

NO. \_\_\_\_\_

THE STATE OF TEXAS

VS.

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IN THE 403rd JUDICIAL

DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

**STANDING DISCOVERY ORDER**

**THE COURT HEREBY ORDERS** that the parties confer and accomplish the following by the next court setting:

1. The State shall reveal to the Defendant and permit inspection by the Defendant of all information and material known to the State that may be favorable to the Defendant on the issues of guilt or punishment within the scope of Brady v. Maryland, 373 U.S. 83 (1963), or that may tend to impeach any State witness.
2. The State shall disclose to the Defendant the existence and substance of any payment, promise of immunity, leniency, or preferential treatment made to any prospective State witness within the scope of United States v. Giglio, 405 U.S. 150 (1972).
3. The State shall permit the Defendant to inspect all documents, papers, (except written statements of witnesses and except the work product of counsel in the case and their investigators and their notes or report), books, accounts, letters, photographs, objects or tangible things not privileged, which constitute or contain evidence material to any matter involved in the action and which are in the possession, custody or control of the State or any of its agents.
4. The State shall permit the Defendant to inspect the Defendant's NCIC, TCIC and Travis County arrest record.
5. The State shall permit the Defendant to inspect and copy, or shall provide to the Defendant a copy of, the following:
  - A. Any written or recorded statement made by the Defendant which is in possession of the State or its agents.
  - B. The results of scientific tests or experiments, made in connection with this case.
  - C. The results of any physical or mental examination of the Defendant.

**THE COURT HEREBY ORDERS** that the parties confer and accomplish the following a reasonable time before the date the trial begins:

1. The State shall provide to the Defendant a list of all witnesses the State may present during its case-in-chief.
2. The State shall disclose to the Defendant the existence and nature of any conviction for a felony or crime of moral turpitude, or any pending case, of any State's witness.

**THE COURT HEREBY ORDERS** that, prior to trial, the State cause to be transcribed the grand jury testimony of all witnesses who may testify for the State at the trial of this cause.

The State is hereby placed under a continuing duty to reveal to the Defendant, as soon as practicable, all newly discovered information or material within the scope of this standing order.

The Court may at any time, upon motion properly filed, order that the discovery or inspection provided for by this standing order be modified, denied, restricted, or deferred, or make such other order as is appropriate under the Texas Code of Criminal Procedure or Texas Rules of Evidence.

Any dispute between the State and the Defendant relating to discovery matters in general, or to compliance with this standing order, should be brought to the Court's attention as soon as possible.

**ORDERED AND ENTERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

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Frank W. Bryan, Jr.  
JUDGE, 403<sup>RD</sup> DISTRICT COURT  
TRAVIS COUNTY, TEXAS