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IN THE CIRCUIT COURT OF THE
EIGHTEENTH JUDICIAL CIRCUIT
IN AND FOR BREVARD COUNTY,
FLORIDA

STATE OF FLORIDA,
Plaintiff,

CASE NO. 2012CF035337A

vs.

BRANDON LEE BRADLEY,
Defendant.

MOTION FOR VOIR DIRE AFTER GUILTY VERDICT

The Defendant, BRANDON LEE BRADLEY, moves this Honorable Court to allow him to voir dire the jury after rendition of the guilty verdict in the guilt or innocence phase in the above-styled cause. As grounds for this motion, the Defendant states:

1. The Defendant, an African-American man, has been indicted for the first degree murder of murder of Deputy Barbara Pill, a white female deputy sheriff. This case has been attended by intense, wide spread, almost weekly, if not daily publicity including newspaper and television coverage, of such volume as to be prejudicial to the prospects of the Defendant receiving a fair trial in Brevard County.

2. That such voir dire would be necessary to determine if any of the attitudes of the jury have changed, toward the Defendant, due to the unique circumstances of this case, and whether or not the jury could still be fair and impartial regarding the imposition of the sentence in the above-styled cause should the Defendant be convicted of first degree murder.

3. That should the jurors be predisposed against the Defendant and unable fairly and without bias to consider sentencing phase evidence and to deliberate, he would be denied the right to have a fair and impartial jury as guaranteed by the Sixth and Fourteenth Amendments to the United States Constitution, and Article I, §22 of the Florida Constitution.

4. That it would be highly prejudicial and a violation of U.S. Const. Amend 5, 6, 8 and 14, and Fla. Const. Art. I, sec. 12, 17 and 22, for the Defendant to have a jury which could no longer keep an open mind toward him in regard to sentencing.

5. That the ordeal of a lengthy trial in the guilt or innocence phase may result in having jurors who no longer have the patience, or capacity to fair-minded sufficiently enough to sit on the jury for the penalty phase.

WHEREFORE, the Defendant, moves this Court to allow him to voir dire the jury after a guilty verdict is rendered in the above-styled cause and to make additional challenges at that time as to the jury which is composed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished e-service to the Office of the State Attorney, Brevard County, Florida, this 8th day of November, 2013.



J. Randall Moore
Assistant Public Defender
Florida Bar No. 0357847
2725 Judge Fran Jamieson Way
Building E, Second Floor
Viera, FL 32940
321-617-7373
brevardfelony@pd18.net