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FILED
OCT 6 2016

DAVID H. YAMASAKI
Deputy Executive Officer/Clerk
Superior Court of CA County of Santa Clara
BY _____ DEPUTY

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9 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **IN AND FOR THE COUNTY OF SANTA CLARA**
11

12 PEOPLE OF THE STATE OF CALIFORNIA,

NO. 213515

Trial Motion No.9

13
14 Plaintiff,

15 vs.

OPPOSITION TO GOVERNMENT
MOVE TO EXCLUDE IMPEACHMENT
OF STEVE LAMAR CRIMES OF MORAL
TURPITUDE

16 ANTOLIN GARCIA-TORRES,

17 Defendant.

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19 TO THE CLERK OF THE ABOVE-ENTITLED COURT AND THE DISTRICT ATTORNEY
OF SANTA CLARA COUNTY:

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21 The government is moving this Court to exclude impeachment with a felony conviction
22 involving a crime of moral turpitude of a government witness Steve LaMar. The government is
23 asking that said felony impeachment be suppressed from the jury so that Steve LaMar could
24 testify under a false cloak of honesty. When in reality, he lacks any credibility in light of his
25 prior acts of moral turpitude. If called to testify, his credibility is in issue for the jury to weigh.
26
27 The jury will not know who he really is if the government suppresses his felony conviction.
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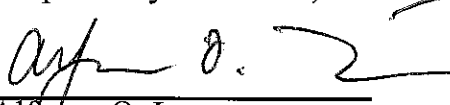
1 Moreover, regardless if he testifies, the evidence is admissible to prove circumstantially that
2 Ms. Lamar ran away from home, see Trial Motion No. 8.

3 In 2009, Steve Lamar was charged with at least (10) counts of child molestation and
4 plead to one count of PC288, child molestation, and served one year in jail. His conduct was far
5 worse than the conviction suggests. He would allow his daughter friends, who were as young as
6 8 or 9 years old, to sleep over. At night, while the girls slept, he would molest them by fondling
7 their breasts, buttock and legs, suck their toes, and rub his penis on the child's face. The
8 conduct and conviction shows that Mr. LaMar lacks any credibility as a witness to which the
9 jury should be aware of in order to weigh his testimony.
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12 The government is asking this Court to deny Mr. Garcia-Torres the opportunity to
13 impeach a government witness with a felony conviction and conduct amounting to moral
14 turpitude. Mr. Garcia-Torres has a right to due process, including impeaching the credibility of
15 government witnesses, under the federal constitution and state constitution.
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17 Dated: October 6, 2016.

18 Respectfully submitted,

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20 Alfonso O. Lopez
21 Deputy Alternate Defender