

Still not clear to us why Ryan said at one hearing that Eddie was with him at his house asking him questions then at another hearing said Eddie called him that same night and asked him those questions. Eddie wasn't with Ryan that night or called him.

- 1 returned to Somerville?
- 2 A Yes.
- 3 Q And do you recall the Saturday, the day before, do  
4 you recall seeing Edward O'Brien?
- 5 A Yes.
- 6 Q And in the evening, was Edward O'Brien at your  
7 house?
- 8 A Yes, he was.
- 9 Q And were other friends there, as well?
- 10 A Yes.
- 11 Q Who was there, if you remember?
- 12 A Marco Abreu, Seth Dion, Joey Dion, and myself.
- 13 Q And it was a bunch of guys making plans to do  
14 something for the night?
- 15 A Yeah.
- 16 Q And was Ed O'Brien part of those plans -- What --  
17 what were you going to do?
- 18 A We were gonna visit my friend, Sheri, to go over  
19 to her house, and that's it.
- 20 Q And was your understanding when you made those  
21 plans that he was going to join you?
- 22 A Yes.
- 23 Q Now, at some point, did he ask you a question  
24 about your sister, Erin?

1 A Yes.

2 Q What did he ask you?

3 A He asked me where she was and I told him that she  
4 went to work; and he asked what time she'd be  
5 getting home and I told him she would be leaving  
6 when the store closes --

7 Q About 10 o'clock?

8 A -- about 10 o'clock.

9 Q And was this fairly close to 9 o'clock?

10 A Yes.

11 Q And did you leave?

12 A Yes.

13 Q And did you go visit your friend, Sheri?

14 A Yeah; I mean, she wasn't home.

15 Q Okay. But did all the other guys go with you?

16 A Yeah.

17 Q Except for who?

18 A Except for Ed.

19 Q Except for Ed?

20 A Yes.

21 Q Where'd he go?

22 A He walked back to his house.

23 Q Now, at some point about 11 o'clock that night,  
24 were you walking home?

## 1 DIRECT EXAMINATION OF RYAN DOWNING BY MR. REILLY

2 Q I'm sorry.

3 And, at some point, did you return?

4 A Yes.

5 Q And how soon before your mother died did  
6 you return to Somerville and Boston Street?7 A Like three days before. Like, maybe a  
8 couple days before, like. Yeah.9 Q Now, directing your attention to that  
10 Saturday, the night before your mother  
11 died, did you see Edward O'Brien, at any  
12 time that night?

13 A Yeah. Uhm, he came over my house.

14 Q And did you have a conversation with him?

15 A Uhm, yes.

16 Q And did you speak to him any other times,  
17 other than when he came to your house  
18 earlier that night?19 A Ah, yeah. I must have been home, from  
20 going out. And it was later in the  
21 evening.

22 Q Pardon?

23 A It was later in the evening.

24 Q Later in the evening.

## 1 DIRECT EXAMINATION OF RYAN DOWNING BY MR. REILLY

2 In the early evening, did he have -- did  
3 you have a conversation with him?

4 A Yeah. . I spoke on the phone with him. Yes.

5 And --

6 Q And could you tell the jury what that  
7 conversation was all about?

8 A Uhm, he asked what time my sister was  
9 coming home from work.

10 Q He asked what?

11 Speak up, now.

12 A He asked what time my sister --

13 Q Move up.

14 A -- my sister, Erin, he asked what time she  
15 was coming home from work.

16 And I told him that she was coming home  
17 around 10:00 o'clock. And when work gets  
18 home -- she gets out of work when the store  
19 closes.

20 Q Now, were you with Edward O'Brien that  
21 night?

22 A Uhm, yes. Briefly. Yeah.

23 Q Okay. Briefly?

24 A Yeah.