

**OFFICE OF THE DISTRICT ATTORNEY  
FIFTEENTH JUDICIAL DISTRICT  
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**MICHAEL HARSON  
DISTRICT ATTORNEY**

**PARISHES OF:  
ACADIA  
LAFAYETTE  
VERMILION**

**August 1, 2012**

**Mr. Louis Perret  
Clerk of Court  
Parish of Lafayette  
P.O. Box 2009  
Lafayette, Louisiana 70502**

**2012 AUG -2 PM 10:21  
CLERK OF COURT  
LAFAYETTE, LOUISIANA**

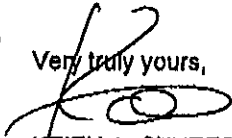
**RE: State of Louisiana  
vs. Brandon Scott Lavergne  
15th JDC Criminal Docket Number: 138234**

**Dear Clerk:**

Concerning the above referenced matter, please find enclosed for filing the State's original "Disclosure, Production, Notice To Defendant, and Request for State's Discovery". I am by copy of these pleadings making service upon the defendant, through his attorney, Burleigh Doga and Honorable Judge Herman Clause.

Thanking you for your cooperation, I remain,

Very truly yours,



**KEITH A. STUTES  
Assistant District Attorney**

**KAS/md  
Enclosure**

**xc: Honorable Judge Herman Clause  
Burleigh Doga**

CLERK OF COURT  
LAFAYETTE PARISH, LA



2012 AUG -2 AM 10: 21

STATE OF LOUISIANA	* 15TH JUDICIAL DISTRICT COURT
VERSUS	* CRIMINAL DOCKET NUMBER: 138234
BRANDON SCOTT LAVERGNE	* DIVISION: E (Judge Herman Clause)
	* PARISH OF LAFAYETTE
	* STATE OF LOUISIANA

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**DISCLOSURE, PRODUCTION, NOTICE**  
**TO DEFENDANT, AND REQUEST FOR STATE'S DISCOVERY**

NOW INTO COURT, comes the State of Louisiana, by and through the Office of the District Attorney, 15th Judicial District Court, in the above captioned criminal proceeding, a charge of two counts of capital First Degree Murder, who with respect represents as follows, to-wit:

1.

The defendant in the above captioned proceeding was formally indicted by a duly empaneled Lafayette Parish Grand Jury, charging that the defendant did commit First Degree Murder, two counts, in violation of the provisions of R.S. 14:30, the original of said indictment filed of record in the above captioned proceeding and made a part hereof by reference.

2.

The defendant in the above captioned proceeding was duly arraigned and entered a plea of not guilty, as per the official minutes of record in the above captioned proceeding and made a part hereof by reference.

3.

The above captioned is a capital First Degree Murder proceeding.

4.

The above captioned proceeding, a capital charge of First Degree Murder, two counts, has been duly allotted to the Division of the 15<sup>th</sup> Judicial District Court as described hereinabove.

5.

The defendant, through enrolled and/or appointed counsel of record, has thus far filed pretrial motions, notices, requests, and other pleadings.

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6.

The State desires to respond to and provide to defendant all pretrial discovery, disclosure, and production, to formally request of defendants certain pretrial discovery in favor of the State, to provide all necessary pretrial notices to the defendant, and otherwise to comply with the Louisiana and United States Constitutions, statutory and jurisprudential law, as is presently applicable, such that these proceedings be, in due course, scheduled for pretrial status conference, pretrial motion hearings, and a speedy trial; the State does so specifically in the following regards.

7.

**Bill of Particulars (La. CCRP 484)**

A. The State, in accordance with Louisiana Code of Criminal Procedure Article 484 and Louisiana Jurisprudence interpreting same, does furnish to the defendant the following Bill of Particulars, in subsection L, setting forth more specifically the nature and cause of the charge against the defendant, subject to the following.

B. The State is not required to open its files to the defendant to allow the defendant to search them to decide what is exculpatory, State v. Johnson, 324 So.2d 394 (La. S. Ct. 1975).

C. The State is not required to disclose to the defendant the names and addresses of its witnesses. State v. Jenkins, 338 So.2d 276 (La. S. Ct. 1976); State v. Johnson, 333 So.2d 223 (La. S. Ct. 1976); State v. Knight, 323 So.2d 765 (La. S. Ct. 1975); State v. Andrus, 250 La. 765, 19 So.2d 867 (La. S. Ct. 1967).

D. The State is not required to set out particular testimony on which the State may rely for conviction. State v. Robertson, 158 La. 300, 103 So.821 (La. S. Ct. 1925).

E. The Bill of Particulars cannot be used to obtain the names and addresses of victims, nor a copy of the victim's criminal record, if applicable, State v. Ross, 561 So.2d 1004 (La. App. 4th Cir. 1990), writ denied in part, not considered in part, 594 So.2d 885 (La. S. Ct. 1990); State v. Stevenson, 514 So.2d 651 (La. App. 2d Cir. 1987), writ denied 519 So.2d 141 (La. S. Ct. 1987).

F. The Bill of Particulars cannot be used to obtain information concerning any physical evidence relating to the crime or which the State intends to use at trial. State v. Chase, 327 So.2d 391 (La. S. Ct. 1976); State v. Howard, 325 So.2d 812 (La.

S. Ct. 1976).

G. The Bill of Particulars is not a discovery device, may not be used to obtain the State's evidence, but is designed to more fully inform the defendant of the nature and scope of the charge against the defendant. State v. Jones, 544 So.2d 1209 (La. App. 3rd Cir. 1989); State v. Tezano, 514 So.2d 531 (La. App. 3rd Cir. 1987).

H. The State is not required to provide to the defendant, through the Bill of Particulars, any information which has been or will be revealed to the defendant by the public record, by open file discovery (if allowed to defense counsel), or otherwise from documents provided to or available to defense counsel. State v. Glynn, 653 So.2d 1288 (La. App 1st Cir. 1995), writ denied 661 So.2d 464 (La. S. Ct. 1995); State v. Jones, 544 So.2d 1209 (La. App. 3rd Cir. 1989).

