


IN THE CIRCUIT COURT OF LEE COUNTY, ALABAMA

STATE OF ALABAMA)		
)		
V.)	Case No.:	CC-2014-000565.00
)		
HUBBARD MICHAEL GREGORY)		
Defendant.)		

ORDER

On this day, a hearing was held regarding the Defendant's Unopposed Motion to Seal Recordings and Emails Pending Hearing. All proceedings were on the record and the Court was present in Courtroom #3 of the Lee County Justice Center. Circuit Clerk Mary Roberson and Court Specialist Ms. Chelsea Moffett were present in the Courtroom. The Defendant's Attorneys Mr. Jonathan Corley and Mr. Andrew Stanley participated via conference call. Assistant Attorney General Mr. Kyle Beckman participated via conference call for the State.

The Court addressed the final paragraph on page 4 of the State's Sur-reply Concerning New Evidence that Hubbard Was Not Truthful with the Court (doc 883) filed on November 15, 2021. This passage reads, "Finally, the State will provide the Court with a flash drive containing copies of the underlying recordings and emails that are cited within this brief." Circuit Clerk Roberson addressed the Court regarding the difficulty of audio recordings being submitted as exhibits into the court file, because AlaCourt does not have the capability for the submission of such files in the electronic storage and filing system. She addressed the burden of keeping physical copies such as flash drives or CDs that contain audio evidence causes for the Clerk's Office as well as the risk to the integrity of the evidence submitted and stored in this manner. Clerk Roberson informed the Court and the Parties that transcripts were a more efficient and effective way of maintaining such evidence in the electronic filing system and making such evidence more readily available for public inspection or copies.

Assistant Attorney General Beckman stated that it would be possible for transcripts of the phone calls to be made; however, they would potentially be ready by the Monday after the Thanksgiving holiday (November 29, 2021). The State and Defense agreed that upon completion of said transcripts, they could agree to any necessary redactions that need to be made to the transcripts. The Court stated that transcripts of the relevant portions of the calls and emails referenced by the State in its motion of November 15, 2021 should be submitted to the

Court.

The Court requested that these transcripts with redactions be submitted to the Court within the next 14 days. Furthermore, if the Parties are unable to reach an agreement regarding the transcripts, they are to file the appropriate motion with this Court and a hearing will be set.

DONE this 18th day of November, 2021.

/s/ HON. JACOB A. WALKER III

CIRCUIT JUDGE