

R O U T I N G S L I P

12/21/2020

CRIMINAL DOCKET NO: 347710

FILING ATTORNEY: GEORGE L HIGGINS III

FOR: BRADY MOTION

STATE VERSUS: SATCHER II, MICHAEL LYNN

CHARGES: 1 CTS ENTRY OF INHAB DWELL.

PRE-TRIAL DATE:
TRIAL DATE: NO TRIAL DATE
DISPOSED?:

HEARING DATE: 2.25.21

RETURN DATE: 12.21.2020

RETURN TO CLERK OF COURT-CRIMINAL SECTION 2ND FLOOR

NOTIFIED	<u>12.21.2020</u>	DATE
D.A.	<input checked="" type="checkbox"/>	
DEF. ATTY.	<input checked="" type="checkbox"/>	
DEFENDANT	<input type="checkbox"/>	
OTHER	<input type="checkbox"/>	

9th JUDICIAL DISTRICT COURT

PARISH OF RAPIDES

STATE OF LOUISIANA

VERSUS

MICHAEL SATCHER

FILED & RECORDED
ROBIN L. HOOTER
CLERK OF COURT
2020 DEC 21 PM 2:40
BY [Signature]
CLERK & RECORDER
RAPIDES PARISH LA

FILED: _____ : _____ DY.CLK.

BRADY MOTION

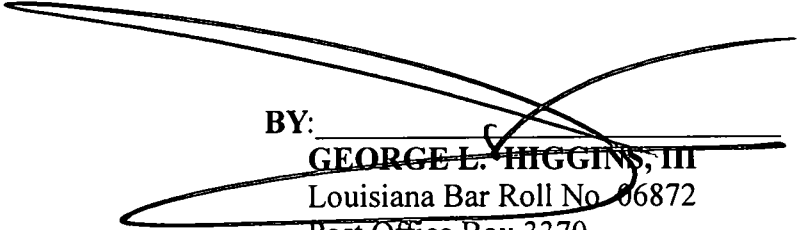
NOW INTO COURT, through undersigned counsel, comes MICHAEL SATCHER, defendant, hereinafter referred to as "Mover", who informs the court that he is charged with *One (1) count of Unlawful Entry of an Inhabited Dwelling (F), One (1) count of Simple Criminal Damage (M) and One (1) count of Simple Battery (M)*. MOVER requests an order from this Honorable Court directing the State of Louisiana, through the office of the District Attorney, to furnish to MOVER's counsel all information and evidence, in whatever form, and whether admissible under the rules of evidence or not, which might tend to exonerate MOVER from the charge on which he was arrested, lessen his involvement in the crime charged, mitigate any sentence that might be imposed by the Court or tend to adversely affect the credibility of any witness to any portion of the incident, regardless of whether the State presently intends to call that witness at trial. If any witnesses have given oral, written or recorded statements regarding the incident which varies from each other in any manner, MOVER requests a copy of or the substance of, each statement made by the witnesses. If any statement made by a witness varies in any manner from statements of other witnesses or from known physical evidence, MOVER requests a copy of the statement of each witness, together with an explanation of how it varies from other evidence in the case. If any descriptions given by other witnesses or from the object described, the DEFENDANT requests the full statements of the witnesses and all information regarding the inconsistencies. If the State of Louisiana is in possession of any information which might affect the credibility of any potential witnesses, including criminal record, promises or payment for the information given, bias or interest on the part of the witness, or inconsistent statements by the witness, MOVER requests that his counsel be furnished with full information so that his counsel can properly prepare its defense. MOVER desires that he be furnished with any information favorable to the defense under any theory of the manner in which the crime was committed and not only under the theory of the commission of the crime on which the State of Louisiana bases the prosecution.

Defendant further request that any and all statements be they oral, written, recorded or unrecorded of any possible suspect, and any investigation by any law enforcement agency which would tend to cast guilt on a party other than the above, be immediately tendered to the defense.

This request is made under the Kyles v. Whitley, interpretation of Brady by the United States Supreme Court.

