

STATE OF MINNESOTA  
COUNTY OF RAMSEY

DISTRICT COURT  
SECOND JUDICIAL DISTRICT

State of Minnesota, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 Luce Guillen-Givins, )  
 )  
 Defendant. )  
 )

**DEFENDANT'S MOTIONS TO  
SUPPRESS EVIDENCE FROM  
UNLAWFUL SEARCHES AND SEIZURES**

Court File No. 08-10342

TO: THE COURT; AND THE STATE OF MINNESOTA, PLAINTIFF ABOVE  
NAMED; AND ITS ATTORNEY HEIDI WESTBY, ASSISTANT RAMSEY  
COUNTY ATTORNEY, 50 WEST KELLOGG BLVD., SUITE 315, ST. PAUL,  
MN 55102

PLEASE TAKE NOTICE that on February 2, 2010 at 9:00 a.m., as soon thereafter as  
counsel may be heard, before the Honorable Teresa R. Warner, Defendant Luce Guillen-Givins,  
through undersigned counsel, will move the Court for an Order to suppress all evidence obtained  
as a result of any stops, searches and seizures of Defendant, including specifically but not limited  
to the following incidents where she was stopped, searched, seized, and or arrested by police or  
law enforcement agents:

1. Defendant's arrest, search and detention by Minneapolis police officers on August 31,  
2007 at or near LaSalle Avenue and Grant Street in downtown Minneapolis.
2. The stop of Defendant while she was driving a vehicle in St. Paul on or about  
September 10, 2007 at the direction of Ramsey County sheriff deputies.
3. The stop and search of Defendant at the Canadian border near Buffalo, New York on  
or about February 2, 2008, with the involvement of FBI and JTTF agents and the Canadian

Border Patrol.

4. The arrest of Defendant on or about August 30, 2008 in south Minneapolis by Minneapolis police officer with the possible involvement of other agencies

The grounds for this motion are that in every incident described above, the police or law enforcement agents violated Defendant's Fourth Amendment Rights and Article I, Section 10 of the Minnesota constitution by intruding on Defendant's liberty and privacy interests without any requisite probable cause to believe she committed any crime, and without any other legal justification for the police intrusion. With respect to each incident, Defendant's state and federal constitutional rights to Equal Protection and Freedom of Speech and Association were also violated because police and law enforcement agents specifically and discriminatorily singled her out due to her expressed political beliefs, political activities, and political associations. This motion is based on all files, records, arguments of counsel, and evidence presented at the hearing of this Motion.

Dated: January 26, 2010

LAW OFFICE OF JORDAN S. KUSHNER

By \_\_\_\_\_  
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