

exercise of due diligence may become known to the attorney for the Government. Fed. R. Crim. P. 16(a)(1)(A).

2. The substance of any oral statement which the Government intends to offer in evidence at the trial made by the Defendant, whether before or after arrest, in response to interrogation by any person then known to the Defendant to be a Government agent. Fed. R. Crim. P. 16(a)(1)(A).
3. Any results or reports of physical or mental examinations, and of scientific tests or experiments, or copies thereof, including the results of any polygraph examinations, made in connection with the case and which are material to the preparation of the defense or are intended for use by the Government as evidence in chief at the trial. Fed. R. Crim. P. 16(a)(1)(D).
4. Any recorded testimony of the Defendant before a grand jury which is related to the offense charged. Fed. R. Crim. P. 16(a)(1)(A).
5. Any books, papers, documents, photographs, tangible objects, buildings or places or copies or portions thereof, which are within the possession, custody or control of the Government, and which are material to the preparation of the defense or are intended for use by the Government as evidence in chief at trial, or were obtained from or belong to the Defendant. Fed. R. Crim.

P. 16(a)(1)(C).

6. The Federal Bureau of Investigation identification sheet, any NCIC reports, or any other list, indicating the Defendant's prior criminal record. Fed. R. Crim. P. 16(a)(1)(B).
7. A written summary of any expert testimony that the Government intends to offer as evidence in chief at trial under Fed. R. Evid. 702, 703, or 705. Fed. R. Crim. P. 16(a)(1)(E).

The Defendant further requests that the Government disclose the following:

1. Any and all information and material known to the Government which may be favorable to the Defendant on the issues of guilt or punishment within the scope of Brady v. Maryland, 373 U.S. 83 (1963), United States v. Agurs, 427 U.S. 97 (1976), United States v. Bagley, 473 U.S. 667 (1985), and Kyles v. Whitley, 514 U.S. 419 (1995).
2. The existence and substance of any payments, promises of immunity, leniency or preferential treatment made to prospective Government witnesses within the scope of United States v. Giglio, 405 U.S. 150 (1972), and Napue v. Illinois, 360 U.S. 264 (1959).
3. Any evidence that the Government intends to offer at trial pursuant to Rule 404(b) of the Federal Rules of Evidence.

4. The identities of any confidential informants who were actual participants in criminal activities. Roviaro v. United States, 353 U.S. 53 (1957).
5. Any and all tapes, mechanical or electronic recordings, logs, records, memoranda or other evidence of any electronic or other surveillance of wire or oral communications (a) to which the Defendant was a party, or (b) at a place in which the Defendant had a reasonable expectation of privacy, or (c) in which the Defendant is named, or (d) which were intercepted pursuant to warrant or application in which the Defendant's name appears. 18 U.S.C. §§ 2518(8)(d), (9), (10).

Respectfully submitted this the ____ day of December, 2010.

Federal Public Defender

/s/ _____

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