



Wednesday Oct. 17, 2007

### Main Menu

- [Home](#)
- [Calendar of Events](#)
- [Join ACDL-NJ](#)
- [Expert Directory](#)
- [Members](#)
- [Forum/Criminal Practice Forms/Brief Bank/Recent Newsletters](#)
- [Members List](#)
- [Need Pool work?](#)
- [News Archives](#)
- [Officers and Trustees](#)
- [Sections](#)
- [Suggested Resources](#)

### Sections of Interest

- [Amicus Representation and Briefs](#)
- [By-Laws](#)
- [Committees](#)
- [County Jail Visitation](#)
- [Intensive Supervision Program](#)
- [Latest Legal Developments/Alerts](#)
- [Lawyer's Assistance](#)
- [Awards and Accolades](#)
- [Bail Unit and Posting](#)
- [Employment Opportunities](#)

### September 2007 Criminal cases pending in N.J. Supermem Court

#### CRIMINAL CASES PENDING IN N.J. SUPREME COURT

#### EVIDENCE

State v. Franklin J. Burr, II

Docket No. 61,196

Certification granted (State) September 7, 2007 (392 N.J. Super. 538 (App. Div. 2007)) Vincent J. Sanzone, Jr.

Whether the trial court committed reversible error in excluding **expert testimony regarding defendant's diagnosis of Asperger's Disorder** because the expert evidence did not suggest, and defendant did not argue, that his mental condition served to negate the mental state required for the charged crime, but could have **effectively negated the inference that defendant had the improper motive of seeking sexual gratification?** Whether allowing the **video replay [of the alleged victim's pre-trial interview with a social worker during jury deliberations]** may have unduly prejudiced defendant?