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ROCKINGHAM  
STATE OF NEW HAMPSHIRE  
SUPERIOR COURT

ROCKINGHAM, SS.

2009 OCT -5 A 11: 24  
SUPERIOR COURT

STATE OF NEW HAMPSHIRE

v.

JESSE T. BROOKS

09-S-319, 08-S-579, 07-S-2885

**DEFENDANT'S SUPPLEMENTAL MOTION IN LIMINE TO ADMIT  
CERTAIN CERTIFIED MEDICAL RECORDS**

Defendant Jesse T. Brooks, by and through counsel, moves to admit at trial certain additional medical records by written certification of the relevant keepers of records pursuant to N.H. Rules of Evidence 803(6) and 902(11).

On September 28, 2009, defense counsel filed Defendant's Motion in Limine to Admit Certain Certified Medical Records Pursuant to Rules of Evidence 803(6) and 902(11) ("September 28 Motion"). The September 28 Motion cited specific medical records of Mr. Brooks that he seeks to admit solely as evidence of his location at certain relevant dates and times during which the records indicate he was receiving medical attention. The September 28 Motion, however, omitted specific reference to certified medical records from the Medical District Surgery Center and the office of Stuart Hoffman, MD (Bates D5-0871-872), which Mr. Brooks seeks to admit on the same grounds and for the same purposes stated in the September 28 Motion (incorporated here by reference). Mr. Brooks has previously produced these records to the State on August 17, 2009 and cited them in Defendant's Notice Pursuant to N.H. Rule of Evidence 902(11) dated September 22, 2009, also previously provided to the State.

WHEREFORE, Defendant Jesse T. Brooks respectfully requests that this Honorable

Court:

- A. Allow Defendant's Supplemental Motion in Limine to Admit Certain Certified Medical Records;
- B. Admit Mr. Brooks' medical records, identified above, into evidence at trial with written certifications from the relevant keepers of records pursuant to Rules of Evidence 803(6) and 902(11); and
- C. Grant such other relief as is just and appropriate.

Respectfully submitted,  
JESSE T. BROOKS,  
By his attorneys,

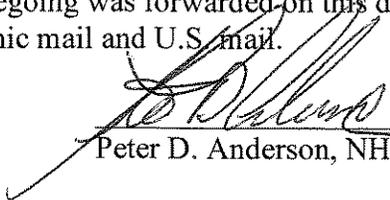
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Dated: October 5, 2009

**Certificate of Service**

I hereby certify that a copy of the foregoing was forwarded on this date, October 5, 2009, to all counsel of record by electronic mail and U.S. mail.

  
Peter D. Anderson, NH Bar #7860