

Rule 112(a)(3) of the proposed rules of criminal procedure requiring the prosecution to disclose “any and all written statements of any witness” is vague and broad. Does this include an internal email sent from one officer to another officer regarding an investigation of the defendant? If so, this could result in an onerous burden on investigators to produce data they never considered important. Does “written” as defined in the rule include audio recordings?

Justin D. Maines
Assistant Solicitor
16th Judicial Circuit
1675-1A York Hwy.
York, SC 29745
Phone: (803) 628-3020 Ext. 5076
Fax: (803) 628-3025