

STATE OF SOUTH CAROLINA)
)
 COUNTY OF BERKELEY)
)
 STATE OF SOUTH CAROLINA,)
)
 Plaintiff,)
)
 -versus-)
)
 MICHAEL COLUCCI,)
)
 Defendant.)
 _____)

IN THE COURT OF GENERAL SESSIONS
 FOR THE NINTH JUDICIAL CIRCUIT
 INDICTMENT NO.: 2016-GS-08-02603
 WARRANT NO.: 2016A0810400692

**SIXTH SUPPLEMENTAL MOTION FOR
 THE PRODUCTION, INSPECTION AND
 COPYING OF DOCUMENTS**

2024 APR -2 AM 9:20
 LEAH QUERRY DUPREE
 CLERK OF COURT
 BERKELEY COUNTY, SC

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MICHAEL COLUCCI (Colucci), respectfully requests an ORDER OF THE COURT:

To require that the Solicitor make available to the defense all information in the custody, possession, control or knowledge of the State, private parties acting as agents or employed on behalf of the State or its subdivisions, State Administrative Agencies, or any State or Federal Law Enforcement Agency or prosecutors involved in the investigation of the above-captioned matter, particularly that material and potential sources specifically identified, in accordance with the requirements of: the Due Process requirements of S.C. Const. Art. I, § 3, and U.S. Const. amends. V & XIV, Rule 5, SCRCrimP; Appellate Court Rule 407, Rules of Professional Conduct, Rule 3.8(d); Model Rule 3.8(d) of the American Bar Association's Standards for Criminal Justice; *Brady v. Maryland*, 373 U.S. 83, 83 S.Ct. 1194, 10 L.E.2nd 215 (1963); *Giglio v. United States*, 405 U.S. 150, 92 S.Ct. 763, 31 L.Ed.2d 104 (1972), *United States v. Agurs*, 427 U.S. 97, 96 S.Ct. 2392, 49 L.Ed.2d 342 (1976); *United States v. Bagley*, 473 U.S. 667, 105 S.Ct. 3375, 87 L.Ed.2d 481 (1985); *Kyles v. Whitley*, 514 U.S. 419, 115 S.Ct. 1555, 131 L.Ed.2d 490 (1995); *Strickler v. Green*, 527

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U.S. 263, 119 S.Ct. 1936, 144 L.Ed.2d 286 (1999); *United States v. Acosta*, D. Nev., No. CR-S-03-0542 JCM (PAL), (2005); *Gibson v. State*, 334 S.C. 515, 514 S.E.2d 320 (1999); *In the Matter of Larry F. Grant*, 343 S.C. 528, 541 S.E.2d 540 (2001); *Leka v. Portuondo*, 257 F.3d 89 (2001); *State v. Proctor*, 348 S.C. 322, 559 S.E.2d 318 (2001), *Riddle v. Ozmint*, 369 S.C. 39, 631 S.E.2d 70 (2006), and their progeny.

Colucci filed Discovery Motions on May 12, 2016, April 2, 2018, August 2, 2018, August 15, 2018, September 19, 2018, and October 5, 2018 and served them on the Solicitor on or about May 12, 2016, April 2, 2018, August 2, 2018, August 15, 2018, September 19, 2018 and October 5, 2018.

Colucci requests all documentation of the same or similar type or character previously requested produced by any agency following his 2018 trial not yet provided. Also requested is the inventory of the Toyota Prius, VIN Number JTDKN3DU7C1546138 located and photographed at 2206 North Main Street, Summerville, South Carolina, on May 20, 2015.

Respectfully submitted,

J. SCOTT BISCHOFF, II
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Charleston, SC 29401
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ANDREW J. SAVAGE, III
SAVAGE LAW FIRM
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Charleston, SC 29402
Telephone: (843) 720-7470
andy@savlaw.com

BY: _____

ANDREW J. SAVAGE, III
SC Bar Number: 4946

Charleston, South Carolina

March 27, 2024.

COURTESY OF
LUNA SHARK MEDIA

SAVAGE LAW FIRM
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ANDREW J. SAVAGE, III
Certified Criminal Trial Advocate - NBTA

V. JOSEPH CANNARELLA

March 27, 2024

The Honorable Leah Guerry Dupree
Clerk of Court for Berkeley County
300-B California Avenue
Moncks Corner, SC 29461

RE: State v. Michael Colucci

Dear Ms. Dupree:

Enclosed herein please find an original and two copies each of a Sixth Supplemental Motion for Discovery and Certificate of Service in the above-referenced matter.

Please file the originals and return the true copies to me in the enclosed self-addressed stamped envelope.

With best wishes, I remain

Sincerely,



Heather C. Hill
Paralegal to Andrew J. Savage, III
/hch

Enc: Sixth Supplemental Motion for the Production, Inspection and Copying of Documents;
original and two copies
Certificate of Service; original and two copies
Self-addressed stamped envelope

cc: Joel Kozak, Esquire, Assistant Attorney General (with enclosure)
J. Scott Bischoff, Esquire (with enclosure)
Mr. Michael Colucci (with enclosure)

FILED

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STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
) FOR THE NINTH JUDICIAL CIRCUIT
 COUNTY OF BERKELEY) INDICTMENT NO.: 2016-GS-08-02603
 2021 APR -2 AM 9:21) WARRANT NUMBER: 2016A0810400692
 LEAH GUERRY DUPREE)
 CLERK OF COURT)

STATE OF SOUTH CAROLINA COUNTY, SC

Plaintiff,

-versus-

MICHAEL COLUCCI,

Defendant.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of a Sixth Supplemental Motion for the Production, Inspection and Copying of Documents has been served upon Assistant Attorney General Joel Kozak by mailing a copy properly addressed with sufficient postage affixed thereto this 27th day of March, 2024, at his current address listed below:

Joel Kozak, Esquire
 Assistant Attorney General
 SC Attorney General's Office
 Rembert C. Dennis Building
 Post Office Box 11549
 Columbia, SC 29211-1549

[Handwritten Signature]
 CHERYL L. SAVAGE

SWORN TO and SUBSCRIBED BEFORE me

this 27th day of March, 2024.

[Handwritten Signature] (L.S.)
 NOTARY PUBLIC FOR SOUTH CAROLINA

My Commission Expires: 11/13/2024

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