

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

COMMONWEALTH OF VIRGINIA)

CRIMINAL NUMBER [REDACTED]

VERSUS)

[REDACTED])

WARRANT - ASSAULT AND BATTERY
(FAMILY MEMBER)

FINAL ORDER

JURY TRIAL

On [REDACTED], [REDACTED], the Assistant Commonwealth's Attorney [REDACTED] the Defendant, and Manuel Leiva, Counsel for the Defendant, appeared before this Court. The Defendant is charged with the misdemeanor of ASSAULT AND BATTERY (FAMILY MEMBER) and he appeared while on bond.

The Court, after hearing argument of Counsel, **granted in part** the Defendant's motion in limine, for the reasons stated on the record.

The Defendant was arraigned upon the warrant and the Defendant entered a plea of not guilty.

The Court, Commonwealth's Attorney, the Defendant and Counsel for the Defendant agreed that this would be a bifurcated trial.

Thirteen veniremen were sworn and examined on their voir dire and found to be competent and qualified jurors. The Commonwealth's Attorney and Counsel for the Defendant alternately struck the names of three of the veniremen. The remaining seven constituted the Jury and were sworn.

The Jury heard opening statements of the Commonwealth's Attorney and of Counsel for the Defendant and some of the evidence presented by the Commonwealth.

Counsel for the Defendant moved the Court to declare a mistrial in this case based on statements made by the Witness [REDACTED] which motion the Court **denied**.

The Jury heard the balance of the evidence presented by the Commonwealth and all of the evidence presented on behalf of the Defendant.

The Jury received the instructions of the Court, heard closing arguments of Counsel and was sent to deliberate. After some time, the Jury returned to Court and rendered the following verdict:

"We, the Jury, on the issue joined in the case of the Commonwealth of Virginia versus [REDACTED], Defendant, find the Defendant not guilty of ASSAULT AND BATTERY OF A FAMILY MEMBER.

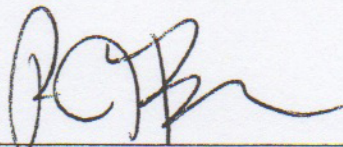
/s/Veda J. Lamar-Garth
Foreperson."

The Jury was discharged.

In accordance with the verdict rendered by the Jury, the Court found the Defendant [REDACTED] [REDACTED] not guilty of ASSAULT AND BATTERY OF A FAMILY MEMBER.

The Defendant was released and discharged of record in this case.

Entered on [REDACTED]



JUDGE RANDY I. BELLOWS