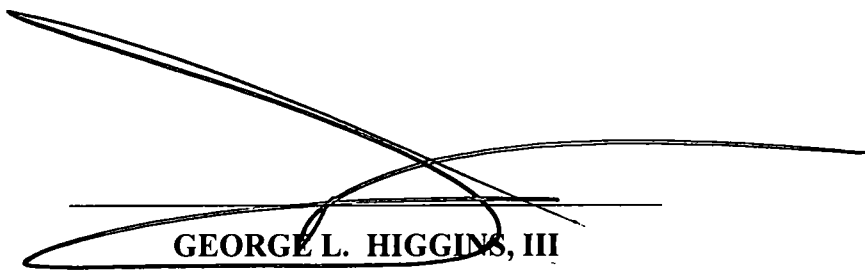
RESPECTFULLY SUBMITTED:

HIGGINS LAW OFFICE

BY:

GEORGE L. HIGGINS, III
Louisiana Bar Roll No. 06872
Post Office Box 3370
Pineville, Louisiana 71361-3370
(318) 473-4250
**ATTORNEY FOR DEFENDANT
MICHAEL SATCHER**

CERTIFICATE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing Brady Motion has been sent to Mr. John Russell, Louisiana Attorney General's Office, this 21st day of December, 2020.


GEORGE L. HIGGINS, III

CRIMINAL DOCKET NUMBER: 347,710; 348,821

9th JUDICIAL DISTRICT COURT

PARISH OF RAPIDES

STATE OF LOUISIANA

VERSUS

MICHAEL SATCHER

FILED: _____ : _____ DY.CLK.

ORDER

The above and foregoing *Brady Motion* considered, it is

ORDERED BY THE COURT that the State of Louisiana, through the office of the Louisiana Attorney General, appear and show cause on the 25 day of February 2021, at 9:30 o'clock, A.M., why it should not be ordered to furnish the defense with all information, as requested above, reserving unto Defendant all of his rights under any and all Motions, proceedings, pleas or pleadings heretofore filed or hereafter to be filed in this prosecution, and fully reserving unto him the right to further move, demur, plead, answer or otherwise respond to the charges in these proceedings.

ORDER SIGNED at Alexandria, Rapides, Parish, Louisiana, this 21 day of December, 2020.



JUDGE - 9th JUDICIAL DISTRICT

Judge Greg Beard
9th JDC-Division G

FILED & RECORDED
ROBIN L. HOOTER
CLERK OF COURT
2020 DEC 21 PM 4:00
BY *Robin L. Hooter*
CLERK & RECORDER
RAPIDES PARISH LA

R O U T I N G S L I P

12/21/2020

CRIMINAL DOCKET NO: 347710

FILING ATTORNEY: GEORGE L HIGGINS III

FOR: MTN DISCOVERY - DEFENSE

STATE VERSUS: SATCHER II, MICHAEL LYNN

CHARGES: 1 CTS ENTRY OF INHAB DWELL.

PRE-TRIAL DATE:

TRIAL DATE: NO TRIAL DATE

DISPOSED?:

HEARING DATE: 2.25.21

RETURN DATE: 12.21.20

RETURN TO CLERK OF COURT-CRIMINAL SECTION 2ND FLOOR

NOTIFIED	<u>12.21.2020</u>
	DATE
D.A.	<input checked="" type="checkbox"/>
DEF. ATTY.	<input checked="" type="checkbox"/>
DEFENDANT	-----
OTHER	-----

9th JUDICIAL DISTRICT COURT

PARISH OF RAPIDES

STATE OF LOUISIANA

VERSUS

MICHAEL SATCHER

FILED: _____ :

FILED & RECORDED
ROBIN L. HOOPER
CLERK OF COURT
2020 DEC 21 PM 2:51
BY: CEK
CLERK & RECORDER
RAPIDES PARISH LA.

