

1992

Utah v. Brent Ziegleman : Unknown

Utah Court of Appeals

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Recommended Citation

Legal Brief, *Utah v. Brent Ziegleman*, No. 920344 (Utah Court of Appeals, 1992).
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STATE OF UTAH
OFFICE OF THE ATTORNEY GENERAL

FILED
Utah Court of Appeals



AUG 26 1993

Mary T. Noonan
Mary T. Noonan
Clerk of the Court

JAN GRAHAM
ATTORNEY GENERAL

JOHN F. CLARK
Counsel to the Attorney General

CAROL CLAWSON
Solicitor General

REED RICHARDS
Chief Deputy Attorney General

PALMER DEPAULIS
Director of Public Policy & Communications

August 26, 1993

Mary T. Noonan
Clerk of the Court
Utah Court of Appeals
400 Midtown Plaza
230 South 500 East
Salt Lake City, Utah 84102

Re: State v. Brent Ziegleman, No.
920344-CA

Dear Ms. Noonan:

The above named case is under advisement before this Court and is before Judges Bench, Greenwood and Russon.

Pursuant to Rule 24(j), Utah Rules of Appellate Procedure, I reference this Court to its very recent opinion in State v. Shoulderblade, No. 9000288-CA (Utah App. August 20, 1993) (rejecting the State's argument that the defendant's consent was sufficiently attenuated from a prior police illegality because the police misconduct was not flagrant or purposeful, and the lack of a temporal break or other intervening circumstances between the illegality and the subsequent consent was therefore not significant, on the ground that this Court's prior ruling in a companion case addressing the identical factual and legal question was controlling).

I have forwarded copies of this letter and this Court's opinion in Shoulderblade to defendant's counsel, Mr. W. Andrew McCullough.

Respectfully submitted,

Todd A. Utzinger

TODD A. UTZINGER
Assistant Attorney General