

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
RICHMOND, VIRGINIA 23219
(804) 786-2259

Granted Appeal Summary

Case

RASHAD ADKINS v. COMMONWEALTH OF VIRGINIA
(Record Number 180485)

From

The Court of Appeals of Virginia.

Counsel

Joseph D. King (King, Campbell & Poretz PLLC) for appellant.

Molly Sullivan (Office of the Commonwealth's Attorney) for appellee.

Assignments of Error

1. The Court of Appeals erred in affirming the trial court's denial of Appellant's motion to suppress his statement where the Appellant invoked his Fifth Amendment right to remain silent upon stating he had nothing more to say to a police detective, the police detective ended the interrogation, and another police detective from a different jurisdiction reinitiated the interrogation about a new offense approximately five minutes later.
2. The Court of Appeals erred in affirming the trial court's denial of Appellant's request for a mutual combat jury instruction where there was more than a scintilla of evidence of mutual combat, including an argument between Appellant and decedent that reasonably could have been viewed as an agreement to fight, people gathering to view the fight, people egging on both Appellant and decedent to fight, and an actual physical altercation.