

IN THE CIRCUIT COURT OF THE  
NINTH JUDICIAL CIRCUIT, IN AND  
FOR ORANGE COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

vs.

CASEY MARIE ANTHONY,

Defendant.

CASE NO.: 48-2008-CF-0015606-O

DIVISION: 16

JUDGE: STAN STRICKLAND

**NOTICE OF OBJECTION**

COMES NOW the Defendant, CASEY MARIE ANTHONY, by and through undersigned counsel, and notifies this Honorable Court of her objection to this Court's order requiring the presence of the Defendant at all future court appearances with the exception of scheduling/trial status hearings. In support thereof the Defendant would allege that:

1. Rule 3.180 of the Florida Rules of Criminal Procedure permits the waiver of the Defendant's appearance at pretrial hearings if such waiver is done so in writing.
2. This Honorable Court required the Defendant's appearance at the last motion hearing and apprised her of her right to be present at all pretrial hearings.
3. Additionally, this Honorable Court stressed the importance of a written waiver executed by the Defendant in order to properly comply with 3.180 Fla. R. Crim. P.
4. The Defendant addressed the court and explained that she fully understood the reason for her presence and the necessity of a written waiver in future proceedings.
5. This case is unique and has generated a considerable amount of media and ill will towards the Defendant by the general public.
6. Considering the nature of the case, it is imperative that the Defendant be permitted to exercise her rights pursuant to the Florida Rules of Criminal Procedure.
7. Requiring the Defendant's presence at pretrial discovery hearings only fuels the circus-like atmosphere which paints the Defendant in a negative light.
8. Following court appearances, the media have focused on the appearance of the Defendant and have generated unsubstantiated rumors regarding the Defendant's physical condition further lessening the integrity of the process. See Attached Exhibit 1.
9. This constant negative exposure further erodes the Defendant's due process rights, her right to a fair trial, and her ability to seat a fair and impartial jury in the future.
10. This is a standing objection and the Defense wishes to renew it for any future discovery hearings.
11. Attached hereto is a written waiver of the Defendant's appearance for the hearings set

on January 30, 2009.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the above and foregoing has been furnished to the Orange County Sheriff's Office, 2500 W. Colonial Drive, Orlando, Florida 32804; and Office of the State Attorney, 415 North Orange Avenue, Orlando, Florida 32801, by facsimile delivery on this 26th day of January, 2009.



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### Casey Anthony makes unexpected appearance in court

Sarah Lundy

Sentinel Staff Writer

January 9, 2009

Casey Anthony made a surprise appearance in court Thursday during a hearing that focused on restrictions on what her legal team could do with pictures and X-rays of her daughter Caylee Marie's remains.

Orange Circuit Court Judge Stan Strickland approved a plan that would allow defense attorney Jose Baez to get the images and set up a secure Web site for them -- a similar password-safe system is used by the medical examiner.

Prosecutors had asked the judge to order Baez not to copy, print or reproduce the images, including sending them in the mail or over the Internet. They wanted to ensure the photos remain with Baez and in the court's jurisdiction. Baez, who agreed with the state and didn't want the photos in the public domain, argued that most of the defense experts who would review the images are out of state. And, he argued, adding limits to what he could do would put an undue logistical and financial burden on the defense's efforts.

Baez suggested the high-tech compromise after he got a call from his office during a break. The state uses a password-safe system to share the information. He will inquire how to set up a similar system in his office.

After the hearing, prosecutor Linda Drane Burdick gave Baez the two CDs and one DVD of images.

Anthony was not expected to be at the proceedings. Baez stood up and waived her appearance at the beginning of the hearing -- a move he had made before several other hearings.

This time, however, prosecutors said his word wasn't good enough, and presented written legal cases on why she should be there.

**EXHIBIT 1**

After reviewing the information, Strickland agreed he should hear directly from Anthony. About 30 minutes later, she walked into the courtroom.

Thursday was Anthony's first public appearance since being indicted Oct. 14 on several charges, including first-degree murder.

The 19th-floor courtroom was filled with nearly two dozen journalists, all anxious to see Anthony. Shortly before she entered, three corrections officers came in as extra security.

Anthony sported a dark blue jail-issued jumpsuit and jail-issued flip-flops. Officials shackled her wrists and ankles. Her dark hair fell just past her shoulders, much longer than her first mug shot taken in July.

During her hourlong stay in court, she spoke little -- only to answer Strickland's questions about understanding the motions and waiving her appearance.

Her parents, George and Cindy Anthony, who had attended previous hearings, were not there.

Some of the other motions discussed at the end of the hearing:

\*Strickland granted defense's request for the unedited 911 calls and other records from the Orange County meter reader who found Caylee's remains Dec. 11. The meter reader had called authorities three times earlier in August.

\*The judge granted the defense's request for copies of the search warrants and items seized Dec. 11 and Dec. 20 from the home Anthony shared with her parents on Hopespring Drive.

\*He did not rule on whether the defense will get maps, lists of volunteers and other records from Texas EquuSearch, a volunteer search group that helped look for Caylee.

*Bianca Prieto of the Sentinel staff contributed to this report. Sarah Lundy can be reached at [slundy@orlandosentinel.com](mailto:slundy@orlandosentinel.com) or 407-420-6218.*

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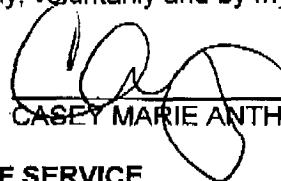
JUDGE: STAN STRICKLAND

**WAIVER OF DEFENDANT'S APPEARANCE  
AT PRETRIAL DISCOVERY MOTION**

COMES NOW the Defendant, CASEY MARIE ANTHONY, by and through undersigned counsel, pursuant to 3.180 of the Florida Rules of Criminal Procedure, and hereby waives her appearance at the following hearings:

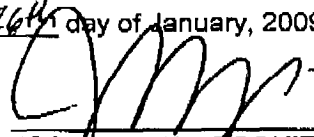
1. Defendant's Motion to Inspect Crime Scene;
2. Defendant's Amended Application for Subpoena *Duces Tecum*; and
3. State of Florida's Motion to Strike Defense Witness List

I, Casey M. Anthony, hereby waive my right to appear at the aforementioned motions scheduled for January 30, 2008. My attorney has explained to me my right to be present at said motions and I am waiving my appearance freely, voluntarily and by my own free will.

 1/26/09  
CASEY MARIE ANTHONY DATE

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the above and foregoing .  
has been furnished to the Office of the State Attorney, 415 North orange Avenue,  
Orlando, Florida 32801, by facsimile delivery on this 26th day of January, 2009.

  
\_\_\_\_\_  
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