

VIRGINIA: IN THE CIRCUIT COURT FOR PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

V.

Case No: CR16003807-00, CR16003808-00,  
CR16003960-00 thru CR16003964-00,  
CR17003235-00

JORDAN DAVID BAIRD

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**MOTION IN LIMINE:**

**Second Motion To Permit the Commonwealth to Introduce 404(b) Evidence at Trial**

COMES NOW THE COMMONWEALTH OF VIRGINIA and moves this Court in limine to permit the Commonwealth to introduce further 404(b) evidence at trial. In support of its motion, the Commonwealth states as follows:

1. The defendant stands indicted on seven felony counts of indecent liberties with a minor and one felony count of electronic solicitation.
2. The defendant was a youth and worship leader at The Life Church and also led a worship ministry at George Mason University.
3. The Court has previously granted the Commonwealth's 404(b) motion, subject to review at trial. See Jul. 24, 2017 Order and C/W's Apr. 21, 2017 motion.
4. The Commonwealth incorporates the facts, law, and contents of the Commonwealth's Apr. 21, 2017 404(b) motion in limine.
5. Since the Court granted the motion, an additional individual, L.H., has come forward. L.H. would testify that:
  - a. She was a student at George Mason University and the defendant led a ministry at the school.
  - b. About four years ago, she met him for the first time during a ministry event. At its conclusion, he immediately walked over to her. He told

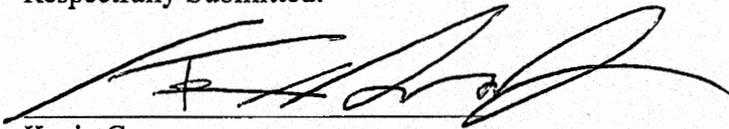
her that he wanted to kiss her and placed his hand on her inner thigh in a car.

- c. He started sending her explicit and sexual electronic communications and asked her to meet him in bathrooms.
- d. About two weeks after meeting him for the first time, she met him for the second time. The defendant asked her to meet him at an address in Manassas.
- e. This address was a mega-church.
- f. Eventually, after asking her to park next door, he walked towards her car. No one else was around.
- g. He led her inside the church into a private office. He persistently asked her to perform oral sex on him.
- h. He stated that no cheating occurred if they did not have sex and that he did not intend to leave his wife.

6. For the reasons stated in the prior motion in limine, the testimony of L.H. is relevant to show (1) defendant's leadership position; (2) his motive, opportunity, intent, preparation, and plan in using his position to target females and groom them for escalating interactions with him; (3) the absence of mistake as it relates to the touching and messages; (4) why the victim waited several months before reporting the defendant's actions; and (5) the defendant's motive, opportunity, intent, preparation, and plan in engaging in physical and sexual touching and/or acts at church.

WHEREFORE, the Commonwealth respectfully moves this Court in limine to permit the Commonwealth to introduce 404(b) evidence at trial.

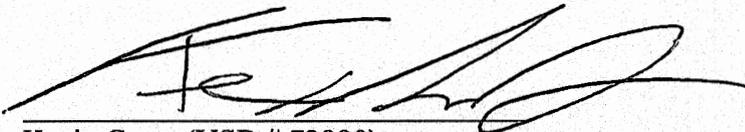
Respectfully Submitted:



Kevin Gross  
Special Prosecutor  
Deputy Commonwealth's Attorney  
City of Fredericksburg

CERTIFICATE

I, Kevin Gross, Special Prosecutor and Deputy Commonwealth's Attorney for the City of Fredericksburg, do hereby certify that, on October 19, 2017, a true and correct copy of the foregoing Second Motion to Permit the Commonwealth to Introduce 404(b) Evidence at Trial was e-mailed, mailed, faxed, and/or delivered to TODD SANDERS, ESQ., counsel for Defendant.



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