

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

---

STATE OF MINNESOTA,

**DEFENDANT’S**  
**MEMORANDUM OF**  
**LAW IN SUPPORT OF**  
**MOTION IN LIMINE #26**

PLAINTIFF,

V.

TOU THAO,

DEFENDANT.

COURT FILE NO. 27-CR-20-12949

---

TO: THE HONORABLE PETER A. CAHILL, JUDGE OF DISTRICT COURT, AND  
MR. MATTHEW G. FRANK, ASSISTANT ATTORNEY GENERAL

On May 13, 2022, Mr. Thao filed Defendant’s Motions in Limine. Index #554. Mr. Thao respectfully moved the Court for an order prohibiting the State from asking their witnesses questions that would elicit an emotional response. *See Id. – Motion in Limine 26.*

Counsel for Mr. Thao noted repeated incidents of this occurring during law enforcement interviews of potential witnesses as well as explicitly inviting emotional responses through questioning of witnesses, during the trial of *State v. Chauvin*. Such testimonial evidence is improper in that it is irrelevant and is designed to mislead and confuse the jury in violation of Minn. R. Evid. 401, 402, and 403.

Dated: This 20<sup>th</sup> day of May, 2022

/s/ Robert M. Paule  
Robert M. Paule (#203877)  
Robert M. Paule, P.A.  
920 Second Avenue South  
Suite 975  
Minneapolis, MN 55402  
T: (612) 332-1733  
F: (612) 332-9951

Natalie R. Paule (#0401590)  
Paule Law P.L.L.C.  
101 East Fifth Street  
Suite 1500  
St. Paul, MN 55101  
T: (612) 440-3404  
nrp@paulelaw.com

Attorneys for Tou Thao