

IN THE COURT OF COMMON PLEAS
CRIMINAL DIVISION
HAMILTON COUNTY, OHIO

FILED

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CLERK OF COURTS
HAMILTON COUNTY, OH
COMMON PLEAS

STATE OF OHIO :: CASE NO. B1503961

Plaintiff, ::

vs. ::

DEFENDANT'S MOTION
IN LIMINE

RAYMOND TENSING ::

(Judge Leslie Ghiz)

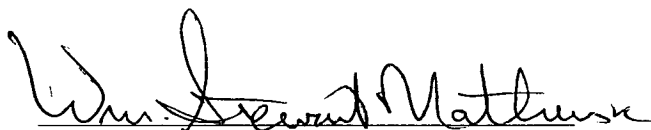
Defendant. ::

Now comes Defendant, Raymond Tensing, by Counsel, and moves this Court to exclude the introduction of the underclothing and/or photographs of underclothing and/or testimony concerning the underclothing worn by Defendant on July 19, 2015. Specifically, Defendant requests a pre-trial determination that the black Great Smoky Mountains t-shirt that Defendant wore under his University of Cincinnati uniform shirt that was worn under his carrier vest has no probative value, as it contains nothing of evidentiary value, is irrelevant and highly inflammatory and the danger of prejudicial impact substantially outweighs any probative value, if any, that it may have. Allowing the admission of Defendant's t-shirt would unduly arouse the passions of the jury, rendering them unable to perform their duties as an impartial fact finder. If the Court finds that the t-shirt does have some probative value, that value is outweighed by its prejudicial effect, and therefore, in order to preserve Defendant's constitutionally guaranteed rights of due process, a fair trial and an impartial jury, any evidence related to the t-shirt should be excluded.

WHEREFORE, Defendant requests the Court to exclude from evidence the introduction of and/or any testimony regarding the t-shirt worn by Defendant on July 19, 2015.



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WM. STEWART MATHEWS II (0000748)

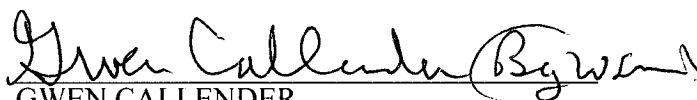
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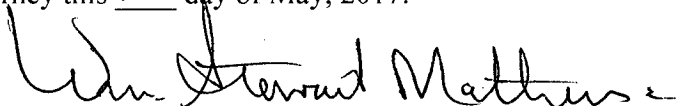
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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Motion In Limine was hand-delivered to the office of the Hamilton County Prosecuting Attorney this 15th day of May, 2017.



WM. STEWART MATHEWS II (0000748)

Attorney for Defendant