



**Dr. Christine Quinn**(dental anesthesiologist)

**(the following proceedings were held -- in open court, in the presence of the jurors:)**

**Judge.** Good afternoon. Okay. You may be seated. And counsel for defense, you may call your next witness

**Ms. Cahan.** Thank you, your honor. At this time, we'll call Dr. Christine Quinn.

**Judge.** Thank you. And you're Dr. Quinn?

**A.** I am.

**Judge.** Would you face my clerk, raise your right hand. Sworn in.

**Judge.** Thank you.

**Direct examination by Ms. Cahan**

**Q.** Good afternoon, Dr. Quinn. What do you do for a living?

**A.** I am a professor at the UCLA school of dentistry.

**Q.** Can you move the mike a little closer so --

A. Like that?

Q. That's perfect?

A. So you heard that okay?

Q. Yes, I did. And you're a dental anesthesiologist?

A. Yes, and I'm a dental anesthesiologist.

Q. How long have you been at the UCLA school of dentistry?

A. I've been there for four years.

Q. And do you have a teaching position there?

A. I do. I'm a clinical professor.

Q. What do you teach at the UCLA school of dentistry?

A. I teach anxiety and pain control to the dental students, and I also teach the pediatric dental residents anesthesia, and we also have a dental anesthesiology residency program that I'm the program director.

Q. Let me ask you a couple of questions about your training. From where did you receive your undergraduate degree, and when?

A. My college?

Q. Yes.

A. From occidental college, and I graduated in 1980.

Q. Did you then go to dental school?

A. I worked for two, three years, and then I went to -- started dental school in 1983.

Q. Where was that?

A. At the University of Southern California.

Q. And did you receive a degree?

A. I did. I graduated with a DDS.

Q. And what does DDS. mean?

A. Doctor of dental surgery.

Q. How many years was your dental school training?

A. Four years.

Q. And did you then have any additional schooling after you received your DDS.?

A. Yes. I did a dental anesthesia residency.

Q. How long was that?

A. That was two years.

Q. And are you a diplomat of the American board of -- dental board of anesthesiology?

A. Yes, I am.

Q. What does that mean?

A. That means that I have completed a two-year program in dental anesthesiology and have satisfied the requirements of that diplomat board.

Q. In addition to your teaching work at UCLA, do you also administer anesthesia to dental patients?

A. Yes, I do.

Q. For how long have you been doing that?

A. 24 years.

Q. And do you do that at UCLA or a dentist's office or both?

A. Both.

Q. And when you go to a dentist's office, do you usually bring anesthetic drugs with you?

A. Yes.

Q. And are there drugs that you use most commonly to provide dental anesthesia?

A. Yes.

Q. What are those?

A. Typically I will use midazolam and fentanyl and propofol and remifentanyl.

Q. Fair to say that you have a lot of experience in administering those drugs for dental anesthesia?

A. 24 years.

Q. Did you ever administer anesthesia to Michael Jackson for dental procedures?

A. Yes, I did.

**Ms. Cahan.** And I'd like to show you a copy of what's been marked as trial exhibit 13412. Your honor, may I approach?

**Judge.** You may.

**Ms. Cahan.** If you could pass a copy up to the judge, too, please.

**A.** Yes.

**Ms. Cahan.** Do you recognize this set of papers?

**A.** Yes, I do.

**Q.** What is it?

**A.** They appear to be my anesthesia records.

**Q.** For Michael Jackson?

**A.** For Michael Jackson.

**Ms. Cahan.** And there's been a stipulation of counsel that we're going to make some redactions on the last two pages of that, which are exhibit 13412, pages 21 and 22, and remove the cover letter page that's the first page of the document. And otherwise I believe it will be admitted into evidence without objection.

**Mr. Panish.** Just the last two pages are Dr. Baxley's records. So that would be okay.

**Judge.** Okay. So you're going to redact them?

**Ms. Cahan.** Yes, we'll make redactions on those two pages that I identified and take off the cover page.

**Judge.** With that, they're received.

**Ms. Cahan.** Thank you, your honor. (received into evidence, exhibit 13412, documents.)

**Ms. Cahan.** When did you first administer anesthesia to Mr. Jackson for a dental procedure?

**A.** I have to look here.

**Q.** You can refer to your --

**A.** Because I actually don't know.

**Q.** That's why I gave it to you.

**A.** Okay. If these are all the records, and they are in order, I guess -- are they in order?

**Q.** Those are the records as they were produced to us.

**A.** Oh, they're not in order. Okay. It looks like -- sorry. Bear with me. The earliest one I see is '97.

**Q.** Okay. And what's the latest one that you see?

A. Is 2009, February.

Q. So '97 to 2009, about how many times did you administer anesthesia to Mr. Jackson for dental procedures?

A. I would have to count how many --

Q. If I represented to you I counted that it was ten that I count for those records, does that sound about right?

A. If that's -- yeah. To tell you -- I don't remember exact numbers of times treating.

Q. Okay. But you do remember that you gave him dental anesthesia?

A. Oh, yeah.

Q. A number of times?

A. Uh-huh.

Q. Over the period from 1997 to 2009?

A. Yep.

Q. And for what types of dental procedures did you administer anesthesia to Michael Jackson?

A. Dr. Baxley is a prosthodontics, and so they were for general dental type procedures.

Q. Including teeth cleaning, those types of things?

A. Teeth cleaning, there may have been a root canal in there. I don't quite remember.

Q. Do you normally take a patient's medical history before administering dental anesthesia?

A. Yes.

Q. And did you take Michael Jackson's medical history before every time you gave him dental anesthesia?

A. Yes.

Q. And just for the sake of the court reporter, we should try to just not speak over each other. You're doing very well so far.