I. The Bill of Particulars may not be used to discover the details of the evidence, i.e., to know "exactly how" the State intends to prove its case; it cannot be used as a "fishing expedition" to discover the details of the State's evidence, nor to harass the State by demanding non essential details. State v. Hulzar, 414 So.2d 741 (La. S. Ct. 1982); State v. Vaccaro, 411 So.2d 415 (La. S. Ct. 1982); State v. Brewer, 301 So.2d 630 (La. S. Ct. 1974), appeal after remand 326 So.2d 353 (La. S. Ct. 1974).

J. The State is not required to furnish specific answers to specific interrogatories posed by the defendant as same are disguised to secure a full disclosure of the entirety of the State's evidence. State v. Brown, 288 So.2d 339 (La. S. Ct. 1974).

K. The defendant is not entitled to a Bill of Particulars advising whether the defendant was charged as a principal or as an actual perpetrator. State v. Vaccaro, 411 So.2d 415 (La. S. Ct. 1982); State v. Evans, 669 So.2d 719 (La. App. 2d Cir. 1996), writ denied 675 So.2d 1119 (La. S. Ct. 1996); State v. Smith, 681 So.2d 980 (La. App. 1st Cir. 1996); State v. Muntz, 534 So.2d 1317 (La. App. 4th Cir. 1988); U.S. v. Neal, 951 F.2d 630 (Ct. App. 5th Cir. 1992).

L. The essential facts of the nature and cause of the charge herein are, as follows, to-wit:

1. a. Count 1 of the above captioned proceeding is conducted specifically under LSA-R.S. 14:30 as it was last amended and reenacted by Act 899 of 1997 and Act 1369 of 1999 ("First Degree Murder is the killing of a human being...when

the offender has specific intent to kill or to inflict great bodily harm and is engaged in the perpetration or attempted perpetration of ...aggravated kidnapping, second degree kidnapping...aggravated rape... forcible rape... then LSA-R.S. 14:30(A)(1). ("Whoever commits the crime of First Degree Murder shall be punished by death or life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence in accordance with the determination of the jury..., then LSA-R.S. 14:30(c)).

1. b. Count 1 of the above captioned proceeding is based on the following facts: On or about July 3, 1999, the defendant, Brandon Scott Lavergne, met the victim Lisa Pate, a resident of the Parish of Lafayette, in the Parish of Lafayette, enticed and persuaded Lisa Pate to go with him from the Parish of Lafayette to another place, and/or forcibly seized and carried Lisa Pate to another place, whereupon the defendant forced Lisa Pate, for her release, to engage in non-consensual acts, and/or inflicted physical injury and/or sexual abuse upon Lisa Pate. The defendant, with specific intent to kill or to inflict great bodily harm, killed Lisa Pate while engaged in the perpetration or attempted perpetration of aggravated kidnapping, second degree kidnapping, aggravated rape, and/or forcible rape. After the first degree murder of Lisa Pate, the defendant moved evidence of the first degree murder and the body of Lisa Pate to locations with the intent to distort the results of the criminal investigation of the first degree murder of Lisa Pate.
2. a. Count 2 of the above captioned proceeding is conducted specifically under LSA-R.S. 14:30 as it was last amended and reenacted by Act 79 of 2008 and Act 1359 of 1999 ("First Degree Murder is the killing of a human being...when the offender has specific intent to kill or to inflict great bodily harm and is engaged in the perpetration or attempted perpetration of ...aggravated kidnapping, second degree kidnapping...aggravated rape... forcible rape... then LSA-R.S. 14:30(A)(1). ("If the district attorney seeks a capital verdict, the offender shall be punished by death or life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence in accordance with the determination of the jury... then LSA-R.S. 14:30(c)(1)).
2. b. Count 2 of the captioned proceeding is based on the following facts: On or about May 19, 2012, the defendant Brandon Scott Lavergne, encountered the victim, Michaela Shunick, a resident of the Parish of Lafayette, in the City and Parish of Lafayette, forcibly seized and carried the victim to another place, the defendant refused to release Michaela Schunick, forced her to engage in non-consensual acts, and inflicted physical injury and/or sexual abuse. The defendant, with specific intent to kill or to inflict great bodily harm, killed Michaela Shunick while engaged in the perpetration or attempted perpetration of aggravated kidnapping, second degree kidnapping, aggravated rape, and/or forcible rape. After the first degree murder of Michaela Shunick, the defendant moved evidence of the first degree murder and the body and belongings of Michaela Shunick to locations with the intent to distort the results of the criminal investigation of the first degree murder of Michaela Shunick. The offense of obstruction of justice is a continuing offense and the continued tampering with the body of Michaela

Shunick seeks to distort the results of the investigation. Any person or persons having knowledge of the body of Michaela Shunick may be Accessories After the Fact.

M. Discovery or inspection of reports, memorandum or other internal State documents made by the District Attorney or by agents of the State in connection with the investigation or prosecution of this case, or of statements made by witnesses or prospective witnesses, other than the defendant, to the District Attorney, or to agents of the State, are not authorized. Louisiana Code of Criminal Procedure Article 723.

8.

**Production of Documents**

A. The Initial Report (LSA-R.S. 44:3(A)(4)). The following law enforcement officers were the initial officers dispatched to and investigating the criminal complaint upon which the nature and cause of the charge herein are based, to-wit:

1. As to Count 1, Deputy Lennis Ledet, Acadia Parish Sheriff's Office.
2. As to Count 2, Officer Devin Touchet, Lafayette Police Department.

The initial reports of said officer or officers investigating such complaint were duly prepared. All other reports of investigating officers are follow up or subsequent reports or investigations.

Contemporaneously with the filing of this pleading, the State shall provide a copy of such initial reports of said law enforcement officers to counsel of record for the defendant above captioned. Said defendant is entitled only to the initial report of the officer or officers investigating the complaint; the defendant is not entitled to any follow up or subsequent report or investigation, under and by virtue of LSA-R.S. 44:3(A)(4).

The initial report need only contain those items listed in LSA-R.S. 44:3(A)(4), nothing more, State v. Walters, 582 So.2d 317 (La. App. 4th Cir. 1991), writ denied. The initial reports referred to herein contain all of the information now required by LSA-R.S. 44:3(A)(4)(b), State v. Overton, 596 So.2d 1344 (La. App. 1st Cir. 1992).

B. Arrest Warrant (La. C Cr P 202, 203, 217). The defendant above captioned was arrested, pursuant to the warrants, as described in paragraph 21; Contemporaneously with the filing of this pleading, the State shall provide copies of the foregoing affidavit for warrant of arrest and warrant/order to counsel of record for defendant above captioned.

