

IN THE CIRCUIT COURT OF HARDIN COUNTY
AT SAVANNAH, TENNESSEE

ZACHARY RYE ADAMS,
PETITIONER,

vs.

STATE OF TENNESSEE,
RESPONDENT.

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No. 17-CR-10-PC

STATE OF TENNESSEE'S *MOTIONS IN LIMINE* 1-3

COMES NOW, the State of Tennessee, by and through counsel of record, and moves this Court to limit the scope of evidence presented to the post-conviction hearing. The State moves as follows:

**1. MOTION TO EXCLUDE THE JASON AUTRY VIDEO INTERVIEW
RECORDED ON DECEMBER 22, 2023**

Jason Autry, by and through appointed counsel Ben Harmon, filed with this Court a *Notice of Intent Jason Autry* on April 11, 2025 in which Autry intends to "assert all protections afforded to him under the United States Constitution and the Tennessee Constitution." See attached **Exhibit "A"** for Autry Notice. It appears from this *Notice* that Jason Autry will not be available to testify at the post-conviction hearing.

The State of Tennessee moves this Court to exclude from evidence Jason Autry's video recorded interview from December 22, 2023. According to Tennessee Rule of Evidence 801(c), hearsay is defined as "a statement, other than one made by the declarant while testifying at the trial or hearing, offered in evidence to prove the truth of the matter asserted" (Tenn. Rules of Evid., Rule 801). This definition encompasses video recorded interviews made out of court and offered to prove the truth of the statements made in the recording.

FILED 15 DAY OF May 2025 AT 1:56 AM/PM
BY Tammie Wolfe CLERK
Tammie Wolfe CLERK

Tennessee Rule of Evidence 802 states that hearsay is not admissible except as provided by the rules of evidence or otherwise by law. Therefore, unless the video recorded interview falls under a specific hearsay exception, it is inadmissible. The State would submit that Jason Autry's video interview is inadmissible hearsay and does not meet the requirements of any hearsay exception.

**2. MOTION TO EXCLUDE EVIDENCE NOT PROVIDED UNDER RULE 16 -
RECIPROCAL DISCOVERY**

The State of Tennessee moves this Court to exclude any Petitioner Adams' evidence which the State was entitled to receive pursuant to Tennessee Rules of Criminal Procedure 16 that was not provided to the State in a timely manner. Tenn. R. Crim. P. 16(d)(2)(C).

**3. MOTION TO EXCLUDE ANY EVIDENCE / TESTIMONY OF POLGRAPH
TESTING, VOICE STRESS TESTING OR RESULTS**

The State of Tennessee moves this Court to exclude any evidence or testimony of any offer to submit, administration of, or results from any polygraph examination or voice stress tests.

Respectfully Submitted:

/s/ Amy P. Weirich /

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/s/ Christopher V. Boiano /

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been emailed to Douglas Bates IV and Crystal M. Etue, attorneys for Petitioner Adams, on this 15th day of May, 2025.

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/s/ Christopher V. Boiano /

Christopher V. Boiano

Exhibit A

IN THE CIRCUIT COURT OF HARDIN COUNTY, TENNESSEE
TWENTY-FOURTH JUDICIAL DISTRICT AT SAVANNAH

ZACHARY RYE ADAMS,
PETITIONER,

v.

STATE OF TENNESSEE,
RESPONDENT,

Case No. 17-CR-10-PC

FILED 11 DAY OF April 2025 AT 10⁰⁰ AM PM

TAMMIE WOLFE, CLERK

BY Terri Wright, Deputy CLERK

NOTICE OF INTENT
JASON AUTRY

This matter was heard on March 21, 2025, regarding the State of Tennessee's Motion to Appoint Legal Counsel. Pursuant to the Court's Order, Benjamin S. Harmon was appointed as counsel for Jason Autry to advise him on his constitutional rights and attorney/client privilege. The Court further directed counsel to file a Notice of Intent by April 11, 2025, indicating whether Mr. Autry intends to assert his constitutional rights and whether he intends to waive attorney/client privilege.

Counsel consulted with Mr. Autry by telephone due to technical difficulties with the originally scheduled video conference. A video conference has been rescheduled for April 16, 2025.

At this time, Mr. Autry intends to:

1. Assert all protections afforded to him under the United States Constitution and the Tennessee Constitution.
2. Decline to waive attorney/client privilege regarding any requested information related to his former attorneys and agents.

If Mr. Autry's position changes on any of these matters, counsel will promptly notify the Court by filing an amended notice.

Respectfully submitted,



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CERTIFICATE OF SERVICE

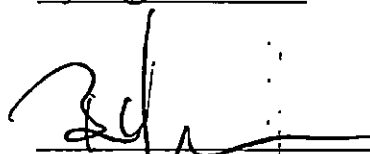
I hereby certify that a true and exact copy foregoing has been forwarded to the person(s) listed below on this the 11th day of April 2025.

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