A. I'm sorry.

Q. Do you normally have patients sign a consent form before you give them anesthesia for a dental procedure?

A. Yes.

Q. And did Michael Jackson sign a consent form every time you gave him anesthesia for a dental procedure?

A. Yes.

Q. Do you normally talk to a patient about the risks associated with anesthesia before a procedure?

A. Yes.

Q. And did you do that with Mr. Jackson before every procedure?

A. Yes.

Q. What types, generally speaking, of risks associated with anesthesia do you discuss with your patients?

A. I inform my patients that the more common risks that go along with anesthesia might be a bruise where I start the i.v. or irritated vein where the i.v. is. It's possible to have some nausea and vomiting afterwards. It's also possible to have delayed recovery, which means you would stay sleepier longer than expected. And then there are more major risks which could be an allergic reaction to one of the medications used or you could have breathing problems because all the medications that are used for anesthesia are respiratory depressants, having the potential to make you not breathe as deeply or as often as you should, and that's why I am intensively monitoring you for breathing throughout the procedure. That's my typical consent.

Q. And do you ever discuss the risk of death from anesthesia?

A. If someone asks about it, I do talk about the risk of death. It's very -- it's extremely low for these types of procedures.

Q. And did you ever administer propofol to Michael Jackson as anesthesia for a dental procedure?

A. Yes.

Q. Did Michael Jackson ever ask you to give him propofol for something other than a dental procedure?

A. Yes.

Q. How many times did Michael Jackson ask you to give him propofol outside of the setting of a dental procedure?

A. Once.

Q. And when was that, approximately?

A. I don't know the exact year. I do know that his son was maybe two or three years old.

Q. And that's his -- his older son, prince?

A. Yes, sorry, prince, yes.

Q. And if I represent to you that prince was born in 1997, does that help you estimate that date?

A. Yeah, it would -- I would -- yeah.

Q. So 1999 or 2000?

A. '99, 2000. Paris was an infant.

Q. Okay. And this was sometime after you started seeing Michael as a patient in 1997?

A. Yes.

Q. When Michael Jackson asked you to give him propofol for something other than a dental procedure, did he call you on the phone?

A. Yes, he did.

Q. How did he get your telephone number?

A. I give my telephone number to all my patients so that if they have a problem after anesthesia or they have any questions prior to anesthesia, they can always call me up.

Q. Was this the first time Michael Jackson had called you on the phone?

A. Yes.

Q. Were you surprised when he called you?

A. Yes.

Q. And what did he say on that phone call, to the extent that you can remember?

A. That he would like to speak with me because he had a question that he needed to ask me.

Q. And he didn't want to ask the question -- he didn't ask you the question over the phone at that time?

A. It was on my answering machine.

Q. Okay. And did you return the message from Mr. Jackson?

A. I called his assistant.

Q. And did you speak with Mr. Jackson at that time?

A. When I called his assistant? No.

Q. So you spoke with Mr. Jackson's assistant?

A. I spoke with Mr. Jackson's assistant.

Q. And were you told at that time what the question was that Mr. Jackson wanted to ask?

A. No. I was told Mr. Jackson doesn't return phone calls.

Q. And was that the end of the conversation, or were you asked to do something further?

A. By -- I had -- I was trying to return the phone call to Mr. Jackson.

Q. Okay. And so you spoke with Mr. Jackson's assistant, who said he doesn't return phone calls. Were you asked to then meet with Mr. Jackson?

A. No. Then I -- I called Michael Jackson.

Q. Okay. And did you speak with him?

A. Yes, I did.

Q. And what did you discuss with Mr. Jackson when you did reach him on the phone?

A. He asked me to meet him.

Q. And did he tell you why during that phone call?

A. No.

Q. He just said he needed to speak with you?

A. Yes, that he had some questions.

Q. Okay. And did he say where he wanted to meet you?

A. Yes.

Q. Where?

A. I probably have the hotel name wrong. It's the hotel on sunset.

Q. Would it help you to look at your deposition testimony? Would that, maybe, help refresh your recollection about the name of the hotel?

A. Did I say the Bel Air hotel?

Q. You did, at your deposition.

A. I hope -- I hope that's the one on sunset.

Q. And that's a hotel in Los Angeles?

A. Yes.

Q. Did Mr. Jackson, during this phone call, tell you what time he wanted to meet?

A. Yes.

Q. And did you end up actually going to the Bel Air hotel to meet Mr. Jackson sometime after that phone call?

A. Yes, I did.

Q. Did you go by yourself?

A. No, I did not.

Q. Did someone come with you?

A. My sister came with me.

Q. And why did your sister go with you?

A. Because I felt it was not prudent to go by myself.

Q. And why was that?

A. I don't usually go meet people in hotel rooms.

Q. So you and your sister went to the Bel Air hotel to meet with Mr. Jackson?

A. Yes.

Q. And you met with him there?

A. Yes.

Q. In a hotel room or a suite?

A. He was in a suite.

Q. Was anyone present with Mr. Jackson when you arrived at the suite?

A. Prince.

Q. That's his son?

A. Yes.

Q. And so it was you, your sister, Michael Jackson and prince Jackson in the hotel suite?

A. Yes.

Q. And did Michael Jackson talk to you about propofol in that hotel suite that day?

A. Not in front of my sister.

Q. Did your sister go somewhere else?

A. We went to a separate room in the suite.

Q. You and Mr. Jackson went to a separate room in the suite?

A. Yes, in the suite.

Q. So your sister stayed with prince Jackson?

A. Yes, she watched prince.

**Q.** Had your sister ever met Michael or prince Jackson before?

**A.** No.

**Q.** So your sister was watching prince in one room, and you and Mr. Jackson went into another room to speak?

**A.** Yes.

**Q.** How did the topic of propofol come up?

**A.** He told me that he has trouble sleeping.

**Q.** And did he ask you to give him propofol for sleep?

**A.** Yes.

**Q.** Did he call it propofol by name? Did he use the word "propofol"?

**A.** I don't remember.

**Ms. Cahan.** Your honor, may I approach to show her her deposition testimony?

**Judge.** Yes.

**Mr. Panish.** I've got a copy. Thanks. What page?

**Ms. Cahan.** It's at page 26, lines 14 to 18. If you could take a look at page 26, lines 14 to 18, let me know if that refreshes your recollection.

