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7 IN THE MUNICIPAL COURT OF THE CITY OF SEATTLE  
8 STATE OF WASHINGTON

9  
10 CITY OF SEATTLE,

Plaintiff

11 vs

12 MILES OLIVER HUDSON

Defendant.

)  
) No. 4240000362  
)

) Defense Trial Brief  
)  
)

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15 **I. POSTURE OF THE CASE**

16 The State has charged Defendant with the following: RECKLESS DRIVING and  
17 RACING alleged to have occurred between February 1, 2024 throughout February 24, 2024. Defense  
18 asserts: GENERAL DENIAL.

19 **II. DEFENSE WITNESSES**

20 Mr. Miles Hudson reserves his right to testify at trial.

21 **III. LEGAL ISSUES**

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23 **A. MOTION TO EXCLUDE WITNESSES PURUANT TO ER 615**

24 Pursuant to ER 615, the defense requests the State to exclude its witnesses from the court.

Should the State intend to keep one witness present, defense asks that the State call that witness first.

Further, the defense would request that the state admonish its witnesses from discussing the nature of their testimony and the substance of defense cross examination questions with other potential witnesses in the case.

Additionally, the defense requests that the state refrain from discussing the substance and nature of testimony of witnesses that have testified with those that have yet to testify.

Motion is \_\_\_\_\_

#### **B. ER 404(b), 608, and 609**

The defense moves to exclude any and all evidence and/or mention of other crimes, wrongs, or acts alleged to have been committed.

Motion is \_\_\_\_\_

#### **C. MOTION TO PROHIBIT THE STATE FROM IMPEACHING THE DEFENDANT WITH PRIOR CONVICTIONS**

Since the State has not provided the defense with any Judgment and Sentence's related to the defendant, the defense submits that no convictions be admitted during trial should the state find any at this late date.

Motion is \_\_\_\_\_

name.

#### **E. MOTIONS IN LIMINE**

The defense requests a pre-trial ruling on the following motions:

o Motion to excuse the jury when the defense requests a sidebar to permit all exchanges and rulings to be preserved on the record in their entirety for appellate purposes.

Motion is: \_\_\_\_\_

o Motion to disclose exculpatory statements or impeachment evidence pursuant to CrRLJ 4.7 (a)(1)(i) and Brady v. Maryland.

Motion is \_\_\_\_\_

o Motion to bar responding officers from testifying in front of the jury to any hearsay they received from a 911 call, radio dispatch, or the mobile terminal display (MDT) computers located in their vehicles- ER 802, *State v. Aaron*, 57 Wn.App. 277, 280; 787 P.2d 949 (1990) (hearsay of police dispatcher irrelevant to show officer's state of mind, as that was not in issue at trial for second degree burglary), *State v. Olin Edwards*, 2006 Wash. App. Lexis 195 (2006) (detective's testimony that informant told him defendant was buying cocaine was hearsay, and states proffered explanation-that it was relevant to show context of investigation-was not in controversy and thus not relevant.)

Motion is \_\_\_\_\_

o Motion to exclude time spent pursuing challenges for cause from defense attorney's allotted time for voir dire.

Motion is \_\_\_\_\_

o Motion that during trial no mention, comment, question, argument, or other reference whatsoever be made by the prosecution or their witnesses in the presence of the jury regarding the defendant's failure to testify. Fifth Amendment to the U.S. Constitution and Art. I, Sec. 9 of the Washington Constitution. *Griffin v. California*, 14 L.Ed. 2d 106, \_\_\_ U.S. \_\_\_ (1965).

Motion is \_\_\_\_\_

Dated this 3<sup>rd</sup> day of December, 2024.

/s/ Sheley Anderson  
SHELEY ANDERSON WSBA #36054  
Attorney for the Defendant