MOTION FOR DISCOVERY AND INSPECTION

NOW INTO COURT, through undersigned counsel, comes Defendant, MICHAEL SATCHER, (hereinafter referred to as "Defendant") and for purpose of this Motion pursuant to Articles 716 through 723, inclusive, of the Louisiana Code of Criminal Procedure, and the Constitution of the United States and the State of Louisiana and moves the Court to Order the State of Louisiana, through the District Attorney of the 33rd Judicial District Court, to permit the discovery and inspection requested herein below.

1.

DEFENDANT was arrested and charged with *One (1) count of (F) Carnal Knowledge of a Juvenile, One (1) count of First Degree Rape One (1) count of Unlawful Entry of an Inhabited Dwelling (F), One (1) count of Simple Criminal Damage (M) and One (1) count of Simple Battery (M).*

2.

DEFENDANT desires to inspect and copy, photograph or otherwise reproduce any and all written or recorded statements which his may have made, or any nature, which are in the possession, custody, control or knowledge of the State, or which, by the exercise of due diligence, may come into the possession, custody, control or knowledge of the State.

3.

DEFENDANT desires to be informed of the existence of any and all oral statements of any nature made by him which the State intends to offer in evidence at trial, with information as to when, where and to whom such oral statements were made.

4.

The DEFENDANT desire to be informed of the substance of any and all oral statements which the State intends to offer into evidence which were 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.

5.

The **DEFENDANT** desires 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 in the possession, custody or control of the State, or which the exercise of due diligence, may come into the possession, custody or control of the State and which are favorable to the defendant and which are material and relevant to the issue of guilt or punishment.

6.

The **DEFENDANT** desires 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 in the possession, custody, or control of the State, or which by the exercise of due diligence, may come into the possession, custody or control of the State and which are intended for use by the State as evidence at trial.

7.

The **DEFENDANT** desires 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 in the possession, custody, or control of the State, or which by the exercise of due diligence, may come into the possession, custody or control of the State and which are obtained from or belong to the defendant.

8.

DEFENDANT requests that he be provided with copies of any records of his criminal arrests and/or convictions that are in the possession of the State.

9.

DEFENDANT desires discovery of any and all exculpatory evidence within the possession, custody, control or knowledge of the State, or which by the exercise of due diligence may come into the possession, custody, control or knowledge of the State whether or not such exculpatory evidence is intended for use at trial.

10.

DEFENDANT desires to be informed of the State's intent to offer evidence of the commission of any crime, act, conduct, or declaration alleged to be admissible under the authority of Louisiana Code of Evidence 404(B)(1).

11.

DEFENDANT requests that he be allowed to inspect and copy any and all statements of any individual made in connection with this case, whether such statements were made to the State through the District Attorney's Office, through any other law enforcement officer, or through any other person. This includes but is not limited to statements made by any prospective witnesses to the alleged offense, and statements of any other individuals appearing before any grand jury investigation into the alleged offense.

12.

DEFENDANT requests true and correct copies of any and all search warrants and/or arrest warrants, along with their supporting affidavits, authorizing the arrest of the defendants in connection with the alleged crime; or authorizing the search for the seizure of anything from the property or person or the defendants in connection with the alleged offense.

13.

DEFENDANT requests that he be provided the documents and/or information requested in the preceding paragraphs within a reasonable period of time of the filing of this motion, in order that defendant may comply with the time limitations set forth in Articles 703 and 521 of the Louisiana Code of Criminal Procedure or such other statutory time limitations as may be applicable; alternatively, if the District Attorney does not so respond, the defendant request that their right to file motions under Article 703 of the Louisiana Code of Criminal Procedure and any other motions, the grounds for which may subsequently appear, be reserved unto him notwithstanding Article 521 of the Louisiana Code of Criminal Procedure, or such other statutory time limitations as may be applicable.

14.

