STATEMENT OF LEGAL ISSUES

I. WHETHER THE STATE'S PEREMPTORY STRIKE OF JUROR CAROLYN ELLIOTT VIOLATED MARTIN'S EQUAL PROTECTION RIGHTS UNDER THE FEDERAL AND STATE CONSTITUTIONS.

The Trial Court denied Martin's challenge to the strike of juror Elliott.

II. WHETHER THE TRIAL COURT ERRED IN DENYING MARTIN'S PROPOSED JURY INSTRUCTION ON THE LEGAL CONSEQUENCE OF A NOT GUILTY BY REASON OF INSANITY VERDICT, AND WHETHER STATE V. ROBINSON'S HOLDING ON THIS ISSUE SHOULD BE ABANDONED.

The Trial Court denied Martin's proposed jury instruction.

III. WHETHER THE TRIAL COURT ERRED IN DENYING BOTH MARTIN'S RENEWED REQUEST FOR A "CONSEQUENCE" JURY INSTRUCTION, AND HIS MISTRIAL MOTION, IN LIGHT OF THE STATE'S ATTORNEY'S STATEMENTS IN VOIR DIRE AND IN CLOSING ARGUMENT.

The Trial Court denied both Martin's proposed jury instruction and his mistrial motion.

IV. WHETHER THE TRIAL COURT ERRED IN DENYING MARTIN'S PROPOSED JURY INSTRUCTIONS DEFINING THE TERM "WRONGFULNESS".

The Trial Court denied Martin's proposed jury instructions.