

**THE STATE OF NEW HAMPSHIRE  
JUDICIAL BRANCH  
SUPERIOR COURT**

Coos County

Coos Superior Court

**State v. Dustin Duren**

**214-2024-CR-00028**

MEMORANDUM ORDER (INTERVIEW TRANSCRIPT)

This is an abbreviated order to allow the parties to continue with trial preparation in a meaningful fashion. The Court will issue a more detailed order as the Court's schedule permits before the trial.

The Court has reviewed the entirety of the transcript. The Court finds the State has met its burden as to some of the statements, and the Court makes the following orders with respect to the Defendant's Motion in Limine (Redact Portions of Defendant's Statement), referencing Paragraph 6 of said motion, with the reasons explained in overly abbreviated fashion, at least for now, as follows:

- 6(a) out under 403 due to subst. outweighed by risk of confusion/prejudice
- 6(b) out under 404b unless door is opened by Defendant
- 6(c) out under 404b unless door is opened by Defendant
- 6(d) allowed due to context, relevance, not substantially outweighed
- 6(e) out under 403 due to subst. outweighed by risk of confusion/prejudice
- 6(f) allowed due to context, relevance, not substantially outweighed
- 6(g) allowed due to context, relevance, not substantially outweighed
- 6(h) out under 404b unless door is opened by Defendant (further: if Defendant testifies, scope of cross-examination will be based upon the state of testimony after direct exam)
- 6(i) allowed due to context, relevance, not substantially outweighed
- 6(j) out – hearsay
- 6(k) Defendant's statement is out under 403 due to confusion/prejudice unless door is opened by Defendant; if door is opened the officer's statement will then also be allowed with a limiting instruction
- 6(l) allowed due to context, relevance, not substantially outweighed

As to the State's oral request with respect to dissemination of the (redacted) transcript to the jury, the Court enters the following orders: such dissemination is not allowed during openings or closings, and the transcript will not be allowed into the deliberation room. If the State seeks to disseminate the transcript during presentation of evidence, the State shall file a brief motion to that effect, as to how, when, and why by 4:00 p.m. on Tuesday, October 14, 2025. The Defendant shall file his objection, if any, by 4:00 p.m. on Thursday, October 16, 2025.

SO ORDERED.

Dated: October 10, 2025

Clerk's Notice of Decision  
Document Sent to Parties

on 10/10/2025

  
Hon. Jonathan S. Frizzell  
Presiding Justice