DEFENDANT requests that he be informed of all facts and circumstances upon which the arresting officer(s) predicated his arrest; he desires and is entitled to be given the following particulars:

- A. Whether the arrest was made before or after an investigation by the arresting officer(s);
- B. Whether his arrest was made on the basis of information given to or obtained by the officer(s) who arrested him; and
- C. Whether such information was given to or obtained by the arresting officer(s) from any person(s) who purported to have actual knowledge or information concerning the defendants or the offenses for which he was arrested.

15.

DEFENDANT requests that he be informed whether his arrest was with or without an arrest warrant; if he was arrested with a warrant, he requests that he be furnished with an exact copy thereof and any and all affidavits, statements or other documents which were executed in connection with such warrant.

16.

DEFENDANT requests that he be informed of the names, titles and addresses of the person or persons who arrested him.

17.

DEFENDANT requests to be informed whether he made any requests to communicate with any attorney, members of his family, or anyone else at the time of or subsequent to his arrest; and the exact times and dates that such requests were made and granted.

18.

DEFENDANT requests to be informed of the places where he was interrogated relative to the offenses for which he is now being prosecuted, the number of times that he was interrogated, the duration of each interrogation and by whom any and all such interrogations were conducted, including the names of any and all witnesses to any such interrogation.

19.

If any statement was made by the defendant to any law enforcement officer or any other person, he requests that he be furnished with the following information:

- A. Dates and time any and all statements were made:
- B. Whether he was advised prior to making each statement that:
 - 1. He had a right to remain silent and not to give a statement if he so desired;
 - 2. He then had a right to have and assistance of a lawyer and to have the lawyer present while making the statement;
 - 3. Any statement he made could or would be used against him in the prosecution of a criminal offense; and,
 - 4. He was under arrest.

20.

If any physical evidence was obtained from defendant or anyone else, he requests to be advised of the nature and description of such physical evidence and whether the prosecution will attempt to use such evidence at trial of this matter.

21.

If any physical evidence was seized pursuant to a search warrant, defendant requests that he be furnished with a copy of the search warrant and any supporting affidavit. He requests to be informed

of the date and exact time the warrant was executed. If the warrant was secured by the State on the basis of information furnished by an informant, defendant request that he be informed of the name and address of the informant.

22.

If any physical evidence was seized or taken into the possession of the State without benefit of a search warrant, defendant requests to be informed of the exact date and time the evidence was secured, and the place from which it was taken.

23.

The **DEFENDANT** desires that any order issued pursuant to this Motion and/or Chapter 5 of Title XXIV of the Louisiana Code of Criminal Procedure impose a continuing duty upon the State to disclose additional writings, documents, evidence or other relevant data or information which either comes to the attention to the prosecution subsequent to compliance with this order, or which the State determines will be used as evidence at trial after compliance with this order.

24.

The above set forth Motion for Discovery and Inspection shall serve as the Defendant formal request for the above requested information and documentation. The **DEFENDANT** hereby request this information immediately upon availability to the office of the District Attorney. The information requested above should be furnished to the Defendant immediately and sufficiently in advance of the TRIAL DATE, irrespective of the motion date, to permit effectuation of the accused's Sixth Amendment fair trial and effective assistance of counsel rights.

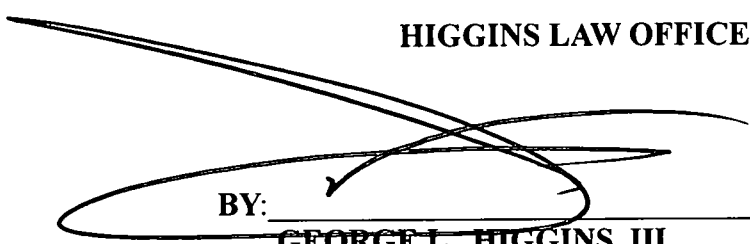
WHEREFORE, DEFENDANT prays that:

1. The State of Louisiana, through the Office of the District Attorney in
and for this District, be ordered to furnish **DEFENDANT** the information requested to be furnished in the above and foregoing motion; in default of the State's voluntary compliance with the requests made in this Motion, that it be set for hearing that the State of Louisiana, represented by said District Attorney, be ordered to show cause at a time, date and place to be fixed by this Court, why it should not be ordered to furnish said information immediately upon availability to the office of the District Attorney and sufficiently **IN ADVANCE OF THE TRIAL DATE**.
2. After due proceedings had and appropriate hearings, this Motion be allowed and maintained and the said District Attorney be ordered and directed in answer fully hereto.
3. His rights under any and all motions, proceedings, pleas or pleadings heretofore

filed or hereinafter to be filed, as well as his right to further move, demur, plead, answer to otherwise respond to the charge is reserved.

