

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

STATE OF ALABAMA,

vs.

BRENDA SHOOP,

Defendant.

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CASE NO.: CC-2006-2398

CIRCUIT COURT
BALDWIN COUNTY, AL
FILED


APR 26 2007

JODY W. CAMPBELL
CIRCUIT CLERK

MOTION TO SUPPRESS


COMES NOW, the Defendant, Brenda Shoop, by and through the undersigned counsel, Daniel P. Mitchell, and moves this Honorable Court to suppress all items seized, all physical evidence and any and all statements made by defendant on the grounds they were the product of an illegal, unconstitutional search, seizure or arrest, and any all items, substances, or articles taken, seized or obtained from defendant's person, automobile, residence or premises, at or about the time of his arrest on the grounds that anything taken at said time and place were seized in violation of defendant's Fourth Amendment Constitutional Right to be protected from unreasonable search and seizure; and defendant moves this Honorable Court to suppress any and all statements, admissions, or confessions allegedly made by defendant, on the grounds that same were the product of duress, coercion, hope of reward, or unconstitutional interrogation or illegal arrest in violation of defendant's Fifth Amendment Constitutional Right to be free from self-incrimination and were not freely, voluntarily and knowingly made, and defendant moves this Honorable Court to suppress any and all identification of defendant on the grounds the same were the product of the illegal arrest or detention of defendant or the unduly suggestive line-up, showup or confrontation of defendant.

Respectfully submitted,


DANIEL P. MITCHELL
Attorney for Defendant
(251) 937-5667

CERTIFICATE OF SERVICE

I hereby certify that I have on this the 26 day of April, 2007, served a copy of this pleading on Judy Newcomb, Baldwin County District Attorney at Post Office Box 1269, Bay Minette, Alabama (36507) via the U.S. Postal Service, first-class postage prepaid.


DANIEL P. MITCHELL