

ENTERED
NOV 20 2014

**COURT OF COMMON PLEAS
CRIMINAL DIVISION
HAMILTON COUNTY, OHIO**



STATE OF OHIO, : Case No. B-1400110

Plaintiff,

vs

ORDER

TRACIE HUNTER, : Judge Norbert A. Nadel

Defendant

This matter is before the Court pursuant to the following:

- 1. Defendant's Motion for a New Trial on Count Six of the indictment.
- 2. Defendant's Motion for Judgment of Acquittal on Count Six of the indictment.

With reference to the Motion for a New Trial, the Court finds as follows:

- 1. Once a Jury has returned a verdict and that Jury has been polled, a juror may not later rescind the verdict.
- 2. To rule otherwise would cause chaos by jeopardizing the integrity of jury deliberations and the finality of jury verdicts.

With reference to the Motion for Judgment of Acquittal on Count Six, the Court finds as follows:

There is sufficient evidence to sustain a conviction on that count.

Accordingly, it is ordered as follows:

- 1. The Motion for new trial is denied.
- 2. The Motion for Judgment of Acquittal on Count Six is denied.

It is further ordered as follows:

1. The sentencing date of December 2, 2014 is hereby vacated.
2. The Motion for a New Trial based on Juror Misconduct filed on November 17, 2014 is hereby set for hearing on December 2, 2014 at 10:00 A.M.

Norbert A. Nadel

Norbert A. Nadel, Judge

Date 11/20/14

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