4. He be accorded with all orders and decrees necessary and proper in the premises and such additional relief as law, equity and the nature of the case may permit.

**RESPECTFULLY SUBMITTED,
HIGGINS LAW OFFICE**

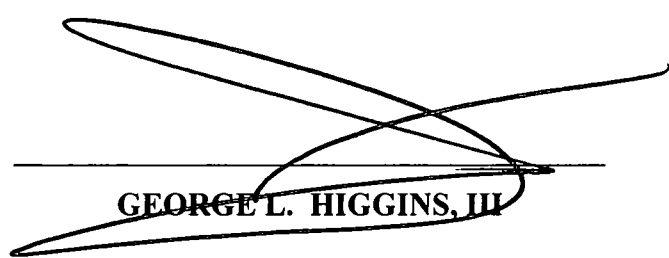


BY:

GEORGE L. HIGGINS, III
Louisiana Bar Roll No. 06872
Post Office Box 3370
Pineville, Louisiana 71361-3370
(318) 473-4250
**ATTORNEY FOR DEFENDANT
MICHAEL SATCHER**

CERTIFICATE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing Brady Motion has been sent to Mr. John Russell, Louisiana Attorney General's Office, this 21st day of December, 2020.



GEORGE L. HIGGINS, III

CRIMINAL DOCKET NUMBER: 347,710; 348,821

9th JUDICIAL DISTRICT COURT

PARISH OF RAPIDES

STATE OF LOUISIANA

VERSUS

MICHAEL SATCHER

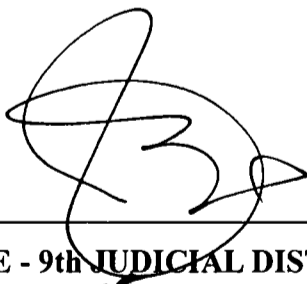
FILED: _____ : _____ DY.CLK.

ORDER

The above and foregoing *Motion for Discovery and Inspection* considered:

IT IS ORDERED BY THE COURT that the State of Louisiana, through the office of the Louisiana Attorney General, appear and show cause on the 25 day of February, 2021, at 9:30 o'clock A.M., why it should not be ordered to furnish the defense with all of information as requested above, reserving unto Defendant all of his rights under any and all Motions, proceedings, pleas or pleadings heretofore filed or hereafter to be filed in this prosecution, and fully reserving unto them his right to further move, demur, plead, answer or otherwise respond to the charges in these proceedings.

ORDER SIGNED at Alexandria, Rapides, Parish, Louisiana, this 21 day of December, 2020.



JUDGE - 9th JUDICIAL DISTRICT

Judge Greg Beard
CJDC-Division G

BY Wendell Turner
DY CLERK & RECORDER
RAPIDES PARISH LA
2020 DEC 21 PM 5:00

FILED & RECORDED
ROBIN L. HOOTER
CLERK OF COURT

R O U T I N G S L I P

12/21/2020

CRIMINAL DOCKET NO: 347710

FILING ATTORNEY: GEORGE L HIGGINS III

FOR: MTN BILL OF PARTICULARS

STATE VERSUS: SATCHER II, MICHAEL LYNN

CHARGES: 1 CTS ENTRY OF INHAB DWELL.

