

1 the theory of probability that this would have occurred  
2 if I understand your -- your representation to me, the  
3 you would then want to be able to go one step further,  
4 and that is, to establish that your uncle's Estate, that  
5 would be your -- that would be --

6 MR. HENDRICKSON: Roger Krause.

7 MR. MEISINGER: Roger Krause.

8 MS. DUCHENE: I don't think this has much to  
9 do with that Estate. I'm not after that Estate.

10 THE COURT: Okay. Well, if we're not going to  
11 be able to tie in any conduct on the part of either  
12 Bessie Krause or her husband that would have hastened  
13 your mother's death, then --

14 MS. DUCHENE: But there is conduct. There is  
15 evidence of conduct connected to -- Bessie Krause was  
16 mother's medical guardian at the time this occurred.

17 THE COURT: All right. And so you see the --  
18 you have to put the pieces together.

19 MS. DUCHENE: Mm-hmm (Yes).

20 THE COURT: Assuming Dr. Plunkett gets you to  
21 first base, you then have to have some probative  
22 evidence that allows for the State to charge somebody  
23 with the commission of a crime because, obviously, no  
24 one can profit from their misdeeds. And then if there  
25 is a successful prosecution, then those persons who