

STATE OF MINNESOTA
COUNTY OF BECKERDISTRICT COURT
SEVENTH JUDICIAL DISTRICT
CRIMINAL DIVISION

State of Minnesota,

Plaintiff,

-vs-

**PLAINTIFF'S *AMENDED* RESPONSE
TO REQUEST FOR DISCLOSURE**

NICOLE LYNN MITCHELL,

Defendant.

District Court File No. 03-CR-24-654

Pursuant to Rule 9.01, subd. 1, Minn. R. Crim. P., attached please find the following disclosures:

1. Names and addresses of persons whom the prosecution intends to call as witnesses at trial and in reference to said witnesses: Any of the persons whose names appear in the complaint or on any of the documents attached hereto may be called as witnesses. In the event that you have difficulty in locating the addresses from the attachments, please contact the Becker County Attorney's Office.

- (a) Prior record of convictions of each such witness: See attached or enclosed.
- (b) Written or recorded statements of any such witness: See attached or enclosed.
- (c) Written summary of the substance of any oral statements of such witnesses: See attached or enclosed.
- (d) Prosecutor's notes of interviews with any witness. State v. Galvan, 374 N.W.2d 269: None.

2. If the defendant herein was charged by indictment, the names and addresses of witnesses who testified before the grand jury in the case against the defendant: not applicable.

3. Copies of written or recorded statements made by the defendant: See attached or enclosed.

4. Written or recorded statements made by accomplices: See attached or enclosed.
5. The substance of any oral statements made by the defendant whether before or after arrest: See attached or enclosed.
6. The substance of any oral statements made by any accomplice whether before or after arrest: See attached or enclosed.
7. Disclosure and copies of the following items which the prosecution intends to introduce at trial indicating where said items were obtained from or if item belongs to the defendant:
 - (a) books
 - (b) papers
 - (c) documents
 - (d) photographs
 - (e) any other tangible objectANSWERS (a) through (e): All of said items referred to in the attachments may be offered as evidence at trial.
8. The identity, description, location of any building or place which the prosecution intends to offer at trial: All of said places indicated in the attachments may be offered at trial.
9. Disclosure and copies of any reports or results including, but not limited to, preliminary, interim or final reports and results of the following:
 - (a) physical examinations
 - (b) mental examinations
 - (c) scientific tests
 - (d) experiments

(e) comparisons

ANSWERS: All of said items referred to in the attachments may be offered as evidence at trial.

10. Any record of prior convictions of the defendant: None known at this time other than those disclosed in discovery or in the pleadings.

11. All evidence which the prosecutor intends to rely on if seeking an aggravated sentence. **NOT APPLICABLE.**

12. Any material and/or information of any matter which tends in any way to negate or reduce the guilt of the defendant as to the offenses charged: Any such information that is known to the State at the time is included herein.

PURSUANT TO RULE 9.03, SUB 4; PLEASE BE ADVISED THAT MATERIALS FURNISHED TO A PARTY UNDER DISCOVERY RULES OR ORDERS MUST REMAIN IN THE PARTY'S CUSTODY AND BE USED BY THE PARTY ONLY TO CONDUCT THAT ATTORNEY'S SIDE OF THE CASE, AND MAY BE SUBJECT TO OTHER CONDITIONS THE COURT ORDERS

BECKER COUNTY ATTORNEY'S OFFICE

/s/ Brian W. McDonald

Dated: May 2, 2024

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