

IN THE CIRCUIT COURT OF CRITTENDEN COUNTY, ARKANSAS
CRIMINAL DIVISION

STATE OF ARKANSAS

PLAINTIFF

VS.

NO. CR-93-516, 517, 518

JESSIE LLOYD MISSKELLEY, JR.

DEFENDANT

BRIEF IN SUPPORT OF MOTION FOR JUDGE TO REDUCE JURY
CHARGE TO WRITING

The defendant respectfully refers the Court to
Arkansas Constitution, Art. 7, 23, which provides:

23. Charge to Juries. Judges shall not charge juries with regard to matters of fact, but shall declare the law, and in jury trials shall reduce their charge or instructions to writing on the request of either party.

The defendant further refers this Court to Mazzia v. State, 51 Ark. 117, 10 S.W. 257 (1888). The defendant states that the reduction of the charge to the jury upon request by this defendant makes mandatory and not discretionary the duty of this honorable Court to reduce its charge to writing.

BY: 

Stidham & Crow
Attorneys for Defendant
Bar No. 88051
203 N. Second Street
P.O. Box 856
Paragould, AR 72451
(501) 236-7600

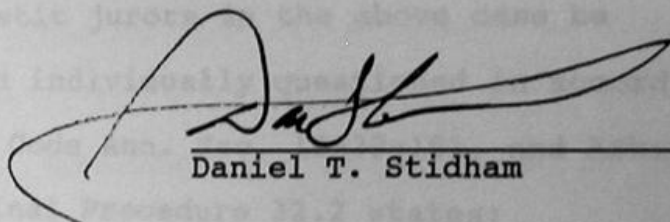
FILED
at _____ o'clock _____ m

JUL 26 1993

LAVADA NORRIS, CLERK

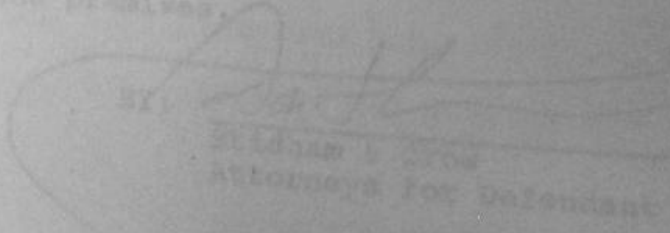
CERTIFICATE OF SERVICE

I, Daniel T. Stidham, Attorney for the Defendant herein, do hereby certify that I have served a copy of the foregoing pleading upon all attorneys of record by placing same in the U.S. Mail this 22nd day of July, 1993 with sufficient postage attached to ensure delivery.


Daniel T. Stidham

1. This Court should allow and require the separate and individual questioning of prospective jurors as proscribed by Arkansas Code Ann. Sec. 16-33-101 and Rule 32.2 of the Arkansas Rules of Criminal Procedure.

WHEREFORE, defendant prays that the prospective petit jurors be individually and separately questioned on voir dire in the above case, and that the defendant have such other and further relief as may be entitled in the premises.


Stidham T. Stidham
Attorney for Defendant

FILED
JUL 26 1993