

1 MR. NEGANGARD: Does anyone else have any more questions?
2 JUROR: One that might be more directed to you. What state
3 did he buy this gun?
4 MR. NEGANGARD: We'll have to call Mike back up to have him testify
5 to that. Um, any other questions for the witness?
6 No further questions. I would remind you that you
7 cannot disclose anything about the grand jury
8 proceedings to anyone. Okay?
9 MS. LOECHEL: Okay, thank you.
10 MR. NEGANGARD: Okay are we on record. Let the record show that
11 we're reconvening after our morning break, um,
12 we'll show that the State has called Heidi
13 Humphrey before the Grand Jury. Mr. Foreman, if
14 you would swear the witness in?
15 FOREMAN: Do you solemnly swear or affirm that the testimony
16 you are about to give in the matter now under
17 consideration by the grand jury will be the truth, the
18 whole truth and nothing but the truth? And do you
19 further solemnly swear or affirm that you will not
20 divulge any portion of your testimony before this
21 grand jury except when legally called upon to do
22 so?
23 MS. HUMPHREY: I do.
24 MR. NEGANGARD: Um, would you please state your name for the
25 record please?

1 MS. HUMPHREY: Heidi Humphrey.

2 MR. NEGANGARD: And Ms. Humphrey, you are married to James
3 Humphrey who is the Judge of the Dearborn and
4 Ohio Circuit Court. Is that correct?

5 MS. HUMPHREY: Correct.

6 MR. NEGANGARD: And if you could, how long have you been married
7 to Judge Humphrey?

8 MS. HUMPHREY: It will be twenty-six (26) years in April.

9 MR. NEGANGARD: And Judge Humphrey was previously the prosecutor
10 for Dearborn and Ohio County. Is that correct?

11 MS. HUMPHREY: Correct.

12 MR. NEGANGARD: Do you know what year he started as prosecutor?

13 MS. HUMPHREY: Well we were married in '85. I believe he took
14 office in '87, maybe '86.

15 MR. NEGANGARD: And he was the prosecutor for eight (8) years?

16 MS. HUMPHREY: Correct.

17 MR. NEGANGARD: And then he went into private practice for a short
18 period of time?

19 MS. HUMPHREY: Four (4) years but then he was also Deputy
20 Prosecutor, I believe for a period of time.

21 MR. NEGANGARD: And then he's been Judge of the Dearborn-Ohio
22 Circuit Courts since 1998. Is that correct?

23 MS. HUMPHREY: Correct.

24 MR. NEGANGARD: And um, recently um, your name has come up in a
25 case involving Daniel Brewington and Melissa

1 Brewington. Are you familiar with that?

2 MS. HUMPHREY: I'm familiar a little, yes.

3 MR. NEGANGARD: You're familiar that your name came up. Um,

4 could you tell the Grand Jury how you came to

5 know that your name had been used?

6 MS. HUMPHREY: I received, I started receiving letters addressed to me

7 regarding basically information about my husband

8 that if anyone wanted to comment on Mr.

9 Brewington and any dealings he had with my

10 husband, that they were to contact me.

11 MR. NEGANGARD: And how many letters did you receive?

12 MS. HUMPHREY: Three (3).

13 MR. NEGANGARD: And um, with regard to those letters, were there

14 anything in those letters that was threatening?

15 MS. HUMPHREY: Nothing threatening to me.

16 MR. NEGANGARD: But you did receive these letters. Um, when you

17 received them, were you surprised by them?

18 MS. HUMPHREY: Extremely surprised. We do not have our address

19 published in the telephone book. We have not done

20 that since he was elected Prosecuting Attorney, so

21 twenty (20) some years ago. Uh, we do have our

22 phone number listed. We feel we need to be

23 accessible to the public for that reason but certainly

24 our address, we do not. The mailings, letters, came

25 to me, um, to our home address and by people I

1 don't even know. I don't know this man. I opened
2 the first one, read it, did not understand it, and then
3 the other two (2) letters, as soon as they came, I
4 turned over to Jim, didn't even open them.
5 MR. NEGANGARD: So you gave all those letters to Judge Humphrey.
6 Correct?
7 MS. HUMPHREY: Yes.
8 MR. NEGANGARD: And um, how did you come to find out how your
9 name, um, you've never received any letters from
10 people on a case that was in front of your husband.
11 Correct?
12 MS. HUMPHREY: No.
13 MR. NEGANGARD: Um, you've never received any letters directly from
14 any individual he prosecuted. Is that correct?
15 MS. HUMPHREY: Never.
16 MR. NEGANGARD: Um, so in over twenty (20) years of public service
17 by your spouse, you've never have gotten put in the
18 middle of a case?
19 MS. HUMPHREY: No.
20 MR. NEGANGARD: And um, when you received these letters and
21 advised your husband about them, what did you
22 come find out how your name and address had got
23 disclosed?
24 MS. HUMPHREY: My husband had told me there was a case involving
25 this man before him and prior to that, um, my

