STATE OF NORTH CAROLINA	**IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION**
COUNTY OF PENDER	**FILE NO.: 22CR050143-700**
STATE OF NORTH CAROLINA,)	
-v-)	**ORDER OF RECIPROCAL DISCOVERY (N.C. Gen. Stat. §15A-905)**
DAVID WESLEY PREVATTE)	
Defendant)	

THIS CAUSE coming on to be heard, and being heard, upon the State's Motion for Reciprocal Discovery and other relief, pursuant to N.C. Gen. Stat. §15A-905, before the undersigned Superior Court Judge Presiding, and it appearing to the Court that the State has complied with its responsibilities under N.C. Gen. Stat. §15A-901, *et seq.*, that pursuant to N.C. Gen. Stat. §15A-905, the State is entitled to the following:

1. To inspect and copy or photograph any documents or tangible objects that are within the possession, custody or control of the defendant or defendant's agents, employees or representatives, and which the defendant intends to introduce in evidence at the trial;

2. To inspect and copy or photograph results or reports of physical or mental examinations, or of tests, measurements or experiments made in connection with this case, or copies thereof, within the possession, custody or control of the defendant or defendant's agents, employees or representatives, and which the defendant intends to introduce in evidence at the trial, or that were prepared by a witness whom the defendant intends to call to testify at trial, regarding the results of such examinations, tests, measurements or experiments related to the witness' testimony;

3. To inspect, examine, and test, subject to appropriate safeguards, any physical evidence or sample of it, available to the defendant, if the defendant intends to offer such evidence or tests or experiments as an exhibit or evidence in this case;

4. To be given notice, by the defendant, of his/her intent to offer at trial a defense of alibi, duress, entrapment, insanity, mental infirmity, diminished capacity, self-defense, accident, automatism, involuntary or voluntary intoxication. Said notice shall be given within 20 working days after the date the case is set for trial, pursuant to N.C. Gen. Stat. §7A-49.4, or such other time as set by the Court. The State moves the Court to order the defense to disclose the identity of any and all alibi witnesses to the State, no later than two (2) weeks before the date the case is set for trial. FURTHERMORE, as to the defenses of duress, entrapment, insanity, automatism or involuntary intoxication, the State is entitled to specific information as to the nature and extent of the defense with the notice of such defense, and, as to the defenses of duress, insanity, mental infirmity, diminished capacity, automatism, involuntary or voluntary intoxication, the State is entitled to have the defendant undergo any and all diagnostic evaluation by its own experts, upon request of the State;

5. To be given notice of the defense's expert witnesses that the defendant reasonably intends to call at trial and/or sentencing, wherein such notices shall include the curriculum vitae for each expert, as well as a report containing the examinations or tests conducted by the expert, each opinion of the expert, and the underlying basis for each opinion by the expert; and

6. To be given, at the beginning of jury selection, a written list of the names of each and every witness whom the defendant reasonably expects to call during trial.

WHEREFORE, IT IS ORDERED that the defendant comply with the provisions of N.C. Gen. Stat. §15A-905 and turn over any and all materials in the defendant's possession, custody or control as outlined in N.C. Gen. Stat. §15A-905, to include, without limitation, the information and materials as set forth above.

This the ___ day of _____, 20__.

_____
Superior Court Judge Presiding