

STATE OF INDIANA)
)SS:
COUNTY OF CARROLL)

IN THE CARROLL CIRCUIT COURT
CAUSE NO. 08C01-2210-MR-1

STATE OF INDIANA,)
 Plaintiff,)
)
VS.)
)
RICHARD M. ALLEN,)
 Defendant.)

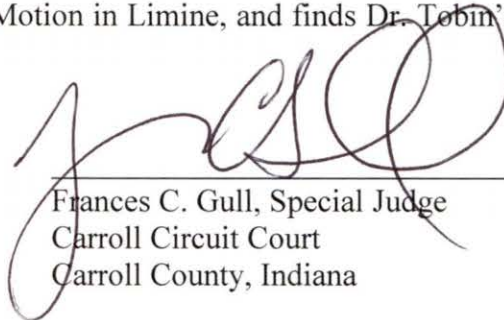
ORDER OR JUDGMENT OF THE COURT

The Court, having taken this matter under advisement following a hearing conducted on October 17, 2024, on the State’s Motion in Limine Regarding Defense Witness, and the Defendant’s Response, filed October 7, 2024, and having heard and considered the arguments of counsel and Defendant’s Exhibits D through G, now finds that Dr. William Tobin is an expert in the field of metallurgy and has been recognized as an expert in that field by several courts of various jurisdictions. Dr. Tobin is not a firearms expert, has had no training in firearms identification, and has never conducted a firearms examination. Specifically, Dr. Tobin did not examine the evidence in this case.

The topic of this witness’ testimony does not go to an issue before the jury and lacks relevance.

The Court, therefore, grants the State’s Motion in Limine, and finds Dr. Tobin’s testimony to be inadmissible.

Dated: October 22, 2024



Frances C. Gull, Special Judge
Carroll Circuit Court
Carroll County, Indiana

NOTICE TO BE GIVEN BY: XX COURT CLERK OTHER

PROOF OF NOTICE UNDER TRIAL RULE 72(D)

A copy of this entry was served either by mail to the address of record, deposited in the attorney’s distribution box, or personally distributed to the following persons:

- cc: Bradley Rozzi – Attorney for Defendant
- Andrew Baldwin – Attorney for Defendant
- Jennifer Auger – Attorney for Defendant
- Prosecuting Attorney Nicholas McLeland
- Deputy Prosecuting Attorney James Luttrull
- Deputy Prosecuting Attorney Stacey Diener
- Court File

DATED: _____

INITIAL OF PERSON WHO NOTIFIED PARTIES: _____ COURT _____ CLERK