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So with Cajar's PH today, I guess I'm confused on Karns' ruling. I know all charges were pushed through to motions, but with that being said, did she find the search of the car after the fact good?

No no no. At prelim the only thing that is decided is PC for the crime. Motions issues are ignored for the purpose of prelim

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The motions hearing will decide about the search. Michelle is concerned that even if we win the motions hearing and the search is allowed the appeals court will overturn that ruling based on the case law but I think she's going to look into it further.

Ok sounds good. I sent this to her earlier and it touches on what we talked about briefly and I was hoping she would have asked me about it ..

"So just so you're aware, all tow companies that tow for us do search inventory. So regardless if I waited or searched it myself, the gun and drugs would have been located either way."



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We talked about that. The inevitable discovery rule and the inventory search exception only apply to government actors. So the tow company thing isn't going to help us.

I mean it would have helped if you'd waited until they found it but the fact that a private actor would have found it is irrelevant for the purpose of saving the search. You'll have to watch your body cam before the motions to make sure the report and camera are the same. Joe K says they aren't and that your search order was different.

For the search, the body cam

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For the search, the body cam shows different than the report because it was. Prior to turning my body cam on I conducted the search. Once I found the shit, I stepped back, called Taylor, then activated my body cam and walked the courts through it.

Was that in the report?

If not you've got to write a supplement explaining that your body cam was off durring the search and that the body cam that does exist is a reenactment

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Gotcha. It's not required for us



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Gotcha. It's not required for us to activate our body cams unless we're in contact with citizens or during searches. But I ran it across Flores and he agreed for me to write a supp explaining so it takes another leg out front underneath joe

Perfect. It's always better to have stuff like that in reports. That way it takes away defenses ability to try and sneak up on you with it. Plus Joe's going to go after you for not having it on durring a search. So be ready.

Send an email when it's done so we can request it. They

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Send an email when it's done so we can request it. They don't always get sent automatically

I'm expecting it. I haven't testified against him in 3 years and forgot how much of an asshole he is. I'm sure you could feel the tension between us.



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Oh yeah. And he's does his absolute best to get under officers skin. His goal is always to shake officers so they get mad at him or to catch them in a lie.

Yep. He almost got me a couple times, but I knew I started to piss him off when I started twisting his questions just a bit.

Did I do ok while I was up there or did I do not so good

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Did I do ok while I was up there  
or did I do not so good

He did not as the same thing  
with us. There was a six  
month period where he asked  
me if I grew a soul yet every  
time he saw me. I'd always  
laugh and say no and come  
up with some smart ass  
remark like "don't need one in  
my line of work" he stopped  
when he realized it wasn't  
getting to me

Lmao

I think you did well. You stayed  
pretty calm considering he  
was going at you really really  
hard. Just stay calm and



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was going at you really really hard. Just stay calm and answer the question he asks. If you can't answer it just say why not. He wants to make you look like you're being dishonest by making you not want to answer the question, because of the wording, which makes it look like you're avoiding the answer. Don't play his game. We win as long as we are totally open and honest and human. He hates that! He wants you to say you remember everything. He wants you to say your report has everything. Because then he can fuck you on the details. But when you admit it's impossible for you to remember everything (I. E.

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honest and human. He hates that! He wants you to say you remember everything. He wants you to say your report has everything. Because then he can fuck you on the details. But when you admit it's impossible for you to remember everything (I. E. You're human) it kills his strategy in its tracks.

I'm guessing if the is goes all the way to jury trial and we win, an appeal w/o almost be instant. Was joking with my wife that if it goes that far we may have a new supreme court ruling Colorado V Cajar

Truth!