

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF KENT

PEOPLE OF THE
STATE OF MICHIGAN,

Plaintiff,

Case No. 93-63014-FHA
93-63014-FHB

vs

Hon. Dennis C. Kolenda

DANIEL ARTHUR TURNER AND

STEPHEN DENNIS TURNER,

Defendant.

MOTION FOR DIRECTION FOR METHOD
TO BE USED TO IMPEACH THE ALLEGED VICTIM

NOTICE OF HEARING

PROOF OF SERVICE

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**MOTION FOR DIRECTION FOR
METHOD TO BE USED TO IMPEACH
THE ALLEGED VICTIM**

NOW COME the Defendants, DANIEL ARTHUR TURNER AND STEPHEN DENNIS TURNER, by and through their respective attorneys and hereby respectfully requests this Honorable Court to grant their Motion for Direction. In support of the instant motion the Defendants state:

1. The Defendant, Stephen Dennis Turner, is charged with committing one act of Criminal Sexual Conduct First Degree, as an aider and abettor, and one count of Criminal Sexual Conduct Second Degree upon the alleged victim, Lakeysha Cage.

2. The Co-Defendant, Daniel Arthur Turner is charged with two counts of Criminal Sexual Conduct, Child Enticement and Third Felony Offender.

3. The alleged victim's date of birth is March 16, 1983.

4. On July 7, 1993, the date of the alleged offense, the alleged victim was 10 years old.

5. Throughout the course of this case, the alleged victim has made numerous inconsistent statements regarding the alleged offenses.

6. Counsel believe that the alleged victim is of a sufficient age to be cross-examined, and impeached, as it relates to said inconsistent statements in accordance with MRE 607, 611 and 613(a).

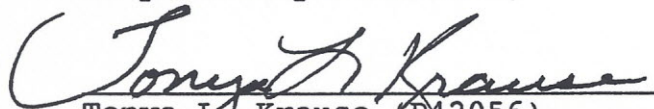
7. Therefore, the undersigned do not believe it is necessary for the Court to limit or to prevent the undersigned from fully and completely cross-examining the alleged victim as to her prior inconsistent statements.

8. In order to prevent delay, confusion at the trial, or any prejudice to the Defendants, it is requested that the Court rule, prior to trial, as to the manner in which counsel may cross-examine the alleged victim relative to her prior inconsistent statements.

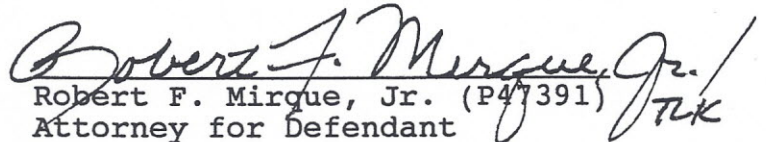
WHEREFORE, the Defendants pray this Honorable Court enter an Order outlining the manner in which the alleged victim may be cross-examined about her prior inconsistent statements.

Dated: November 22, 1993

Respectfully Submitted,



Tonya L. Krause (P42056)
Attorney for Defendant
Stephen Dennis Turner



Robert F. Mirgue, Jr. (P47391)
Attorney for Defendant
Daniel Arthur Turner

TK

