

STATEMENT OF LEGAL ISSUE

DID THE TRIAL COURT ERR WHEN IT GRANTED DEFENDANT'S MOTION TO SUPPRESS EVIDENCE BASED ON THE CONCLUSION THAT THERE IS AN EXPECTATION OF PRIVACY IN GARBAGE LEFT OUT FOR COLLECTION?

The trial court granted Defendant's motion to suppress evidence based on the reasoning that since there was an expectation of privacy in Defendant's garbage there needed to be a reasonable or articulable suspicion in order for Officer Wood to execute a trash pull.