

Sample Motion for Production of Law Enforcement Recordings

PITT County

In The General Court Of Justice
Superior Court Division

IN THE MATTER OF
CUSTODIAL LAW ENFORCEMENT AGENCY
RECORDING SOUGHT BY:

PETITION FOR RELEASE OF
CUSTODIAL LAW ENFORCEMENT AGENCY
RECORDING

Name Of Petitioner

JOHN DOE

Address

c/o Attorney Keith Williams, Personal Representative
321 South Evans Street
Suite 103

City, State, Zip

Greenville, NC 27835

Phone No.

252-931-9362

Fax No.

252-830-5155

Email Address

keith@williamslawonline.com

G.S. 132-1.4A(e1) – Person authorized to receive disclosure
(No Filing Fee Applies)

G.S. 132-1.4A(f) – General
(CVS Filing Fee Applies)

I, the above-named petitioner, request the release of a custodial law enforcement agency recording to Attorney Keith Williams, state that at least some portion of the law enforcement agency recording was made in this county, and I further state the following: Petitioner was charged as shown on the attached Exhibit A. I request a copy of any "recording" as defined by NCGS 132-1.4A(a)(6) showing the Petitioner or any portion of the alleged offense and/or the investigation of the alleged offense. This includes any video, audio, or visual and audio recording captured by a body-worn camera, a dashboard camera, or any other video or audio recording device operated by or on behalf of a law enforcement agency or law enforcement agency personnel when carrying out law enforcement responsibilities. This petition is filed by the undersigned as the personal representative for the petitioner (the petitioner's attorney of record, filed with petitioner's consent) under NCGS 132-1.4A(a)(5).

(Include date and approximate time of activity captured in the recording, or otherwise identify the activity with particularity sufficient to identify the recording at issue.)

CERTIFICATE OF SERVICE
ON HEAD OF CUSTODIAL LAW ENFORCEMENT AGENCY

I certify that a filed copy of this Petition was served on the head of the custodial law enforcement agency as follows:

Personal Delivery

By Regular Mail, US postage prepaid, addressed as follows:

Chief of Police
East Carolina University Police Department
609 East Tenth Street
Greenville, NC 27858

Also via email to [campus attorney]

CERTIFICATE OF SERVICE ON DISTRICT ATTORNEY

I certify that a filed copy of this Petition was served on the District Attorney as follows *(only required for general release)*:

Personal Delivery

By Regular Mail, US postage prepaid, addressed as follows:

Not seeking general release; District Attorney not served.

Date

Petitioner's Signature

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

COUNTY OF PITT

SUPERIOR COURT DIVISION

FILE NO. 17 CVS _____

IN THE MATTER OF CUSTODIAL
LAW ENFORCEMENT RECORDING
SOUGHT BY PETITIONER

NOTICE OF HEARING

NOW COMES the undersigned and does hereby file this Notice of Hearing in the above matter regarding the Petition for Release of Custodial Law Enforcement Agency Recording under North Carolina General Statute § 132-1.4A, on February 19, 2018, in Pitt County Superior Court at 10:00 a.m. or as soon thereafter as the matter can be heard.

This the _____ day of _____, 2018.

LAW OFFICES OF KEITH A. WILLIAMS, P.A.

By:

KEITH A. WILLIAMS
321 South Evans Street, Suite 103
P.O. Box 1965
Greenville, North Carolina 27835
Tel: 252 / 931-9362
Fax: 252 / 830-5155
N.C. State Bar Number 19333

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date shown below, he delivered a copy of the foregoing document to the following via first class United States mail:

Chief of Police
East Carolina University Police Department
609 East Tenth Street
Greenville, NC 27858

Also via email to [campus attorney email address]

This the _____ day of _____, 20_____.

LAW OFFICES OF KEITH A. WILLIAMS, P.A.

By:

KEITH A. WILLIAMS
321 South Evans Street, Suite 103
P.O. Box 1965
Greenville, North Carolina 27835
Tel: 252 / 931-9362
Fax: 252 / 830-5155
N.C. State Bar Number 19333