

THE STATE OF NEW HAMPSHIRE

STRAFFORD, SS

SUPERIOR COURT

State of New Hampshire

v.

Chad Evans

00-S-888-896-F AND 00-S-934-I

DEFENDANT'S OBJECTION TO STATE'S MOTION IN LIMINE
TO EXCLUDE EVIDENCE RELATING TO THE DEFENDANT'S GOOD
CHARACTER AND/OR ALLEGEDLY GOOD TREATMENT OF CHILDREN
OTHER THAN VICTIM

NOW COMES Chad Evans and, by his attorneys, objects to the State's Motion in Limine to exclude evidence relating to the defendant's good character and/or allegedly good treatment of children other than the victim:

In support of this Objection, defendant states:

1. He is charged with second degree murder and eight felony counts related to Kassidy Bortner.

2. The evidence in the case will demonstrate that Chad Evans has a son, Kyle, who lived with him four nights a week. He also had a stepson from a prior marriage, Brent, with whom he is quite close.

3. Kassidy Bortner lived with Chad Evans and developed what has been described as a brother-sister type relationship with Kyle over the time that she lived at the Evans home.

4. It is not defendant's intent to introduce specific instances of "good conduct towards children other than Kassidy Bortner". However, the defense does intend to introduce evidence regarding Chad Evans' experience living with his son Kyle and Kassidy Bortner and does intend to introduce evidence regarding his parenting experience.

WHEREFORE, defendant prays that the State's motion be denied.

Respectfully submitted,
CHAD EVANS
By his attorneys,

Alan J. Cronheim
Twomey & Sisti Law Office
78 Fleet Street
Portsmouth, NH 03801

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing DEFENDANT'S OBJECTION TO STATE'S MOTION IN LIMINE TO EXCLUDE EVIDENCE RELATING TO THE DEFENDANT'S GOOD CHARACTER AND/OR ALLEGEDLY GOOD TREATMENT OF CHILDREN OTHER THAN VICTIM has been forwarded to Senior Assistant Attorney General N. William Delker and Assistant Attorney General Simon R. Brown, this _____ day of November, 2001.

Alan J. Cronheim