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IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT OF FLORIDA, IN AND FOR MIAMI-DADE COUNTY

CRIMINAL DIVISION

STATE OF FLORIDA,

CASE NO. F01007975

Plaintiff,

vs.

SEAN CASEY,

Defendant.
_____ /

ORDER

This cause came upon Defendant Sean Casey's various motions to suppress. The Court afforded the parties a plenary evidentiary hearing and ample briefing. The asserted bases for suppression, and the arguments in support and in opposition, are set forth *in extenso* in the pleadings and memoranda provided by the parties, which pleadings and memoranda have been made part of the record herein.

This Court personally presided over the suppression hearings, and paid close attention to the testimony, demeanor, and credibility of the witnesses. What is particularly troubling to the Court is not only that the police officer witnesses were less than candid in their dealings with the defendant, but also that they were less than candid in their testimony before the Court. As the Court noted in its oral pronouncement, the story told by the police officer witnesses was simply not credible.

Based upon the foregoing finding, and relying upon the points and authorities cited in the defendant's various pleadings, it is hereby ordered and adjudged that:

Defendant's Motion to Suppress Physical Evidence is GRANTED in part and DENIED in part. Evidence obtained in or as a result of the search of defendant's residence is suppressed. Defendant's vehicle, and evidence found therein, is not suppressed;

Defendant's Motion to Suppress Testimonial Evidence is GRANTED;

Defendant's Supplemental Motion to Suppress, seeking suppression of the "blood draw"
and any results therefrom, is GRANTED.

SO ORDERED, in Miami, Miami-Dade County, Florida, this 9 day of January

2002.

**Daryl E. Trawick,
Circuit Court Judge**

Hon. Daryl Trawick

Copies furnished to:

Patrick Dray, Assistant State Attorney
Milton Hirsch, Esq.