

STATE OF NEW HAMPSHIRE

COÖS, SS.

JULY 2022

State of New Hampshire

v.

Volodymyr Zhukovskyy

214-2019-CR-78

**STATE’S RESPONSE TO DEFENDANTS MOTION *IN LIMINE* RE: NTSB REPORT**

NOW COMES the State of New Hampshire, by and through the Offices of the Coös County Attorney and the Attorney General, and responds to the defendant’s Motion *In Limine* Re: NTSB Report. In support of its objection, the State submits the following:

1. The defendant has filed a motion in limine, seeking an order from this Court that would exclude from evidence the National Transportation Safety Board (“NTSB”) report cataloguing the NTSB’s investigation and conclusions regarding the June 21, 2019 crash that is the subject of this trial.
2. The State does not intend to introduce the NTSB report or make reference to it during its case-in-chief. The State reserves the right, however, to introduce such testimony or evidence for the purposes of impeachment or rebuttal.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE

By its attorneys,

July 25, 2022

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CERTIFICATE OF SERVICE

I certify that this pleading has been provided to counsel of record, through the Superior Court's electronic filing system.

/s/ Joshua L. Speicher  
Joshua L. Speicher