

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

STATE OF FLORIDA,
Plaintiff,

Case No.: CRC-1400216FAES

v.

Division: 1

CURTIS J. REEVES,
Defendant.

_____ /

**DEFENDANT'S RESPONSE TO STATE'S MOTION TO REMOVE
EXHIBIT TAGS FROM EVIDENCE INTRODUCED AT DEFENDANT'S
IMMUNITY HEARING AND AFTER REMOVAL TO TAKE POSSESSION
OF THE EVIDENCE FROM THE CLERK**

COMES NOW the Defendant, Curtis J. Reeves, submits this response to the State's Motion to Remove Exhibit Tags From Evidence Introduced At Defendant's Immunity Hearing and After Removal to Take Possession of the Evidence From the Clerk ("State's Motion"), and as good cause would show:

The Defendant objects to the proposed order prepared by the State and attached to the State's Motion to remove exhibit tags. The evidence in reference has been in the custody of the clerk since the hearing in 2017. There must be a record kept of the exhibits from the Immunity Hearing. Counsel for the Defendant has a duty to preserve this record of evidence in the event of post-trial appellate review.

The more prudent course of action would be to produce new copies of the exhibits that are capable of reproduction as many of the listed items are photographs and audio/video disks. (State's Exhibits 2-14.) For items that are incapable of reproduction, the Defendant suggest these items be photographed with their Immunity Hearing exhibit tags in place. The Defendant further suggests that defense counsel and the prosecutor be present to ensure that the photographs fairly and accurately depict the items in evidence.

WHEREFORE the defendant respectfully requests this Court to deny the State's Motion to Use Redacted Transcripts of Defendant's Interviews by Law Enforcement and enter an order in line with the Defendant's response.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of this has been furnished by Electronic Submission and United States Postal Service to: the Office of the State Attorney for the Sixth Judicial Circuit, P.O. Box 5028, Clearwater, Florida 33758, this 17th day of September, 2020.

/s/ Richard Escobar

Richard Escobar, Esquire
Escobar and Associates, P.A.
2917 W. Kennedy Boulevard, Suite 100
Tampa, Florida 33609
Tel: (813) 875-5100
Fax: (813) 877-6590
rescobar@escobarlaw.com
Florida Bar No. 375179
Attorney for Defendant

/s/ Dino M. Michaels

Dino M. Michaels, Esquire
Escobar and Associates, P.A.
2917 W. Kennedy Boulevard, Suite 100
Tampa, Florida 33609
Tel: (813) 875-5100
Fax: (813) 877-6590
dmichaels@escobarlaw.com
Florida Bar No. 526290
Attorney for Defendant

/s/ Jami L. Chalgren

Jami L. Chalgren, Esquire
Escobar and Associates, P.A.
2917 W. Kennedy Boulevard, Suite 100
Tampa, Florida 33609
Tel: (813) 875-5100
Fax: (813) 877-6590
jchalgren@escobarlaw.com
Florida Bar No. 122231
Attorney for Defendant