

STATE OF ILLINOIS)

)SS

COUNTY OF COOK)

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

PEOPLE OF THE STATE OF ILLINOIS, )

)

Plaintiff, )

)

v. )

No. 08 CR-10502

)

ANNABEL K. MELONGO )

)

Defendant. )

**MOTION FOR ADDITIONAL DISCOVERY**

Comes now the defendant, ANNABEL K. MELONGO, by her counsel, ANNABEL K. MELONGO, and asks that this Honorable Court, pursuant to Supreme Court Rule 411, *et seq.*, orders the State to produce additional discovery information and delivers 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 and II, on or about April 2008, and Count III, 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 to the Defendant provided, among other documents, police reports from the Schiller Park Police Department, Three CDs, correspondence from the Illinois Attorney General, reports of forensic expert, list of deleted files, printouts of logs and Email communications of various parties.
6. The reports of the experts are misleading, open-ended and incomplete without any data with underlies the charges made by the State.
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 on 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.
  - Any evidence relating to Count I. Including, but not limited to, log files of computer data server, confessions, witness statements, video, tapes recordings, radio communications and handwritten or typed memoranda. The data provided so far to the Defendant is lacking such evidence.

- Any evidence relating to Count II. Including, but not limited to, log files of computer data server, confessions, witness statements, video, tapes recordings, radio communications and handwritten or typed memoranda. The data provided so far to the Defendant is lacking such evidence.
- Any evidence relating to Count III. Including, but not limited to, log files of SAVE A LIFE Foundation founder's computer, confessions, witness statements, video, tapes recordings, radio communications and handwritten or typed memoranda. The data provided so far to the Defendant is lacking such evidence.
- 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.
- Copies of emails or written notes between Don Peters and Carol Spizzirri regarding the incident and the recovery.
- Copy of facsimile message(s) between Don Peters and Detective Martin regarding his report to Carol Spizzirri and his recovery findings. Specifically as mentioned in the police report "other people prior to him having access to and 'working' on the SALF system;
- HAND-WRITTEN copy of complaints related to reports #06-3714 and #06-3219 with Carol Spizzirri as complainant.
- Copies of complaints signed by Carol Spizzirri on 10/31/06 in front of judge Urso in Rolling Meadows.
- Page '7' of "Investigative Follow Up Report" is missing.
- Copy of report faxed by Sgt. Leach from Kansas City Police to Detective Martin.
- Names and addresses of any individuals or firms that attempted recovery of the SALF system prior to Don Peters.

- List of all files deleted and the computers or servers to which they belong; also include location, date and time of deletions.
- Evidence of intrusion of SALF servers and computer using GO-TO-MY-PC software. As stated by both the State and the Forensic report.
- Creation date of **ALL** "TypedUrls" mentioned in the forensic report. Since the Defendant used her laptop to accomplish her job as network administrator and programmer while working at SALF, the dates when those urls were typed are not only crucial but paramount to Defendant's defense.
- Creation and Modification dates of **ALL** SALF related files listed in the Forensic Report. Defendant has reasons to believe that **NONE** of those files constitute viable evidence; since the files were created either long before the Defendant was employed at SALF or during her last day at the company.
- Date of creation of **ALL** the usernames and passwords found on the Defendant's laptop. Since the Defendant used her laptop to accomplish her job as network administrator and programmer while working at SALF, the dates when those usernames and passwords were saved are not only crucial but paramount to Defendant's defense.
- Creation and Deletion dates of "Two links files found in the Recycle Bin for a network connection to Save- A- Life Foundation" as mentioned in the forensic report. Since the Defendant used her laptop to accomplish her job as network administrator and programmer while working at SALF, the dates when those files were created and deleted are not only crucial but paramount to Defendant's defense.
- Copy of email Defendant sent to SALF employees as mentioned in the police report.
- If possible, Defendant's USB thumbdrives are hereby requested for forensic analysis.
- If possible, Defendant's laptop is hereby requested for forensic analysis.