C. **Booking Document (La. CCrP 228).** The above captioned defendant was booked into the Lafayette Parish Correctional Center for which booking information can be obtained from the Lafayette Parish Correctional Center.

D. **Search Warrants (La. CCrP 161 et seq).** Searches were executed pursuant to search warrants or consent as described in paragraph 21.

Contemporaneously with the filing of this pleading, the State shall provide to counsel of record for defendant above captioned a copy of the application for search warrant, search warrant, return of search warrant, and consent forms described.

E. **Crime Scene Report. (State v. Lingle, 461 So.2d 1046 (La. 1985)).** The forensic crime scene detectives investigated and reported concerning the crime scene, as described in paragraph 21. Contemporaneously with the filing of this pleading, the State shall provide to counsel of record for defendant above captioned a copy of said reports of crime scene; further, the opportunity to make suitable arrangements to inspect and copy, photograph, or otherwise reproduce any photographs of the crime scene and autopsy, shall be extended to counsel of record for defendant.

9.

**Discovery of Statements by the Defendants (La. CCrP 716)**

A. **Written or Recorded Confession or Statement (La. CCrP 716(A)).** The District Attorney has possession, custody, control or knowledge of the following "written or recorded confession or statement of any nature, including recorded testimony before a grand jury, or copy thereof, of the defendant", above captioned, specifically as follows, to-wit:

1. On July, 2012, the defendant, after advised of rights, provided a voluntary statement to Lt. Jack Lightfoot, Lafayette Parish Sheriff's Office, at the Lafayette Police Department.

Contemporaneously with the filing of this pleading, the State shall provide to counsel of record for defendant above captioned, a copy of any written document or transcription of any recorded statement hereinabove described; further, contemporaneously with the filing of this pleading, the opportunity to make suitable arrangements to inspect and copy, photograph, or otherwise reproduce any recordings of said statements, shall be extended to counsel of record for defendant above captioned.

B. The existence, but not the contents, of any oral confession or statement of

any nature. (La. C Cr P 716(B)). The District Attorney does hereby inform the defendant above captioned of "the existence, but not the contents, of any oral confession or statement of any nature, made by the defendant, which the district attorney intends to offer in evidence at the trial, with the information as to when, where and to whom such oral confession or statement was made", specifically as follows, to-wit:

1. As to Count 1 - Lisa Pate:
  - a. While in the custody of the Louisiana Department of Corrections, the defendant made statements to K.K.;
  - b. While in the custody of the Louisiana Department of Corrections, the defendant made statements to M.B.;
  - c. While in the custody of the Louisiana Department of Corrections, the defendant made statements to R.M.
2. As to Count 2 - Michaela Shunick:
  - a. On or about April 20, 2012, the defendant made statements to A.D.;
  - b. On or about May 20, 2012, the defendant made statements to G.C.;
  - c. On or about May 20, 2012, the defendant made statements to persons at O.M.C.;
  - d. On or about May 20, 2012, the defendant made statements to persons of the J.P.S.O.;
  - e. On or about May 23, 2012, the defendant made statements to persons at O.G.M.C.
  - f. On or about May 24, 2012, the defendant made statements to R.Y., of J.R.Y.C.
  - g. On or about May 25, 2012, the defendant made statements to A.S., office of G.P.
  - h. On or about May 25, 2012, the defendant made statements to S.S., office of G.P.
  - i. On or about May 30, 2012, the defendant made statements to B.N.;
  - j. On or about May 31, 2012, the defendant made statements to persons of the S.J.C.S.O.
  - k. On or about May 31, 2012, the defendant made statements to persons of the S.F.I.O.;
  - l. On or about June 4, 2012, the defendant made statements to S.B., A.P., J.S. and D.W.;
  - m. On or about June 14, 2012, the defendant made statements to family members;

The State is not required to inform the defendant of the contents of such statements, Louisiana Code of Criminal Procedure Article 716(B).

C. The substance of any oral statement made by the defendants which the State intends to offer in evidence in response to interrogation by a law enforcement officer. (La. C Cr P 716(C)). The District Attorney does hereby "inform the defendant of



the substance of any oral statement which the state intends to offer in evidence made by the defendant, whether before or after arrest, in response to interrogation by any person then known to the defendant to be a law enforcement officer", specifically as follows, to-wit:

1. None other than in paragraph 9(A)(1)

10.

**Production of Prior Criminal Record of Defendants (La. CCrP 717)**

Contemporaneously with the filing of this pleading, the State shall provide to counsel of record for defendant above captioned a copy of any record of criminal arrests and convictions that is in its possession or custody, as to defendant.

11.

**Production of Documents and Tangible Objects (La. CCrP 718)**

In addition to the statements, documents, and items otherwise provided or produced herein before, the District Attorney shall "permit or authorize the defendant to inspect, copy, examine, test scientifically, photograph, or otherwise reproduce books, papers, documents, photographs, tangible objects, buildings, places, or copies or portions thereof, which are within the possession, custody, or control of the state...intended for use by the state as evidence at the trial, or were obtained from or belonged to the defendant,".

Contemporaneously with the filing of this pleading, the opportunity to make suitable arrangements to inspect, copy, examine, test scientifically, photograph, or otherwise reproduce said items listed shall be extended to counsel for the defendant above captioned.

12.

**Production of Reports or Examinations and Tests (La. CCrP 719)**

The District Attorney does hereby "permit or authorize the defendant to inspect and copy, photograph, or otherwise reproduce any results or reports, or copies thereof, of a physical or mental examination, and of scientific tests or experiments, made in connection with or material to the particular case, that are in the possession, custody, control, or knowledge of the district attorney and intended for use at trial..." specifically as described in paragraph 21. Contemporaneously with the filing of this pleading, the

State shall provide to counsel of record for defendant above captioned, copies of the foregoing results or reports. Each of the reports evidenced by the certificates herein above described were authorized and made by Coroners, Forensic Pathologists, and other persons, partnership, corporations, and other legal entities practicing in fields of knowledge and expertise in the gathering, examination, and analysis of evidence by scientific means, or by criminalistics laboratories established by the laws of this state or by laws of the United States, in accordance with LSA-R.S. 15:499. Such certificates made in accordance with LSA-R.S. 15:499 shall be received in evidence as prima facie proof of the facts shown thereon, and as prima facie proof of proper custody of the physical evidence listed thereon from time of delivery of said evidence to the facility until its removal therefrom, in accordance with LSA-R.S. 15:500.

