

STATE OF MARYLAND

2016 FEB -1 * P 3:40

IN THE
CIRCUIT COURT FOR
BALTIMORE CITY
CASE No. 115141033

v.

*
CRIMINAL DIVISION

EDWARD NERO

* * * * *

STATE'S MOTION *IN LIMINE* TO PRECLUDE EVIDENCE OF, ARGUMENT ABOUT, OR REFERENCE TO CERTAIN INFORMATION REGARDING THE VICTIM

Now comes the State of Maryland, by and through Marilyn J. Mosby, the State's Attorney for Baltimore City; Michael Schatzow, Chief Deputy State's Attorney for Baltimore City; Janice L. Bledsoe, Deputy State's Attorney for Baltimore City; and Matthew Pillion, Assistant State's Attorney for Baltimore City; and pursuant to Rule 4-252(d) moves this Court *in limine* to issue a pretrial order precluding the Defendant in this case from offering evidence of, argument about, or reference to certain information regarding the victim in this case, Mr. Freddie Gray, which the State believes is irrelevant and/or inadmissible. In support of this Motion, the State submits the following:

1. Based on his counsel's prior actions and statements, the State has reason to believe that the Defendant will attempt at trial to offer evidence of, argument about, or reference to certain information about the victim in this case in an attempt to confuse, mislead, and prejudice the jury. This offered information may cover such topics as Mr. Gray's criminal record, prior encounters with law enforcement or corrections officials, prior criminal cases and attorney representation in those cases, prior hospitalizations, prior civil claims or settlements, and/or lead paint exposure as a child. All such information about Mr. Gray is not relevant to any legally consequential matter in this case. Indeed, there is no indication that Officer Nero even knew the identity of Mr. Gray at the time of the incident underlying this prosecution. What he learned *post hoc* is irrelevant.

