

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
COUNTY OF BERKELEY) FOR THE NINTH JUDICIAL CIRCUIT
2018 NOV 20 PM 1:39) MISDEMEANOR NUMBER: 2016-GS-08-02603
WARRANT NUMBER: 2016A0810400692

STATE OF SOUTH CAROLINA) MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.)

Plaintiff,)

-versus-)

MICHAEL COLUCCI,)

Defendant.)

**MOTION IN LIMINE
PROHIBIT PROSECUTOR FROM
USING THE TERM MEDICAL EXAMINER**

Michael Colucci seeks an Order of this Court to prohibit the Prosecutor from referring in argument or labeling by introduction or examination any witness as a or the "Medical Examiner". In the context of this case, given the charged misconduct, the term "Medical Examiner" is a term of art defined by statute and given specific duties, authority and responsibility. S.C. Code Title 17, Chapter 5, Articles 1, 5 and 7.

No potential witness in this case meets the statutory criteria to be referenced as a medical examiner and the use of that term would be unfairly prejudicial, lead to confusion of the issues , and be misleading to the jury, all in contravention of Rule 403, SCRE.

Respectfully submitted,

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October 11/20, 2018.

gms