

FILED
IN THE CRIMINAL COURT FOR SHELBY COUNTY, TENNESSEE
DIVISION X

STATE OF TENNESSEE

v.

JUSTIN JOHNSON.

2024 OCT 25 P 12:19

HEIDI KUHN
CRIMINAL COURT DEPT. 2022-04769

Judge Jennifer Mitchell

MOTION FOR NEW TRIAL

COMES NOW the Defendant, **JUSTIN JOHNSON**, by and through his undersigned counsel and pursuant to Rule 29 and Rule 33 of the Tennessee Rules of Criminal Procedure, and respectfully moves this Honorable Court to vacate his sentence and grant him a new trial. In support of this Motion, the Defendant states as follows:

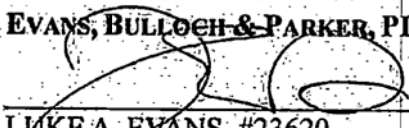
1. The verdict regarding the offenses of conviction was contrary to the weight and sufficiency of the evidence, and the evidence was insufficient to lead any rational trier of fact to conclude that Mr. Johnson was guilty beyond a reasonable doubt.
2. The trial court erred by admitting gruesome photographs of the victim's body at the crime scene.
3. The trial court erred by admitting gruesome autopsy photographs.
4. The trial court erred by denying Johnson's repeated motions to allow him to sit at the counsel table.
5. The cumulative effect of multiple errors at trial warrants granting Mr. Johnson a new trial.

Pursuant to *Tennessee Rule of Criminal Procedure* 33(b), the Defendant hereby reserves the right to amend this motion following sentencing for the offenses that have not yet been determined, and following receipt of all necessary transcripts.

WHEREFORE, PREMISES CONSIDERED, Defendant moves this Honorable Court
for the relief requested herein.

Respectfully submitted,

EVANS, BULLOCH & PARKER, PLLC

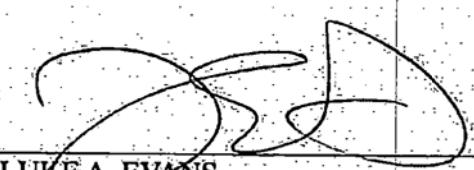


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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent via U.S. Mail,
first class, postage prepaid, and via email on this the 25th day of October, 2024 as follows:

Paul Hagerman
Assistant District Attorney General
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Memphis, TN 38103
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LUKE A. EVANS