

IN THE CIRCUIT COURT FOR BALTIMORE CITY, MARYLAND

RECEIVED

STATE OF MARYLAND

*

v.

*

2009 OCT 23 P 12: 58
Case No. 109210015

SHEILA ANN DIXON

*

CRIMINAL DEPT.

*

STATE'S MOTION IN LIMINE REGARDING CALLING OF WITNESSES

NOW COMES THE STATE of Maryland, by and through counsel, and, pursuant to §5-611 of the Maryland Rules of Evidence, moves this Honorable Court to allow for calling and recalling of State's witnesses as necessary at trial and in support thereof says:

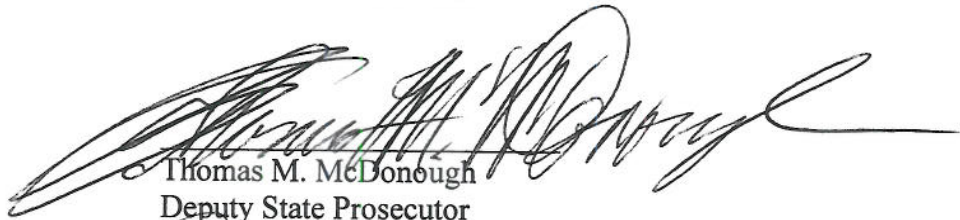
- 1) The Court has authority and discretion over the mode and order of presentation of evidence. Maryland Rule 5-611(a).
- 2) There is a great volume of evidence to be presented at trial in this matter regarding numerous gift cards from several different retailers, their purchase, use, redemption and possession over the course of several different years.
- 3) The State intends to present this evidence in segments to allow for clearer understanding of such voluminous evidence for the benefit of the jurors in ascertaining the truth.
- 4) In order to do so, it will be necessary for the State to call certain witnesses at two or more different points in the course of its case in chief to testify.
- 5) Doing so will not prejudice the Defense in any way but is necessary to promote the "effective...ascertainment of the truth." Maryland Rule 5-611(a).

WHEREFORE, the State MOVES this Honorable Court to allow State's witnesses to be called and recalled at different times at trial for the effective and clear understanding of the evidence.

Respectfully submitted,



ROBERT A. ROHRBAUGH,
STATE PROSECUTOR



Thomas M. McDonough
Deputy State Prosecutor



Shelly S. Glenn
Senior Assistant State Prosecutor



Tamara M. Gustave
Assistant State Prosecutor
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of October, 2009 a copy of the foregoing State's Motion In Limine Regarding Calling of Witnesses was mailed, postage prepaid, to:

Dale P. Kelberman, Esq.
Miles and Stockbridge
10 Light Street
Baltimore, Maryland 21202

and

Arnold M. Weiner, Esq.
Barry L. Gogel, Esq.
Norman L. Smith, Esq.
Jeffrey E. Nusinov, Esq.
Law Offices of Arnold M. Weiner
2002 Clipper Park Road, Suite 108
Baltimore, Maryland 21211

A handwritten signature in black ink, appearing to read "Thomas M. Rough". The signature is written in a cursive style with large, sweeping loops.