**STATE OF ILLINOIS**

**IN THE CIRCUIT COURT OF THE 18TH JUDICIAL CIRCUIT**

**COUNTY OF DUPAGE**

PEOPLE OF THE STATE OF ILLINOIS )

PLAINTIFF, )

)

) CRIMINAL

VS ) No. 01 CF 1864

)

)

MICHAEL ALPHONSO )

DEFENDANT. )

**MOTION IN LIMINE 5**

**REGARDING AN "ORDER OF PROTECTION"**

NOW COMES the Defendant, MICHAEL ALPHONSO, by Defendant's attorneys, Robert A. Miller, and moves this Court to suppress as evidence herein any and all statements and opinions detailed as follows:

1. The Defendant was arrested for the offense of Murder, among other offenses.

2. That the Discovery provided includes an "Order of Protection" dated March 23 1998, with the heading "Tina Cagle vs. Michael Alphonso" (See Discovery, Page 607)

3. That the Order Of Protection makes allegations against the Defendant and seeks specific remedies.

4. That said evidence is more prejudicial than probative.

5. That said evidence impermissibly relates to prior bad acts of the Defendant.

6. That admission into evidence of said testimony is inadmissible character evidence.

7. That admission into evidence of said testimony is irrelevant.

WHEREFORE, the Defendant asks that this Court prohibit the State from introducing at trial, the "Order of Protection"

MICHAEL ALPHONSO, Defendant

By\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Robert A. Miller, His Attorney

Public Defender