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STATE OF MICHIGAN
IN THE SUPREME COURT
APPEAL FROM THE COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

EVAN TAYLOR ARMOGEDA,
Defendant-Appellant.

Supreme Court no. 167760

Court of Appeals no. 365184

Circuit Court no. 21-260-FC

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APPELLEE'S APPENDIX

RECEIVED by MSC 7/7/2025 10:49:59 AM

TABLE OF CONTENTS

Ronald Holbrook's testimony.....3b-4b

Evan Armogeda's testimony.....5b-7b

RECEIVED by MSC 7/7/2025 10:49:59 AM

accurate, Your Honor. I believe the question did you see him do anything to indicate he was showing concern, indicate he was attempting to help.

MR. NYAMFUKUDZA: I think if the question ended at "did you see him do anything," that's much different than what follows thereafter.

THE COURT: Well, she doesn't want to know if he did anything because he obviously did things. I think it's a fair question, so I'll overrule the objection. You can follow up if you want.

Do you want to rephrase it or restate it again?

MS. MACOMBER: Yes.

BY MS. MACOMBER:

Q. After the defendant stabbed Zack did you observe the defendant do anything to show concern or to try to assist or help Zack in his physical state?

A. No. He was smiling as he walked away, as he backed away.

MS. MACOMBER: Nothing further.

THE COURT: Recross, I guess, is where

RECEIVED by MSC 7/7/2025 10:49:59 AM

right.
Q. Okay. So initially the person that got into the passenger side of that vehicle, was that Zack?
A. I believe so, yes.
Q. Or was that -- is there somebody else still in the passenger side of that vehicle?
A. I did not see anyone get up. So, I mean, that might have been -- because I believe that's Alexis's vehicle, that might have been Ricky coming up to the door and then getting in.
Q. And we see Zack coming from the far right side of the screen --
A. Yes.
Q. -- into view; is that correct?
A. Yep. That would be where the front door is.
Q. Okay. Now, at this time, thinking back on your memory of this event, when you see Evan approaching, do you remember if he was saying anything?
A. I remember when he was standing out by his door they exchanged a little bit of words, but that might have been just -- you know, as far as I'm aware from all that I can remember is really just kind of, like, fighting words like "I'm gonna mess you up," blah, blah, blah, blah,

RECEIVED by MSC 7/7/2025 10:49:59 AM

Q. Before the 11th of January, 2021, Ms. O'Connor testified that you would show up at her house unannounced, several times, and snoop. Mr. Wickizer made the same claim. Could you tell us about that? Whether there's any truth to it.

A. The closest truth to that is I showed up one morning after I got coffee for both her and I, and I actually knocked on her door or a window and then sat down on the patio to try to talk to her.

Q. Talk to her about what?

A. Relationship, pregnancy. The whole nine. Try to come to some closure or resolution. I was trying to be sweet and surprise her with coffee that I thought would be something nice to do.

Q. We heard also from Ms. O'Connor that you initiated all the calls and that she never indicated any interest in working things out with you. What's your response to that, sir?

A. That's not true. That's not true at all.

Q. We heard also from various people who were at the scene of the incident that you laughed or smiled and said you were going to mess Mr. Wickizer up. Is that true?

A. No. I was not verbal at all.

Q. About the laughing, smiling?

A. No laughing, no smiling. No.

Q. We also heard that you like to challenge people to fights. Is that true?

RECEIVED by MSC 7/7/2025 10:49:59 AM

been a big part of my life. Obviously, cooking. Art. I grew up in California, so skateboarding. It's kinda hard to do out here in Michigan. If you've seen the sidewalks, it's -- I mean, you hit a rock, it's over. But those are some of the activities that I would do. Obviously, spending time with my family, my dog, but mostly try -- I isolate a lot. It's something I do.

Q. Why then in this instance did you not go to the music? And you had two dogs. Why wasn't that enough?

A. I was so, just, overwhelmed and felt manic, and, like I said earlier, I felt like I was falling apart from the inside out. It felt like my whole world was falling apart. I felt crushed.

Q. So if after all those intentional decisions -- turning the key in the ignition, I'm sure there's at least one stop sign, however long it took you to get there, hiding the knife behind your back, pulling him into it -- how then can you sit there and say it was not your intent to take his life?

A. That's just -- I mean, it's just not me as a person. Anybody that knows me, I've never -- I can't -- like I said, I've never been hunting. I can't even go hunting. I couldn't imagine. I mean, I may eat meat -- I'm not a vegetarian, but I -- killing another living being is not something that I can stomach.

Q. So what was your intent?

RECEIVED by MSC 7/7/2025 10:49:59 AM

A. To make somebody feel the hurt I was feeling.
Q. I'd like to talk now about the questions you were asked on cross-exam.
A. Okay.
Q. There was some discussion about Mr. Schlenke's home and you driving past it. Was it dark?
A. Very.
Q. How many times had you been to Mr. Schlenke's home before that?
A. I think I stayed over one night, and I followed him in my car that night. And any other time, he drove, so maybe at -- I stayed one night there that I can remember.
Q. You testified earlier that you, at some point on the evening of the incident, that you handed your phone to somebody. Who was that?
A. Ms. Pfister.
Q. So there was also some discussion about damage to your vehicle, and I think you said there was a hole in the front?
A. Can I ask a question real quick? Am I allowed to expand on that and how that came about, or are we just asking yes or no here?
Q. Well, I'll try to give you an opportunity to expand, but do you recall the exchange you had with Ms. Macomber --
A. Yes.
Q. -- about the damage to your vehicle?