

IN THE SUPERIOR COURT OF KINGS COUNTY  
STATE OF GEORGIA

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vs.

JODY NAPPA VALLEY,

Defendant

MOTION TO SUPPRESS EVIDENCE AND STATEMENT OBTAINED FROM  
DEFENDANT AS RESULT OF ILLEGAL INTERROGATION

Now Comes JODY NAPPA VALLEY, the Defendant, charged with murder in the above-stated case, by and through counsel, and moves this Court to suppress any and all statements, admissions and confessions made by her at the time he was in the custody of Marietta police officers, including Detective Stenssonl, as well as others whose names are currently unknown to Defendant. Further, Defendant states:

1.

The Defendant anticipates that the State, by and through the District Attorney, will introduce into evidence at the trial, oral and written statements and/or tape recordings of statements made by the Defendant to law enforcement officials while in their custody.

2.

Those statements which may incriminate the Defendant were the result of trickery and deception and persistent and repeated interrogations by said officers in the absence of counsel and without an intelligent and knowing waiver of counsel by the Defendant.

3.

Further, said incriminating statements and admissions obtained from this Defendant were extracted from the Defendant with the full knowledge of said officers that the Defendant was overwhelmed by fatigue, pain, and mental anguish which rendered her unable to comprehend the seriousness of the charges made against her. As such, the statements obtained by said officers were obtained from the Defendant illegally and involuntarily, rendering said statements and confessions coerced and illegally obtained in violation of the Fifth and Fourteenth Amendments to the United States Constitution and Article 1, Section 1, Paragraph 16 of the Georgia Constitution rendering them inadmissible. *Spano vs. New York*, 360 U.S. 315 (1959), *Escobedo vs. Illinois*, 378 U.S. 478 (1964), *Miranda vs. Arizona*, 384 U.S.436 (1966).

WHEREFORE, Defendant prays for a Jackson vs. Denno hearing to determine the voluntariness of the statements in the totality of the circumstances and to determine the validity of any waiver of counsel prior to the interrogations. Defendant further prays that this Court rule that any

statements, confessions, or admissions illegally obtained, or other evidence obtained in this case by virtue of the illegal interrogation be excluded from the trial of this case.

Respectfully Submitted,

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Attorney for Defendant

Bar no. \_\_\_\_\_

Address