

DOCKET NO.: FBT-CV15-6048078-S : SUPERIOR COURT
JONATHAN SHAPIRO : JUDICIAL DISTRICT OF
PLAINTIFF : FAIRFIELD
V. : AT BRIDGEPORT
FRANK DELBOUNO, JR. : OCTOBER 6, 2016
and CITY OF BRIDGEPORT
DEFENDANT

PLAINTIFF JONATHAN SHAPIRO'S MOTION *IN LIMINE*
TO PRECLUDE EVIDENCE OF PRIOR CONVICTIONS AND MISCONDUCT

Pursuant to Practice Book § 15-3, the Plaintiff, Jonathan Shapiro, submits this Motion *in Limine* to preclude the Defendants, Frank Delbuono and the City of Bridgeport ("Defendants"), from offering evidence, including through documents and witness testimony, about Mr. Shapiro's prior convictions and misconduct.

During Mr. Shapiro's deposition on March 2, 2016, defense counsel elicited information about Mr. Shapiro's prior convictions as well as uncharged misconduct. See Deposition Transcript of Jonathan Shapiro ("Shapiro Dep."),

pp. 16-22 (relevant excerpts of which are attached as Ex. A). While defense counsel has stated his intention to introduce evidence of Mr. Shapiro's convictions and misconduct in order to cast doubt upon his credibility, ultimately neither is relevant, and both are extremely prejudicial to Mr. Shapiro. Mr. Shapiro's nearly ten-year old convictions are for firearm possession and attempted narcotics possession, crimes that do not bear directly upon his credibility, but will likely expose him to undue prejudice. Further, his uncharged misconduct, drug use, is irrelevant to this proceeding, as it is undisputed that he was not intoxicated at the time of the collision, and, given that he has abstained for over a year, his intoxication will not be a relevant issue at trial.

In short, there is no basis for this Court to permit the introduction of the evidence of Mr. Shapiro's prior convictions and drug use. Thus, the Court should exercise its gate-keeping authority and preclude the plaintiff from offering evidence of Mr. Shapiro's prior convictions and drug use.

For the reasons set forth more fully in the accompanying Memorandum of Law, this Court should grant the City's Motion *in Limine* to Preclude Evidence of Prior Convictions and Drug Use.

THE PLAINTIFF

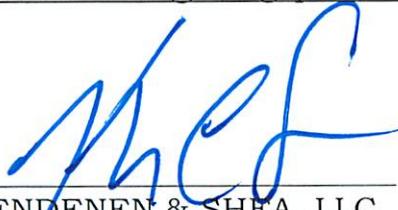
By: 

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CERTIFICATION:

This is to certify that a copy of the foregoing was sent via e-mail this day, October 6, 2016, to Russell D. Liskov, Associate City Attorney, Office of the City Attorney at

Russell.Liskov@bridgeportct.gov


CLENDENEN & SHEA, LLC