

DOCKET NO.: CR11-0316060-S : SUPERIOR COURT
: :
STATE OF CONNECTICUT : JUDICIAL DISTRICT OF NEW LONDON
: :
V. : AT NEW LONDON (G.A #10)
: :
ELBERT L. MORGAN, JR. : JANUARY 23, 2014

**MOTION TO COMPEL
DISCLOSURE OF EXCULPATORY INFORMATION OR MATERIALS**

The Defendant Elbert L. Morgan, Jr. ("Morgan"), by and through his undersigned counsel and in accordance with Connecticut General Statutes, § 54-86c,¹ and Connecticut Practice Book (P.B.), § 40-11, hereby moves to compel disclosure of exculpatory information or materials requested on October 29, 2013, in the above-captioned matter with respect to the February 14, 2013, suspension and November 16, 2013, resignation of the investigating and arresting officer in the above-captioned case from the Department of Emergency Services and Public Protection.

A memorandum of law is filed in support of the motion.

¹ Section 54-86c provides, in relevant part: "(a) Not later than thirty days after any defendant enters a plea of not guilty in a criminal case, the state's attorney, assistant state's attorney or deputy assistant state's attorney in charge of the case shall disclose any exculpatory information or material which he may have with respect to the defendant whether or not a request has been made therefor. If prior to or during the trial of the case, the prosecutorial official discovers additional information or material which is exculpatory, he shall promptly disclose the information or material to the defendant.... (c) Each peace officer, as defined in subdivision (9) of section 53a-3, shall disclose in writing any exculpatory information or material which he may have with respect to any criminal investigation to the prosecutorial official in charge of such case."

**ORAL ARGUMENT REQUESTED
TESTIMONY REQUIRED**

DEFENDANT
ELBERT L. MORGAN, JR.

Rachel M. Baird

BY: _____

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ORDER

The Motion after due consideration by the Court is hereby

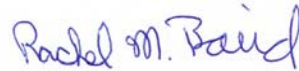
GRANTED / DENIED.

Judge/Clerk of the Superior Court

CERTIFICATION OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Motion was transmitted by email on
January 23, 2014, as follows:

Mary Jean Kanabis, Senior Assistant State's Attorney
Office of the State's Attorney
112 Broad Street
New London, CT 06320
Email: maryjean.kanabis@ct.gov



Rachel M. Baird
Commissioner of the Superior Court