13.

**Notice of Intent to Introduce Certificates of Examination and Analysis of Physical Evidence (LSA-R.S. 15:499 et seq)**

The State seeks to introduce all of the foregoing certificates made in accordance with LSA-R.S. 15:499, and, in connection therewith, does hereby given written notice of intent, to counsel of record for the defendant above captioned, and said defendant, to offer proof by such certificates and documents hereinbefore described, copies of such certificates contemporaneously provided to counsel for defendant above captioned, and included herewith by reference.

14.

**Notice Of Intent To Offer Evidence of Other Crimes (La. CCrP 720, La. CE 404)**

In accordance with Louisiana Code of Criminal Procedure Article 720 and Louisiana Code of Evidence Article 404, the District Attorney does hereby notify and inform the defendant above captioned that it intends to use evidence of other crimes committed by the defendant, at the defendant's trial, on the merits and sentencing hearing, as follows, to-wit:

1. On or about April 13, 1999, the defendant Brandon Scott Lavergne, sexually assaulted a known female in the Parish of Evangeline, Louisiana. The defendant entered a plea of guilty to, and was convicted of, the offense of Aggravated Oral Sexual Battery on February 25, 2000, Evangeline Parish Docket Number 58521.
2. On or about, July 3, 1999, while out on bond for the arrest of

the offense in subsection 1 above, the defendant committed the offense underlying count 1 of the indictment, similar, if not identical but for the actual killing of Lisa Pate, to the offense in subsection 1 and 3. After the murder of Lisa Pate, the defendant moved the body of Lisa Pate, hiding it from view, knowing that an investigation regarding Lisa Pate would ensue, with the specific intent, by hiding the body, of distorting the results of the criminal investigation and affecting any criminal proceedings. The offense of obstruction of justice by tampering with evidence was a continuing offense.

3. On or about May 19, 2012, the defendant committed the offense underlying count 2 of this indictment, similar, if not identical to the offense in subsection 1 and 2. After the murder of Michaela Shunick, the defendant moved the body of Michaela Shunick, hiding it from view, and moved the bicycle last seen in the possession of Michaela Shunick attempting to hide it from view, knowing that an investigation regarding Michaela Shunick would ensue, with the specific intent, by hiding the body and by attempting to hide the bicycle, of distorting the results of the criminal investigation and affecting any criminal proceeding. The offense of obstruction of justice is a continuing offense and is presently ongoing and occurring. On May 26, 2012, the bicycle last seen in the possession of Michaela Shunick was found partially submerged in or about Whiskey Bay, in the Parish of St. Martin.
4. On or about May 31, 2012, after the murder of Michaela Shunick and the offenses committed in item 3, the defendant, Brandon Scott Lavergne, moved the white Chevrolet Z71 pickup truck he was operating on May 19, 2012, seen near in proximity to where Michaela Shunick was last seen and used by the defendant in the offenses underlying count 2 of the indictment and the offenses committed in item 3, to a location out of state and there intentionally destroyed the white Chevrolet Z71 pickup, knowing that an investigation regarding Michaela Shunick and the white Chevrolet Z71 pickup would ensue, with the specific intent, by destroying the white Chevrolet Z71 pickup, of destroying any evidential significance of the pickup and its contents and distorting the results of the criminal investigation and affecting any criminal proceeding. This offense of obstruction of justice is a continuing offense. On May 31, 2012, law enforcement officers discovered the remains of the white Chevrolet Z71 pickup destroyed by the defendant.
5. On or about May 31, 2012, the defendant provided a false report or complaint of a vehicle theft of the white Chevrolet Z71 pickup he had intentionally destroyed.
6. On May 31, 2012, the defendant made a fraudulent claim with State Farm Insurance Company for reimbursement for the loss of his white Chevrolet Z71 pickup truck, fraudulently representing that his pickup had been stolen when he had actually destroyed it.
7. On or about June 4, 2012, the defendant appeared at a Lafayette Parish auto dealer seeking to locate and purchase a vehicle identical to his white Chevrolet Z71 pickup which

he had intentionally destroyed on May 31, 2012, falsely reporting that his destroyed vehicle had been stolen in Houston, Texas. A vehicle almost identical to the vehicle the defendant destroyed was located. The defendant purchased the almost identical vehicle, in the process alter an identification card to hide the "sex offender" notice contained on the identification card. The defendant had contacted an official of the Department of Motor Vehicles and offered \$500.00 to obtain a driver's license without the "sex offender" notice.

15.

**Notice Of Intent To Use Statements of Coconspirators (La. CCRP 721)**

The District Attorney, at the present time, does hereby inform the defendant above captioned that it does not intend to use statements of coconspirators pursuant to Louisiana Code of Evidence Article 803(D)(3)(b), except as may otherwise be allowed by law, however reserving to the district attorney the right to amend this its response, to so use such statements upon proper notification to the defendant.

16.

**Production Of Confessions and Inculpatory Statements of Codefendants (La. CCRP 722)**

The District Attorney shall permit or authorize the defendant above captioned to inspect and copy, photograph or otherwise reproduce any relevant written or recorded confessions or inculpatory statements made by a codefendant and, as such, contemporaneously with the filing of this pleading, shall provide to defendant above captioned copies or transcriptions of such written or recorded confessions or inculpatory statements or shall extent to defendant above captioned an opportunity to inspect and copy, photograph, or otherwise reproduce such written or recorded confessions or statements made by codefendant, specifically as follows, to-wit:

1. None

17.

**Notice of Intent to Introduce Confession or Statement in Evidence (La. CCRP 768)**

The State intends to introduce all confessions and/or inculpatory statements made by the defendant above captioned, in evidence, and, as such, does hereby advise the defendant above captioned in writing, by the filing of this pleading, of its intention, such confessions and/or inculpatory statements more particularly described herein above and otherwise.

18.

**Discovery by the State**

A. Documents and tangible objects. The District Attorney moves the court to require that the defendant above captioned first itemize specifically and then permit or authorize the District Attorney to inspect and copy, test scientifically, photograph, or otherwise reproduce books, papers, documents, photographs, tangible objects, copies or portions thereof, that are in the possession, custody or control of the defendant, and that the defendant intends to use in evidence at trial. (LaCCrP Art 724).