**A.** I'm sorry I don't --

**Ms. Cahan.** That's okay. It's not a memory test.

**A.** Okay. Okay.

**Ms. Cahan.** Does reviewing your testimony from your deposition at page 26, lines 14 to 18, refresh --

**A.** Oh, I was looking at page 14.

**Ms. Cahan.** I'm sorry.

**A.** Sorry.

**Ms. Cahan.** Page 26, lines 24 to 18.

**A.** Okay. Yes.

**Ms. Cahan.** Does that refresh your recollection about whether Mr. Jackson said propofol by name?

A. Sure.

Q. And did he?

A. Yes. It's misspelled in here. Is that okay?

Q. It's -- that's the record we have. But you understood we were talking about propofol at your deposition?

A. Yes.

Q. And did Mr. Jackson ask you to administer propofol to him for sleep?

A. Yes.

Q. So he didn't ask you to give him bottles of propofol that he would then go do something with, he asked you to actually administer propofol?

A. He asked me to administer propofol to him.

Q. Did Mr. Jackson want you to give him propofol right then and there in the hotel suite?

A. No.

Q. Did he say when he wanted you to give it to him?

A. Not -- he did not say exact dates, not that I recall.

Q. And it was your -- was it your understanding that Mr. Jackson wanted you to give him propofol for sleep separate and apart from any dental or medical procedure?

A. Yes.

Q. And he said it was because he was having trouble sleeping?

A. Yes.

Q. How did you respond when Michael Jackson asked you for propofol for sleep?

A. I said that's inappropriate use of anesthesia, that he needs to speak with his physician about sleep aids.

Q. And did you say it was -- did you say anything about whether it's proper to give propofol outside of a medical setting?

A. Did I say that in the deposition?

Q. If you want to take --

A. I don't remember, to tell you the truth.

Q. I'll direct your attention, if you want to take a look, to page 32 of your deposition, lines 4 to 6.

A. I said that it's inappropriate to use it in

A. Hotel room. Yes.

Q. Does that refresh your recollection --

A. Yeah.

Q. -- that you told Mr. Jackson that it's not proper to give propofol outside of the medical setting?

A. Yes.

Q. As part of this conversation, did you discuss with Mr. Jackson whether there's a difference between anesthesia and real sleep?

A. Yes.

Q. What did you tell him?

A. I told him that the sleep that you get with anesthesia is not real sleep.

Q. And how did he --

A. It's not restful sleep.

Q. How did he respond?

A. He told me that it's the best sleep that he ever has.

Q. Did he say that he understood that it wasn't real sleep?

A. Yes.

Q. But he wanted you to give him the propofol for sleep anyway?

A. Yes.

Q. To help him sleep?

A. Yes.

Q. Did he say anything about having tried other sleep remedies?

A. He told me that he had tried other sleep remedies, that they don't work.

Q. Did he tell you whether he had ever had propofol for sleep before?

A. He did not tell me that.

Q. But he did call it propofol by name?

A. Yes.

**Q.** And when you told Mr. Jackson that it was not appropriate to have propofol outside of the medical setting, did you convey to him that it would be dangerous to do so, or unsafe?

**A.** I -- I told him that it's not proper to have that outside of a medical setting, and that's not appropriate use of that drug.

**Q.** Did you tell Mr. Jackson that propofol is not appropriate to use for insomnia?

**A.** Yes, I told him that you do not use that for insomnia.

**Q.** And you were clear about that?

**A.** I was.

**Q.** And did Mr. Jackson say anything about why he was having trouble sleeping?

**A.** He did not tell me why.

**Q.** After that time in 1999 or 2000 at the hotel when Mr. Jackson asked you for propofol for sleep and you said you wouldn't give it to him and it wasn't appropriate, did he ever ask you again to give him propofol to help him sleep?

**A.** No.

**Q.** But you did continue to see him as a patient for dental procedures with Dr. Baxley up until 2009?

**A.** Yes.

**Q.** And you're aware that Mr. Jackson passed away on June 25th, 2009?

**A.** Yes.

**Q.** And are you aware that the cause of Mr. Jackson's death as reflected in the autopsy and coroner's report is acute propofol intoxication?

**A.** Yes.

**Mr. Panish.** No foundation that she's seen the autopsy report.

**Judge.** Overruled.

**A.** News reports.

**Ms. Cahan.** And before Mr. Jackson passed away, did you ever tell anyone that he had asked you to give him propofol for sleep?

**A.** No.

**Q.** And why not?

**A.** Well, that's not -- I don't think it was anyone's business.

**Q.** And are there any obligations that you have as a dental anesthesiologist to keep patient conversations confidential?

