

STATE OF WISCONSIN,

Plaintiff,

Case No.

v.

JOHN DOE,

Defendant.

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**Defendant's Motions in Limine**

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PLEASE TAKE NOTICE that on the 19th day of November, 2007, at 8:30 a.m., or as soon thereafter as counsel may be heard, the above-captioned defendant, by his attorney, Jeffrey W. Jensen, will appear before that branch of the Milwaukee Court presided over by the Honorable Mary Kuhnmuensch, and will then and there move the court, in limine, as follows:

1. That the prosecution be prohibited from introducing any evidence as to alleged acts of criminal or other misconduct by the defendant either prior to or following the date of the alleged offense charged in the complaint. If the State intends to introduce such evidence, defendant requests that it be prohibited from doing so on the following grounds:

A. That the State has failed to provide the defendant with notice prior to trial as to the dates of the alleged acts of misconduct, together with the names and addresses of witnesses thereto. Defendant has therefore been given no opportunity to determine the nature of these accusations against him and has been given no opportunity to prepare a defense thereto.

B. The probative value of such other crimes evidence, if any, is outweighed by its prejudicial effect and by the likelihood that the jury would infer that the defendant is predisposed to commit crimes and was predisposed to commit the crime charged in the Information.

2. That the prosecution be prohibited from any mention or use of physical evidence not previously disclosed to defense counsel.

3. That the prosecution be prohibited from any mention or use of defendant's prior criminal convictions, if any, until a hearing is held to determine their admissibility.

4. That the State be prohibited from any use of or reference to any recorded statements made by any expert witnesses, on the grounds that the State has failed to turn over, a reasonable time before trial, the reports or statements of experts made in connection with the case or, if an expert does not prepare a report or statement, a written summary of the expert's findings or the subject matter of his or her testimony, and the results of any physical or mental examination, scientific test, experiment or comparison that the district attorney intends to offer in evidence at trial.

5. That the prosecution be prohibited from calling as a witness any person whom the prosecution knows or should know through the exercise of due diligence has a criminal record, unless such record is disclosed to defense counsel prior to trial.

6. That all witnesses, for the State and for the defense, be excluded from the courtroom, including voir dire, and that all witnesses be admonished not to discuss their proposed testimony or completed testimony with any other witness during the pendency of this trial.

7. That no distinction be drawn during voir dire between possible prosecution and defense witnesses, and that the court introduce all witnesses as possible witnesses.

8. That a record be made of the entire trial proceeding in this case, including voir dire, opening statements, closing arguments and all conferences between the court and counsel.

9. That the jury be given preliminary instruction by the court regarding reasonable doubt and the presumption of innocence.

Dated at Milwaukee, Wisconsin, this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

LAW OFFICES OF JEFFREY W. JENSEN  
Attorneys for the Defendant

By: \_\_\_\_\_

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