

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

CASE NUMBER 2008-CF-15606

STATE OF FLORIDA,  
Plaintiff,

v.

CASEY MARIE ANTHONY,  
Defendant.

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ORDER DENYING MOTION FOR  
APPLICATION FOR SUBPOENA DUCES TECUM

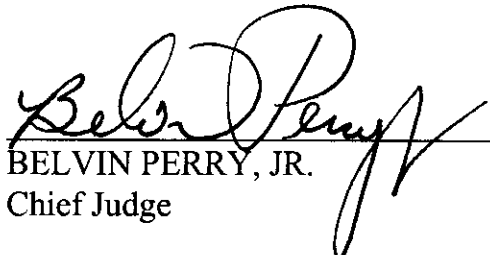
This matter came before the Court for consideration of the defense's Motion for Application for Subpoena Duces Tecum, filed December 30, 2001, which requests an Order authorizing a subpoena duces tecum directed to Joseph S. Jordan, as well as the Motion to Strike / Motion for Protective Order, filed January 3, 2011 by counsel for Mr. Jordan.

Mr. Jordan has actively blogged about the instant case and also participated in the search for Caylee Marie Anthony. After the defense deposed him and requested his blogger name, counsel found photographs posted on his web site. Counsel argues some of the photographs illustrated areas searched near Suburban Drive, and further argues those photos are material to the preparation of the defense, since both sides consider Mr. Jordan "a crucial witness" in the case. Therefore, the defense seeks all photographs in Mr. Jordan's possession as well as the production of all content that he posted on the worldwide web regarding this case.

Mr. Jordan apparently searched in the area where Caylee's remains were found, and he has expressed his opinion about the case in his blogs and web sites. However, this does not constitute a sufficient factual basis to justify issuance of the subpoena. The defense must be able to identify specific facts that can lead to the discovery of tangible, relevant evidence, and thus far, there is nothing to establish that Mr. Jordan took photographs that would be relevant to this case.

It is hereby ORDERED AND ADJUDGED that the Motion for application for Subpoena Duces Tecum is DENIED without prejudice.

DONE AND ORDERED in chambers at Orlando, Orange County, Florida this 20<sup>th</sup> day of January 2011.

  
BELVIN PERRY, JR.  
Chief Judge

Certificate of Service

I certify that a copy of the foregoing Order Denying Motion for Application for Subpoena Duces Tecum has been provided this 20<sup>th</sup> day of January 2011 to the following:

- Linda Drane Burdick, Jeffrey L. Ashton, and Frank George, Assistant State Attorneys, 415 North Orange Avenue, Orlando, Florida 32801
- Jose Baez, Esquire, The Baez Law Firm, 522 Simpson Road, Kissimmee, Florida 34744
- J. Cheney Mason, Esquire, J. Cheney Mason, P.A., 390 North Orange Avenue, Suite 2100, Orlando, Florida 32801

  
Judicial Assistant