**A.** Certainly.

**Ms. Cahan.** Nothing further at this time, your honor.

**Judge.** Thank you. Cross-examination?

**Mr. Panish.** Yes.

### **Cross-examination by Mr. Panish**

**Q.** Good afternoon, Dr. Quinn.

**A.** Hi.

**Q.** First of all, was your memory better when you gave your deposition in this case than it is here today?

**A.** I think I'm nervous.

**Q.** Okay. Does that mean your memory was better then?

**A.** I think I'm nervous today, yes.

**Q.** Okay. And you have a lawyer here with you, do you not?

**A.** Yes, I do.

**Q.** And you -- you've got your deposition taken by Ms. Cahan and the other lawyer sitting in the front row over there, is that right? Those two lawyers?

**A.** Yes.

**Q.** And then did you -- did you know that we had requested to meet with you before you came here today as a former physician of Michael Jackson, and that your lawyer would not allow that?

**A.** She told me that she had been approached.

**Q.** And before you came up here, were you sitting with any of the lawyers in this case before you came down to testify?

**A.** One lawyer was sitting with us to bring us to the room here.

**Q.** Okay. So, first of all, you've testified that Michael Jackson -- that you asked him -- strike that. You testified that Michael Jackson asked you for propofol to sleep, right?

**A.** Yes.

**Q.** And do you remember being asked when you told him that it would not be appropriate -- what you testified that Michael Jackson said?

**A.** Do I remember?

**Q.** Yes.

**A.** What the answer was to that?

**Q.** Yeah, when you gave your deposition before you came here today.

**A.** I knew I should be able to study my deposition.

**Q.** Well, first of all, you were asked in your deposition did you discuss with Mr. Jackson the difference between anesthesia and sleep.

**A.** Oh, yes, we discussed that.

**Mr. Panish.** And then you said --

**Ms. Cahan.** Your honor, this is an improper use of the deposition.

**Mr. Panish.** It's cross-examination.

**Judge.** Sustained.

**Mr. Panish.** Okay.

**Q.** Did you then -- is it your testimony that then you told Mr. Jackson it's not true?

**Ms. Cahan.** Same objection, your honor.

**Judge.** Sustained. You can ask a question, but --

**Mr. Panish.** Is it your testimony here today that you told Mr. Jackson it's not restful sleep, it's different sleep?

**A.** Yes.

**Q.** Okay. And is it your testimony here today that Mr. Jackson responded "yeah," he understood that?

**Ms. Cahan.** Your honor, objection. It's the same -- he's just reading from the deposition without giving her a chance to answer the question.

**Mr. Panish.** I can ask her, "is it your testimony here today?"

**Judge.** Right. But you're reading her testimony.

**Mr. Panish.** I can do that asking her a question.

**Judge.** Just ask your question first.

**Mr. Panish.** Is it your testimony here today that Mr. Jackson said then -- said, "yes, I know that"?

**A.** Yes.

**Q.** And he didn't say anything else, did he?

**A.** Not that I recall.

**Q.** Okay. And when you gave your deposition, you told exactly what Mr. Jackson told you at that time, correct?

**A.** I would have to know what the question was, how it was presented to me at the deposition.

**Q.** Okay. Why don't you take a look, then, see if we can refresh your recollection, at your deposition.

**A.** What page?

**Q.** 32.

**A.** Thank you.

**Q.** And let's start at line 16. And you can read that to yourself. And the question is, does that refresh your recollection about your discussion with what you said and what Mr. Jackson said in response to his request for propofol?

**A.** I don't see in my deposition --

**Q.** Keep reading.

**A.** -- besides him saying that he understood the difference, as far as I remember. That's --

**Q.** And when you were asked --

**A.** That's what I see.

**Q.** Right. Does that refresh your recollection as to what Mr. Jackson said to you when you told him that you weren't going to give it to him?

**A.** That's how I remember it.

**Q.** Okay. And Mr. Jackson never said to you that he had used propofol before to sleep, did he?

A. In -- in an inappropriate way?

Q. Yes.

A. No, he had never -- not that I remember.

Q. Okay. So let's start now at the beginning. You, as a dental anesthesiologist, work with dentists, is that right?

A. Yes, sir.

Q. And you don't give medical care or medical treatment, correct?

A. That is correct.

Q. You give dental treatment?

A. That's correct.

Q. And dentists deal with dentistry issues, correct?

A. That's correct.

Q. Okay. And throughout your career, you haven't been a dentist, you've been a person that assists dentists when they're doing procedures?

A. Well, I am a dentist.

Q. Okay. I didn't know that. So you are -- do you actually fill teeth and give root canals and things like that?

A. No. Dental anesthesia is a practice of dentistry, but it's the practice of anesthesia for dental procedures.

Q. Okay. Like a medical doctor -- a medical doctor could be an intern or a surgeon, and then a medical doctor could be an anesthesiologist, and the anesthesiologist medically would work with the surgeon, is that right?

A. Correct.

Q. Okay. But you don't actually, other than giving anesthesia -- you don't perform the other functions or procedures that a dentist does, is that right?

A. Correct, just like an anesthesiologist doesn't do surgery.

Q. Exactly. And you don't do anesthesia for anything but dental procedures, right?

A. That's correct.

Q. Okay. Thank you. Now what I'd like to talk about is, first, the treatment of Michael Jackson. And you testified that you teach a class -- at least one class that is not residents, is that right?

A. Yes.

Q. And the one class that you teach, is that in a classroom setting?

A. Yes, it is.

Q. Okay. And that's to people that are studying in the dental school at UCLA to be dentists, is that right?

A. That's correct.

Q. And when they're studying, one of the courses -- is that in the first year that you teach that?

A. It is in the third year.

Q. In the third year. So that would be the last year?

A. No. It's a four-year program.

Q. Okay. So in the third year of dental school, you teach a class to the students that are third-year students, right?

A. Yes.

Q. And what is the name of that class?

A. "anxiety and pain control."

Q. Okay. And why is it that you teach dental students about anxiety?

A. Because many people are afraid of going to the dentist.

Q. And, in fact, Michael Jackson was one of those people, wasn't he?

A. I believe so.

Q. In fact, when you first saw Mr. Jackson, you made a determination that he had an anxiety problem when the dentist would put any type of tools or instruments in his mouth, correct?