PRE-TRIAL DATE:
TRIAL DATE: NO TRIAL DATE
DISPOSED?:

HEARING DATE: 2.25.21

RETURN DATE: 12.21.2020

RETURN TO CLERK OF COURT-CRIMINAL SECTION 2ND FLOOR

NOTIFIED	<u>12.21.2020</u>	DATE
	✓	
D.A.	✓	
DEF. ATTY.	-----	
DEFENDANT	-----	
OTHER	-----	

CRIMINAL DOCKET NUMBER: 347,710; 348,821

9th JUDICIAL DISTRICT COURT

PARISH OF RAPIDES

STATE OF LOUISIANA

VERSUS

MICHAEL SATCHER

FILED & RECORDED
ROUHL L. HOOTER
CLERK OF COURT
2024 DEC 21 PM 2:41
BY: [Signature]
CLERK & RECORDER
RAPIDES PARISH LA.

FILED: _____ : _____ DY.CLK.

MOTION FOR BILL OF PARTICULARS

TO THE HONORABLE COURT, PARISH OF RAPIDES STATE OF LOUISIANA:

NOW INTO COURT, through undersigned counsel comes **DEFENDANT, MICHAEL SATCHER**, hereinafter referred to as **DEFENDANT** and for the purpose of this Motion respectfully represents that:

1.

DEFENDANT is charged with *One (1) count of Unlawful Entry of an Inhabited Dwelling (F), One (1) count of Simple Criminal Damage (M) and One (1) count of Simple Battery (M).*

2.

DEFENDANT respectfully requests that he be furnished a detailed statement of all facts constituting each element of his offense.

3.

DEFENDANT requests that he be informed of the statute(s) under which this prosecution is being conducted; if the statute(s) consists of sections, parts, paragraphs or divisions, **DEFENDANT** requests that he be informed of the exact section, article, paragraph or division of their statute(s) under which he is charged.

4.

DEFENDANT requests that he be informed of the exact date and time that the State will contend the alleged offense was committed.

5.

If the State contends that more than one act (or omission to act) constitutes each offense, **DEFENDANT** requests that he be informed of the exact date and time of the omission of each act (or omission to act) constituting each offense or an element of each offense.

6.

DEFENDANT requests that he be informed as to the specific and exact means method by which the State will contend the alleged offense was committed.

7.

If the State contends that the **DEFENDANT** is accountable for the conduct of another, either under the law of principals or the law of conspiracy, then defendant is entitled to know as to each act or omission to act constitution each offense or an element thereof which acts or omissions to act the State will contend were performed by the **DEFENDANT** and which were performed by others, as well as the names of the person(s) alleged to have performed the acts or omissions to act.

8.

DEFENDANT requests that he be informed of all facts and circumstances upon which the arresting officer(s) predicated his arrest; he desires and is entitled to be given the following particulars:

- A. Whether the arrest was made before or after an investigation by the arresting officer(s):
- B. Whether his arrest was made on the basis of information given to or obtained by the officer(s) who arrested them; and
- C. Whether such information was given to or obtained by the arresting officer(s) from any person(s) who reported to have actual knowledge or information concerning the defendant or the offense for which he was arrested.

9.

DEFENDANT requests that he be informed whether his arrest was with or without an arrest warrant; if he was arrested with a warrant, he requests that he be furnished with an exact copy thereof and any and all affidavits, statements or other documents which were executed in connection with such warrant.

10.

DEFENDANT requests that he be informed of the names, titles, and addresses of the person or persons who arrested him.

11.

DEFENDANT requests to be informed whether he made any requests to communicate with an attorney, members of his family, or anyone else at the time of or subsequent to his arrest; and the exact times and dates that such requests were made and granted.

12.

DEFENDANT requests that he be advised of the exact date, time and place of his arrest, the charges upon which he was arrested and the offenses with which he was charged.

13.

DEFENDANT requests to be informed whether he was taken before any judicial officer after he was taken into custody, and if he was, the exact time and date thereof.

14.

DEFENDANT requests to be informed of the places where he was interrogated relative to the offenses for which he is now being prosecuted, the number of times that he was interrogated, the duration of each interrogation and by whom any and all such interrogations were conducted, including the names of any and all witnesses to any such interrogation.

