
03/08/2023 **Jury Trial**

Session: 03/08/2023 8:00 AM, Judicial Officer: Verkamp, Nathan A

Result: Commenced and concluded

03/08/2023 **Hearing Scheduling Activity**

Jury Trial scheduled for 03/08/2023 at 8:00 AM.

03/08/2023 **Hearing Journal Entry**

State appears by DPA Brian D. Lucchi and Detective Aaron Schmitt. Defendant appears in person and with counsel, Mark K. Phillips and M. Robert Phillips. **Suppression hearing held. The Court, after hearing evidence and being duly advised, now grants defendant's Motion to Suppress.** Court excludes witness. State continues its case in chief. State rests. Outside the presence of the Jury, defendant moves for judgment on the evidence. Court denies defendant's motion as to Count 1, Count 4, and Count 5. Court grants defendant's motion as to Count 2 and Count 3. Defendant rests. Closing arguments are presented to the jury. Final Instructions are read to the jury. Jury bailiff is sworn. Deliberations begin.

Judicial Verkamp, Nathan A

Officer:

Present: Kibby, Liam K.S.

Present: State of Indiana

Present: Lucchi, Brian Dean

Present: Phillips, Mark Kelly

Hearing 03/08/2023

Date:

03/08/2023 **Hearing Journal Entry**

Comes now the Jury in open Court and advises the Court, by foreperson, that they have reached a verdict as follows: We, the jury, find the defendant, Liam K.S. Kibby, not guilty of the offense of Rape, a Level 3 Felony; not guilty of the offense of Criminal Confinement, a Level 6 Felony; and not guilty of the offense of Sexual Battery a Level 6 Felony. Jurors leave the courtroom. Defendant shall be released this date.

Judicial Verkamp, Nathan A

Officer:

Present: Kibby, Liam K.S.

Present: State of Indiana

Present: Lucchi, Brian Dean

Present: Phillips, Mark Kelly

Hearing 03/08/2023

Date:

03/09/2023 **Automated ENotice Issued to Parties**

Hearing Scheduling Activity ---- 3/8/2023 : Mark Kelly Phillips;Brian Dean Lucchi;Beth Elise Sermersheim
Hearing Scheduling Activity ---- 3/8/2023 : Mark Kelly Phillips;Brian Dean Lucchi;Beth Elise Sermersheim

03/09/2023 **Judgment**

Verkamp, Nathan A

01. 35-42-4-1(a)(1)/F3: Rape-Rape when compelled by force or imminent threat of force. Other sexual cond
• Finding of Not Guilty

02. 35-42-4-1(a)(1)/F3: Rape-Rape when compelled by force or imminent threat of force. Other sexual cond (Attempt