

	)	In the Circuit Court of the
	)	Ninth Judicial Circuit, in and for
	)	Orange County, Florida
STATE OF FLORIDA	)	
	)	Case No.: 482008-CF-0015606-O
v.	)	Division 16
	)	
CASEY MARIE ANTHONY,	)	Hon. Stan Strickland
	)	
Defendant.	)	
	)	

**MOTION TO MODIFY ORDER COMPELING ACCESS TO CRIME SCENE  
PHOTOGRAPHS FOR DEFENSE EXPERTS**

COMES NOW the Defendant, CASEY MARIE ANTHONY, by and through her attorneys JOSE A. BAEZ and ANDREA D. LYON, and respectfully asks this Court to modify this Court’s January 9, 2009 Order requiring the Defense to set up a secure server for their experts to view the photographs on the crime scene. *See* Exhibit A, January 9, 2009 Order. In support thereof, Ms. Anthony states as follow:

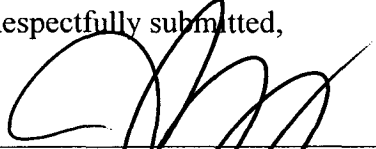
1. The Defense has attempted to provide their experts access to the crime scene photographs through the use a secure server for approximately eight (8) months.
2. The Defense’s experts have not been able to adequately access the photographs due to various connectivity issues with the server.
3. Furthermore, several of the Defense’s experts need to compare photographs side by side, zoom in and out, blow up, and/or manipulate the images in various ways in order to analyze these critical photographs. The requirement of accessing these photographs only through a networked server has severally limited these experts ability analyze these photographs in such fashion.


4. The order requires that the photographs not be reproduced. Several of the experts need to be able to reproduce hard and/or digital copies of the photographs in order to examine them.
5. The Defense's experts have already been precluded from inspecting the majority of the physical evidence from the crime scene. *See* Defense's Motion to Dismiss Due to Spoliation of Evidence filed September 17, 2009.
6. Without conceding that the Defense's experts can adequately analyze the crime scene through inspection of photographs of the crime scene alone, the Defense's experts can assuredly not inspect these photographs through the server pursuant to this court's order.

Therefore, the Defense respectfully asks this Honorable Court to:

1. Provide the Defense the opportunity to reproduce hard and/or digital copies of the crime scene photographs such that their experts will have unfettered access to inspection of such photographs.
2. The Defense fully understands and respects the sensitivity of these photographs and will respect any and all restrictions this court wishes to impose on their availability.

Respectfully submitted,

  
\_\_\_\_\_  
JOSE A. BAEZ, one of the attorneys for  
CASEY MARIE ANTHONY.

  
\_\_\_\_\_  
ANDREA D. LYON, one of the attorneys  
for CASEY MARIE ANTHONY.

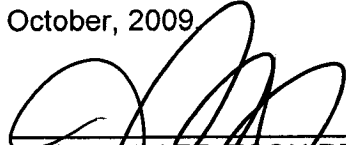
Dated: October 7, 2009

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the above and foregoing has been furnished to the Office of the State Attorney, 415 North Orange Avenue, Orlando, Florida 32801; via facsimile and /or U.S. Mail on this 7 day of October, 2009



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**EXHIBIT A**

**JANUARY 9, 2009 ORDER**

IN THE CIRCUIT COURT OF THE  
NINTH JUDICIAL CIRCUIT, IN AND  
FOR ORANGE COUNTY, FLORIDA

RECEIVED JAN 14 2009

CASE NUMBER: 48-08-CF-15606-O/A

DIVISION NO: 16

STATE OF FLORIDA,  
Plaintiff,

vs.

CASEY MARIE ANTHONY,  
Defendant.

### Order (Hearing)

Court opened on 1/9/2009, with the following officers present:

Honorable Stan Strickland, Judge Presiding.

Asst. State Atty.: Linda Drane-Burdick

Court Reporter: Electronic

Court Deputy: Nan Davis

This case came on this day for Hearing. The Defendant was present with counsel. Counsel's Name: Jose Baez

Count(s): Ct. 001) 782.04(1)(A)(1); Ct. 002) 827.03(2); Ct. 003) 782.07(3); Ct. 004) 837.055; Ct. 005) 837.055; Ct. 006) 837.055; Ct. 007) 837.055

#### Misc. Orders / Events

- States motion to stay order disposing of emergency motion to compel photographs and xrays is Denied.
- Defenses objection to the States request for an order staying the order disposing of the Defense emergency motion to compel photographs and xrays taken of remains is Granted. State to hand over CDs to Defense. Court orders no copies of any type or replication be made of the photos. Defense to set up a secure website in order for his experts to view. State to do order. Court took no action on Defense motion to compel any and all Polygraph reports taken.
- Defense motion to Appoint Special Master is Moot. The State is to send the transcript and interview of Dominic Casey to the Court for an in camera inspection.
- Defense Motion for discovery and inspection relating to digital forensic evidence obtained from Ricardo Morales is hereby Granted. State to allow inspection within 5 days.
- Defense Motion to compel DNA report on George, Cindy and Lee Anthony is hereby Granted. State will produce within 30 days. Defense motion to Compel Investigative reports on Zenaida Gonzalez is hereby Denied based on the States assertion.
- Motion to Compel Fingerprint reports on George, Cindy and Lee Anthony is Denied without Prejudice. Motion to compel timeline, communications, related notes of Interview with Anthony Lazzaro is hereby Granted. State to produce within 15 days.
- Motion to produce hair for inspection and testing is hereby Granted. State to produce within 20 days. Defense motion to produce crime scene reports on the car is Granted. State to produce within 30 days.
- Court took no action on Defense motion to compel maps, photos, and reports of all locations searched by law enforcement for Caylee Anthony. State will investigate into any reports and maps from the ultimate crime location and report that to the Def.
- Defense motion to inspect photos and items sized from the crime scene is granted. Excluding photos of the victim. State to obtain photos within 5 days and turn over to Defense 5 days later. Items to be examined by Defense within 30 days.

- Defense motion to release video visitation from 8-14-08 is granted. State to produce within 10 days. Court took no action of Defense motion to compel release of investigative interviews with George Anthony prior to July 30, 2008.
- Defense motion to compel unedited 911 phone calls and reports on Roy Kronk is hereby granted. Defense motion to compel search warrant affidavits for 12-1/081 and 12-20/08 including inventory taken is hereby Granted. State to produce within 10 days.

Filed in Open Court this 9th day of January, 2009.

Done and Ordered at Orange County, Florida this 9th day of January, 2009.

**Lydia Gardner**  
Clerk of the Circuit and County Courts

By: Amy Humr  
Deputy Clerk in Attendance

\_\_\_\_\_  
Honorable Stan Strickland, Judge Presiding

ACS                       Dockets                       Defendant                       Booking                       Court Security  
 CFSC                       Court Deputy                       P&P/Com Cont                       Surety                       S.O. on \_\_\_\_\_  
 \_\_\_\_\_ Other: \_\_\_\_\_

I certify that a copy hereof has been furnished to \_\_\_\_\_ by (mail) (delivery) this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

By: \_\_\_\_\_  
Deputy Clerk