

2016 JAN - 7 10:10

CRIMINAL DIVISION

IN THE CIRCUIT COURT
FOR BALTIMORE CITY

STATE OF MARYLAND

v.

OFFICER CAESAR GOODSON

Defendant

CRIMINAL NO. 115141032

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**WITNESS WILLIAM PORTER'S MOTION FOR
INJUNCTION PENDING APPEAL**

Comes now Witness Officer William Porter, through his counsel, Joseph Murtha and Gary Proctor and respectfully submits this Motion for Injunction Pending Appeal. In support thereof, Officer Porter states as follows:

1. This Court granted the state's motion to compel Officer Porter's Testimony Pursuant to § 9-123 of the Courts and Judicial Proceedings Article on January 6, 2016.

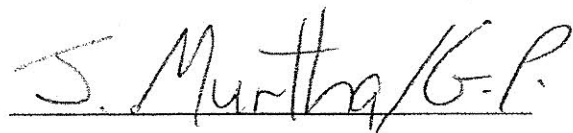
2. Simultaneously with this pleading, Porter has filed a Notice of Appeal in respect of the Court's ruling. Porter intends to seek an injunction before the Court of Special Appeals (or the Court of Appeals) pursuant to Md. Rules § 8-425. Said rule states that, wherever practical, a party shall seek relief from the circuit court.

3. In order to comply with the rule, Porter hereby moves this Court to stay its ruling that Porter shall testify, pending his interlocutory appeal in this matter. Porter suggests that the harm to his Fifth Amendment and Article 22 rights will be

irreparable. As this Court stated on January 6, 2016, there is no appellate law on this issue. Accordingly, this Court should stay its ruling so that Porter may seek such guidance.

WHEREFORE Officer Porter prays this Court grant a stay of its ruling that he be compelled to testify, pursuant to a grant of immunity under § 9-123 of the Courts and Judicial Proceedings Article.

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of January, 2016, a copy of Witness' Motion to Stay was sent via email and United States Mail to Michael Schatzow, Chief Deputy State's Attorney for Baltimore City, 120 E. Baltimore Street, 9th Floor, Baltimore MD 21202, with proper postage affixed.



GARY E. PROCTOR