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Circuit Court – Criminal
Jury Trials – Viera
March 27, 2014

Present: Morgan Reinman, Judge
T. Brown , Asst. State Attny
J. McMaster, Asst. State Attny
M. Pirolo, Defense Attny
R. Moore, Defense Attny
M. Lanning, Defense Attny
S. Tuttle, Court Clerk
P. Mumford, Court Clerk
N. Blakenship, Court Deputy
D. Kenworthy, Court Deputy

The Court Deputy opened court according to law. (8:37am)

STATE OF FLORIDA
Plaintiff,
VS

CASE NO.
05-2012-CF-35337-AXXX-XX

Brandon Lee Bradley ,
Defendant.

The defendant appeared in open court with his Attorneys Michael Pirolo, Mark Lanning, and Randy Moore ready to proceed with a jury trial in this matter.

State of Florida is represented by Assistant State Attorneys Thomas Brown and James McMaster and is ready to proceed with a jury trial in this matter.

All parties were present and ready to proceed.

Bench conference. (8:38am)

Court is at rest. (8:46am)

Proffer of testimony by State witness #43, Amanda Ozburn, who was called, sworn, and testified. (9:06am)

Bench conference. (9:08am)

All parties were present and ready to proceed.

Witness remained on the stand.

Testimony continued.

State witness #43, Amanda Ozburn, was excused from the courtroom. (9:22am)

Court heard argument from counsel based on proffer of testimony in regards to previous motions in liminie from the defense.

Defense counsel provided the Court a copy of State witness #43, Amanda Ozburn's, deposition from February 6, 2014.

Court made rulings on the record.

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Court instructed the court deputy to bring the jury into the courtroom. (9:36am)

Court recognized the following jury in the box:

Court questioned the jury to verify they had upheld their oath over the break.

Court addressed the question from the jurors on the record. (9:39am)

State witness #43 Amanda Ozburn, was called, sworn, and testified. (9:39am)

Court read a statement regarding the witness testimony. (9:44am)

Witness identified the defendant from the stand. (9:44am)

State witness #44 Analyst Corey Crumbley was called, sworn, and testified. (9:59am)

State exhibits "Ca", "Cb" and "Fd" now received, marked, and filed in evidence as #166, #167, and #168 without objection from the defense.

State exhibits "Eu" and "Fw" now received, marked, and filed in evidence as #169 and #170 without objection from the defense.

State exhibits "Et", "Ev", "Ex", "Ey", and "Ez" now received, marked, and filed in evidence as #171, #172, #173, #174 and #175 without objection from the defense.

State exhibits "Eo" and "Ep" now received, marked, and filed in evidence as #176 and #177 without objection from the defense.

State exhibit "Es" now received, marked, and filed in evidence as #178 without objection from the defense.

State exhibit "Er" now received, marked, and filed in evidence as #179 without objection from the defense.

State exhibit "Eq" now received, marked, and filed in evidence as #180 without objection from the defense.

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Bench conference. (10:28am)

All parties were present and ready to proceed.

Jury remained in the box.

State rests. (10:31am)

Court is in recess for lunch for the jurors. (10:32am)

Court recessed for a short break. (10:32am)

Court reconvened. (10:47am)

All parties were present and ready to proceed.

Defense counsel ore tenus motioned the court for a Judgment of Acquittal on counts 1 and 3. (10:49am)

Court heard argument from counsel.

Court denied the defense motions.

Bench conference. (11:01am)

All parties were present and ready to proceed.

Court recessed for lunch. (11:09am)

Court reconvened. (1:34pm)

All parties were present and ready to proceed.

Court heard motions from counsel. (1:37pm)

Court heard arguments from counsel.

Court ordered copies of previous testimony from digital recording regarding Andria Kerchner's testimony earlier in the trial. (1:44pm)

Court ordered Deputy Brett Cook to be released as a defense witness today and to return tomorrow morning at 9:00am.

Court instructed the court deputy to bring the jury into the courtroom.

Court recognized the jury in the box. (1:52pm)

Court questioned the jurors if they have upheld their oath during the recess.

Defense witness #1 Raven Durousseau, L.P.N., was called, sworn, and testified. (1:53pm)

Witness identified the defendant from the stand. (1:55pm)

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Witness identified person she gave the biohazard vials to once collected as sitting in the courtroom. (2:01pm)

Defense witness #2 Dave McGuiness, was called, sworn, and testified. (2:02pm)

Defense witness #3 Linda Sullivan, was called, sworn, and testified. (2:08pm)

Bench conference. (2:18pm)

All parties were present and ready to proceed.

Jury remained in the box.

Witness remained on the stand.

Testimony continued.

Defense exhibits "A" and "B" now received, marked, and filed in evidence as #1 and #2 over objection from the State.

Court instructed Defense witness to redact exhibit #2 during the next break.

Court sustained State's objection over the introduction of defense exhibit "C".

Bench conference. (2:41pm)

All parties were present and ready to proceed.

Jury remained in the box.

Witness remained on the stand.

Testimony continued.

Court released defense exhibit #2 to Linda Sullivan to redact. (2:44pm)

Bench conference. (2:44pm)

All parties were present and ready to proceed.

Jury remained in the box.

The Court spoke briefly with the jury and released the jury for the evening with instruction to return to jury duty at 9:00am on March 28, 2014 and to honor their oath. (2:47pm)

Court spoke briefly with counsel.

Court heard argument from counsel regarding possible testimony from potential witnesses.

Court made rulings on the record.

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Court received the redacted defense exhibit #2 from Linda Sullivan.

Court is in recess for the day. (3:11pm)