

STATE OF ILLINOIS)
)
COUNTY OF COOK)

#25999

SS

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,)

Plaintiff,)

vs.)

ANNABEL K. MELONGO,)

Defendant.)

No. 07 CR-2341

MOTION FOR ADDITIONAL DISCOVERY

Comes now the Defendant, ANNABEL K. MELONGO, by her counsel, [REDACTED] [REDACTED] C., and asks that this Honorable Court, pursuant to Supreme Court Rule 411, *et seq.*, order the State to produce additional discovery information and deliver it to the accused, pursuant to the broad power and discretion granted to this Court by the Illinois Supreme Court; and as grounds for said request alleges and states:

1. The indictment in this cause alleged that the defendant committed Computer Tampering, Count I, on or about April 28, 1006, and Count II, on or about May 1, 2006, in violation of 720 ILCS, 5/16D-3 of the Illinois Compiled Statutes.
2. Allegedly a Cook County Grand Jury was convened in Cook County, pursuant to 725 ILCS 215/1 *et seq.*
3. Allegedly, the Judge supervising the aforesaid Statewide Grand Jury somehow determined that Cook County, Illinois, was the proper venue.
4. The defendant was presented with a transcript of the proceeding of said Cook County Grand Jury.
5. Discovery tendered the defendant provided, among other documents, police reports from the Schiller Park Police Department, correspondence from the Illinois Attorney General, reports of forensic experts and printouts of computer servers and of E-mail communications of various parties.

6. The reports of experts are fragmented, open-ended and incomplete without additional forensic data which underlies their investigation.

7. That the People have individuals identified as witnesses, including lay witnesses (civilian) who were in communication with each other and collaborated in rendering opinions, including opinions on ultimate issues in this cause.

8. The Defendant has knowledge and belief that there exists the following documents in the possession of witnesses for the People and she contends that she has the right to copy and review said documents in order to determine whether they contain evidence material to her defense or tending to establish her innocence.

- Forensic Report and accompanying CD regarding any and all findings from expert examination of the Defendant's lap top computer'
- "Log Files" for "Gotomy PC" on her lap top;
- "Log Files" for "Jakarta" on her lap top;
- The CD obtained from YAHOO! Sent in response to the People's subpoena for records of the Defendant's account;
- Any E-mails or written notes or copies of correspondence of communications between Don Peters (Computer consultant) and staff at SALF regarding progress of system recovery;
- Copy of facsimile message(s) between Don Peters and Detective Martin regarding his report to Carol Spizzuri or his recovery findings. Specifically, mentioning "other people prior to him having access to and 'walking' on the SALF system;
- Copy of Police Report 06-3714 with Carol Spizziri as complainant;
- Disclose the identity of the attached E-mail dated May 4, 2006 at 9:44 p.m. from "Technical Support". Including the name and address of the person sending the E-mail to Carol Spizziri;
- Names and addresses of any and all persons that attempted recovery of the SALF system **prior** to access by Don Peters;
- Copies of the entire personnel file of CHRISTIAN SASS, employed by SALF.

WHEREFORE, the Defendant prays that this Honorable Court order the State to produce and deliver to the Accused the following:

- A. All documentation you requested and delineated in Paragraph 8, above.

B. Whatever other relief this Honorable Court deems relevant, necessary, and just to ensure the Accused his right to full discovery necessary and proper to preparation of a bona fide defense.

Respectfully submitted,

AdditionalDiscovery-Rule411/Criminal