

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

FILED IN OFFICE
CRIMINAL DIVISION
2009 APR 10 PM 3:41
LYDIA GARDNER
CLERK CIRCUIT COURT
ORANGE CO., FL

MOTION FOR APPLICATION FOR SUBPOENA DUCES TECUM

Defendant, CASEY MARIE ANTHONY, by and through the undersigned counsel, pursuant to Rule 3.220 (f) and (h), Florida Rules of Criminal Procedure, moves this Honorable Court to enter an order authorizing Defendant to issue a Subpoena *Duces Tecum* in this cause as requested. As grounds in support hereof, Defendant states the following:

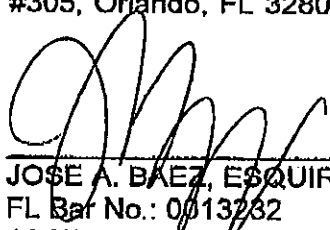
1. The Defense is charged with the responsibility of investigating their case in an effort to search for the truth.
2. Oftentimes, in the course of doing so, it becomes necessary for the Defense to subpoena certain records in which it has a good faith basis of believing it will lead to admissible evidence.
3. The undersigned counsel presents this motion to the Court and has a good faith basis in doing so.
4. Various cell phone service providers are in possession of certain items which are material to the preparation of the defense in this cause.
5. The individuals whom the Defense seeks cell phone records for, are as follows:
 - a. Roy Kronk
 - b. Jesse Grund
 - c. Tony Lazzaro
 - d. Richard Cain
 - e. Cindy Anthony
 - f. George Anthony
 - g. Lee Anthony
 - h. Ricardo Morales

- i. Amy Huizenga
- j. Dominic Casey
- k. James Hoover
- l. Keith Williams

6. The items sought by this application are as follows:
- a. Any and all records for telephone usage, including but not limited to: phone calls, text messages, P2P communications, internet usage, WAP usage, cell tower pings, etc., which pertain to the aforementioned individuals.
7. The items sought by this application cannot be obtained through normal discovery under Rule 3.220, Florida Rules of Criminal Procedure.

WHEREFORE, Defendant respectfully requests this Honorable Court to enter an Order authorizing Defendant to issue a Subpoena *Duces Tecum* in this cause, allowing the Defense to obtain the cell phone records as stated above.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent by U.S. Mail and or Fax/hand delivered to the Office of the State Attorney at 415 North Orange Avenue, Orlando, Florida 32801; David L. Evans, Esq., PO Box 2854, Orlando, FL 32802; Thomas P. Luka, Esq., 390 N. Orange Ave. #1630, Orlando, FL 32801; Kirk N. Kirkconnell, Esq., PO Box 2728, Winter Park, FL 32790; Brad Conway, Esq., 390 N. Orange Ave., #1630, Orlando FL 32801; Stewart Cohen, Esq., 1510 E. Colonial Drive, #305, Orlando, FL 32803; this 9th day of April, 2009.



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