

1 STATE OF MINNESOTA DISTRICT COURT
2 COUNTY OF RAMSEY SECOND JUDICIAL DISTRICT

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4 STATE OF MINNESOTA,

5 Plaintiff,

6 vs.

TRANSCRIPT OF PROCEEDINGS

7 TAMIKA SUTTLES and DANIEL DRLJIC,

8 Defendants.

9 -----

10 DISTRICT COURT FILES: 62-CR-10-1465 and 62-CR-10-1464

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12 The above-entitled matter came on for jury trial before
13 the HONORABLE GAIL CHANG BOHR, one of the judges of the
14 above-named court, on the 6th day of July, 2010, in the
15 Ramsey County Courthouse, St. Paul, Minnesota.

16 * * *

17 APPEARANCES

18 ELIZABETH LAMIN, of the RAMSEY COUNTY ATTORNEY'S
19 OFFICE, 50 West Kellogg Boulevard, Suite 315, St. Paul,
20 Minnesota 55102, appeared representing the Plaintiff.

21 JILL CLARK, of the LAW OFFICE OF JILL CLARK, P.A., 2005
22 Aquila Avenue North, Golden Valley, Minnesota 55427,
23 appeared representing the Defendants.

24

25 (Whereupon, the following proceedings were duly had.)

1 THE CLERK: Page 7, line 14, Tamika Suttles.

2 MS. CLARK: I have Tamika Suttles. Your
3 Honor, would you like Mr. Drljic at the same time
4 or have him next?

5 THE COURT: No, I think we can do that
6 separately. You can be on that side, Ms. Suttles
7 (indicating).

8 MS. CLARK: Good afternoon.

9 THE COURT: Good afternoon. Appearances,
10 please.

11 MR. HUNT: Dave Hunt. I'm filling in for
12 Rick Dusterhoft, who is the prosecutor on the
13 case. He's in trial, Your Honor.

14 MS. CLARK: And Jill Clark appearing for
15 Tamika Suttles, who is here in person.

16 THE COURT: And good afternoon, Counsel.
17 Good afternoon, Ms. Suttles.

18 DEFENDANT SUTTLES: Hi, ma'am.

19 THE COURT: And you're here, Ms. Suttles, on
20 a burglary-third-degree felony charge.

21 Ms. Clark --

22 MS. CLARK: Thank you, Your Honor.

23 THE COURT: -- how are you going to proceed?

24 MS. CLARK: Thank you. I have had
25 conversations with Mr. Hunt today. It's not his

1 case. He was kindly filling in for
2 Mr. Dusterhoft, who is apparently in trial.

3 And so we were wondering if it would be all
4 right with the Court to proceed like this: To set
5 this on for a continued pretrial approximately two
6 weeks from now. At that time, Mr. Dusterhoft
7 could be back and we could talk substantively
8 about the case.

9 It is my understanding from Mr. Hunt today
10 that there was a codefendant who pled guilty, and
11 I don't even know what he pled to or anything
12 about the factual bases of his plea. The
13 prosecutor was thinking perhaps we'd want to know
14 that and then to set it for the trial in the next
15 trial block. I'm not sure exactly what Your
16 Honor's trial blocks are, but it does look like if
17 we don't resolve this at this next pretrial that
18 it is to going be going to trial.

19 Mr. Dusterhoft and I were talking about a
20 consolidated trial, just having one for both
21 Suttles and Drljic.

22 THE COURT: Let's see. I think we shouldn't
23 put a pretrial at the end of the trial block
24 because we may be in jury trial.

25 MS. CLARK: Oh, okay.

1 THE COURT: I'm trying to figure out our
2 calendar.

3 MR. HUNT: Could we go off the record, Your
4 Honor?

5 THE COURT: Yes.

6 (Whereupon, a brief off-the-record discussion
7 was held.)

8 THE COURT: All right. So we're trying to
9 find a date for our continued pretrial. If we do
10 it the last -- we could do it on my sentencing
11 date.

12 THE CLERK: Did you want it on the next trial
13 block?

14 THE COURT: If it continues to the next trial
15 date, that's going to be September, and I think we
16 want to get this pretrial issue taken care of.

17 Is that right?

18 MR. HUNT: It's my preference, Your Honor.

19 MS. CLARK: It's fine.

20 THE COURT: I would prefer that. So we could
21 do it that -- what's that last Tuesday in July?

22 THE CLERK: Your sentencing date is at 9:00
23 on July 27.

24 THE COURT: Yes, July --

25 MS. CLARK: It looks like I'm okay that day.

1 THE COURT: -- July 27. Let's do it at 1:30,
2 all right? July 27 at 1:30 we will do it. So
3 this will be a continued pretrial. You'll have an
4 opportunity then to speak with Mr. Dusterhoft.

