

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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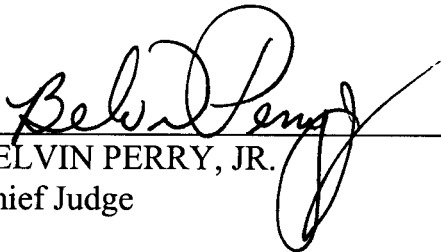
ORDER ON MOTION IN LIMINE TO EXCLUDE  
IRRELEVANT EVIDENCE OF "PARTY PICTURES"

This matter came to be heard on May 10, 2010 on the Motion to Exclude Irrelevant Evidence of "Party Pictures," filed March 8, 2010. Counsel presented arguments regarding photos taken before and after June 15, 2008. The State agreed to proffer the photographs it would seek to introduce and to refrain from referring to the photos during opening statements. However, the State noted the defense might open the door by arguing Defendant was a good mother, in which case the State would be entitled to rebuttal. Furthermore, the State argued that with respect to photographs taken after June 15, 2008, it would be seeking to use those photos to establish Defendant's activities during a specific time frame and to refute her claim that she was searching for her daughter. The State agreed to limit the number of photos used and not to make them a feature of the trial. The defense argued in response that the State's motives were transparent, i.e., to portray Defendant in a bad light, and further argued the photographs do not establish that Defendant was a bad mother.

It is hereby ORDERED AND ADJUDGED:

1. At this time, the Court defers ruling.
2. The State shall advise the defense of the photographs it intends to use.
3. The Court will conduct a hearing no later than March 31, 2011 to review the photographs and hear any additional arguments.
4. All photos to be introduced during the trial are subject to this deadline.

DONE AND ORDERED in chambers at Orlando, Orange County, Florida this  
10th day of May 2010.

  
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BELVIN PERRY, JR.  
Chief Judge

Certificate of Service

I certify that a copy of the foregoing Order on Motion in Limine to Exclude Irrelevant Evidence of Party Pictures has been provided this 11th day of May 2010 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
- Andrea Lyon, Esquire, Director, Center for Justice in Capital Cases, DePaul University College of Law, 1 East Jackson Boulevard, Chicago, Illinois 60604
- Linda Kenney Baden, Esquire, 15 West 53rd Street, Suite 18B, New York, New York 10019

  
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Jill Lay  
Judicial Assistant