

(1963));

2. Any law enforcement investigation report which tends to establish the Defendant's innocence, to mitigate punishment or to impeach the credibility or contradict the testimony of any witness the Government will call at the trial of this cause (Giles v. Maryland, 386 U.S. 66, 87 S. Ct. 793 (1967));

3. The names and addresses of witnesses who might establish the Defendant's innocence, mitigate punishment, or impeach the credibility or contradict the testimony of any witness the Government will call at the trial of this cause;

4. Any information or material which would tend to establish the Defendant's innocence, to mitigate punishment, or to impeach the credibility or contradict the testimony of any witness whom the Government will call at the trial of this cause (Napue v. Illinois, 360 U.S. 263, 79 S. Ct. 1173 (1959); Giglio v. United States, 405 U.S. 150, 92 S. Ct. 763 (1972));

5. Any inconsistent statements made by any witness whom the Government will call at the trial of the cause;

6. Any evidence which would tend to show that any searches, surveillances, arrest or other police procedure utilized in this case were illegal or improper.

The Defendant states that the information requested above is within the exclusive control of the United States Government and is essential to the Defendant's preparation for trial, as mandated by the due process clause of the United States Constitution, and is otherwise material in the preparation of the trial Motion to Suppress and Motion to Sever, as may later be set forth herein, and is reasonably requested with no great administrative burden on the United States Government.

WHEREFORE, this Defendant respectfully prays that this Honorable Court enter an Order:

1. Granting the above-requested discovery; and
2. Reserving Defendant's right to supplement and amend this Motion as the disclosure of information provides further basis for relief.

Respectfully submitted, this 19th day of October, 1998.

JOHN A. DUSENBURY, JR.
Assistant Federal Public Defender
North Carolina State Bar # [REDACTED]
Post Office Box 400
Greensboro, NC 27402

(336) 333-5455

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing on the below-mentioned attorney by mailing a copy of the same to the following address:

Ms. Sandra Hairston
Assistant United States Attorney
P. O. Box 1858
Greensboro, NC 27402

This, the 19th day of October, 1998.

JOHN A. DUSENBURY, JR.
Assistant Federal Public Defender