

June 2, 1989
Filed in
upper court

June 2, 1989. *Wanted.* 0015

John White

Richard W. Bell

IN THE CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA

STATE OF ALABAMA *
VS. * CASE NO. CC-88-077
RONALD PATRICK SWINEY *

MOTION TO CONDUCT INDIVIDUAL VOIR DIRE OF JURY VENIRE

Comes now the Defendant, Ronald Patrick Swiney, by and through his attorney of record, Richard W. Bell, and moves this Honorable Court to allow the State of Alabama and the Defendant, Ronald Patrick Swiney, to conduct individual examination of the entire jury venire prior to the striking of any jury in the above-styled cause. As grounds for said Motion the Defendant states as follows:

1. That the questions that are anticipated being asked by the State of Alabama and the Defendant in the above-styled cause will deal with extramarital relationships and adulterous conduct on the part of the jury venire and/or family members of the jury venire.

2. That it will be impossible to illicit true, correct and honest answers to questions involving extramarital affairs or meretricious relationships entered into by the jury venire or members of the families of the jury venire.

3. That in the interest of justice and equity to both the State of Alabama and to the Defendant that individual voir dire outside the presence of other members of the jury venire are due to be allowed in order to avoid undue embarrassment to the members of the jury venire.

Respectfully submitted,

Richard W. Bell

RICHARD W. BELL
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CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing pleading upon Mr. Michael J. Campbell, District Attorney, Eighteenth Judicial Circuit of Alabama, Shelby County Courthouse, Columbiana, Alabama 35051 by hand delivery on this the 2nd day of June, 1989.

Richard W. Bell

RICHARD W. BELL