

FILED

JUL 17 1981

NO. 81 1-24002-801
MORGAN M. FINLEY
CLERK OF THE CIRCUIT COURT

PEOPLE OF THE STATE OF ILLINOIS)
)
Plaintiff)
)
v.)
)
RICHARD WOLDOW,)
)
Defendant)

MOTION FOR DISCOVERY

The defendant in the above entitled cause, Richard Woldow, by his attorney, Paul Bradley, moves this Honorable Court for an order to be entered upon the State's Attorney to disclose and produce certain evidence which is essential and material to the preparation of the defense. The defense requests that such disclosures and production include, but not be limited to, the following:

1. The names and address of persons the prosecution may or may not call as witnesses, including production of the following:

a. Any written or recorded statements by these witnesses, including those written or recorded statements made by police officers; and

b. Any memoranda reporting or summarizing oral statements by such witnesses.

2. The names and addresses of persons who were occurrence witnesses of the alleged offense, or who were present at the time of the arrest of the defendant, whom the State may or may not call as witnesses, including production of the following:

a. Any written or recorded statements by these witnesses, including those written or recorded statements made by police officers; and

b. Any memoranda reporting or summarizing oral statements by such witnesses.

3. Any written or recorded statements and the substance of any oral statements made by the accused, including the following:

a. A list of witnesses to the making and acknow-

ledgment of such statements;

b. The time, place and date of the making of such statements;

c. Any written or recorded memoranda containing the substance of any oral statements.

4. A list of all physical property related to this case that the State has in its possession or that is in the possession of law enforcement officials, including;

a. The date and time the property was acquired;

b. Location from which the property was acquired;

c. The name and address of the person or persons who first took the property into their possession;

d. Reports made by law enforcement authorities pertaining to this property, including, but not limited to scientific reports, and the results of scientific tests, experiments or comparisons,

and that such property be made available to the defendant for inspection before trial.

5. Any books, papers, documents, photographs or tangible objects which the prosecution intends to use in any hearing or trial or which were obtained from or belong to the accused.

6. Any reports or statements of experts made in connection with the case, including the results of physical or mental examinations and of scientific tests, experiments or comparisons.

7. Any record of prior criminal convictions, which may be used for impeachment, of persons whom the State intends to call as witnesses at any hearing or trial.

8. It is requested that the prosecution disclose its intention to use certified copies of any conviction of the accused for purposes of impeachment during trial, together with the time of any such conviction and the convicting jurisdiction.

9. It is requested that the prosecution disclose any evidence in its possession concerning prior acts or convictions of crimes of a similar nature on which it intends to rely at trial for proof of knowledge, intent or motive.

10. It is requested that the prosecution disclose the names and addresses of witnesses the State intends to call at trial for identification of the defendant as the perpetrator of the alleged crime, including the following information;

a. Time, date and place of identification confrontations;

b. If photographic identification procedures were used, production of any photograph used, whether of the defendant or of other persons;

c. Names and addresses of all persons present at such viewing;

d. Any pictures taken of the line-up or show-up;

e. Names and addresses of any individuals who confronted the accused and made no identification of him as the perpetrator of the alleged crime, or who identified him as the perpetrator of other crimes.

11. It is requested that the prosecution disclose and supply to counsel for the accused any reports and results of any and all scientific tests, experiments and examinations made by experts or others the names of such persons who conducted the tests (including, but not limited to, such tests as: fingerprints, ballistics, blood, semen and other stains) pertinent to this case.

12. It is requested that the prosecution disclose to counsel for the accused whether any evidence was acquired as a result of the execution of any legal process, including a copy to be supplied to the defense for the purposes of inspection.

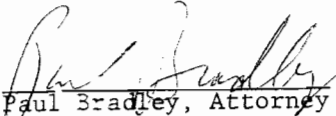
13. It is requested that the prosecution disclose to the defense the names and addresses of any witness or witnesses who may be or would be favorable to the defense. These witnesses should be clearly and separately identified on the List of Witnesses. The same disclosure is requested of any physical evidence, scientific evidence, reports or statements of experts, that might be or would be favorable to the defense.

14. Pursuant to Supreme Court Rule 415(b), it is requested that an order be entered upon the State to make such amendments

to their answer from time to time as may be required by new or modified information in their possession, knowledge or control. It is further requested, pursuant to Supreme Court Rule 412(f) that an order be entered upon the State to ensure that a flow of information is maintained between the various investigative personnel and its office sufficient to place within its possession or control all material and information relevant to the accused and the offense charged.

WHEREFORE, defendant respectfully requests this Honorable Court to enter an order requiring the prosecution to fulfill the aforesaid requests at the earliest reasonable time possible.

Respectfully submitted,



Paul Bradley, Attorney
for Richard Woldow
53 W. Jackson, #1220
Chicago, Illinois 60604