- Disclose the identity of the person with email dated May 4, 2006 at 9:44 pm from 'Technical Support'. Including the name and address of the person sending the E-mail to Carol Spizzirri. The first page of that email is attached hereto as Exhibit "A"
- Disclose identity of person creating the set of documents listing various deleted files; as well as the software or hardware used and the hard-copy of the said documents. The sample of that set of documents is attached hereto as Exhibit "B".
- Disclose identity of person creating the set of documents listing various deleted files; as well as the software and hardware used and the hard-copy of the said documents. The sample of that set of documents is attached hereto as Exhibit "C".
- Copy of **ALL** papers in the "One Manila folder titled McAfee containing miscellaneous papers with Mrs. Spizzirri's name on them and Save-A-Life passwords and information" as mentioned in Warrant No. 06SW5815.
- Copy of the Bank One check stub dated 4/28/06
- Copy of Currency Exchange receipt dated 5/1/06.
- Copy of the entire personnel file of Christian Sass, employed at SALF.
- Copy of the entire personnel file of Dave Stolerow, employed at SALF.
- Copy of the entire personnel file of Saquan Gholar, employed at SALF.
- Copy of the entire personnel file of Bob Cokinis, employed at SALF.
- Copy of the entire personnel file of Vince Davis, employed at SALF.
- Copy of the entire personnel file of Robert Barnes, employed at SALF.

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

- A. All documentation requested and delineated in Paragraph 8, above.
- B. Whatever other relief this Honorable Court deems relevant, necessary, and just to ensure the Accused her right to full discovery necessary and proper to a preparation of a bona fide defense.

Respectfully submitted,



---

ANNABEL K. MELONGO

ANNABEL K. MELONGO  
9200C HAMILTON COURT  
DES PLAINES, ILLINOIS 60016



# Exhibit A

Carol Spizzirri

From: Technical Support [tsupport@gmail.com]  
Sent: Thursday, May 04, 2006 9:41 PM  
To: Carol Spizzirri  
Subject: Re: FW: Regarding the prior email...

Looking for the IP address of the IT person from the mail log on the server

```
-----  
bash-2.05b# grep 24.15.202.102 /var/log/exim_mainlog (of mail server)  
-----  
2006-05-01 20:31:40 1Fajjo-0002WM-Eb <= cspizzirri@salf.org U=ftpsalf  
P=local S=6270 id=4849.24.15.202.102.1146533500.squirrel@www.salf.org  
2006-05-01 23:01:31 1Fam4o-0007NG-U3 <= cspizzirri@salf.org U=ftpsalf  
P=local S=4221 id=2431.24.15.202.102.1146542490.squirrel@www.salf.org  
-----
```

This is the actual record showing her sending the email FROM Carol's email address to her own Yahoo based email address. Note the IP in the log...

```
-----  
bash-2.05b# grep 1Fajjo-0002WM-Eb /var/log/exim_mainlog  
-----  
2006-05-01 20:31:40 1Fajjo-0002WM-Eb <= cspizzirri@salf.org U=ftpsalf  
P=local S=6270 id=4849.24.15.202.102.1146533500.squirrel@www.salf.org  
2006-05-01 20:31:41 1Fajjo-0002WM-Eb => melongo_annabel@yahoo.com  
R=lookuphost T=remote_smtp H=mx2.mail.yahoo.com [67.28.113.70]  
2006-05-01 20:31:41 1Fajjo-0002WM-Eb Completed  
-----
```

Again second message going from Carol's address to her Yahoo Email Address:

```
-----  
2006-05-01 23:01:31 1Fam4o-0007NG-U3 <= cspizzirri@salf.org U=ftpsalf  
P=local S=4221 id=2431.24.15.202.102.1146542490.squirrel@www.salf.org  
2006-05-01 23:01:35 1Fam4o-0007NG-U3 => melongo_annabel@yahoo.com  
R=lookuphost T=remote_smtp H=mx2.mail.yahoo.com [67.28.113.72]  
2006-05-01 23:01:35 1Fam4o-0007NG-U3 Completed  
-----
```

On 5/4/06, Carol Spizzirri <cspizzirri@salf.org> wrote:

```
>  
>  
> -----Original Message-----  
> From: Christian B. Sass [mailto:csass@salf.org]  
> Sent: Monday, May 01, 2006 11:31 PM  
> To: Carol Spizzirri  
> Cc: dstolerow@salf.org; vdavis@salf.org; Brian J. Salerno  
> Subject: Regarding the prior email...  
>
```

