

From:
Date: Thu, May 9, 2019 at 4:36 PM
Subject: RE: Need discovery by tomorrow-defendant state
To: Janet Daniel- Kotz <kotz.danny@gmail.com>
CC: Bill Umansky <bill@thelawman.net>

ASA told my lawyer
THE ATTACHED TESTIMONY WOULD LOSE MY CASE

Ms. Kotz,
Per your request, I just spoke directly to ASA

The offer that he made was to plea guilty to felony battery, 6 months jail + 4 ½ supervised probation, no contact with victim, random urinalysis, stipulate cannot seek early termination. In return, nol pros other counts. **The critical testimony that set in motion this plea offer from the state is that a CentraCare nurse** (the first place you went) is going to testify that you said “I was a minister, I had consensual sex and I don’t want to get in trouble.” Even if the nurse is wrong, she’s going to testify to it and **he believes that a jury will then find them not guilty as soon as they hear this testimony from the nurse.**

I inquired about you getting a copy of the discovery. The current policy of the State Attorney’s Office is that they are not allowed to send any discovery to third parties; they are only allowed to give it to you as a public records request once the case has ended. While they would show everything relevant to you as part of witness preparation, he can’t simply send it to you because of their office’s policy.

CLICK HERE FOR EXCERPT OF
NURSE TESTIMONY

794.022 Rules of evidence.—

(1) The testimony of the victim (sexual battery) need not be corroborated in a prosecution under s. 787.06, s. 794.011, or s. 800.04.