5 MS. CLARK: Great, thank you, and we'll talk
6 at that time about any trial date, I assume?

7 THE COURT: Okay. And as far as we know,
8 there are no motions that you want to bring.

9 MS. CLARK: There's only one that I am
10 considering, and that would be to suppress
11 statements of Ms. Suttles.

12 THE COURT: Okay. Because we can do
13 suppression motions this week.

14 MS. CLARK: I don't know -- Mr. Hunt, do you
15 know his schedule?

16 MR. HUNT: He's in trial, I think, through
17 Wednesday, and the only --

18 THE COURT: Is that -- all right. Okay.
19 We'll keep this schedule to continue the pretrial
20 and then we will deal with the suppression motion
21 later because it'll probably end up in the next
22 trial block, which won't be until September.

23 MS. CLARK: Thank you very much.

24 THE COURT: All right.

25 MR. HUNT: Could I just clarify, Your Honor?

1 THE COURT: Yes.

2 MR. HUNT: Are we going to have the
3 suppression hearing, then, on the 27th, if there
4 is a motion to suppress?

5 MS. CLARK: What would you prefer, Your
6 Honor?

7 THE COURT: I think we could.

8 MS. CLARK: That's your sentencing day, you
9 said.

10 THE COURT: In the morning, yes, but we can
11 do it. In the afternoon, yeah, we could do that,
12 and that way it would really clear it out for when
13 we proceed to trial.

14 MS. CLARK: So 1:30 p.m., the 27th,
15 pretrial/suppression hearing.

16 MR. HUNT: I just ask, if there is a motion,
17 that Ms. Clark get the paperwork to Mr. Dusterhoft
18 so he can be ready.

19 THE COURT: That would be helpful, Ms. Clark.

20 MS. CLARK: Oh, sure.

21 THE COURT: Okay. And any papers that you
22 file, the Court likes to have courtesy copies.

23 MS. CLARK: Sure. Would you like those in
24 any particular way? Just mailed to your chambers?

25 THE COURT: A hard copy is fine to my

1 chambers, yes, but not the originals. Those have
2 to be filed.

3 MS. CLARK: Sure, that goes to filing.

4 THE COURT: Yes.

5 MS. CLARK: Thank you.

6 DEFENDANT SUTTLES: Thank you.

7 THE CLERK: Page two, line four, Daniel
8 Drljic.

9 MR. HUNT: Dave Hunt again for the State,
10 Your Honor.

11 MS. CLARK: And Jill Clark again appearing on
12 behalf of the defendant, Daniel Drljic. Same
13 case, different defendant.

14 THE COURT: And good afternoon again,
15 Counsel. Good afternoon, Mr. Drljic.

16 DEFENDANT DRLJIC: Good afternoon, Your
17 Honor.

18 THE COURT: And are we proceeding in the same
19 manner in this case?

20 MS. CLARK: Yes. I would make that request
21 to proceed with the pretrial also set for July 27
22 at 1:30 p.m.

23 THE COURT: Okay.

24 MS. CLARK: And that would be a pretrial,
25 Your Honor, and if we don't resolve it, then we'd

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move into a suppression hearing.

THE COURT: So July 27 at 1:30 for pretrial/suppression hearing, if we need to.

MS. CLARK: Very good. Thank you, Your Honor.

THE COURT: Okay. And, again, the paperwork would be helpful.

MS. CLARK: Yes. Thank you.

MR. HUNT: Thank you.

DEFENDANT DRLJIC: Thank you, Your Honor.

(Whereupon, court stood in recess until Tuesday, July 27, 2010, at 1:30 p.m.)

* * *

1 STATE OF MINNESOTA)
) SS.
2 COUNTY OF RAMSEY)

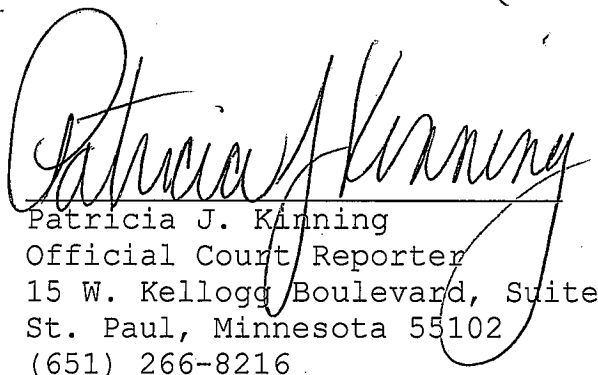
3 Be it known that I took the trial in the case of STATE
4 OF MINNESOTA V. TAMIKA SUTTLES AND DANIEL DRLJIC on the 6th
5 day of July, 2010, at Ramsey County, St. Paul, Minnesota;

6 that the witnesses, before testifying, were first duly
7 sworn to testify to the whole truth and nothing but the
8 truth relative to said cause;

9 that the proceedings were recorded in stenotype by
10 myself and reduced to print by means of Computer-Assisted
11 Transcription under my direction, and that the transcript is
12 a true record of the proceedings to the best of my ability;

13 that I am not related to any parties hereto nor
14 interested in the outcome of the action.

15 Dated: May 1, 2011

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17 
18 Patricia J. Kinning
19 Official Court Reporter
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