

[CAPTION]

MOTION TO PRODUCE SUPPLEMENTAL POLICE REPORTS

Comes now the Accused and moves the Court for an order requiring the State to produce all Supplemental Police Reports prepared and filed in this prosecution and more particularly says:

1. That the counsel for the Accused have examined the State's most recent filing of a trial witness list.
2. That the examination reveals that a number of the witnesses apparently conducted investigative actions which have not been memorialized by the filing of supplemental police reports.
3. That there exists a case record system employed by the [INSERT INVESTIGATING POLICE AGENCY'S NAME] known as [INSERT RECORD SYSTEM'S NAME] which records the filing of all supplemental police reports filed under the designated investigatory case number, and which is unavailable to defense counsel.
4. That the Accused requests an Order of this Court directing the State to produce to the Accused all supplemental filings made in the continuing of this prosecution.

(Signature)

NOTE

Unlike Requests for Production to Non-Parties, there is no 15-day notice period prior to filing the Request for Production.

CASE LAW

State v. Schmitt, 915 N.E.2d 520 (Ind.Ct.App. 2009) (trial court did not abuse its discretion by dismissing OWI charges because the State's refusal to respond to Defendant's Request for Production of information and documentation regarding the arresting officer's training for the administration of traffic stops and field sobriety tests and the NHTSA manual the arresting officer used and was trained under, as the trial court ordered, constituted bad faith).