

IN THE COUNTY COURT OF THE EIGHTH JUDICIAL CIRCUIT
IN AND FOR ALACHUA COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

Case Number: 01-2023-MM-001276-A

Division III

vs.

Jessy James Westberry
Defendant.

STATE'S DISCOVERY EXHIBIT

The State of Florida discloses the following pursuant to the Defendant's Notice of Discovery under Florida Rules of Criminal Procedure 3.220(b)(1):

3.220(b)(1)(A)	Names and addresses – See attached Witness List	Yes
3.220(b)(1)(B)	Witness statements	Yes
3.220(b)(1)(C)	Defendant Statements	Yes
3.220(b)(1)(F)	Papers or objects obtained from defendant	Yes
3.220(b)(1)(I)	Search and seizure	Yes
3.220(b)(1)(K)	Papers or objects not obtained from defendant	Yes

Any items not listed are not known to the State at this time. Any further disclosure of any item required to be disclosed pursuant to 3.220(b)(1)(A-M) shall be furnished as supplemental discovery.

All tangible objects as provided by Florida Rules of Criminal Procedure 3.220(b)(1)(F) and 3.220(b)(1)(L), unless "NONE" indicated below, may be inspected, photographed and tested during the regular and ordinary business hours after 48 hours written notice at: Alachua County Sheriff's Office

Notice to Investigating Agency(ies): This document will service as authorization for the Attorney for Defendant, or his designated representative to conduct the said discovery of tangible objects, in the above-styled cause. Discovery may include testing, copying and inspection. All investigating agencies associated to this case are hereby notified that the State of Florida has released all information required by Florida Rule of Criminal Procedure 3.220 to the Defendant, or the Defendant's Attorney. The State of Florida's answer to discovery significantly limits the Public Records exemption found in Florida Statute 119.071(2). All video and audio recordings, including in-car video, 911 calls, recorded witness statements, law enforcement radio recordings, cell phone audio and video, recorded telephone calls, that are in the possession of any law enforcement agency are subject to inspection and copying by the Defendant or the Defendant's attorney. Such inspection should be done at the location where such evidence is maintained, and pursuant to the public records inspection policy of the agency. Notice to the Office of the State Attorney by the Defendant, or the

Defendant's attorney shall not be required prior to inspection or copying. The agency shall not prevent the inspection of such public records by the Defendant, or the Defendant's Attorney, by requiring any form of pre-approval by the Office of the State Attorney.

Notice Regarding Electronic Media: You are hereby notified there is the possibility that other relevant electronic media may exist in this case. This may include but is not limited to: in-car audio/video of law enforcement officers listed in this response, jail calls and private surveillance video. The Office of the State Attorney does not obtain or maintain copies of electronic media not intended to be used at trial or not known to contain exculpatory information. If the Office of the State Attorney is not in possession of particular electronic media, it may be available for inspection at the law enforcement agency or at the premises of the private entity in possession of such media in accordance with the procedures set up by those respective parties. Media in possession of the Office of the State Attorney can be viewed, copied, and inspected in accordance with the procedures outlined at <http://www.sao8.org/ccopy.html>

Notice Regarding Audio Recorded Telephone Calls of Inmates: All persons incarcerated within the 8th Judicial Circuit may be permitted to utilize telephones that are within the correctional facility. All inmate telephone calls and visitation calls are recorded. All defendants, and defendant's counsel, should be aware that the statement of a defendant, and the statement of any incarcerated witness, informant witness or co-defendant, may be contained within the electronic storage system of the contracted telephone service provider for the correctional facility where any such defendant, witness, informant witness or co-defendant is detained. All defendants, and defendant's counsel, are on notice that the State Attorney does not monitor all recordings made in correctional facilities. The Office of the State Attorney for the 8th Judicial Circuit does not provide copies of recorded inmate conversations, unless such copy is in the actual physical possession of the Office of the State Attorney, and contains exculpatory information or is intended to be used at trial. In such event, the defendant may obtain copies of such media as outlined above. Defendants who wish to obtain a copy of any inmate's telephone communications should contact the service provider for the facility where such individual is detained. Those service providers are:

Alachua: Securus Communications <https://www.securustech.net/>
Baker: Securus Communications <https://www.securustech.net/>
Bradford: Pay Tel <http://www.paytel.com/>
Gilchrist: Am Tel https://www.myphoneaccount.com/Service/Facility/Facility_sm.php
Levy: Smart Communications <https://www.smartcommunications.us/>
Union: Global Tel Link (www.gtl.net)

I HEREBY CERTIFY that a copy hereof has been furnished to the office of Karen Yochim, 151 SW 2nd Avenue, Gainesville, FL, 32601 by email this 24th day of July, 2023.

Brian S. Kramer
State Attorney

s/ Anna-Lisa Myers Riley
Anna-Lisa Myers Riley
Assistant State Attorney

Florida Bar No.: 1022652
120 West University Avenue
Gainesville, FL 32601
(352) 374-3670
E-Service: eservice@sao8.org
E-Mail: rileya@sao8.org

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Plaintiff,

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Defendant.

WITNESS LIST

Category A witnesses:

D/S James Michael Abdale #546
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

OFC. Joel Solomon Coppock Jr #331
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

D/S Travis E. Devinny #346
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

SGT Jeffrey S. Fricker #537
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

D/S Daniel L Hart #1815

Mikayla Michele Kerce
114 Red Oak Ln.
Interlachen, FL 32148

D/S Molly Massey #2197
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

D/S Daniel Maynard #706
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

Hannah Mesh
ACSO Combined Communications Center
2621 SE HAWTHORNE ROAD
PO BOX 5489
GAINESVILLE, FL 32627-5489

D/S Michael T. Moore #381
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

Bentlee Neelon
C/O PARENT OR GUARDIAN
19779 NW 75TH ST
ALACHUA, FL 32615

MS. Trisa Ann Neelon

D/S Lance P. Pallett #1384
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

Jonathon Philip Russo
145 Holly Trl.
Interlachen, FL 32148

D/S Thomas Sapundjieff #2112
Alachua County Sheriff's Office
2621 SE HAWTHORNE ROAD
GAINESVILLE, FL 32641

Arianna Westberry
C/O PARENT OR GUARDIAN
19799 NW 75TH ST
ALACHUA, FL 32615

Aubree Westberry
C/O PARENT OR GUARDIAN
19799 NW 75TH ST

ALACHUA, FL 32615

James Russell Westberry
114 Red Oak Ln.
Interlachen, FL 32148

Noles Westberry
C/O PARENT OR GUARDIAN
19799 NW 75TH ST
ALACHUA, FL 32615

Taelynn Westberry
C/O Parent or Guardian
19799 NW 75th Street
Alachua, FL 32615

Category B witnesses:

Category C witnesses:

Similar fact evidence/FS 90.404(2):

* Witnesses present during defendant/co-defendant statements

The State will amend and supplement with additional responses as necessary.