1 husband asked and I don't if the case was pending
2 or not. I don't know where it was in the process.
3 He doesn't discuss any of that with me so I'm vague
4 with that. However, I did receive a phone call from
5 him one evening saying that he would be a little late
6 coming home and that's not unusual and he said I'll
7 explain when I get home. When he came home, he
8 had someone escort him home and at that time he
9 told me that a case he was working on, uh, this man
10 was seen outside the courthouse. He didn't go into
11 a lot of detail at that point and he said we need to sit
12 down and talk. Basically he told me that we need to
13 be very aware of this gentlemen. He said he would
14 get a description for me and that we needed to
15 contact our son's school. We have an older son at
16 Hanover and we have Alex, our younger son, at
17 Lawrenceburg High School. We had to contact
18 those individuals to let them know that this man
19 could be a possible threat to our family and then
20 um, I, at that time I worked at the airport. I had a
21 very early morning shift. I had to be there at 5:30 so
22 I had to leave the house around 4:30 or so and at
23 that point he asked a police officer to escort me
24 from our home to the state line and when I arrived
25 there, I went to my immediate supervisors and

1 explained to them that there was a case dealing with
2 my husband that a man had made threats to him, not
3 to me but my name was brought up and that they
4 needed to be made aware that if I never, I have
5 worked there almost ten (10) years. I have a perfect
6 attendance, um, for the most part, the two (2) or
7 three (3) days I was ill, I did call in well in advance
8 which we are required to do and I told them if I ever
9 never showed up or never called, immediately
10 contact my husband and Sheriff's department.

11 MR. NEGANGARD: So on finding out about this, you took steps, you
12 notified the security or police agencies in Madison.

13 MS. HUMPHREY: John attends Hanover college, yes.

14 MR. NEGANGARD: Hanover, Jefferson County – you've notified the
15 local Lawrenceburg police and Sheriff's department
16 based upon your, and notified school officials based
17 on your younger son, Alex, attending
18 Lawrenceburg.

19 MS. HUMPHREY: Correct.

20 MR. NEGANGARD: And you notified your employer at the airport?

21 MS. HUMPHREY: Correct.

22 MR. NEGANGARD: And when he was um, that one instance where you
23 thought he may have been seen outside the
24 courthouse, you were escorted the following day.

25 MS. HUMPHREY: Yes I was.

1 MR. NEGANGARD: And is it fair to say in over twenty (20) years and I
2 don't have that exact number of years at my
3 disposal, but having been a prosecutor or judge for a
4 number of years, is it fair to say that these are not
5 steps that you have taken regularly?

6 MS. HUMPHREY: We had one other incident uh, I don't remember the
7 date. I'm not even sure if our sons were born. Uh,
8 John is twenty (20) and Alex is eighteen (18), where
9 my husband had a case and there were threats made
10 to him and to me. Um, and uh, we notified the
11 police at that time to just keep an eye on things and
12 our immediate neighbors to the left and right, we
13 just said if anyone is lurking around the house, let
14 us know and that's what we did then.

15 MR. NEGANGARD: And that was when he was prosecutor?

16 MS. HUMPHREY: That's when he was prosecutor. At no time has my
17 name ever been associated with uh, and even at that
18 time, the gentleman never mentioned me by name.
19 I've never had anything mailed to the house to me,
20 uh, it is very unsettling to me to have this. My
21 husband's a public servant. We realize we're in the
22 public eye but for this to happen, we look over our
23 shoulders even now. I'm aware of my surroundings
24 more so. I am aware of a vehicle this man drives
25 and if I ever see that vehicle near me, then I am

1 instructed to drive immediately to the nearest law
2 enforcement agency. I don't like living like this nor
3 should I.

4 MR. NEGANGARD: Um, did you ever read the document where he
5 posted your name and address?

6 MS. HUMPHREY: No.

7 MR. NEGANGARD: And you're aware that he said you were the ethics
8 and professionalism committee advisor?

9 MS. HUMPHREY: Yes, that's how the letters, I believe came
10 addressed. I haven't seen the letter since I turned
11 them over.

12 MR. NEGANGARD: And um, up until a few days ago, is it fair to say you
13 didn't even recall that you had been part of the
14 ethics and professionalism committee?

15 MS. HUMPHREY: I did not remember being a part of that. That was
16 back in 2004 and it was a committee that I was
17 asked as a spouse to be on uh, for the judicial
18 individuals and our purpose was to advise or to plan
19 activities for incoming spouses of new judges. I
20 attended one meeting - that was back, I think I was
21 asked to be on in 2004. I don't remember when I
22 attended that meeting. It was several years ago and
23 to the point I haven't even been contacted. I
24 truthfully did not remember being on that, even
25 when all this came up. I just, it was out of my mind.