> Carol,

```
>  
>  
> I noticed that you weren't actually included in the recipient list of the  
> following email, which may explain the cryptic voice mail you might have  
> already heard from me.  
>  
>  
>  
>  
>
```

> On May 1, 2006, at 8:17 PM, Melongo Annabel wrote:

```
>  
>
```

# Exhibit B

Look for: Type your search here    Options    Search in: E:\RECYCLERS-1-5-21-484763869-329068152-72534554...    Advanced Search

Name	Size	Created	Modified	Accessed (Deleted)	Attributes	ID	Parent ID
Short bios	899 KB	10/10/04 08:10 PM	04/28/06 02:28 AM	04/28/06 02:28 AM	AD	10189	10090
._Bock Mayor Irv.doc	82 bytes	11/30/04 03:33 PM	11/30/04 03:34 PM	04/28/06 01:17 AM	HAI	5864	10090
._Heimlich, Dr. H Bio.doc	82 bytes	03/31/05 01:02 PM	03/31/05 01:00 PM	04/28/06 01:17 AM	HAI	22513	10090
Beaudry Raymond.doc	19.5 KB	10/10/04 08:10 PM	08/13/03 11:53 AM	04/28/06 01:17 AM	AD	10092	10090
Bio Hays.doc	24.0 KB	10/10/04 08:10 PM	08/29/03 12:27 PM	04/28/06 01:17 AM	AD	10094	10090
Biography Opoka revised april 20...	20.5 KB	04/14/05 04:26 PM	04/14/05 04:27 PM	04/28/06 01:17 AM	AD	4878	10090
biosketch.pdf	13.6 KB	10/10/04 08:10 PM	03/12/02 04:56 PM	04/28/06 01:17 AM	AD	10095	10090
biosketchsample.pdf	38.7 KB	10/10/04 08:10 PM	03/07/02 07:16 PM	04/28/06 01:17 AM	AD	10096	10090
Bock Mayor Irv.doc	21.0 KB	10/10/04 08:10 PM	08/11/03 02:56 PM	04/28/06 01:17 AM	AD	10097	10090
Carol Spitzliri Jan 18 03 bio.doc	189 KB	10/10/04 08:10 PM	01/04/06 10:14 PM	04/28/06 01:17 AM	AD	10101	10090
Chico Sunny.doc	32.0 KB	10/10/04 08:10 PM	08/14/03 04:47 PM	04/28/06 01:17 AM	AD	10102	10090
Chico, Gery.doc	20.0 KB	10/10/04 08:10 PM	06/03/03 11:19 AM	04/28/06 01:17 AM	AD	10103	10090
Cowell, Dr. G.doc	29.5 KB	10/10/04 08:10 PM	10/05/02 08:35 PM	04/28/06 01:17 AM	AD	10106	10090
Dane Neal biosketch.pdf	157 KB	10/10/04 08:10 PM	12/30/05 05:50 PM	04/28/06 01:17 AM	AD	10107	10090
DiGregorio Elizabeth.doc	20.5 KB	10/10/04 08:10 PM	08/04/03 11:07 AM	04/28/06 01:17 AM	AD	10108	10090
Dorsey Patrick.doc	19.5 KB	10/10/04 08:10 PM	08/04/03 03:24 PM	04/28/06 01:17 AM	AD	10110	10090
Duncan, Arne.doc	19.5 KB	10/10/04 08:10 PM	06/12/03 11:44 AM	04/28/06 01:17 AM	AD	10111	10090
Durbak Andres.doc	21.0 KB	10/10/04 08:10 PM	08/04/03 11:47 AM	04/28/06 01:17 AM	AD	10112	10090
Friedman Dr Mark.doc	19.0 KB	10/10/04 08:10 PM	07/30/03 05:53 PM	04/28/06 01:17 AM	AD	10114	10090
Gaines, Sam bio.doc	56.0 KB	10/10/04 08:10 PM	08/15/00 03:45 PM	04/28/06 01:17 AM	AD	10115	10090
GCowell biosketch.pdf	165 KB	10/10/04 08:10 PM	03/21/02 05:55 PM	04/28/06 01:17 AM	AD	10116	10090
GCowell CD.doc	29.5 KB	10/10/04 08:10 PM	12/16/03 03:47 PM	04/28/06 01:17 AM	AD	10117	10090
Hanilton Michael.doc	19.5 KB	10/10/04 08:10 PM	09/05/03 09:17 AM	04/28/06 01:17 AM	AD	10118	10090
