

*Ronald M Adams*  
CLERK SUPERIOR COURT

IN THE SUPERIOR COURT OF GLYNN COUNTY

STATE OF GEORGIA

STATE OF GEORGIA

\*

V.

\*

Indictment:

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CR 2000433

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GREG MCMICHAEL

\*

TRAVIS MCMICHAEL

\*

WILLIAM R. BRYAN

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4.64 STATE'S SUPPLEMENTAL MOTION IN LIMINE TO PRE-CHARGE  
THE JURY ON ADDITIONAL LAW AND RESPONSE TO DEFENDANT'S  
MOTIONS 5.6 AND 5.7

The purpose of preliminary jury instructions are to guide the jury on the fundamental principles of criminal law, to instruct the jury on the roles of the various parties and to give the jury a general understanding of criminal trial procedure.<sup>1</sup>

The State agrees with the defendants about the use of the pattern jury instructions in the pre-charge, including the following:

0.01.00 Preliminary Jury Instructions (modified for the specific facts of this case)

1.60.12 Multiple Defendants

0.01.10 Juror Use of Electronic Technology

Burglary 1<sup>st</sup> Degree

Burglary – Intent to Steal

Criminal Trespass

Citizen's Arrest

Bruton Charge

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<sup>1</sup> Georgia Suggested Pattern Jury Instructions-Criminal Cases, Instruction 0.01.00

However, the State objects to the Defendant's Motion 5.7 to eliminate a portion of the pattern jury charge about the State's burden of proof in the case.

In addition, the State objects to the Defendant's request to eliminate the paragraph giving the jurors the ability to provide the Court with written questions. This is search for the truth and, as the pattern jury instructions note, if a juror feels that a question is vital to their duty as the fact finder, they should be able to ask that question.

WHEREFORE, the State respectfully requests this Court to pre-charge the jury as set forth above, with appropriate modification to fit the facts of this case, but without the substantial modifications requested by the defendants.

This the 2nd day of September, 2021.

/S/ Linda J. Dunikoski

Linda J. Dunikoski

State Bar # 233887

Senior Assistant District Attorney

District Attorney Pro Tempore

Cobb Judicial Circuit

/S/ Larissa Ollivierre

Larissa Ollivierre

State Bar # 743602

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Cobb Judicial Circuit

/S/ Paul Camarillo

Paul Camarillo

State Bar # 215044

Senior Assistant District Attorney

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Cobb Judicial Circuit

**CERTIFICATE OF SERVICE**

This is to certify that the undersigned has this day served opposing counsel with a true and correct copy of the above 4.64 STATE’S SUPPLEMENTAL MOTION IN LIMINE TO PRE-CHARGE THE JURY ON ADDITIONAL LAW AND RESPONSE TO DEFENDANT’S MOTIONS 5.6 AND 5.7 via the Odyssey E-File System to:

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This the 2nd day of September, 2021.

*/S/ Linda J. Dunikoski*  
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