15.

If any statements were made by the **DEFENDANT** to any law enforcement officer or any other person, he requests that he be furnished with the following information:

- A. Dates and times any and all statements were made:
 - B. Whether he was advised prior to making each statement that:
 - 1. He has a right to remain silent and not to give a statement if he so desired;
 - 2. He then had a right to have an assistance of a lawyer and to have lawyer present while making the statement;
 - 3. Any statement he made could or would be used against him in the prosecution of a criminal offense;
 - 4. He was under arrest.

16.

If any physical evidence was obtained from **DEFENDANT** or anyone else, he requests to be advised of the nature and description of such physical evidence and whether the prosecution will attempt such evidence on trial of this case.

17.

If any physical evidence was seized pursuant to a search warrant, **DEFENDANT** requests that he be furnished with a copy of the search warrant and any supporting affidavits. He requests to be informed of the date and exact time the warrant was executed. If the warrant was secured by the State on the basis of information furnished by an informant, defendant requests that he be informed of the name and address of the informant.

If any physical evidence was seized or taken into the possession of the State without benefit of a search warrant, defendant requests to be informed of the exact date and time the evidence was secured, and the place from which it was taken. Defendant requests that the State specify which exception to the warrant requirement it relies upon to justify the warrantless search and seizure.

WHEREFORE, DEFENDANT prays that the State of Louisiana furnish the defendant the particulars requested herein or show cause at a contradictory therefore why the Motion should not be granted and for full, general and equitable relief.

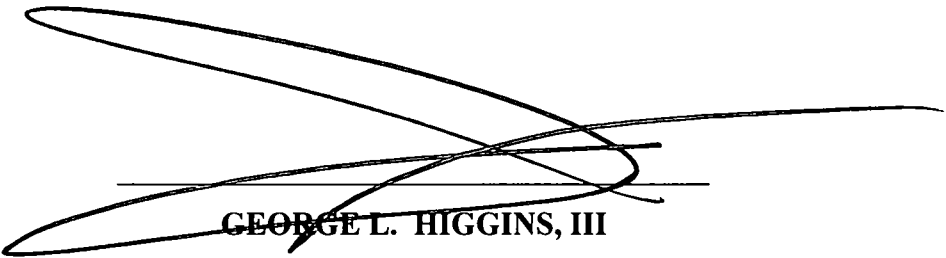
**RESPECTFULLY SUBMITTED,
HIGGINS LAW OFFICES**

BY: 

GEORGE L. HIGGINS, III
Louisiana Bar Roll No. 06872
Post Office Box 3370
Pineville, Louisiana 71361-3370
Telephone: (318) 473-4250
**ATTORNEY FOR DEFENDANT,
MICHAEL SATCHER**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing Brady Motion has been sent to Mr. John Russell, Louisiana Attorney General's Office, this 21st day of December, 2020.


GEORGE L. HIGGINS, III

CRIMINAL DOCKET NUMBER: 347,710; 348,821

9th JUDICIAL DISTRICT COURT

PARISH OF RAPIDES

STATE OF LOUISIANA

VERSUS

MICHAEL SATCHER

FILED: _____ : _____ DY.CLK.

ORDER

The above and foregoing Motion for Bill of Particulars considered, it is:

ORDERED BY THE COURT, that the State of Louisiana, through the office of the Louisiana Attorney General, comply with the requests made in the foregoing Motion, or appear and show cause on the 25 day of February, 2021 at 9:30 o'clock A.M. why it should not be ordered to do so.

ORDER SIGNED at Alexandria, Rapides, Parish, Louisiana, this 21 day of December, 2020.



JUDGE - 9th JUDICIAL DISTRICT

Judge Greg Beard
9th JDC-Division G

FILED & RECORDED
ROBIN L. HOOTER
CLERK OF COURT
2020 DEC 21 PM 5:00
BY Michael Hooter
DY CLERK & RECORDER
RAPIDES PARISH LA