

IN THE CRIMINAL COURT OF HAMILTON COUNTY, TENNESSEE

STATE OF TENNESSEE,

*Plaintiff,*

vs.

ARTERRIUS ALLEN, ET AL.

*Defendants.*

FILED IN OFFICE  
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)  
 ) SECOND DIVISION  
 )  
 ) NO(s). 305636 (Allen, Arterrius);  
 ) 305637 (Anderson, Terry)  
 ) 305641 (Beamon, Desmond);  
 ) 305644 (Bowling, Quadarius);  
 ) 305651 (Clemons, Countess);  
 ) 305657 (Estes, Marquita);  
 ) 305668 (Lee, Antwon);  
 ) 305669 (Lomnick, Rodney);  
 ) 305671 (McKinney, Kerry);  
 ) 305672 (McReynolds, Eric);  
 ) 305677 (Murphy, Montez);  
 ) 305678 (Orton, Clarence);  
 ) 305686 (Sneed, Darrius).  
 )

**ORDER REGARDING MOTIONS DOCKETED FOR  
 SEPTEMBER 24, 2018 MOTION HEARINGS**

This cause came before the Court upon motions filed by various parties in the above cases. For the reasons noted in open court on September 24, 2018, the Court hereby **ORDERS** as follows:

**1. Anderson, Terry, Case No. 305637 (McDougal, John)**

- a. Motion No. 1: Motion for Discovery and for Agents to Retain Rough Notes (filed 08/31/2018)

**COURT’S ORDER:** The Court orders that Anderson Motion No. 1 be treated as a request for discovery pursuant to Tenn. R. Crim. P. 16, with notice given to the State of such requests. In addition, although the Court does not order production of investigative notes, it does order that the State preserve any investigative notes.

**2. Bowling, Quadarius, Case No. 305644 (Thomas, Michael)**

- a. Motion No. 7: Motion to Dismiss Counts I and II and/or to Suppress Evidence (filed 08/23/2018)
  - i. *Motion joined in by the following:*

1. Arterrius Allen (Case No. 305636; Clark, Frank);
2. Desmond Cortez Beamon (Case No. 305641; Caldwell, Brian);
3. Countess Clemons (Case No. 305651; Moya, Julie);
4. Marquita Marie Estes (Case No. 305657; Burnette, H. Eric);
5. Antwon Devon Lee (Case No. 305668; Sanders, William);
6. Kerry Lamar McKinney (Case No. 305671; Smith, Jared); and
7. Clarence Alexander Orton (Case No. 305678; Threadgill, Logan).

**COURT'S ORDER:** The Court respectfully requests that the State file a written response to Bowling Motion No. 7 on or before October 31, 2018. The Court will docket Bowling Motion No. 7 for hearing on November 26, 2018.

Other parties may join in Bowling Motion No. 7 by filing a Notice of Joinder on or before November 15, 2018.

**3. Lomnick, Rodney, Case No. 305669 (Wells, Aaron)**

- a. Motion No. 1: Motion to Dismiss Defective Presentment Pursuant to Rules 12(b)(2)(A) and 12(b)(2)(B) of the Tennessee Rules of Criminal Procedure (filed 08/30/2018)

i. *Motion joined in by the following:*

1. Desmond Cortez Beamon (Case No. 305641; Caldwell, Brian);
2. Quadarius Deonte Bowling (Case No. 305644; Thomas, Michael);
3. Antwon Devon Lee (Case No. 305668; Sanders, William); and
4. Eric McReynolds (Case No. 305672; Austin, Thomas).

**COURT'S ORDER:** The Court respectfully requests that the State file a written response to Lomnick Motion No. 1 on or before October 31, 2018. The Court will docket Lomnick Motion No. 1 for hearing on November 26, 2018.

Other parties may join in Lomnick Motion No. 1 by filing a Notice of Joinder on or before November 15, 2018.

4. **Murphy, Montez, Case No. 305677 (Shiles, C. Eugene)**

a. Motion No. 3: Motion to Dismiss Presentment (filed 09/04/2018)

i. *Motion joined in by the following:*

1. Countess Clemons (Case No. 305651; Moya, Julie).

**COURT'S ORDER:** The Court respectfully requests that the State file a written response to Murphy Motion No. 3 on or before October 31, 2018. The Court will docket Murphey Motion No. 3 for hearing on November 26, 2018.

Other parties may join in Murphy Motion No. 3 by filing a Notice of Joinder on or before November 15, 2018.

5. **Sneed, Darrius, Case No. 305686 (Hill, Hank)**

a. Motion No. 5: Motion for Bill of Particulars (filed 08/27/2018)

i. *Motion joined in by the following:*

1. Marquita Estes (Case No. 305657; Burnette, H. Eric).

**COURT'S ORDER:** As noted in the Court's September 19, 2018 Notice of Hearing, it appears to the Court that Sneed Motion No. 5 principally addresses the allegations of the original presentment in Case No. 304521. As such, the Court finds that Sneed Motion No. 5 has been rendered moot by the Grand Jury's return of the superseding presentment in Case No. 305686 and by the dismissal of Case No. 304521. Accordingly, Sneed Motion No. 5 is respectfully denied without prejudice to refile, if appropriate, in the superseding case.

It is so ordered.

Enter, this the 25<sup>th</sup> day of September, 2018.

  
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TOM GREENHOLTZ, Judge