A. I don't make that determination, the dentist who requests me to come in makes that determination.

Q. Was that determination made for Michael Jackson?

**Ms. Cahan.** Objection, calls for speculation.

**Judge.** Overruled. You may answer.

A. Okay. That's Dr. Baxley's decision.

**Mr. Panish.** Okay.

Q. Well, was that determination made for you to be called in to solely administer anesthesia?

A. I would presume if Dr. Baxley called me that it was.

**Ms. Cahan.** Your honor, I move to strike that as speculative.

**Judge.** The way it's phrased is kind of speculative.

**Mr. Panish.** Well, let's see if we can refresh your recollection as to what you testified in this case. Let's take a look at the exhibit that you have in front of you, ma'am.

**A.** Uh-huh.

**Mr. Panish.** And if we could look at the record -- strike that. Let's look at your deposition. Page 73, line 16 to 20.

**Ms. Cahan.** Your honor, that calls for --

**Mr. Panish.** First of all, your honor, I'm trying to refresh.

**Judge.** It's refreshing.

**Ms. Cahan.** That's okay. Yeah.

**Mr. Panish.** Now, does that refresh your recollection of whether or not a diagnosis was made for anxiety for Mr. Jackson for you to come in to assist the dentist?

**A.** Yes. I --

**Q.** You can explain if you want.

**A.** You always have to give a reason for anesthesia, and I'm called in to an office because a patient is anxious or extensive treatment. It's under the dentist that calls me in, and it says "anxiety to treatment," and that's why Dr. Baxley called me in.

**Q.** And that was in your records, is that right?

**A.** That's correct.

**Q.** In other words, the reason why you were called in is because the physician -- the dentist needed you because he had determined that Michael Jackson had anxiety for the dental procedures, is that right?

**A.** Yes, yes.

**Q.** And -- and that's not uncommon in your practice, is it?

**A.** No. All my patients.

**Q.** Otherwise, you wouldn't be there?

**A.** That's right.

**Q.** Okay. And when you were called in -- you're always called in by the dentist, not the patient, correct?

**A.** That's correct.

**Q.** Michael Jackson never called you to come in and give him propofol in the dental office, did he?

**A.** No.

**Q.** And when you were called in to give Michael Jackson anesthesia, you always gave him the same type of drugs that you used for every patient, correct?

**A.** Yes.

**Q.** And in your 23 years of dental work, you have frequently anesthetized patients for routine medical procedures like simple teeth cleaning, correct?

**Mr. Putnam.** misstates the record. It's 24 years.

**Judge.** Okay. 24.

**Mr. Panish.** Got me there.

**Q.** It was 23 years when you gave your deposition, wasn't it?

**A.** Yes, sir.

**Q.** So there's nothing unique or unusual about that, is there?

**A.** No.

**Q.** Okay. And, now, I have that you started the treatment, if you look at your records, on December 3rd, 1997. That was the first time you were called in, right?

**A.** If that's the first record, that's the first time.

**Q.** Well, can you confirm that for me, please?

**A.** If that's the first record in Dr. Baxley's chart, that's the first time.

**Q.** Okay. Well, is it in your records, ma'am?

**Ms. Cahan.** I'm sorry. Did you say December 3rd -- objection, misstates the document, your honor.

**Mr. Panish.** I'm asking her to tell me.

**A.** There is a December 3rd, 1997.

**Mr. Panish.** So is that --

**Ms. Cahan.** There's just an earlier --

**A.** Is there an earlier record?

**Mr. Panish.** You tell me.

**A.** Well, it would be useful if they were in order.

**Mr. Panish.** That's not her record. That's Dr. Baxley's record, that's not her records. I'm talking about your records.

**Judge.** When you finally get to the page, can you tell me what the discovery page is at the bottom so I can follow along?

**Ms. Cahan.** I don't know what Mr. Panish is referring to. I just saw an earlier date in here and I was trying to understand.

**Mr. Panish.** Can I have the witness testify? I'm just trying to ask what's the first date of the treatment. That's all. It would be nice if I could get the witness to testify, your honor.

**Judge.** We're looking at Baxley 41.

**Mr. Panish.** Okay.

**Q.** Is that your record, ma'am?

**A.** Yes, that is my record.

**Q.** Okay. And what's the first day of treatment?

**A.** This record is December 3rd, 1997.

**Q.** Okay. Does that misstate the document, December 3rd, 1997?

**A.** No.

**Q.** So the first time you treated Michael Jackson, as far as indicated in your records, is December 3rd, 1997?

**A.** Yes.

**Q.** Is that right. You treated Mr. Jackson on one other occasion in December of 1997, December 18th, is that correct?

**A.** Yes.

**Q.** The fact that somebody has anxiety to treatment, dental treatment, does that mean they're a drug addict?

**A.** No.

**Q.** Are all your patients that are called in for you to give them anesthesia -- are they drug addicts?

A. I don't know if my patients are drug addicts.

Q. Okay. So then in 1998, you treated Mr. Jackson, according to my review of your records, the first time was December 28, 1998, is that right?

