

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

UNITED STATES OF AMERICA

PLAINTIFF

VS.

CRIMINAL NO. 3:08-cr-00107-DPJ-LRA-2

**FRANK E. MELTON,
MICHAEL RECIO and
MARCUS WRIGHT**

DEFENDANTS

**MOTION FOR DISCLOSURE OF ANY EXCULPATORY
OR POTENTIALLY EXCULPATORY INFORMATION**

COMES NOW, the Defendant, Michael Recio, and files this his Motion for Disclosure of Any Exculpatory or Potentially Exculpatory Information in a timely fashion and in support thereof, would show the following:

1. The Defendant is entitled disclosure of exculpatory information. If this information is not disclosed in a timely fashion, then he adversely affects the Defendant's ability to present an adequate defense, and, therefore, implicates his right to an effective assistance of counsel, due process and a fair trial.

WHEREFORE, PREMISES CONSIDERED, the Defendant, Michael Recio, respectfully requests that this Court order the Government be compelled to produce any exculpatory or potentially exculpatory information in a timely fashion.

This the 6th day of October, 2008.

Respectfully submitted,

/s/ Cynthia A. Stewart _____
Cynthia A. Stewart
ATTORNEY FOR MICHAEL RECIO

Of Counsel:

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CERTIFICATE OF SERVICE

I, the undersigned attorney for the Defendant herein, do hereby certify that the above and foregoing is being filed with the Clerk of this Court by electronic filing and will be served via e-mail by the Clerk of this Court to the following:

John M. Collette, Esq.
Jcole83161@aol.com

Mark Blumberg, Esq.
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John Raymond Reeves, Esq.
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Further, a copy has been delivered via First Class United States Mail, postage prepaid to:

Michael Recio
1050 Green Gable Drive
Terry, MS 39170
Mrecio@city.jackson.ms.us

This the 6th day of October, 2008.

/s/ Cynthia A. Stewart
Cynthia A. Stewart