

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, STATE OF FLORIDA
CRIMINAL DIVISION

STATE OF FLORIDA,
Plaintiff,

Case No: CRC1400216CFAES

Division: 1

vs.

CURTIS J. REEVES,
Defendant.

Paula S. O'Connell
Clerk & Comptroller
Pasco County, Florida

2017 FEB 17 PM 3:29

FILED FOR RECORD
PASCO COUNTY, FLORIDA

**STIPULATED ORDER CONCERNING WAIVER OF BEST EVIDENCE RULE
REQUIREMENTS TO SPECIFICALLY IDENTIFIED EVIDENCE (COBB GROVE
THEATER CAMERA SURVEILLANCE SYSTEM DATA FROM JANUARY 13, 2014)**

The State and the Defense, in a mutual effort to reduce the scope and quantity of certain testimony otherwise necessary under the rules of evidence at any future pre-trial immunity (“Stand Your Ground”) hearing and/or any trial, stipulate and agree to waive any potential “best evidence rule” challenges pertaining to any need to introduce the “original” version of the January 13, 2014 data from the Cobb Grove Theater camera surveillance system;

The State and the Defense agree that the “best evidence rule” refers to section 90.952, which states that “an original writing, recording, or photograph is required in order to prove the contents of the writing, recording, or photograph.”

The State and the Defense agree that neither party should be required to introduce the “original” hard drives and USB drive containing the “original” data from the Cobb Grove Theater camera surveillance system into evidence in order to lay the necessary predicate to introduce un-enhanced and/or enhanced videos/images. Both parties therefore agree that they may introduce un-enhanced and/or enhanced videos/images generated from duplicated versions of the “original” data described below. This “original” data was originally stored on hard drives and a USB drive.

The State and the Defense stipulate that any un-enhanced and/or enhanced videos/images

introduced by the State at a future hearing and/or trial is based on duplicated data that Pasco County Sheriff's Office employees Detectives Anthony Bussone and Aaron Smith imaged from the "original" Cobb Grove Theater camera surveillance system data.

The State and the Defense stipulate that any un-enhanced and/or enhanced videos/images introduced by the Defense at a future hearing and/or trial is based on duplicated data that Pasco County Sheriff's Office employee Detective Aaron Smith and private expert Adam Sharp (of E-Hounds) imaged from the "original" Cobb Grove Theater camera surveillance system data.

The State and the Defense agree that both parties reserve their right to raise relevancy and/or any other legal challenge(s) to the admissibility of any and all unenhanced and/or enhanced videos/images referenced in this Stipulated Order.

The State and the Defense further agree that this Stipulated Order will remain in full force and effect for any hearing or trial in this matter.

DATE: 2/17/2017



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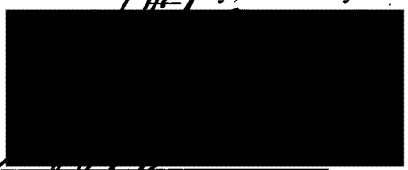
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Curtis J. Reeves

DATE: 2/17/17

The Court, having reviewed the file and pleadings and being fully advised in the premises, finds that good cause exists to approve this Stipulated Order Concerning Waiver of Best Evidence Rule Requirements to Specifically Identified Evidence (Cobb Grove Theater Camera Surveillance System Data from January 13, 2014). Further, as agreed upon by the parties, this Stipulated Order will remain in full force and effect for any hearing or trial in this matter.

DONE AND ORDERED, in Dade City, Pasco County, Florida this 17th day, February 2017



SUSAN BARTHLE
Circuit Court Judge

Conformed Copies To:

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