1 It's been that long ago.

2 MR. NEGANGARD: Well because it has never been part of your role to
3 um, deal with ethical, alleged ethical violations of
4 judicial officers.

5 MS. HUMPHREY: No. This sole purpose of that committee in my
6 capacity or any spouse's capacity was to plan
7 activities, basically act as host and hostesses for the
8 new judicial spouses to say here's kind of what your
9 husband or wife is getting into or significant other
10 and children, things like that.

11 MR. NEGANGARD: Was it to be some sort of like family out-reach type
12 thing for...

13 MS. HUMPHREY: It was a family out-reach, um...

14 MR. NEGANGARD: ...people coming into the profession of judge?

15 MS. HUMPHREY: ...that's all, it was just so you can discuss what's it
16 like being a spouse of a judiciary.

17 MR. NEGANGARD: I think I'll put this letter in with Judge Humphrey.
18 Is there anything else you would like to tell the
19 Grand Jury about this?

20 MS. HUMPHREY: Other than and as I said before, I don't like living
21 like this. There's no reason to bring my name or
22 our address into a proceeding even like this.
23 There's no reason for that man or anyone who has
24 any dealings with my husband in court to contact
25 me or possibly our sons. Um, this is wrong and as I

1 said, I'm constantly looking over my shoulder or
2 even more aware of surroundings. We all should be
3 that way but I take it to the next level. I don't like
4 that and again there's no reason for this man to have
5 my name or mail things to our address.

6 MR. NEGANGARD: And prior to that incident, you did not um, your
7 husband had been judge for several years and
8 presided over murder cases, rape cases, child molest
9 cases, you've never felt the need...

10 MS. HUMPHREY: No.

11 MR. NEGANGARD: ...to and when he was prosecutor he had a number
12 of murder cases with exception of that one incident
13 back when he was prosecutor, there never had been
14 another time that you felt threatened.

15 MS. HUMPHREY: Never. They have never called our home. The
16 public has never called our home asking for me
17 personally to talk to my husband about a case.
18 We've never been, I've never been approached
19 outside of our home regarding anything he's ever
20 ruled on, uh, we don't even try to associate his name
21 with anything. When we're out in public - he's
22 Jim, I'm Heidi. Even our son's friends don't
23 address him as judge - it's Mr. and Mrs. We don't
24 try to draw attention to ourselves in any way, shape
25 or form.

1 MR. NEGANGARD: Thank you. I don't have any further questions.

2 JUROR: Do you work at the airport?

3 MS. HUMPHREY: I did until May of last year.

4 JUROR: And may I ask in what capacity?

5 MS. HUMPHREY: I was a gate agent. I hope I didn't deny your
6 boarding.

7 JUROR: Uh, no, no. I'm a retired (indiscernible). Anyway,
8 were you in any way concerned with aviation
9 safety?

10 MS. HUMPHREY: With aviation safety?

11 JUROR: Yell.

12 MS. HUMPHREY: No. I felt this was directed at me.

13 JUROR: There would be no one else involved?

14 MS. HUMPHREY: No. I did ask and I did tell my supervisors that if I
15 was going through the list of passengers on the
16 flight which you have to do, if I ever saw this man's
17 name, I would ask to be removed from that flight,
18 uh, but no I never felt, and that perhaps is why I
19 even brought it up to them, let them make that
20 decision as well.

21 JUROR: Okay, thank you.

22 JUROR: Do you find yourself having to plan to make any
23 personal changes in your life? Like having to sell
24 your house or anything like that?

25 MS. HUMPHREY: No, we will not sell our home. We will not be

1 intimidated. What we do though, as I said, we, even
2 coming here today, I wanted to make sure this man
3 was no where around here. I called my husband and
4 said where do you want me to be. There are ways
5 into this office, into the courthouse, that I don't
6 have to be out in the public view, but no we have no
7 intention of selling and even if we did, he found our
8 address before. He certainly could find it again.

9 JUROR: Thank you.

10 MR. NEGANGARD: Thank you. Any other questions? And um, Ms.
11 Humphrey, I would just remind you that there's an
12 obligation not to disclose any of your testimony.

13 MS. HUMPHREY: I believe I understand that.

14 MR. NEGANGARD: Okay, thank you.

15 MS. HUMPHREY: Thank you.

16 MR. NEGANGARD: Okay, let the record show that Sheriff Kreinhop has
17 been recalled to the stand um, and I'll remind you
18 that you're still under oath.

19 MR. KREINHOP: Yes sir.

20 MR. NEGANGARD: Um, Sheriff, uh, in your investigation, um, I think
21 an issue has been brought up about the 357
22 magnum. I think there's been some confusion. If
23 you want to clarify that the application for the
24 handgun and permit was filed after...
25 MR. KREINHOP: ...after the divorce was filed.