A. I see December 1st, 1998.

Q. I'm sorry. April 28th, 1998. My mistake.

A. Okay.

Q. I'm sorry. I didn't put them in that order.

A. I don't want to misspeak.

**Mr. Panish.** That's fine.

**Judge.** If you could refer to the page --

A. It would help if -- do you have it there? Could you tell me the page?

**Mr. Panish.** Actually, I don't. I just got these.

A. I see. It's on Baxley 30.

**Judge.** Thank you.

**Mr. Panish.** So April 28th, correct? 1998?

A. Yes.

Q. And then October 29th, 1998, correct? I'm sorry. I'm trying to find it here for you.

A. So am I.

Q. It's not so easy.

A. Okay. No, that's not it.

Q. Baxley 48 says 10/29/98, right?

A. Baxley 48? Oh, sorry. I have old eyes. Baxley 48, 10/29/98.

Q. Okay. And then on December 1st, 1998. Now, that is -- that would be Baxley 46. Are you with me?

A. I'm looking. I'm trying --

Q. These are really --

A. Sorry. Looking at the wrong number.

Q. That's okay. It's the top number.

A. Yes.

Q. It also might say Quinn 07 on yours.

A. Well, 12/1 says Quinn 11.

Q. '98, right?

A. Yes.

Q. Okay. And then 12/16?

A. Yes.

Q. That's another day of treatment, right?

A. Yes.

Q. And then 12/18, correct?

A. Yes.

Q. Okay. And then you didn't treat him again until 2001. And that is --

**Judge.** Did you find it?

A. I found 2002.

**Mr. Panish.** There's -- there's actually Baxley 28.

A. Yes.

**Mr. Panish.** That's 10/3/2001, right?

A. Yes.

Q. And then 2/28/02 is another treatment?

A. Quinn 17.

Q. And then you treated him on -- the next time was February 4, 2009?

A. Yes.

Q. And that's it --

A. Yes.

Q. -- right?

**Judge.** Hold on. Quinn 17 was 2/28/02, and then was there another one after that?

**A.** Yes. It was February 2009. It was 2 -- it was Quinn 1.

**Mr. Panish.** In all the procedures that were undergone, there was always a dentist present, correct?

**A.** Yes.

**Q.** You never had any concerns about administering anesthesia to Mr. Jackson, did you?

**A.** In the dental setting, no.

**Q.** And you never talked to Mr. Jackson about any of the anesthesia drugs you were giving him in the procedures, correct?

**A.** No.

**Q.** Is that correct?

**A.** Oh, yes, that's correct. Sorry.

**Q.** Okay. That's all right. And it's not uncommon that you don't discuss with patients what specific medications you're going to give them, do you?

**A.** That is correct.

**Q.** And you make the determination of how long the person is supposed to be under anesthesia?

**A.** That is the dentist's determination.

**Q.** I'm sorry. The dentist makes that determination, enacts his plan?

**A.** That is correct.

**Q.** The patient doesn't tell, right?

**A.** That is correct.

**Q.** And Mr. Jackson, he never asked you to extend the time period during which he's under anesthesia, did he?

**A.** No.

**Q.** And he never engaged in any behavior asking for any prescription drugs from you, did he?

**A.** No.

**Q.** Now, you told us that you took a medical history of Mr. Jackson, correct?

**A.** Yes.

Q. And when you did these procedures, you had no concern whatsoever about any health issues with Mr. Jackson, correct?

A. Not that I recollect.

Q. Okay. But if you did have concerns, you would have noted it in your records, correct?

A. I would speak with his physician.

Q. Right. And, in fact, if you had concerns that were significant, you may not have even administered anesthesia, correct?

A. That is correct.

Q. So based on your records, there were no health concerns that you had about giving anesthesia to Mr. Jackson, correct?

A. Correct.

Q. Always in an appropriate dental setting?

A. Correct.

Q. If I say "medical," does that cover dental?

A. Well, yes and no. I don't want to be accused of practicing medicine by you saying "medical setting."

Q. Okay. Fair enough. Because I know you were very careful about saying that in your deposition.

A. Yes.

Q. So I just wanted to clarify that. Mr. Jackson, did he advise you whether he had any chronic illnesses?

A. He did not.

Q. Did you get the impression whether Mr. Jackson had any cardiovascular or heart problems?

A. No, I did not.

Q. Did you ever think that there was any need for Mr. Jackson, at the time you saw him, to see a cardiologist?

A. I did not.

Q. Was Michael Jackson always cooperative and nice to you?

A. Very much so.

Q. Now let's talk a little bit about this -- I know you said the hotel on sunset. Is that your recollection, that the hotel Bel Air is on sunset?

A. Yes.

Q. Okay. If I told you it wasn't, would that maybe mean it's a different hotel?

A. It's the hotel on sunset.

Q. Well, I'm going to just represent --

A. The pink hotel. Pink hotel.

Q. Well, that could be the Beverly hills' hotel.

A. Okay. It's the Beverly hills' hotel. Sorry.

Q. I don't know. I wasn't there. I'm asking you.

A. That's the hotel, and I apologize that I don't remember that name exactly.

Q. Because the Bel Air hotel, I'm going to represent to you, and I'm sure they'll correct me if I'm wrong, is not on sunset boulevard.

A. Okay.

Q. And it was your testimony that you met Mr. Jackson at the Bel Air hotel, is that right?

A. Yeah, I guess.

Q. So you might have been mistaken or had an incorrect recollection, correct?

A. I did. It was the hotel on sunset.

Q. And when you were giving your deposition, and your lawyer was present, you were asked the question -- strike that. Were you asked the question in your deposition whether or not Mr. Jackson ever discussed the use of propofol with you?

