

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

State of Minnesota,

**STATE'S REQUEST FOR DISCLOSURE
PURSUANT TO RULE 9.02**

Plaintiff,

vs.

MNCIS CASE NO. 27CR216710

TEMEKA MICHELLE NICHOLS,

SILS Tracking No. 3221604

Defendant.

City Attorney File No. 21-03206

Offense Date: April 02, 2021

Offense Type: Assault

Pursuant to Rule 9.02, Minnesota Rules of Criminal Procedure, the State of Minnesota requests the Defendant to make the following disclosures:

- (1) **Documents and Tangible Objects.** That the defendant disclose the existence of and permit the prosecuting attorney to inspect and reproduce books, papers, documents, photographs, and tangible objects which the defendant intends to introduce in evidence at the trial or concerning which the defendant intends to offer evidence at the trial, and shall also permit the prosecuting attorney to inspect and reproduce reports on prospective jurors and to inspect and photograph buildings or places concerning which the defendant intends to offer evidence at trial.
- (2) **Reports of Examinations and Tests.** The defendant shall disclose and permit the prosecuting attorney to inspect and reproduce any results of reports of physical or mental examinations, scientific tests, experiments and comparisons made in connection with the particular case within the possession or control of the defendant which the defendant intends to introduce in evidence at the trial or which were prepared by a witness whom the defendant intends to call at the trial when the results or reports relate to the testimony of the witness.
- (3) **Notice of Defense and Defense Witnesses and Criminal Record.**
 - (a) Notice of Defense. That the defendant inform the prosecuting attorney in writing of any defense, other than that of not guilty, on which the defendant intends to rely at the trial, including but not limited to, the defense of self-defense, entrapment, mental illness or deficiency, duress, alibi, double jeopardy, statute of limitations, collateral estoppel, defense under Minn. Stat. §609.035, or intoxication. The defendant shall supply the prosecuting attorney with the names and addresses of persons whom the defendant intends to call as witnesses at the trial together with their record of convictions, if any, within the defendant's actual knowledge.

If the defendant gives notice of intent to rely on the defense of mental illness or mental deficiency, the defendant shall also notify the prosecuting attorney of any intent to additionally rely on the defense of not guilty.

- (b) Statements of Defense and Prosecution Witnesses. The defendant shall permit the prosecuting attorney to inspect and reproduce any relevant written or recorded statements of the

persons whom the defendant intends to call as witnesses at the trial and also statements of prosecution witnesses obtained by the defendant, defense counsel, or persons participating in the defense, and which are within the possession or control of the defendant, and shall permit the prosecuting attorney to inspect and reproduce any written summaries within the defendant's knowledge of the substance of any oral statements made by the such witnesses to defense counsel or obtained by the defendant at the direction of defense counsel.

(c) Alibi. If the defendant intends to offer evidence of an alibi, the defendant shall also inform the prosecuting attorney of the specific place or places where the defendant contends to have been when the alleged offense occurred and shall inform the prosecuting attorney of the names and addresses of the witnesses the defendant intends to call at the trial in support of the alibi.

(d) Criminal Record. Defense counsel shall inform the prosecuting attorney of any prior convictions of the defendant.

Dated: April 05, 2021

Respectfully Submitted,

/s/Rebekah Murphy

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