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**IN THE DISTRICT COURT OF FRANKLIN COUNTY, KANSAS
FOURTH JUDICIAL DISTRICT**

STATE OF KANSAS,)
 Plaintiff,)
vs.) **Case No. 2013 CR 104**
))
KYLE FLACK,)
 Defendant.)

JOURNAL ENTRY OF DECEMBER 20, 2013 MOTIONS HEARING

NOW ON THIS 20th day of December, 2013, this matter comes on for motions hearing before the Honorable Thomas H. Sachse in Franklin County District Court. The State of Kansas appears, by and through Vic Braden, Deputy Attorney General, Stephen A. Hunting, Franklin County Attorney and James Ward, Assistant Franklin County Attorney. The defendant appears in custody and by and through court-appointed counsel, Ron Evans.

THEREUPON, the Court took up State's Motion #8, the State's Second Motion to Perform DNA Testing. Defense counsel objected to any consumptive testing, but indicated that a written objection was not filed. The Court granted the State's Second Motion to Perform DNA testing. The Court indicated that its previous orders governing consumptive testing as outlined in its order of July 29, 2013, and its modification outlined in the journal entry of the August 29, 2013 hearing were to remain in effect.

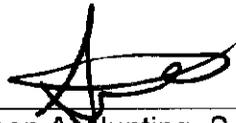
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THEREUPON, the Court set this matter for motions hearing on January 16, 2014
at 10:00 a.m.

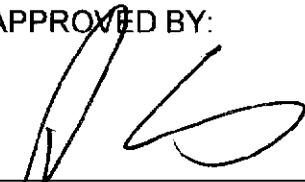
IT IS SO ORDERED.


THOMAS H. SACHSE
DISTRICT COURT JUDGE

PREPARED AND APPROVED BY:


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APPROVED BY:


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