

## Appendix B – Discovery Demand and Motion to Compel

Date: \_\_\_\_\_

Regarding Discovery Request Relating to Defendant \_\_\_\_\_  
Case # \_\_\_\_\_

Dear County Attorney:

Please accept this discovery request made pursuant to 1 LCLR Chapter 17.2 and 17.4, pages 484 and 485 of the Criminal Procedure Law of Liberia, Rule 7 of the Code for the Moral and Ethical Conduct for Lawyers and The Liberian Constitution's guarantee of Due Process for all individuals charged with crimes.

In an effort to avoid court intervention in this basic application of due process, we are asking that you provide the undersigned with the following items within 5 (five) days of your receipt of this request. In the event that you fail to abide by the Rule of Law we will be forced to apply to the court for an order compelling your compliance and requesting sanctions for your failure to comply.

Specifically, we request the following:

1. ◇ Police report,
2. ◇ Police/Magistrate Charge Sheet,
3. ◇ Writ of arrest,
4. ◇ Search warrant application and accompanying affidavits,
5. ◇ Statement(s) of witness(es) Made to the police, the grand inquest and/or others,
6. ◇ Medical report(s),
7. ◇ All Forensic Examination of Evidence Reports

8. ◇ Copy of presentment,
9. ◇ Copies of the indictment,
10. ◇ Minutes of grand jury testimony,
11. ◇ All other evidence that the prosecution has in its possession. This includes reasonable access to view any physical evidence seized from the defendant in this matter or recovered in this matter and which may be introduced as evidence in this matter.
12. ◇ In accordance with Section 17.4 of the 1LCLR of the Criminal Procedure Law, the Movant/Defendant demands that the County Attorney provide the names and addresses of all witnesses it intends to call at trial.
13. ◇ In accordance with Rule 7 of the Code for the Moral and Ethical Conduct for Lawyers, the Movant/Defendant demands that the Prosecutor furnish any evidence favorable to him.

Respectfully,

---

Defense Counsel



Therefore, the undersigned requests this Honorable Court to order the County Attorney to produce the identified items. In the event that the Prosecution persists in refusing to follow the dictates of the law and your Honor's Order, the Court should prohibit the Prosecution from using any of the below-identified items in any way in their case against the defendant, including testimony by the authors of the documents and those who made statements or gave testimony as recorded in those documents.

14. ◇ Police report,
15. ◇ Police/Magistrate Charge Sheet,
16. ◇ Writ of arrest,
17. ◇ Search warrant application and accompanying affidavits,
18. ◇ Statement(s) of witness(es) Made to the police, the grand inquest and/or others,
19. ◇ Medical report(s),
20. ◇ All Forensic Examination of Evidence Reports
21. ◇ Copy of presentment,
22. ◇ Copies of the indictment,
23. ◇ Minutes of grand jury testimony,
24. ◇ All other evidence that the prosecution has in its possession. This includes reasonable access to view any physical evidence seized from the defendant in this matter or recovered in this matter and which may be introduced as evidence in this matter.
25. ◇ In accordance with Section 17.4 of the 1LCLR of the Criminal Procedure Law, the Movant/Defendant demands that the County Attorney provide the names and addresses of all witnesses it intends to call at trial.
26. ◇ In accordance with Rule 7 of the Code for the Moral and Ethical Conduct for Lawyers, the Movant/Defendant demands that the Prosecutor furnish any evidence favorable to him.

Wherefore and in view of the foregoing, Movant/Defendant respectfully prays  
Your Honour and this Honourable Court to grant his Motion and grant unto him whatever  
You deem necessary , just, and equitable.

Respectfully submitted,

Attorney For the Defendant

\_\_\_\_\_  
DATED: \_\_\_\_\_

RECEIVED: \_\_\_\_\_



their case against the defendant, and further that the authors of the documents and those who made statements or gave testimony shall be precluded from testifying in this matter.

1. ◇ Police report,
2. ◇ Police/Magistrate Charge Sheet,
3. ◇ Writ of arrest,
4. ◇ Search warrant application and accompanying affidavits,
5. ◇ Statement(s) of witness(es) Made to the police, the grand inquest and/or others,
6. ◇ Medical report(s),
7. ◇ All Forensic Examination of Evidence Reports
8. ◇ Copy of presentment,
9. ◇ Copies of the indictment,
10. ◇ Minutes of grand jury testimony,
11. ◇ All other evidence that the prosecution has in its possession. This includes reasonable access to view any physical evidence seized from the defendant in this matter or recovered in this matter and which may be introduced as evidence in this matter.
12. ◇ In accordance with Section 17.4 of the 1LCLR of the Criminal Procedure Law, the County Attorney must provide the names and addresses of all witnesses it intends to call at trial.
13. ◇ In accordance with Rule 7 of the Code for the Moral and Ethical Conduct for Lawyers, the Prosecutor must furnish any evidence favorable to the defendant.

ORDERED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_\_

\_\_\_\_\_  
Circuit Court Judge