

FILED  
OREGON JUDICIAL DEPARTMENT  
WASHINGTON COUNTY  
97 DEC 23 AM 1:01


IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
IN THE COUNTY OF WASHINGTON

STATE OF OREGON )  
PLAINTIFF, ) No: C 962556 CR  
VS. )  
BILLY LEE OATNEY, ) MOTION IN LIMINE RE: PRIOR  
DEFENDANT. ) MILITARY CONVICTION

COMES NOW the defendant herein, by and through his attorney, William S. Brennan, and moves this court for an Order suppressing the admission of any prior convictions on his record that were obtained by way of military court martial.

Defendant requests oral argument if necessary on this motion.

DATED this 14 day of December, 1997.

  
William S. Brennan, OSB 79019  
Of Attorneys for Defendant

POINTS AND AUTHORITIES:

U.S. Constitution, Amendments V, VI and XIV  
Oregon Constitution, Article 1 Section 11  
People v. Helm, 40 Ill. 2d 39, 237 N.E. 2d 433 (1968)  
Huber v. State, 2 Md App 245, 234 A2d 264 (1967)  
People v. Joyce, 233 N.Y. 61, 134 NE 836 (1922)  
ORS 161.725(3)(c), ORS 161.725(4)(d), 10, U.S.C. 816  
State v. Tippie, 269, Or. 661, 525 P2d 1315 (1974)