

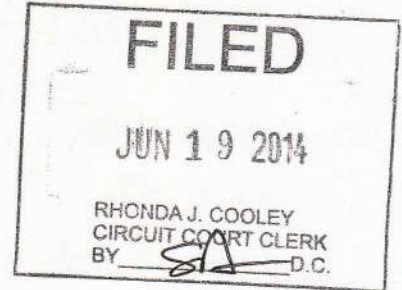
CRIMINAL COURT FOR THE STATE OF TENNESSEE
IN THE COUNTY OF MCMINN

STATE OF TENNESSEE

v.

CASE NO: 14CR69

WALTER FRANCIS FITZPATRICK, III
Defendant



MOTION IN LIMINE-PAST CONVICTIONS

Pursuant to Tennessee Rule of Criminal Procedure 47 the Defendant hereby moves this Court for an order prohibiting the prosecution from introducing evidence of, or in any way referring to any convictions entered against the defendant other than the December 3, 2012 Monroe County conviction for tampering with government records.

Grounds for this motion are that the prosecution has not provided notice of its intent to use any conviction other than the December 3, 2012 Monroe County conviction for tampering with government records.¹


Respectfully submitted June 19, 2014,

Van R. Irion (TN BPR#024519)
Law Office of Van R. Irion, PLLC
800 Gay St., Ste. 700
Knoxville, TN 37929
(865) 766-4040
van@irionlaw.com
Attorney for the Defendant

¹ Note that Commander Fitzpatrick filed a motion to file additional motions on May 28, 2014. Grounds for timely filing the instant motion are set forth in the May 28 motion to file additional motions. Further grounds are that this Court entered an order earlier today, the content of said order substantially effects trial strategy of the defense. Therefore, the necessity of the instant motion was not reasonably possible prior to June 19.

CERTIFICATE OF SERVICE

It is hereby certified that on June 19, 2014, a copy of the attached filing was mailed to the government's attorney at his office in Athens, TN.

A handwritten signature in black ink, appearing to read "Van Irion", written in a cursive style.

Van Irion