I correct in saying that?

19 A. Yes.

20 Q. Now, in your experience as a neurologist,
21 Dr. Leroy, have you seen and recognized where petit mal or
22 myoclonic with the small or mini seizures can precede a
23 generalized tonic-clonic grand mal seizure?

24 A. Very often.

25 Q. And that particular -- I'm going to again use

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1 the term mini seizure, can occur when you have those
2 zone-outs and blackouts, can't they?

3 A. That's what's happening, yes.

4 Q. Doctor, I've asked you to review certain
5 information involving this case, have I not?

6 A. Yes.

7 Q. And, in fact, I provided you with a copy of
8 certain police reports in this case; isn't that true?

9 A. That's correct.

10 Q. You have those in front of you?

11 A. I do.

12 Q. And if you'll look through there and I'm going
13 to tick off what you have reviewed.

14 A. Okay.

15 Q. We'll take it from there. You should have an
16 accident investigation report from a Scott Peterson?

17 A. Correct.

18 Q. An accident reconstruction report from Scott
19 Peterson?

20 A. Correct.

21 Q. Offense report from Officer Ramsour?

22 A. Is that this?

23 Q. No.

24 A. No.

25 MR. HEISKELL: May I approach?

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1 THE COURT: Yes, sir.

2 MR. HEISKELL: Thank you.

3 THE WITNESS: Yes, I have it right there,
4 there it is.

5 Q. (BY MR. HEISKELL) Report from a Sergeant
6 Williamson, is that correct?

7 A. Yes.

8 Q. And you also have with you the Harris Methodist
9 reports from the doctor who saw him after his first
10 witnessed seizure on June the 29th of 2004; is that
11 correct?

12 A. Correct.

13 Q. And in addition to that, you have your own
14 records you have to your left of your history of Roy
15 Adams, Jr. and your treatment of him; is that correct?

16 A. Right.

17 Q. Now, I have also shown you, have I not, Doctor,
18 the videotape of -- the in-car video of Officer Medlin
19 showing the impact of Roy's car into his body, have I not?

20 A. Yes.

21 Q. And I've also shown you and you've reviewed the
22 video of him being confronted and interviewed by Sergeant
23 Williamson, correct?

24 A. Yes.

25 Q. As well as the in-station video that Sergeant

1 Williamson had Roy in after the incident itself; is that
2 correct?

3 A. Yes.

4 Q. And you've also heard the 9-1-1 tape from Roy;
5 is that correct?

6 A. Yes.

7 Q. Doctor, in my providing you all of this material
8 and having your records, I want to ask you this question.

9 Having reviewed all of that, in your professional opinion,
10 is it reasonable -- reasonably medically probable that Roy
11 Alvin Adams, Jr. had a seizure on June the 12th, 2004 at
12 approximately 2:30 a.m. here in Tarrant County, Texas?

13 A. Yes.

14 Q. And what is that based upon, sir?

15 A. It's based upon my diagnosis that he has
16 juvenile absence epilepsy syndrome.

17 Q. Now, let me stop you for a second. The absence
18 is similar to petit mal, correct?

19 A. Correct.

20 Q. The mini seizures?

21 A. I'm sorry. Juvenile absence epilepsy syndrome,
22 as his treating physician. And based on his history and
23 on the diagnostic testing that I did in the epilepsy
24 monitoring unit, based on the information that there was
25 no attempt to -- there was no sign of any recognition that

1 there was a car or object that he was attempting to avoid,
2 so he was essentially unaware of that, and that knowing
3 that -- and that's per the investigators' reports, and
4 knowing that he had, in my opinion, has absence seizures,
5 that that could easily have been a time when an absence
6 seizure occurred and prevented him from being able to
7 control his vehicle.