

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

WEST ROXBURY DISTRICT COURT  
DOCKET NO. 2206CR000682

COMMONWEALTH

)

)

v.

)

)

RODERICK WEBBER,

)

Defendant

)

MOTION TO COMPEL DISCOVERY

Now comes the Defendant, by and through counsel, and respectfully moves pursuant to Mass. R. Crim. P. 14(a)(1)(A), Mass. R. Crim. P. 14(a)(2), Brady v. Maryland, 373 U.S. 83 (1963), and Commonwealth v. Tucceri, 412 Mass. 401 (1992), that this Honorable Court order the Commonwealth to provide to the Defendant, through counsel, any and all automatic discovery, any evidence of a potentially exculpatory nature, and any other material and relevant evidence within the Commonwealth's possession, custody, or control, as defined in Mass. R. Crim. P. 14(a)(1)(A).

The Defendant requests that the Court order the Commonwealth to respond to these discovery requests in writing, on or before the Court ordered compliance date. If any of the requested materials do not exist, the Defendant requests that the Commonwealth so state in writing, including the source of their information that the requested information does not exist.

The Defendant requests that this Honorable Court order the Commonwealth to provide the following discovery:

1. All Body Worn Camera (BWC) or courthouse footage depicting the alleged assault;
2. The BWC policy in effect at the time of the incident;
3. A list of all officers present at the courthouse during the incident;
4. Identification of which footage belongs to which officer;
5. The sign in/sign out logs for each BWC;
6. The data logs for access and on/off times for each BWC present on the day of the incident;
7. Any and all reports related to the incident, including use-of-force reports, booking reports, CAD sheets internal affairs records and anti-corruption records related to

- Captain Hughes or any other officer involved in the investigation or prosecution of this matter;
8. 911 and turrets;
  9. Any other footage of the incident in the custody and control of the Commonwealth;
  10. Any internal correspondence involving Officer Hughes and any other officer involved in the investigation or prosecution of this matter;
  11. Copies of all correspondence relating to the production of BWC evidence in this matter.

Respectfully Submitted,  
Roderick Webber,  
By his Attorney,  
/s/ Murat Erkan  
Murat Erkan, BBO: 637507  
Erkan & Associates, LLC  
300 High Street  
Andover, MA 01810  
(978) 474-0054

October 12, 2022