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FILED
BY: *[Signature]*
2015 MAY -4 PM 14 31
VIRLYNN TINNELL
SUPERIOR COURT CLERK

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
8 **IN AND FOR THE COUNTY OF MOHAVE**

9 STATE OF ARIZONA,

10 Plaintiff,

11 vs.

12 **JUSTIN JAMES RECTOR,**

13 Defendant.

No. CR-2014-1193

**RESPONSE TO DEFENDANT'S
MOTION TO PRECLUDE OFFICERS
FROM WEARING UNIFORMS OR
DISPLAYING WEAPONS**

14 COMES NOW, the State of Arizona, by the Mohave County Attorney and through
15 the undersigned deputy, respectfully requests defendant's motion to preclude officers
16 from wearing uniforms or displaying weapons be denied.

17 Defendant requests the court exclude uniformed officers from the court room
18 during the trial and that any armed officers carry concealed weapons. Such a request is
19 silly. Defendant is being publicly tried in the Mohave County Superior Courthouse for the
20 charge of murder. The Court and the detention officers are charged with the security of
the public, and defendant, in the courtroom. As such, the public will not be surprised to
see the presence of armed officers in the courtroom.

Detention officers are specifically trained not only to protect the safety of the public
but to protect the safety of the defendant appearing before the court. If a safety concern
arises, the uniform of a detention officer imparts, to everyone, their authority to handle the
situation. For example, if defendant escapes, plain clothes officers should not be chasing
him down in a foot pursuit. Their authority to do so would not be clear.



1 Defendant presents no Arizona law that supports the order he has requested.

2 There is none. As such, defendant's motion must be denied.

3 Defendant presents no facts, specific to this case, which warrants the order he has
4 requested. Defendant is not arguing that the conduct of the detention officers has been
5 anything but professional in this case. In this case, the courtroom presence of detention
6 officers has been tailored to prevent escape and protect defendant from harm. As such,
7 defendant's motion is not ripe and must be denied.

8 Defendant's motion is without legal or factual merit. Defendant's motion to
9 preclude officers from wearing uniforms or displaying weapons should be denied.

10 RESPECTFULLY SUBMITTED THIS 4TH DAY OF MAY, 2015.

11 MOHAVE COUNTY ATTORNEY
12 MATTHEW J. SMITH

13 
14 By _____
15 DEPUTY COUNTY ATTORNEY
GREGORY A. MCPHILLIPS

16 A copy of the foregoing
17 sent this same day to:

18 HONORABLE LEE F. JANTZEN
SUPERIOR COURT JUDGE

19 Gerald T. Gavin
20 3880 Stockton Hill Road, Suite 103-450
Kingman, AZ 86409

21 RONALD S. GILLES
22 LEGAL DEFENDER
Mohave County Legal Defender's Office
23 P O Box 7000
Kingman AZ 86402

24 By 
25