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CIRCUIT COURT FOR  
BALTIMORE CITY

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CRIMINAL DIVISION

STATE OF MARYLAND

\* IN THE

\* CIRCUIT COURT

v.

\* FOR

LT. BRIAN RICE

\* BALTIMORE CITY

\* Case No.: 115141035

\* \* \* \* \*

MOTION IN LIMINE TO PRECLUDE THE STATE FROM ARGUING THAT MR. GRAY'S DEATH WOULD HAVE BEEN PREVENTED HAD HE BEEN SEAT BELTED, OR IN THE ALTERNATIVE, MOTION TO PERMIT INTRODUCTION OF EVIDENCE THAT HANDCUFFED ARRESTEES CAN UNBUCKLE SEAT BELTS IN POLICE TRANSPORT WAGONS.

Defendant, Lt. Brian Rice, by undersigned counsel, files this Motion in Limine to order the preclusion of argument that Mr. Gray's death would have been prevented had he been seatbelted, or in the alternative, to permit introduction of evidence that handcuffed arrestees can unbuckle seat belts in police transport wagons. In support, Defendant states the following:

1. Defendant, Lt. Brian Rice, is charged with manslaughter and related offenses for the purported failure to seat belt Freddie Gray. There is no allegation, relative to Lt. Rice, that any other act or omission on his part contributed to the injury to or ultimate death of Mr. Gray. (i.e. there is no allegation that Lt. Rice failed to provide medical attention to Mr. Gray).
2. It is anticipated that the State will argue that, had Mr. Gray been seat belted, he would not have suffered his fatal injury. In other words, given the State's position that Mr. Gray must have suffered a high impact fall from a standing position, it is anticipated that the State will

