

THE STATE OF NEW HAMPSHIRE

STRAFFORD, SS

SUPERIOR COURT

State of New Hampshire

v.

Chad Evans

00-S-888-896-F AND 00-S-934-I

DEFENDANT'S OBJECTION TO STATE'S MOTION IN LIMINE
TO PRECLUDE EVIDENCE OF JEFFREY MARSHALL'S PRIOR ACTS

NOW COMES Chad Evans and, by his attorneys, objects to the State's Motion in Limine to preclude evidence of Jeffrey Marshall's prior acts.

In support of this Objection, defendant states:

1. He is charged with second degree murder and eight felonies related to Kassidy Bortner.

2. The State has filed a motion seeking to exclude testimony of Jeffrey Marshall's prior domestic violence restraining order and his prior criminal record.

3. It is ironic to note that the State seeks to introduce much of this very same evidence in regard to Chad Evans.

4. On information and belief, the State will argue that this similar evidence regarding Chad Evans is relevant, admissible and inheritantly part of the evidence of this case.

5. The defense merely seeks a consistent treatment of Chad Evans and Jeffrey Marshall so that the jury has a balanced view of these two individuals for their deliberations.

WHEREFORE, defendant objects to the State's Motion in Limine to preclude evidence of Jeffrey Marshall's prior acts under the circumstances of this case.

Respectfully submitted,
CHAD EVANS
By his attorneys,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing DEFENDANT'S OBJECTION TO STATE'S MOTION IN LIMINE TO PRECLUDE EVIDENCE OF JEFFREY MARSHALL'S PRIOR ACTS has been forwarded to Senior Assistant Attorney General N. William Delker and Assistant Attorney General Simon R. Brown, this _____ day of November, 2001.

Alan J. Cronheim