B. Reports of examinations and tests. The State moves the court to require that the defendants first itemize specifically and then permit or authorize the State to inspect and copy, photograph, or otherwise reproduce any results of reports or copies thereof of physical and mental examinations and of scientific tests or experiments, of a similar nature, made in connection with the case, that are in the possession, custody or control of the defendant, and that the defendant intends to use as evidence at the trial or were prepared by a witness whom the defendant intends to call at the trial when such results or reports relate to his testimony. (LaCCrP 725).

C. Notice of defense based upon mental condition. The State of Louisiana does hereby invoke the provisions and sanctions of Article 726 of the Louisiana Code of Criminal Procedure regarding notice of defense based upon mental condition. If the defendant intends to introduce testimony relating to a mental disease, defect, or other condition, the District Attorney moves the Court to require that the defendant first itemize specifically and then permit or authorize the District Attorney to inspect and copy, or otherwise reproduce books, papers, documents, photographs, tangible objects, copies or portions thereof, that are in possession, custody or control of the defendant, regarding such testimony that the defendant intends to introduce at trial. (LaCCrP Arts 724, 725, 726).

D. Notice of alibi. The District Attorney does hereby make written demand upon the defendant to serve upon the District Attorney a written notice of intention to offer a defense of alibi, the District Attorney having stated the time, date and place at which the offense was committed as described hereinabove. Such notice by defendant shall state the specific place or places at which the defendant claims to have been at

the time of the alleged offense, and the names and addresses of the witnesses upon whom the defendant intends to rely to establish such alibi. (LaCCrP Art 727).

19.

**Notice of Intent to Seek the Death Penalty**

The State of Louisiana does hereby notify the defendant above captioned, in this a criminal proceeding of First Degree Murder, two counts, of its intent to seek a capital verdict and the death penalty at the trial of the defendant above captioned in the following particulars, to-wit:

A. **Elements of First Degree Murder In The Guilt Phase:** (LSA-R.S. 14:30)

The State of Louisiana shall prove at the trial on the merits, in the guilt phase, that the defendant above captioned was concerned in the commission of the First Degree Murder of the victims and in the killing of the victims and killed the victims, as follows:

1. On or about July 3, 1999, the defendant, Brandon Scott Lavergne, killed Lisa Pate when the defendant had specific intent to kill or to inflict great bodily harm and was engaged in the perpetration or attempted perpetration of aggravated kidnapping, second degree kidnapping, aggravated rape, and/or forcible rape -LSA-R.S. 14:30(A)(1).
2. On or about May 19, 2012, the defendant, Brandon Scott Lavergne, killed Michaela Shunick when the defendant had specific intent to kill or to inflict great bodily harm and was engaged in the perpetration or attempted perpetration of aggravated kidnapping, second degree kidnapping, aggravated rape, and/or forcible rape -LSA-R.S. 14:30(A)(1).

B. **Statutory Aggravating Circumstances In The Penalty Phase:** (LaCCrP Art

905.4). The State of Louisiana shall rely upon the following statutory aggravating circumstances in support of the imposition of a sentence of death upon the defendant above captioned, in the penalty phase, to-wit:

1. Of Lisa Pate:
  - a) The defendant, Brandon Scott Lavergne, was engaged in the perpetration or attempted perpetration of aggravated kidnapping, second degree kidnapping aggravated rape, and/or forcible rape, of Lisa Pate;
  - b) The killing of Lisa Pate by the defendant, Brandon Scott Lavergne, was committed in an especially heinous, atrocious or cruel manner;

- c) The defendant has knowingly killed two or more persons in a series of separate incidents.
2. Of Michaela Shunick:
- a) The defendant, Brandon Scott Lavergne, was engaged in the perpetration or attempted perpetration of aggravated kidnapping, second degree kidnapping aggravated rape, and/or forcible rape, of Michaela Shunick;
  - b) The killing of Michaela Shunick by the defendant, Brandon Scott Lavergne, was committed in an especially heinous, atrocious or cruel manner;
  - c) The defendant has knowingly killed two or more persons in a series of separate incidents.
- C. The State of Louisiana shall rely upon the fact that the defendant above captioned does not have any or all of the statutory mitigating circumstances outlined in Louisiana Code of Criminal Procedure Article 905.5, in support of the imposition of death upon defendant.
- D. The State of Louisiana does hereby invoke the provisions of Louisiana Code of Criminal Procedure Article 905.5.1, including but not limited to the notices to be filed and the proof to be made if the defendant claims to be mentally retarded.

20.

**Notice of Intent Regarding Sentencing Hearing**

- A. In the event that the defendant above captioned is found guilty of First Degree Murder and a sentencing hearing is conducted, the State shall offer to the consideration of the jury any and all evidence offered at the trial of the issue of guilt, in accordance with Louisiana Code of Criminal Procedure Article 905.2(A).
- B. The State does hereby formally notify the defendant above captioned of its intent to introduce at the sentencing hearing, in its case in chief, evidence of all prior felony convictions of said defendant, including but not limited to the convictions referred to or in connection with items contained in paragraph 14 above.
- C. In the event that the defendant above captioned testifies in his own behalf at any capital sentence hearing herein, to the extent necessary under law, the State

does hereby formally notify the defendant above captioned of its intent to examine said defendant relative to all prior criminal convictions, upon the issue of credibility, in accordance with Louisiana Code of Evidence Article 609.1.

D. Victim Impact The State, in the sentencing hearing, shall focus on the circumstances of the offense, the character and propensities of the offender, and the victims, and the impact that the death of the victims has had on family members, friends and associates. Family members, friends and associates of the victims may testify as to the impact that the victims' death has had on them, in accordance with Louisiana Code of Criminal Procedure Article 905.2 In addition, the State shall introduce victim impact evidence in the penalty phase to provide identity to the victims and to demonstrate harm to the victim's survivors. To the extent as may be legally prohibited, the State will not present detailed descriptions of the good qualities of the victim or particularized narrations of the emotion, psychological and economic sufferings of the victim's survivors, nor of opinions as to the sentence to be imposed upon the defendant, [see State v. Bernard, 608 So.2d 966 (La. S.Ct. 1992)].

