

STATE OF INDIANA)
) SS:
COUNTY OF MORGAN)

IN THE MORGAN SUPERIOR COURT 2
CAUSE NO. 55D02 – 2406 – CM – 000847

STATE OF INDIANA

VS

ERIC D. WILSON

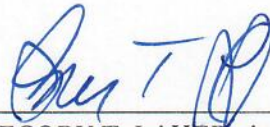
MOTION TO SUPPRESS EVIDENCE

Comes now Defendant, by counsel, and moves the Court to suppress the evidence obtained in this cause and in support says:

1. On June 13, 2024, while operating his vehicle at Main and Washington Streets in Martinsville Indiana, Defendant Eric Wilson was arrested via a traffic stop by Deputy Caleb Merriman.
2. Deputy Merriman's probable cause cites IC 9-19-6-17(b) as an observed traffic violation.
3. Deputy Merriman also cites an "extreme inability to sit still in his car" and "the car heading back the same way it came" as further reasons for the traffic stop arrest.
4. The arrest led to a warrantless search and seizure of evidence.
5. Deputy Merriman's traffic stop arrest violated Eric Wilson's right against unreasonable seizure under both the Fourth Amendment of the US Constitution and Section 11 of the Indiana Constitution.

6. Arrest and investigation require a reasonable suspicion that criminal activity is occurring or about to occur; or that a traffic violation has occurred.
7. The circumstances leading to the traffic stop did not give rise to reasonable suspicion of crime or of the traffic violation cited.
8. The traffic stop arrest was illegal.
9. All evidence obtained as a result of the unlawful seizure should be excluded from all proceeding in this case.

Respectfully submitted,



GREGORY T. LAUER, Atty No. 10009-53
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing pleading has been duly served upon the Morgan County Prosecutor, by e-filing or in person this 30 day of Sept, 2024.



GREGORY T. LAUER