

PREFACE

Criminal practice and procedure are increasingly complex matters. Attorneys who prosecute or represent criminal defendants must know not only the substantive criminal law, but also the constitutional decisions, criminal rules and pertinent statutes relating to criminal procedure and evidence, as well as the “rules” of the local judge and “the game.”

In the decades since I practiced criminal law with Frank and Bob Haddad, I have taught courses at the University of Louisville Brandeis School of Law in criminal procedure and substantive criminal law. Former students often call for advice about how to handle a particular situation or for a case citation for some legal proposition. As attorneys, they have made positive contributions to the criminal justice system as judges, prosecutors, and defense counsel throughout the Commonwealth. These volumes are an effort to provide a comprehensive treatise on Kentucky criminal practice for all Kentucky attorneys to use.

Through the years of our long friendship, former Assistant Commonwealth’s Attorney Joe Gutmann has patiently explained new wrinkles in the criminal justice system that were intended to improve the quality of Kentucky justice. Numerous Louisville Law students have provided extensive and quality research assistance, e.g., Jeanne Clemens ’86, Sarah Charles Wright ’87, Lori Kinkead ’96, Aileen Rose ’97, Whitney White Soergel ’97, the late Lee Webb ’97, and Theodore Shouse ’99. For this Sixth Edition, you will benefit from the high quality work of Tammy Fraley ’19 and Kaylee Raymer ’20. As with earlier editions, there is reliance on David Louis Raybin’s Tennessee Criminal Practice and Procedure books, which provide many unofficial forms and valuable strategy tips.

My current editor at Thomson Reuters, Laura Nutzmänn-Hoyt, deserves special thanks for her counsel and patience during the times of adding to and correcting these volumes. Her dedication follows that of Kathy O’Dell from Cleveland, Ohio, who always valued quality and humor as my editor for more than a decade.

The coverage of these volumes extends to United States Supreme Court cases through the 2019-2020 Term, Kentucky appellate court opinions through volume 600 of the Southwestern Third Reporter, Kentucky statutes through the 2020 Session of the General Assembly, and Kentucky Supreme Court Order 2020-50.

If anyone has suggestions for improving these volumes through the addition of material in the annual pocket parts, please notify me at the University of Louisville Brandeis School of Law, Louisville, KY 40292, phone me at 502-852-6385, or send e-mail to les.abramson@louisville.edu.

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