E. Presence of Family of the Victim The family of the victims shall not be excluded from the courtroom, in accordance with Louisiana Code of Evidence, Article 615 (B)(4).

F. The State seeks court approval, under and by virtue of Louisiana Code of Criminal Procedure Article 761.1 to possess in the courtroom, during the trial of the case, a photograph of the deceased victims that is not larger than 8X10 inches, to be introduced into evidence and displayed during the entirety of the trial, inasmuch as the victim (through a photograph) is as entitled to be "present" at the trial as the defendant.

G. Unrelated Criminal Conduct The state does hereby notify the defendant above captioned of its intention to introduce at the sentencing hearing conduct, bearing upon the character and propensities of the defendant as detailed in Paragraph 14 herein.

21.

Exculpatory/Brady Material

The District Attorney does not have within its knowledge, any exculpatory evidence or evidence/information favorable to the defendant. In the spirit of full



disclosure, the State, contemporaneously with the filing of this pleading, shall provide to defendant above captioned copies of the following, to-wit:

1. As to Count 1, Lisa Pate:

I. Volume One

- a. Initial Police Report (2 pgs)
- b. Offense Report - Detective Clement (11 pgs)
- c. Offense Report - Ledet (2 pgs)
- d. LSU Forensic (41 pgs)
- e. Dental Records - Dr. Ronald Carr (4 pgs)
- f. Line Up Shown to Dorothy Thomas (3 pgs)
- g. Voluntary Statements (74 pgs)
- h. Kent Klostler Letter to Attorney (3 pgs)
- i. Search Warrants (58 pgs)
- j. Letter of Request (14 pgs)
- k. Crime Lab Reports Evidence Forms (45 pgs)
- l. Information 1988 Black Ford Mustang (1 pg)
- m. Photographs (12 pgs)
- n. End

II. Volume Two

- a. Lisa Pate (21 pgs)
- b. Lisa Pate Arrest Record (140 pgs)
- c. Miscellaneous (8 pgs)
- d. Miscellaneous Notes (11 pgs)
- e. Notes (71 pgs)
- f. Offense Report Detective Clement (11 pgs)
- g. Offense Report Deputy Ledet (3 pgs)
- h. Photos Crime Scene (12 pgs)
- i. Photos Miscellaneous (3 pgs)
- j. Photos Search Warrants (6 pgs)
- k. Search Warrant Subpoenas (28 pgs)
- l. Voluntary Statements (14 pgs)
- m. End

III. Volume Three

- a. 2012 Information (10 pgs)
- b. Acadiana Crime Lab (19 pgs)
- c. Accident Report January 5, 2000 (3 pgs)
- d. Black Mustang (27 pgs)
- e. Brandon Lavergne (41 pgs)
- f. DNA (7 pgs)
- g. Evidence Forms (1 pg)
- h. Information from Evangeline Parish (22 pgs)
- i. Kent Klostler (54 pgs)
- j. Kye Keyes (16 pgs)
- k. End

2. As to Count 2, Michaela Shunick:

I. Investigative Reports

1. Initial Report: Officer Devin Touchet LPD (3 pgs)
2. Supplemental report of Cpl Jeffery Hebert (3 pgs)
3. Supplemental report of Sgt Greg Randell (2 pgs)
4. Supplemental report of Officer Tyler Ebling (2 pgs)

5. Supplemental report of Officer James Fail (2 pgs)
6. Supplemental report of Officer Todd Reid (2 pgs)
7. Supplemental report of Jerrod Hartwell (2 pgs)
8. Supplemental report of Dana Broussard (2 pgs)
9. Supplemental report of Kristina Breaux (2 pgs)
10. Supplemental report of Kristina Breaux (1 pg)
11. Supplemental report of Todd Green (2 pgs)
12. Supplemental report of Trina Broussard (3 pgs)
13. Supplemental report of Christopher Parry (2 pgs)
14. Supplemental report of Christopher Parry (3 pgs)
15. Supplemental report of Randy Meche (3 pgs)
16. Supplemental report of Randy Meche (2 pgs)
17. Supplemental report of Covey Menard (4 pgs)
18. Supplemental report of Jason Miguez (3 pgs)
19. Supplemental report of Jason Miguez (2 pgs)
20. Supplemental report of Todd Borel (3 pgs)
21. Supplemental report of Larry Theriot (23 pgs)
22. Supplemental report of John Miller (1 pg)
23. Supplemental report of John Miller (2 pgs)
24. Supplemental report of Jack Martin (2 pgs)
25. Supplemental report of Ryan Richard (2 pgs)
26. Supplemental report of Scott Rummel (2 pgs)
27. Supplemental report of Scott Rummel (4 pgs)
28. Supplemental report of Brock Richard (2 pgs)
29. Supplemental report of David Mouton (4 pgs)
30. Supplemental report of David Mouton (2 pgs)
31. Supplemental report of Dorian Brabham (2 pgs)
32. Supplemental report of Judith Estorage (2 pgs)
33. Supplemental report of Hilrae Mott (2 pgs)
34. Supplemental report of Benjamin Sulre (3 pgs)
35. Supplemental report of Andrew Van Hoosier (2 pgs)
36. Supplemental report of Lisa Carstens (2 pgs)
37. Supplemental report of Lisa Carstens (2 pgs)
38. Supplemental report of Norman Maldonado (2 pgs)
39. Supplemental report of Nicole Benoit (2 pgs)
40. Supplemental report of Kyle Jones (2 pgs)
41. Supplemental report of Paul Trouard (5 pgs)
42. Supplemental report of Paul Trouard (1 pg)
43. Supplemental report of Trenton Langwell (3 pgs)
44. Supplemental report of Brandon Stith (3 pgs)
45. Supplemental report of Allen Venable (2 pgs),
46. Supplemental report of Allen Venable (1 pg)
47. Supplemental report of Scott Broussard (2 pgs)
48. Supplemental report of David Thomas (2 pgs)
49. Supplemental report of Robert White (2 pgs)
50. Supplemental report of Dwayne Angelle (2 pgs),
51. Supplemental report of Dwayne Angelle (3 pgs),
52. Supplemental report of Dwayne Angelle (2 pgs)
53. Supplemental report of Jace Quebedeaux (2 pgs),
54. Supplemental report of Jace Quebedeaux (2 pgs),
55. Supplemental report of Jace Quebedeaux (3 pgs),
56. Supplemental report of Jace Quebedueax (2 pgs)
57. Supplemental report of Shawn Arwood (2 pgs)
58. Supplemental report of John Nickum (14 pgs)
59. Supplemental report of John Kelly (2 pgs)
60. Supplemental report of John Kelly (2 pgs)
61. Supplemental report of John Kelly (3 pgs)
62. Supplemental report of Toby Delayhoussaye (1 pg)
63. Supplemental report of Toby Delayhoussaye (6 pgs)
64. Supplemental report of Brian Baumgardner (3 pgs)
65. Supplemental report of Brian Baumgardner (1 pg)
66. Master Investigation Report of Stephen Bajat (21 pgs)

