



FILED
GARFIELD COUNTY, OKLA

AUG 29 2025

JANELLE M. SHARP
COURT CLERK
BY *[Signature]*
DEPUTY COURT CLERK

IN THE DISTRICT COURT OF GARFIELD COUNTY
STATE OF OKLAHOMA

STATE OF OKLAHOMA,)
)
 Plaintiff,)
)
 vs.)
)
 BRIAN LOVELL,)
)
 Defendant.)

Case No. CF-2024-111

ORDER REGARDING ALL MOTIONS HEARD ON AUGUST 8, 2025

On the 8th day of August, 2025, this matter came on for hearing on all motions filed by the Defendant and by the State. Defendant, Brian Lovell, appeared in person and with counsel of record, Stephen Jones and William Jewell. The State appeared by and through Colleen Galaviz, Jimmy Harmon, and Ricky Lutz on behalf of the Office of the Oklahoma Attorney General. After careful review of all written motions, responses, and replies and upon hearing argument, the Court finds as follows:

State's Motions

1. On December 19, 2024, the State filed "State's Motion for Production of Raw Data Utilized by Expert Witness Jason Beaman." On the same day, the State filed a Motion for Discovery. On August 1, 2025, the State filed "State's Motion to Compel" in relation to the State's December 19th motions. **The State's motions are granted. Defendant is directed to provide the discovery requested in the State's motions to the State as soon as possible. Defendant shall produce any medical records he anticipates using at Jury Trial. Defendant shall produce**

any handwritten notes, spreadsheets, and medical records that Dr. Jason Beaman relied upon.

2. On May 23, 2025, the State filed "State's Motion for Evaluation of Defendant for Mental Illness." The State's motion is granted. Defendant is ordered to submit to an evaluation by the State's expert and a report is ordered to be prepared by September 12, 2025.
3. On August 1, 2025, the State filed "State's Notice of *Res Gestae* Evidence or in the Alternative Notice of Intent to Use Evidence of Other Crimes, Wrongs, or Acts Pursuant to 12 O.S.2021 §2404(B) (i.e., *Burks* Notice)." The Court withheld its ruling until such time as the evidence is offered.
4. On August 5, 2025, the State filed "State's Motion to Quash Defendant's Subpoena to the Oklahoma Attorney General." The Court finds that Defendant's subpoena was not properly served. The State's motion to quash is moot.

Defense Motions

1. On June 6, 2025, Defendant filed "Response and Objection to State's Motion for Evaluation of Defendant for Mental Illness and Motion to Compel the Enforcement of the Deferred Prosecution Agreement Entered Into April 17, 2025 between the Attorney General, The Hon. Gentner Drummond and Defense Counsel, Stephen Jones."¹ On August 1, 2025, Defendant filed "Defendant's Supplement to Defendant's Response and Objection to State's Motion for Evaluation of Defendant for Mental Illness and Motion to Compel the Enforcement of the Deferred

¹ Defendant subsequently filed a motion to seal this June 6th filing. This Court granted the motion to seal on June 12, 2025.

Prosecution Agreement Entered Into April 17, 2025 between The Attorney General, Genter Drummond, and Defense Counsel, Stephen Jones.” **Defendant’s motion is denied and his objection overruled.**

