



LIVE

LAW (&
CRIME
TRIAL NETWORK

IA v. CHEYANNE HARRIS
4-MONTH-OLD LEFT TO DIE

1
00:00:04,160 --> 00:00:01,880
joining me tonight is attorney Jim

2
00:00:06,380 --> 00:00:04,170
Breslow host of the podcast hidden

3
00:00:07,909 --> 00:00:06,390
truths of Jim it's guilty across the

4
00:00:09,620 --> 00:00:07,919
board for this particular defendant

5
00:00:10,339 --> 00:00:09,630
guilty of murder guilty of the lesser

6
00:00:11,959 --> 00:00:10,349
charge

7
00:00:14,350 --> 00:00:11,969
interesting tactic though from the

8
00:00:17,090 --> 00:00:14,360
defense which we see from time to time

9
00:00:19,519 --> 00:00:17,100
accepting guilt on the lesser charge to

10
00:00:21,040 --> 00:00:19,529
try to dodge the top chart didn't work

11
00:00:24,050 --> 00:00:21,050
here

12
00:00:26,450 --> 00:00:24,060
yeah it's sadness all the way around

13
00:00:28,220 --> 00:00:26,460

obviously for the baby but frankly also

14

00:00:29,720 --> 00:00:28,230

for this mother clearly she had an

15

00:00:32,030 --> 00:00:29,730

addiction problem clearly there were

16

00:00:33,440 --> 00:00:32,040

mental health issues I think what the

17

00:00:35,120 --> 00:00:33,450

real killer for her in the case is the

18

00:00:37,400 --> 00:00:35,130

fact that she had the other child and

19

00:00:39,860 --> 00:00:37,410

that she demonstrated the ability to

20

00:00:41,720 --> 00:00:39,870

take care of that child so any hope of

21

00:00:43,729 --> 00:00:41,730

getting any type of insanity type plea

22

00:00:45,139 --> 00:00:43,739

just went out the window with the

23

00:00:47,479 --> 00:00:45,149

demonstrated ability to take care of the

24

00:00:49,430 --> 00:00:47,489

other G the other child a lot of people

25

00:00:51,380 --> 00:00:49,440

agree I agree and and look that was a

26

00:00:53,540 --> 00:00:51,390

key piece of evidence for this state

27

00:00:55,279 --> 00:00:53,550

some debate over the law here the state

28

00:00:57,470 --> 00:00:55,289

trying to say that the law makes child

29

00:00:59,720 --> 00:00:57,480

endangerment into murder if the baby

30

00:01:00,139 --> 00:00:59,730

dies which is how I read the statute as

31

00:01:02,599 --> 00:01:00,149

well

32

00:01:04,250 --> 00:01:02,609

the defense seeming to say no that's the

33

00:01:07,700 --> 00:01:04,260

what not the way the law operates there

34

00:01:09,740 --> 00:01:07,710

it needs actions including malice that

35

00:01:11,450 --> 00:01:09,750

argument may have flown over some of the

36

00:01:14,600 --> 00:01:11,460

jurors heads but it might be helpful on

37

00:01:17,539 --> 00:01:14,610

appeal yeah I mean at the end of the day

38

00:01:19,340 --> 00:01:17,549

you need intent for murder and there

39

00:01:21,590 --> 00:01:19,350
clearly seems to be enough evidence here

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00:01:24,080 --> 00:01:21,600
to prove an intention to leave this

41

00:01:25,520 --> 00:01:24,090
child to die we all know that a baby

42

00:01:27,109 --> 00:01:25,530
cannot survive on its own

43

00:01:29,090 --> 00:01:27,119
she's raised another child she knows

44

00:01:30,920 --> 00:01:29,100
what it takes to raise a child so it

45

00:01:33,230 --> 00:01:30,930
seems to me there's your intent right

46

00:01:35,210 --> 00:01:33,240
there good point there as well okay the

47

00:01:37,640 --> 00:01:35,220
state's rebuttal in my opinion should

48

00:01:39,560 --> 00:01:37,650
have gone into this whole love triangle

49

00:01:41,149 --> 00:01:39,570
situation here because one interesting

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00:01:42,380 --> 00:01:41,159
thing that came up in this case that of

51
00:01:45,440 --> 00:01:42,390
course we didn't hear in the father's

52
00:01:48,020 --> 00:01:45,450
case is that the mother this defendant

53
00:01:50,300 --> 00:01:48,030
started a relationship with the drug

54
00:01:52,069 --> 00:01:50,310
dealer basically right after this

55
00:01:53,929 --> 00:01:52,079
happened and the drug dealer said he

56
00:01:55,310 --> 00:01:53,939
knew nothing about the baby now they

57
00:01:58,069 --> 00:01:55,320
were really clear to say that this

58
00:02:00,620 --> 00:01:58,079
relationship didn't bud until after the

59
00:02:02,120 --> 00:02:00,630
baby was out of the way but boy I mean

60
00:02:06,649 --> 00:02:02,130
could that have been the reason why the

61
00:02:09,559 --> 00:02:06,659
mother didn't want the baby around yeah

62
00:02:11,390 --> 00:02:09,569
that would perhaps be an explanation you

63
00:02:12,470 --> 00:02:11,400

know the only other explanation is of

64

00:02:15,199 --> 00:02:12,480

sandy how a mother

65

00:02:18,080 --> 00:02:15,209

not raise a child is beyond most

66

00:02:19,520 --> 00:02:18,090

people's comprehension but you know when

67

00:02:21,110 --> 00:02:19,530

you when drugs enter the picture and

68

00:02:23,300 --> 00:02:21,120

mental health and enters the picture we

69

00:02:25,280 --> 00:02:23,310

see people doing horrendous e things and

70

00:02:27,500 --> 00:02:25,290

it just demonstrates you know the mental

71

00:02:29,030 --> 00:02:27,510

health crisis that we have in America as

72

00:02:30,380 --> 00:02:29,040

you look at all these different crimes

73

00:02:31,759 --> 00:02:30,390

that are happening in the mental health

74

00:02:33,589 --> 00:02:31,769

issues that are involved in them

75

00:02:35,030 --> 00:02:33,599

it'll be sentencing next in this case