67. Supplemental report of Brandon Fail (1 pg)
68. Supplemental report of Mike Louviere (12 pgs)
69. Supplemental report of Troy Romero (1 pg)
70. Supplemental report of Clay Carter (1 pg)
71. Supplemental report of Katie Morel (3 pgs)
72. Supplemental report of Jack Lightfoot

#### Search Warrant

1. 27<sup>th</sup> JDC Search Warrant for 143 Elaine Lane, Churchpoint LA (3 pgs)
2. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for 1327 Leger Road, Crowley LA (4 pgs)
3. 15<sup>th</sup> JDC Acadia Parish Search Warrant for 1327 Leger Road, Crowley LA (6 pgs)
4. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for Financial Records for Brandon Lavergne Advancial Federal Credit (3 pgs)
5. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for Financial Records for Brandon Lavergne Rayne State Bank (3 pgs)
6. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for White 2009 Chevrolet Z71 License plate B834096 (3 pgs)
7. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for White 2009 Chevrolet Z71 License plate B834096 (3 pgs)
8. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for Person of Brandon Lavergne (3 pgs)
9. 24<sup>th</sup> JDC Jefferson Parish Search Warrant for medical records of Brandon Lavergne (2 pgs) NEED AFFIDAVIT
10. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for 2011 Chevrolet Z71 (2 pgs)
11. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for Allied Waste Front End Dumpster Previously located at 1235 Leger Rd Churchpoint LA (3 pgs)
12. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for OnStar for 2011 Chevrolet Silverado (3 pgs)
13. 19<sup>th</sup> JDC East Baton Rouge Parish Search Warrant for OnStar for 2011 Chevrolet Silverado (5 pgs)
14. Criminal Subpoena Duces Tecum for OnStar (3 pgs)
15. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for White GMC Sierra Pickup registered to Tammy Mcgee (3 pgs)
16. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for Residence of 247 Ridgewood St Lafayette LA (3 pgs)
17. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for residence of 100 Ryan St Lafayette, LA (3 pgs)
18. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for 2012 Chevrolet Camaro (3 pgs)
19. 25<sup>th</sup> JDC Plaquemines Parish Search Warrant for 2009 Chevrolet Silverado belonging to Brandon Lavergne to place Tracking Device (5 pgs)
20. 15<sup>th</sup> JDC Lafayette Parish Search Warrant for 205 Constantine Rd, Duson, LA (3 pgs)
21. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0604322700 located at 1328 Jesse B Rd Churchpoint LA (3 pgs)
22. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0602391200 located at 1366 Jesse B Rd Churchpoint LA (3 pgs)
23. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0602391500 located at 1392 Jesse B Rd Churchpoint LA (3 pgs)
24. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0603232000 located at 1277 Jesse B Rd Churchpoint LA (3 pgs)

25. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0603505500 located on Leslie Rd, Lawtell LA (3 pgs)
26. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0603291500 located on Leslie Rd, Lawtell LA (3 pgs)
27. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0603196600 located on Leslie Rd, Lawtell LA (3 pgs)
28. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0603693000 located on Leslie Rd, Lawtell LA (4 pgs)
29. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0604278005 and # 0604278000 located at 1438 Jesse B Rd Churchpoint LA (4 pgs)
30. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0602978525 located on Jesse B Rd Churchpoint LA (3 pgs)
31. 15<sup>th</sup> JDC Lafayette Parish Affidavit for Order to Install Tracking Device (2 pgs)
32. 15<sup>th</sup> JDC Acadia Parish Search Warrant for 2244 Roxie Hwy Churchpoint LA (4 pgs)
33. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Parcel # 0604322700 located at 1328 Jesse B Rd Churchpoint LA (1 pgs)
34. 27<sup>th</sup> JDC St Landry Parish Search Warrant for medical records of Brandon Lavergne Opelousas General (3 pgs)
35. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Medical Records of Brandon Lavergne Orthodontics (4 pgs)
36. 27<sup>th</sup> JDC St Landry Parish Search Warrant for Medical Records of Brandon Lavergne Dr Gary Porubsky (3 pgs)

#### Permission to Search Forms

1. Permission to Search: Angela Sonnier (1 pg)
2. Permission to Search: Barbara Hargrave (1 pg)
3. Permission to Search: Jonathan Trosclair (1 pg)
4. Advice of Rights: Jonathan Trosclair (1 pg)
5. Permission to Search: Nicolas Wellbrook ( 1 pg)
6. Permission to Search: Tom Shunick (1 pg)
7. Permission to Search: Charlene Shunick (1 pg)
8. Permission to Search: Ashley Says (1 pg)
9. Permission to Search: Raven Talley (1 pg)
10. Permission to Search: Josh Coen (1 pg)
11. Permission to Search: Lindsay Beggs (1 pg)
12. Permission to Search: Gary L Rasberry (1 pg)
13. Permission to Search: Carl Ray Bourque (1 pg)
14. Permission to Search: Mark Bonin (1 pg)
15. Permission to Search: Lionel Mounier Jr (1 pg)
16. Permission to Search: David Smith (1 pg)
17. Permission to Search: David Devun (Aquistillon Partners) (1 pg)
18. Permission to Search: Quinnanita Wheeler (2 pgs)
19. Permission to Search: Skylla Robertson (2 pgs)
20. Permission to Search: Skylla Robertson (2 pgs)
21. Permission to Search: James Vautrot (4 pgs)
22. Permission to Search: Lionel bihm (2 pgs)
23. Permission to Search: Dwan Boutte (2 pgs)
24. Permission to Search: Dwan Boutte (2 pgs)
25. Permission to Search: Samantha Daniel (3 pgs)
26. Permission to Search: Ervin Belleau (2 pgs)
27. Permission to Search: Pircilla Ardoin (2 pgs)
28. Permission to Search: Tonya gonzalez (2 pgs)
29. Permission to Search: Bobery Moreau (2 pgs)
30. Permission to Search: John Durousseau (5pgs)
31. Permission to Search: Lawrence Morris (2 pgs)
32. Permission to Search: Shirley Guillory Busby (2 pgs)

