



## Discovery Policy / Checklist

Pursuant to the suggestion made by the Supreme Judicial Court in the case of Matter of Grand Jury Investigation, 485 Mass. 641 (2020), the District Attorney's Office publishes the following policy/checklist for mandatory discovery to be disclosed to the defense in all cases. This policy/checklist is intended to be consistent with appellate decisions, the Massachusetts Rules of Criminal Procedure, and the Massachusetts Rules of Professional Conduct. This policy/checklist is not a substitute for reading and understanding pertinent cases and rules, is not intended to create any rights for defendants, and does not have the force of law.

- statements of defendant
- statements of GJ witnesses
- grand jury minutes
- information that is exculpatory
- witness names, address, DOB
- police witness names, business address
- intended expert opinion evidence
- expert CV, publications, reports
- police reports
- photographs
- tangible objects
- intended exhibits
- forms Miranda/consent/instructions/property
- reports of examinations/tests/experiments
- statements of intended witnesses
- summary ID procedures
- statements regarding ID
- promises, rewards, inducements of intended witness
- information tending to diminish culpability of accused
- information favorable to an accused
- information of defendant alibi
- information bearing on innocence
- information tending to negate guilt
- information mitigating the offense
- information providing significant aid to defense case
- information showing corroboration of defendant story
- information questioning prosecution version of events
- information challenging credibility of witness
- information showing motive for crime
- information impeaching witness