

STATE OF SOUTH CAROLINA)
COUNTY OF BERKELEY)

IN THE COURT OF GENERAL SESSIONS
FOR THE NINTH JUDICIAL CIRCUIT
INDICTMENT NUMBER: 2016-GS-08-02603
WARRANT NUMBER: 2016A0810400692

STATE OF SOUTH CAROLINA,)

Plaintiff,)

-versus-)

MICHAEL COLUCCI,)

Defendant.)

**MOTION FOR MEANINGFUL
WITNESS DISCLOSURE**

2025 APR 10 PM 12:55
LEAH GUERRE, CLERK
CLERK OF COURT
BERKELEY COUNTY, SC

FILED *3m*

Michael Colucci asks that this Honorable Court publish a meaningful list of potential witnesses as part of the Court's Case Specific Voir Dire.¹

It has become the established practice of trial courts in South Carolina to list the names of potential State and Defense witnesses to determine if any potential juror may have a relationship with a witness that may impact the juror's ability to be fair and impartial.

Our Supreme Court has approved the disclosure of the names of those potential witnesses by all litigants *at the time of voir dire*. State v. Powell, 331 S.C. 37, 501 S.E.2d 116 (1998)

While well intended, the identification only by name can be insufficient. Jurors often do not recognize a name without context. Jurors often do not recognize given names when a person primarily uses a nickname. Jurors often do not know a person's last name even when they know someone by their first name. A juror may not recognize a name even when placed in context (residence, employment, school), but will recognize someone by a photograph.

¹See Defendant's Motion for Case Specific Voir Dire filed this date.

Accordingly, Michael Colucci asks that the State's witness list include:

- (1) Formal Name;
- (2) Nickname;
- (3) Residence Location, e.g. West Ashley in Charleston;
- (4) Current Employer, or Past Employer (if current employer is less than 5 years);
- (5) Age;
- (6) Social Media Name; and
- (7) Photograph from South Carolina Driver's License (or other identification).

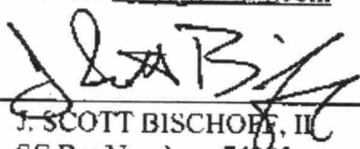
An inclusion of the above will insure that each juror has a meaningful opportunity to recognize and identify proposed witnesses so that the Court may qualify a jury with some degree of accuracy and pursuant to the law.

For the reasons stated above, Michael Colucci respectfully requests that during the jury selection process, the Court publish a witness list which includes the identification data included in numbers 1 - 7 above.

Respectfully submitted,

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