

STATE OF TEXAS

*Plaintiff,*

v.

ROYCE RESENDEZ,

*Defendant.*

IN THE \_\_\_\_ JUDICIAL

DISTRICT COURT

BEXAR COUNTY, TEXAS

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**DEFENDANT'S NOTICE OF WRITTEN REQUEST FOR DISCLOSURE  
PURSUANT TO TEX. CODE CRIM. PROC. ART. 39.14 (MICHAEL  
MORTON ACT) AND REQUEST FOR BRADY/GIGLIO MATERIALS**

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**TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW Defendant **Royce Resendez**, by and through undersigned retained counsel, **John M. Economidy**, and files this Notice of Written Request for Disclosure pursuant to **Texas Code of Criminal Procedure Article 39.14** and request for **Brady/Giglio** material. In support, Defendant would respectfully show:

1. This request relates to **Cause No. 2025PF40159** and the underlying investigation including **SAPD Agency Case No. 25205409** (and any related incident numbers).
2. Pursuant to **Tex. Code Crim. Proc. art. 39.14(a), (c), (d), (f), (h), and (k)**, Defendant hereby makes a **written request** that the State produce and permit the inspection and **electronic duplication** of all discovery materials within the State's possession, custody, or control, and any materials in the possession of agencies involved in this case.

## I. MATERIALS REQUESTED UNDER ARTICLE 39.14

Defendant requests disclosure of **all** items subject to Article 39.14, including, without limitation:

- a. All offense reports, narratives, supplements, arrest reports, probable cause affidavits, witness lists, and witness statements (written, recorded, or summarized), including any notes or statements taken by officers, investigators, or prosecutors;
- b. All **audio/video** recordings and digital media of any kind, including but not limited to: body-worn camera, dash/in-car video, interview recordings, phone recordings, jail calls (if obtained/used), and any recordings created by or provided to law enforcement;
- c. All photographs, scene documentation, diagrams, measurements, and any digital downloads from devices;
- d. CAD/dispatch materials, 911 recordings, radio transmissions, call sheets, unit history, AVL/GPS records, and any related logs;
- e. All medical records, EMS/fire run sheets, jail medical records (to the extent obtained/used), and any injury documentation relating to any complainant/witness/officer or Defendant;
- f. All forensic submissions and results (including any lab requests/results), chain-of-custody documentation, evidence/property logs, and all documentation reflecting seizure, handling, storage, transfer, and disposition of evidence;
- g. All expert materials (if any), including expert names, CVs, reports, notes, bench notes, underlying data, and correspondence;

- h. Any evidence of extraneous acts/offenses the State intends to offer at any phase, and any notice(s) the State contends satisfies applicable notice requirements;
- i. Any written or recorded statement of Defendant (including oral statements attributed to Defendant) and any documentation relating to the circumstances of any alleged statement.

## II. BRADY / GIGLIO / IMPEACHMENT / EXCULPATORY INFORMATION

- 3. Defendant requests disclosure of any **exculpatory**, mitigating, or impeachment information under **Brady v. Maryland** and **Giglio v. United States**, including, without limitation:
  - a. Any evidence tending to negate guilt, reduce degree of offense, support a defense, or mitigate punishment;
  - b. Any benefits, promises, inducements, or considerations offered to any witness;
  - c. Any impeachment material regarding any State witness, including credibility issues known to the State (including prior inconsistent statements, bias, motive, and material contradictions);
  - d. Any information known to the State reflecting misconduct or untruthfulness by a testifying officer or key witness that is required to be disclosed under governing law and applicable office policies.

## IV. FORMAT AND CONTINUING DUTY

- 4. Defendant requests that all discovery be produced in **native electronic format** where available (including any associated metadata), via secure electronic delivery or other agreed method.

5. Defendant further invokes the State's **continuing duty** to disclose additional discovery and Brady/Giglio material if it becomes known at any time.

**V. PRAYER**

WHEREFORE, PREMISES CONSIDERED, Defendant prays that the Court note this filing as Defendant's written request pursuant to Article 39.14, and for such other and further relief to which Defendant may be justly entitled.

**Dated:** Jan 6, 2025

Respectfully Submitted,

*/s/ John M Economidy*

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