

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

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State of Minnesota,

Court File No.: 27-CR-20-12951

Plaintiff,

DEFENDANT LANE'S **RENEWED**  
MOTION TO SEQUESTER THE JURY

v.

Thomas Kiernan Lane,

Defendant.

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The defendant, Thomas Lane, through his attorneys, Earl Gray and Amanda Montgomery, renews his motion to sequester the jury for the duration of the trial.

This motion is based on the amount of trial publicity and media coverage that will occur during the trial proceedings, which will certainly prevent a fair trial if the jury is not sequestered. Both the amount of pretrial publicity and the publicity which occurred during the Chauvin trial are perfect examples of how things will be portrayed and broadcasted during this trial. On a party's motion, "sequestration **must** be ordered if the case is of such notoriety or the issues are of such a nature that, in the absence of sequestration, highly prejudicial matters are likely to come to the jurors' attention. Minn. R. Crim. P. 26.03, Subd. 5(2) [emphasis added].

It is impossible for a juror to not see, hear, read, or interact with a family member during the trial proceedings where this case will surely be discussed if they are not sequestered. Family members, employers, and friends will know that they are on this jury based on the time commitment it requires, and the media publicity involved. Seated jurors will receive feedback from any such people during the trial which will lead to a swayed juror. The verdicts will not be

solely based on the evidence presented during the trial. Further, it is almost guaranteed that the media coverage will be discussing the pending trial along with the federal trial that just occurred, which will severely prejudice the defendants.<sup>1</sup>

These motions are further based on the Fifth, Sixth and Fourteenth Amendments to the United States and Minnesota Constitutions, Minnesota Rules of Criminal Procedure, the Minnesota Statutes and case law.

Dated: May 12, 2022

Respectfully Submitted,

s/ Earl Gray

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Earl P. Gray  
Attorney No. 37072  
332 Minnesota Street  
Suite W-1610  
Saint Paul, MN 55101  
651-223-5175

s/ Amanda Montgomery

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Amanda J. Montgomery  
Attorney No. 0393287  
332 Minnesota Street  
Suite W-1610  
Saint Paul, MN 55101  
651-223-5175

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<sup>1</sup> When jurors completed the jury questionnaire the federal trial had not yet started and they were not questioned regarding the media related to that case.