

Judge Latham

9-4-23

I am writing you with urgency attention that the state has used deception and sabotaged this whole case to fit their opinion of a theory, which I have proof if giving the opportunity to show you their lack of honesty to the courts and the public

First and Formost; They, the state did not obligate the courts order when my attorney filed for request for production and disclose by Counsel and pursuant to Iowa rule of criminal Procedures 2.14 (2) Stating the following item of evidence, if in possession and control of the State of Iowa are necessary for preparation the defendant to inspect Copys or photographs or exhibits or any evidence the state intends to offer in evidence at the trial or were obtained from or belong to the defendant.

Rule 1.517 Consequences of failure to make disclosure or discovery.

Rule 1.517 (1) Failure to disclose or Supplement
If a party fail to provide information or identify a witness as required by rule 1.500(4) or 1.508 (3) the party is not allowed to use that information or witness to supply evidence on a motion at a hearing or at trial unless the failure was substantially justified or harmless

(d) The failure to act described in rule 1.517(4) May not be excused on the grounds that the discovery sought is objectionable

1.500(2) Disclosure of expert testimony

(a) In general. In addition to the disclosure required

by Rule 1.500(1) a party must disclose to the other parties the identity of any witness the party may use at trial to present evidence under Rule of evidence 5.702, 5.703 and 5.705

(3) Any exhibits that will be used to summarize or support the opinion

Rule 1.500 Duty to disclose; required disclosure 1.500(1)

(a) In general. Except as exempted by rule 1.500(1)(e) or otherwise stipulated or order by the Courts, a party must without awaiting a discovery request provide the other parties (2) all document electronically stored information and tangible things that the disclosing party has in its possession, custody or control any may use to support its claim or defense unless the use would be solely for impeachment.

I would have to say Judge Latham that the state didn't provide at least 50 percent of those exhibits until the day of trial and there are still others the state hadn't provided to us the defendant

If giving the opportunity to prove this on the records, I can show the deception and how they sabotage a lot in this case.

I showed you already where the state moved exhibits to fit their story in trial; I have plenty more to show you and the public, those exhibits was also giving to us during trial not before.

Rule 1.1012 Grounds for Vacating or modifying Judgment 1.1012 (5) Unavoidable casualty or misfortune preventing the party's from prosecuting or defending.

1.1012 (6) Material evidence, newly discovered which could not with reasonable diligence have been discovered and produced at trial

~~Mr.~~ Judge Latham I was also looking under official comment; Enactment 1943 federal practice.

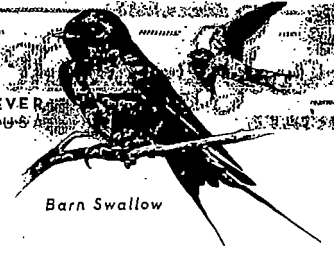
We come now to the question of enforcement without adequate sanction, the procedure for discovery would be ineffectual under Rule 37 any party who seeks to evade or thwart a full and candid discovery incurs the risk of serious consequences which may involve imprisonment for contempt of courts for disobedience of court order, the entry of a order that designated facts be taken to established the entry of any refusing the disobedience party the right to support or oppose designated claims of defenses strike out pleading by default, dismissal

Henry Dinkins
400 W. 4th St.
Davenport, IA
52801

QUAD CITIES IL 612

SEP 20 1991

FOREVER



Barn Swallow

Judge Henry William Latham
400 W. 4th St.
Davenport, IA
52801

52801@1104