A. You're asking me do I remember in my deposition did they ask me that?

Q. Yes.

A. If they discussed -- if he discussed using propofol with me?

Q. Yes.

A. I -- I can't remember the exact words of the deposition.

Q. Okay. Why don't you take a look at page 25 of your deposition, lines 2 to 4, and see whether that refreshes your recollection if you remember whether Michael ever asked you about any of the drugs that were being used. And specifically --

A. Yes.

Q. Specifically were you asked whether there were any conversations with Michael about propofol? Do you remember being asked that question?

A. Yes.

Q. And what was your answer?

A. I said I thought we were speaking in the clinical setting.

Q. Okay. What did you answer?

A. I answered no, but I thought we were speaking in the clinical setting.

Q. Okay. Well, when you reviewed your deposition -- do you remember you reviewed it and signed it under penalty of perjury?

A. Yes.

Q. Did you correct that portion of your deposition?

A. I guess I didn't understand that I have to put in the -- I misunderstood. I thought it was okay, because we cleared -- straightened it out.

Q. Well, as soon as you answered that question, there was another question, correct?

A. Yes.

Q. And then your lawyer and you went outside and discussed the testimony, is that correct?

A. Yes.

Q. And it's then, after going outside with the lawyer, that you came back in and testified that Michael and you had met at the Bel Air hotel, right?

A. Yes, the one on sunset.

Q. I'm sorry?

A. The one on sunset.

Q. I gotcha. But in your deposition, you said you met at the Bel Air hotel, right?

A. Because I thought it was the one on sunset.

Q. In fact, when you came back from meeting with your lawyer, the lawyer asked that the question be read back for you so you could give a different answer, right?

A. So I could -- yes, so I would not be speaking a mistruth.

**Ms. Cahan.** And objection, that misstates the deposition.

**Mr. Panish.** Well, I don't think it does.

Q. Isn't that true, ma'am?

**Judge.** Overruled.

**Mr. Panish.** Let's take a look.

**Q.** It says -- when you were asked the question, "do you remember any conversations with Michael about propofol?" you said no, right?

**A.** Uh-huh.

**Q.** Is that correct?

**A.** That's correct.

**Q.** And your lawyer, the same one that's here, asked you to take you outside to talk to you, right?

**A.** Yes.

**Q.** And you went outside and talked to her, right?

**A.** Yes.

**Q.** And then you came back in and your lawyer said to repeat the question again, right?

**A.** Yes.

**Q.** And then you said -- then the lawyer that's sitting right in the front row over there, she repeated the question for you, right?

**A.** Yes.

**Q.** And then you said that there was a conversation at -- eventually you said the Bel Air hotel, right?

**A.** The one on sunset, yes.

**Q.** But you never said the one on sunset.

**A.** I know. I want -- that's what it is, though.

**Q.** All right. And then you said that it was sometime in the '90's, right?

**A.** Yes.

**Q.** And you said that prince Jackson was, in your deposition, two years old, approximately?

**A.** Yes.

**Q.** And Paris Jackson was an infant?

**A.** Yes.

Q. And I want to represent to you that Paris Jackson was born -- I believe on April -- let me just get the right date here. I think it is -- is it April 2nd. April 3rd, 1998. Okay?

A. Okay.

Q. So you said she was an infant, right?

A. Yes.

Q. Do you have children of your own?

A. Yes, I do.

Q. So when you say "infant," was that like three to six months?

A. Year? How would you characterize that?

A. Infant. Baby baby.

Q. Okay. "infant" is less than three months?

A. I -- I do not -- an infant is a very young -- is a young baby.

Q. Well, something like -- you gave me that like -- all right. Bigger than a football?

A. Bigger than a football.

Q. Bigger than a bread basket?

A. Bigger than a 5-pound sack of sugar?

Q. Okay. Well, when you're born, most babies are born at 5 pounds, right? Is that right?

A. That's true.

Q. Okay. Would you say it was like she was three to six months old?

A. I can't accurately say.

Q. Okay. Let's put it this way. Would you say she was less than one year old?

A. Yes.

Q. Okay. So would it be fair to say that it was probably, then -- assuming she was born April 3rd, 1998, that this meeting took place in 1998?

A. Probably.

**Ms. Cahan.** Objection --

A. I mean, I can't --

**Mr. Panish.** Well, I want you to assume that she was born on April 3rd, 1998, you saw her in her condition --

**A.** I did not see Paris.

**Mr. Panish.** I thought you told us she was an infant.

**A.** She was.

**Mr. Panish.** How did you know that?

**A.** Because she was down the hall,

**Q.** Did you hear her crying?

**A.** No.

**Q.** Did you hear her walking?

**A.** No.

**Q.** So -- did someone tell you she was an infant?

**A.** Yes.

**Q.** Who?

**A.** Michael Jackson.

**Q.** Okay. Fair enough. So you don't know how old she was. That's why I was saying -- all right. I understand. So Michael Jackson told you she was an infant. Would it be fair to say that it was -- strike that. You don't know, then. So you don't have no idea when the meeting was, sometime in the '90's is the best you can say?

**A.** Yes.

**Q.** Okay. Fair enough. And after that, you provided -- after that meeting, you provided more treatment in a dental setting for Mr. Jackson?