Hanneken Michelle.doc	21.5 KB	10/10/04 08:10 PM	09/11/03 04:14 PM	04/28/06 01:17 AM	AD	10119	10090
Hawkinson, Carl.doc	19.5 KB	10/10/04 08:10 PM	06/12/03 12:50 PM	04/28/06 01:17 AM	AD	10120	10090
Huckabee Janet.doc	19.0 KB	10/10/04 08:10 PM	08/21/03 10:13 AM	04/28/06 01:17 AM	AD	10123	10090
ILChiefReardonBdininvitation.wpa	2.06 KB	10/10/04 08:10 PM	01/31/03 04:17 PM	04/28/06 01:17 AM	AD	10240	10090
Jaconetti, Bill.doc	19.0 KB	10/10/04 08:10 PM	06/24/03 09:56 AM	04/28/06 01:17 AM	AD	10126	10090
Job Description Ast Dir Emerg Pr...	19.5 KB	10/10/04 08:10 PM	02/18/02 04:41 PM	04/28/06 01:17 AM	AD	10127	10090
Johns Richard.doc	79.0 KB	10/10/04 08:10 PM	09/04/03 09:30 AM	04/28/06 01:17 AM	AD	10128	10090
Kochanek Dr Patrick.doc	20.5 KB	10/10/04 08:10 PM	08/12/03 11:08 AM	04/28/06 01:17 AM	AD	10129	10090
Lambert Captain Mary.doc	1.72 MB	10/10/04 08:10 PM	08/15/03 03:04 PM	04/28/06 01:17 AM	AD	10130	10090
Markbreit Jerry.doc	19.5 KB	10/10/04 08:10 PM	08/21/03 10:48 AM	04/28/06 01:17 AM	AD	10136	10090
Malkaitis, Lawrence.doc	20.0 KB	10/10/04 08:10 PM	07/24/03 05:47 PM	04/28/06 01:17 AM	AD	10137	10090
Meredith, Frank.doc	19.5 KB	10/10/04 08:10 PM	06/20/03 03:36 PM	04/28/06 01:17 AM	AD	10138	10090
Mills, Lieutenant Colonel Rick W.....	21.5 KB	10/10/04 08:10 PM	06/13/03 05:05 PM	04/28/06 01:17 AM	AD	10139	10090
Modzeleski William.doc	24.5 KB	10/10/04 08:10 PM	09/08/03 02:18 PM	04/28/06 01:17 AM	AD	10141	10090
Nadine Levick Jun2004.doc	22.5 KB	10/10/04 08:10 PM	07/21/04 01:22 PM	04/28/06 01:17 AM	AD	10143	10090
New Text Document.txt	0 bytes	10/10/04 08:10 PM	07/09/04 01:53 PM	04/01/06 03:19 AM	AID	10144	10090

## Properties View

Attribute Name	Value
General	
ID	10090
Parent ID	75525
Name	pe107
pe	Folder
Path	E:\RECYCLERS-1-5-21-484763869-329068152-725345543-500\pe107



## Exhibit C

▲ Name	Size	Created	Modified	Accessed (Deleted)	Attributes	ID	Parent ID
Annual Report Business Plan	10.3 MB	09/27/05 10:16 AM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	75109	17583
Annual Report 1999	13.3 MB	10/10/04 08:44 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	17584	17583
Annual Report 2000	6.34 MB	10/10/04 08:44 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	17612	17583
Annual Report 2002	150 MB	10/10/04 08:43 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	17615	17583
Annual Report 2003	85.3 MB	10/10/04 08:42 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	17737	17583
Annual Report 2004	116 KB	10/12/05 03:59 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	75499	17583
Annual Report 2005	28.5 KB	05/11/05 04:27 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	22262	17583
Annual Report1997	16.5 MB	10/10/04 08:36 PM	04/28/06 02:25 AM	04/28/06 02:25 AM	AD	16252	17583
Summaryreport 2003.doc	52.0 KB	10/10/04 08:20 PM	10/27/03 09:45 AM	04/28/06 01:17 AM	AD	13025	17583