FILED 07-06-2018 Clerk of Circuit Court Manitowoc County, WI 2005CF000381

STATE OF WISCONSIN	I :	CIRCUIT COURT	:	MANITOWOC COUNTY	
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STATE OF WISCONSIN,)
Plaintiff,)))
v.) Case No. 05-CF-381
STEVEN A. AVERY,	
Defendant.)

DEFENDANT'S MOTION TO SEAL EXHIBIT

Defendant, Steven Avery, by his undersigned attorney, respectfully moves to seal an exhibit under seal pursuant to Wis. Stat. § 801.21. In support thereof, Mr. Avery states as follows:

1. As this Court is aware, prior to remand, Mr. Avery filed a motion to supplement the appellate record with a CD disclosed by the State to Mr. Avery for the first time on April 17, 2018.

2. The CD includes images found on the computer seized from Bobby Dassey's bedroom during the investigation into Theresa Halbach's murder.

3. The images consist of, *inter alia*, violent pornography, pornography involving individuals who appear to be younger than 18 years old, and other disturbing images of violence.

4. Pursuant to the appellate court's order, Mr. Avery will be filing a supplemental postconviction motion referencing the images and data from the CD as an exhibit, bates numbers AverySupp0001-2449.

5. Because the exhibit contains sensitive images as described herein, Mr. Avery submits that it would be appropriate for this Court to maintain the exhibit under seal.

6. In further support of this motion, Mr. Avery notes that on May 23, 2018, the Court of Appeals *sua sponte* ordered that the CD be placed under seal.

Wherefore, for the reasons stated herein, Mr. Avery respectfully requests that this Court seal the exhibit to Mr. Avery's supplemental postconviction petition consisting of the images and data from the CD (AverySupp0001-2449) under seal.

Respectfully submitted,

Kathleen T. Zellner Admitted pro hac vice Kathleen T. Zellne & Associates, PC 1901 Butterfield Road, Suite 650 Downers Grove, Illinois 60515 (630) 955-1212 attorneys@zellnerlawoffices.com

Steven G. Richards State Bar No. 1037545 Everson & Richards, LLP 127 Main Street Casco, Wisconsin 54205 (920) 837-2653 sgrlaw@yahoo.com

CERTIFICATE OF SERVICE

I certify that on July 6th, 2018, a true and correct copy of Defendant Steven Avery's Motion to Seal Exhibit, Pursuant to Wisconsin Statute 806.07 (1)(a) was furnished via electronic mail and by first-class U.S. Mail, postage prepaid to:

Ms. Jacalyn C. LaBre Manitowoc County District Attorney's Office 1010 South 8th Street 3rd Floor, Room 325 Manitowoc, WI 54220

Mr. Thomas J. Fallon Ms. Lisa E.F. Kumfer Ms. Tiffany Winter Assistant Attorney General P.O. Box 7857 Madison, WI 53707

Mark S. Williams 11708 Settlers Road Cedarburg, WI 53012

Honorable Judge Angela W. Sutkiewicz Circuit Court Judge Sheboygan County Courthouse 615 North 6th Street Sheboygan, WI 53081

Lynn Zigmunt Clerk of the Circuit Court Manitowoc County Courthouse 1010 South 8th Street Manitowoc, WI 54220

Kathleen T. Zellner