**A.** Yes.

**Q.** And -- and was it always with Dr. Baxley?

**A.** I believe so.

**Q.** And do you work with Dr. Baxley?

**A.** I do.

**Q.** Among others?

**A.** Yes.

Q. Okay. So when Mr. Jackson, after that meeting at the hotel on sunset --

A. Thank you.

Q. Mr. Jackson continued to receive treatment for procedures from you?

A. Yes.

Q. Any problems with him?

A. No.

Q. Any issues?

A. No.

Q. Anything unusual?

A. No.

Q. Did he ever ask for propofol again?

A. No.

Q. Did Mr. Jackson tell you that he had tried some sleeping pills and it didn't help him go to sleep?

A. When?

Q. At any time.

A. When I met with him.

Q. So that's yes?

A. In the hotel room on sunset.

Q. And as far as giving the number out, you give those to all your patients, correct?

A. Yes, I do.

Q. And when this topic of the propofol came up, your sister and prince Jackson had gone to the other room, right?

A. They were -- they remained in one room, we went -- Michael Jackson and I went to a different room.

Q. Fair enough. And the meeting was very short, wasn't it?

A. Yes.

Q. And you didn't discuss at that time with Michael Jackson any of the risks of administering propofol, did you?

A. Of -- besides saying that it's not appropriate?

Q. Right. Is that correct?

A. That's correct.

Q. And you said, "speak to your regular physician about that"?

A. Yes, I did.

Q. And that was pretty much the end of the meeting?

A. Yes, it was.

Q. Was Mr. Jackson nice to you?

A. Yes, he was.

Q. Did he ever invite you to come to neverland ranch and hang out with him?

A. No, he did not.

Q. Did you ever discuss this with anyone else other than when counsel took your deposition?

A. No.

Q. And here today?

A. And here today.

Q. All right. The last visit in February of 2009, was that the last time that you ever spoke to Mr. Jackson?

A. Yes, it was.

Q. Do you remember that visit specifically?

A. Not really. Nothing specific stood out.

Q. Okay.

A. Oh, sorry. He -- there were lots of paparazzi. That's what I remember.

Q. Tell us about that. Where was this -- where did this take place?

A. Dr. Baxley's office.

Q. Where is Dr. Baxley located?

A. Beverly hills.

Q. What street?

**A.** I don't know the address.

**Q.** All right. I mean, it's like in the center of Beverly hills?

**A.** It's near Wilshire and Santa Monica boulevard.

**Q.** Near the Beverly hills hotel?

**Mr. Putnam.** Lasky drive.

**A.** Oh, Lasky drive, that's it.

**Mr. Panish.** And how did you know that there were a lot of paparazzi?

**A.** They were standing on cars in the parking lot.

**Q.** Did you look out the window and see them?

**A.** Yes.

**Q.** Was that unusual?

**A.** I hadn't noticed before.

**Q.** And people were all over? How would you describe the scene?

**Ms. Cahan.** Objection, relevance, your honor.

**Judge.** Sustained.

**Mr. Panish.** Well, this is the last visit that she had, and how did she remember this? I mean, obviously, there's something --

**Q.** Was there something that caused you to remember this specific --

**Judge.** Was there anything unusual about the treatment or anything?

**A.** Nothing unusual about the treatment.

**Mr. Panish.** What is it that caused you to remember this visit?

**A.** Paparazzi standing on cars.

**Q.** Okay. Now, Dr. Quinn, you were asked about administering anesthesia -- I guess now it's 24 years, right?

A. Yes.

Q. You always follow the appropriate protocol, correct?

A. Yes.

Q. And you have some training in that area, right?

A. Yes.

Q. And you monitor the patients when you're giving it to them, right?

A. Absolutely.

Q. Patients do okay when you give them anesthesia?

A. Yes.

Q. No problems?

A. You do it long enough, you see problems.

Q. Okay. Is propofol safe if given appropriately and correctly by a trained physician?

A. Yes, and dentist. Not only physician.

Q. I'm sorry.

A. Trained medical anesthesiologist or a trained dental anesthesiologist like yourself?

A. Yes, yes.

Q. And if somebody is trained and they have the right equipment, it's safe to do it?

A. Yes.

Q. Okay. I think I'm almost done here. Just one minute. Do you still -- this is what I wanted to generally do, one more thing. You mentioned that Mr. Jackson was undergoing -- one time you said teeth cleaning. Do you remember him undergoing like crowns and root canals and bridge work and things like that, a little more complicated medical-type procedures?

A. Crowns and fillings, I think there's a root canal in there.

Q. How about a bridge preparation?

A. I don't remember the specifics of the dentistry without looking at the anesthesia record to see what I have written down.

Q. Why don't you just look at your deposition, page 55, line 23.

A. And I had the anesthesia records in front of me at the deposition, so I could look to refresh my memory.

Q. Yeah. If you'd just look -- I'm just trying to direct you right to where it is.

A. Okay.

Q. 53, line 23.

A. See, "endo," right there, yeah.

Q. Is that correct?

A. Yes.

Q. And Mr. Jackson, he never asked you for demerol, did he?

A. No.

Q. What is restory (sic) dentistry?

A. Restorative dentistry is crowns, fillings, bridges. All that is restorative dentistry.

Q. And is that something that can be done under anesthesia?

A. Sure.

Q. Preparatory work such as impressions, radiography, things like that?

A. Yes.

Q. And do you remember doing that for Mr. Jackson?

A. Yes.

Q. The amount of propofol you gave Mr. Jackson, was it ever any abnormal or unusual amount?

A. No.

Q. Always what was appropriate in the situation?

A. Yep. Yes. Sorry.

**Mr. Panish.** Okay. I think that's all I have. Thank you.

**Judge.** Thank you. Redirect?

**Ms. Cahan.** I actually don't have anything, your honor. We have another witness coming. We told her to be here for 3:00 o'clock because we'd understood that this might take a little longer. We need to do some switching around of exhibits, so I don't know if your honor would like to take a little bit of an early break this afternoon.

**Judge.** Okay. Let's take a break until 3:00 o'clock. Thank you.

(24-minute recess taken.)

Next witness Dr. Lee....

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