

STATE OF NORTH CAROLINA
[] COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO. []

IN THE MATTER OF)
)
) MOTION AND ORDER TO PRESERVE
) THE ROUGH NOTES OF
[JS, A JUVENILE]) INVESTIGATORS

NOW COMES, the Juvenile, through undersigned counsel, and respectfully moves this Court, pursuant to *U.S. v. Agurs*, 427 U.S. 97 (1976) and *Brady v. Maryland*, 373 U.S. 83 (1963), to order the prosecutor to preserve and turn over to the defense counsel any materials in the possession of the prosecutor and law enforcement agents which are favorable to the Juvenile, including the rough notes of all persons investigating this case with the [POLICE DEPARTMENT], including other sources employed or working with the [POLICE DEPARTMENT].

In order for the Juvenile to have access to these materials prior to the probable cause hearing, pre-adjudication or upon cross-examination at the adjudication hearing, it is absolutely necessary that the court enter an order requiring the state to investigate and preserve all of said rough notes and other related paper work.

WHEREFORE, the Juvenile respectfully requests that the prosecutor be ordered to respond to this request, in writing or in open court, to inquire of all investigating officers concerning the existence of this material, and if any such

evidence or material exists, to require its preservation during the pendency of this case.

This the [] day of [], [].

[ATTORNEY]
[ADDRESS]
[CITY, STATE, ZIP]
[TELEPHONE NUMBER]

* * * * *

Certificate of Service

I hereby certify that a copy of the foregoing motion was served on the District Attorney for the [NUMBER], Judicial District by deposit of said copy with [NAME], Assistant District Attorney.

This the [] day of [], [].

[ATTORNEY]