

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION

████████████████████

STATE OF NORTH CAROLINA )  
 )  
v. )  
 )  
████████████████████ )  
 )  
Defendant. )

**MOTION FOR BILL OF  
PARTICULARS**

*NOW COMES*, ██████████ (“Mr. ██████████ by and through counsel, who respectfully moves the Court to compel the State to inform Mr. ██████████ of the specific facts intended to be introduced during trial, through a **Bill of Particulars** pursuant to *N.C.G.S. §15A-925*.

The charge alleging *Stalking* (██████████) contains several factors expressed within *N.C.G.S. §14-277.3A(c)*. The defense is requesting specific items of information desired by Mr. ██████████ that pertain to that charge. More specifically,

1. Which factor (i) “*reasonable fear for safety of person*”, or (ii) “*suffer substantial emotional distress*” does the State contend the prosecuting witness, Curtis Flood, experienced?
2. Additionally, what facts does the state intend on showing to prove “*reasonable fear*” or “*emotional distress*”.
3. Which factor (i) “*on more than one occasion harassed*”, or (ii) “*engaged in a course of conduct*” does the State contend Mr. ██████████ committed when flyers were distributed?
4. Additionally, what facts does the state intend on introducing to prove “*harass*” or “*course of conduct*”. showing to prove “*reasonable fear*” or “*emotional distress*”.

In support of this **Motion**, Mr. [REDACTED] respectfully shows the Court the following:

1. The State charged Mr. [REDACTED] with *Stalking*.
2. Mr. [REDACTED] cannot adequately prepare or conduct his defense without such information requested above.

**WHEREFORE**, Mr. [REDACTED] respectfully prays the Court for the following relief:

1. That the State be ordered to file a **Bill of Particulars** answering Mr. [REDACTED] questions posed above;
2. That this matter be heard prior to defendant's trial;
3. For such other and further relief as the Court deems just and appropriate.

Respectfully submitted this the 27 day of June 2011.

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Toussaint C. Romain  
Assistant Public Defender  
700 E. Fourth Street, Suite 400  
Charlotte, NC 28202

ATTORNEY FOR DEFENDANT

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing **Motion for Bill of Particulars**, on Assistant District Attorney [REDACTED] of the Office of the District Attorney, Twenty-Sixth Judicial District, by personal deliver, this the 27 day of June 2011.

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Toussaint C. Romain  
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