

EXAMPLES

POINT HEADINGS

I. THE JURY INSTRUCTIONS ERRONEOUSLY INDICATED THAT GONZALEZ COULD BE FOUND GUILTY OF ALL OF THE OFFENSES COMMITTED BY ZAYAS IF GONZALEZ WAS A CO-CONSPIRATOR OR ACCOMPLICE TO ROBBERY "AND/OR" AGGRAVATED ASSAULT (8T23).

II. THE TRIAL COURT COMMITTED REVERSIBLE ERROR IN DENYING THE MOTION FOR A JUDGMENT OF ACQUITTAL ON THE CHARGE OF ENDANGERING AN INJURED VICTIM (2T45).

III. THE STATEMENTS TO LAW ENFORCEMENT SHOULD HAVE BEEN SUPPRESSED BECAUSE GONZALEZ NEITHER VALIDLY WAIVED HIS MIRANDA RIGHTS NOR PROVIDED THE STATEMENT VOLUNTARILY (Da12).

IV. THE TRIAL COURT ERRED BY ADMITTING OFFICER GREY'S ACCOUNT OF WITNESS R.A.'S OBSERVATIONS, AS THE STATEMENTS DO NOT SATISFY THE PRESENT SENSE IMPRESSION OR EXCITED UTTERANCE EXCEPTIONS TO THE HEARSAY RULE. (Not Raised Below).