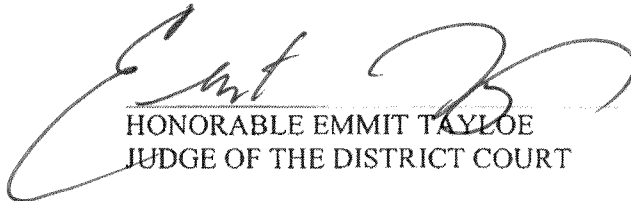
2. On June 30, 2025, Defendant filed “Defendant's Motion to Unseal the Response and Objection to State's Motion for Evaluation of Defendant for Mental Illness and Motion to Compel the Enforcement of the Deferred Prosecution Agreement Entered Into April 17, 2025 between The Attorney General, The Hon. Gentner Drummond and Defense Counsel, Stephen Jones.” **Defendant’s motion is denied.**
3. On August 1, 2025, Defendant filed “Defendant’s Omnibus Motion in Limine.” **The Court withheld its ruling until such time as the evidence Defendant seeks to exclude is offered.**
4. On August 1, 2025, Defendant filed “Motion for a Jackson v. Denno Hearing and to Suppress Involuntary Statements.” **The Court will hold a Jackson v. Denno Hearing at the September 12th pre-trial conference, after which the Court will rule on Defendant’s motion to suppress statements.**
5. On August 1, 2025, Defendant filed “Motion to Suppress Cell Phone Evidence.” **Defendant’s motion is denied.**
6. On August 1, 2025, Defendant filed “Demurrer.” **Defendant’s demurrer is overruled.**
7. On August 1, 2025, Defendant filed “Motion for Change of Venue.” On August 6, 2025, Defendant filed “Supplement to Motion for Change of Venue.” At hearing, the State did not object to Defendant’s Motion for Change of Venue. On August 11, 2025, Defendant filed “Defendant's Notice of Withdrawal of His Motion for

Change of Venue and His Demand for the Criminal Prosecution Against Him in
'The County In Which The Crime Shall Have Been Committed . . . ' and Purusant
[sic] to the Provision Further of 22 O.S. §561." **Defendant's Motion for Change
of Venue is moot.**

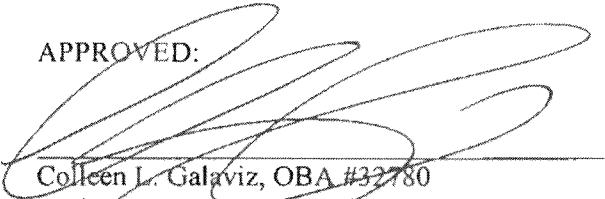
8. On August 6, 2025, Defendant filed "Motion to Seal Supplement to Motion for
Change of Venue." On August 7, 2025, the State filed an objection to the
Defendant's motion to seal. **Defendant's motion is denied. The State's objection
is sustained.**

IT IS SO ORDERED.

Signed this 26th day of AUG, 2025.


HONORABLE EMMIT TAYLOE
JUDGE OF THE DISTRICT COURT

APPROVED:



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**ATTORNEYS FOR DEFENDANT,
BRIAN LOVELL**

Taylor, Emmit

From: sjones@stephenjoneslaw.com
Sent: Wednesday, August 20, 2025 2:30 PM
To: Taylor, Emmit; 'Colleen Galaviz'
Subject: RE: [EXTERNAL]: State v. Brian Lovell, CF-2024-111 State's proposed order

Good afternoon, Judge Taylor,

Signed subject to objection as noted.

Defendant objects to the court's ruling in Paragraphs discussing State's motion 1, 2, 3 (as to timing) 5 by withholding a ruling before trial on Paragraph 3 (Defendant's motion) and Paragraph 3 of State's described motion, and Paragraph 1 of State's motion is beyond the definition of the Oklahoma Criminal Discovery Code and the Evidence Code. The order is not reciprocal, requiring the same production of the state.

The order is in violation of the 4th and 14th Amendments to the U.S. Constitution. The Texas warrant does not and cannot be used to seize for evidence, but only for safekeeping, all tangible objects over a 10-year period.

That is the very definition of a "general search warrant" prohibited by the 4th and 14th Amendments.

Sincerely,
Stephen Jones, Attorney at Law
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From: Taylor, Emmit <Emmit.Taylor@oscn.net>
Sent: Wednesday, August 20, 2025 11:45 AM
To: Colleen Galaviz <Colleen.Galaviz@oag.ok.gov>; sjones@stephenjoneslaw.com
Subject: RE: [EXTERNAL]: State v. Brian Lovell, CF-2024-111 State's proposed order

With no objection by the defendant, I will sign the proposed Order and send it to the clerk for filing.

Emmit Taylor
District Judge
Comanche County, OK
(580) 581-4595