33. Permission to Search: Sherline Thomas (2 pgs)
34. Permission to Search: Curly Vallaire (3 pgs)
35. Permission to Search: Rose Collins (2 pgs)
36. Permission to Search: Russell Gullory (3 pgs)

#### Arrest Warrants

1. 15<sup>th</sup> JDC Arrest Warrant Brandon Lavergne First Degree Murder (3 pgs)
2. 15<sup>th</sup> JDC Arrest Warrant Brandon Lavergne Aggravated Kidnapping (3 pgs)
3. 27<sup>th</sup> JDC Bench Warrant Brandon Lavergne FTA for misdemeanor trial (2 pgs)

In connection with this disclosure, the State of Louisiana does hereby, to the extent necessary by law, notify the defendant above captioned of its intention to introduce into evidence all relevant and admissible evidence contained in the above.

22.

#### Pretrial Motions and Conference

A. Time for and nature of filing. The State shall specifically object to, and move to strike, any pretrial motions by defendant not filed specifically in accordance with the Louisiana Code of Criminal Procedure.

B. Factual Basis for Motion. The State shall specifically object to, and move to strike, any pretrial motions, including a motion to suppress evidence, unless said motion(s) allege a specific factual basis based specifically upon the facts of this case, and not a generalized recitation of conclusions of law and non specific facts.

C. Pretrial Conference. The State shall request the court to schedule a pretrial conference, requiring the district attorney and defense counsel to participate in such pretrial conference for the purpose of, to-wit:

1. Disposing of discovery motions without formal hearing, in matters that do not require an evidentiary hearing, or where there is no objection;
2. Scheduling a pretrial motion evidentiary hearing date to dispose of motions requiring evidence; and
3. The scheduling of a trial date.

D. Evidentiary Hearing. An evidentiary hearing of any pretrial motion including a motion to suppress shall be held only when the defendant alleges specific facts, Louisiana Code of Criminal Procedure Article 703(E).

E. General. The State avers that all pretrial motions, other than those regarding the conduct of trial, should be disposed of prior to trial. The State respectfully requests that the court schedule and require the parties herein to participate in the pretrial conference for the purpose of determining which, if any, pretrial motions will require evidentiary hearings, of the scheduling of such evidentiary hearings, of the scheduling of a trial date and of such other matters as may aid in the prompt and fair disposition of such pretrial motions and this case.

23.

Trial Procedure

A. Discovery of Records, Criminal Arrests and Convictions of State's Witnesses. The State is not required to disclose to the defendant above captioned the names and addresses of its witnesses. However, the State shall provide to the defendant, at the appearance of any witness who testifies at trial, a copy of the records of criminal arrests and convictions of said witnesses, inasmuch as to do so prior thereto would require the State to furnish the defendant with a list of its witnesses (which it is not required to do).

B. Prior Statements of State's Witnesses. The State is not required to produce statements made by witnesses or prospective witnesses to the district attorney, or to agents of the state, Louisiana Code of Criminal Procedure Article 723. However, in addition to the items provided to the defendant through paragraph 21 above, the State shall provide to the presiding trial court judge copies of any prior statements of prosecution witnesses who actually testify at trial directly to the issue of the guilt of the defendant, to be examined in camera by the trial court judge after the testimony of such State's witnesses to determine if such prior statements contain inconsistencies with trial testimony. To produce same prior to trial to the defense would require the State to produce statements made by witnesses or prospective witnesses (which it is not required to do) and would require the State to produce statements made by witnesses who have not yet testified at trial.

C. Agreements With State's Witnesses. The State has made no agreements with any witnesses at this filing. The State shall disclose to defendant, if ordered by the court, the substance of any subsequent grant of immunity, plea bargain,

agreement, or consideration granted, to any person who is a witness or prospective witness of the State, at a time during trial at the time of the testimony of such witnesses because to do so prior thereto would allow the discovery or inspection of reports, memorandum, or other internal State documents made by the district attorney or by agents of the state in connection with the investigation or prosecution of the case (which is not required to do).

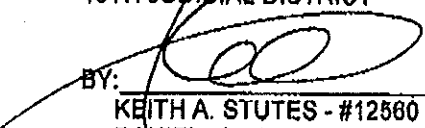
D. General Trial Issues. The State avers that all motions, requests, notices, etc., filed by the defendant, regarding conduct of trial issues, including but not limited to voir dire, transcripts, appearances of the defendant, etc., should be deferred to the trial and decided at such time.

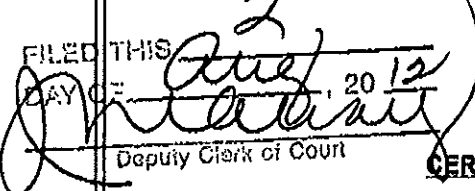
24.

The State acknowledges its continuing duty to disclose mandated by Louisiana Code of Criminal Procedure Article 729.3, and reserves by supplemental and amended pleadings the filing of, the disclosure of, and the notification of, any additional evidence or the use of any additional evidence that would be subject to discovery or inspection.

WHEREFORE, premises considered, the State prays that this its pretrial disclosure, production, and notice to defendant above captioned be deemed good and sufficient, reserving to the State the right to amend and supplement same; and further that the defendant be ordered to provide to the State the discovery requested by it.

Respectfully Submitted,  
MICHAEL HARSON  
DISTRICT ATTORNEY  
15TH JUDICIAL DISTRICT

BY:   
\_\_\_\_\_  
KEITH A. STUTES - #12580  
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FILED THIS <sup>2</sup> Aug 20 12  
DAY OF August, 20 12  
  
Deputy Clerk of Court

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing pleading has this date been hand delivered to defendant, through his attorney, Burleigh Doga, forwarded to attorney of record for defendant.

Lafayette, Louisiana, this 1 day of August, 2012.

  
\_\_\_\_\_  
KEITH A. STUTES