


FILED 

BY: _____
2008 MAY 14 PM 1:41

VIRGIL J. JENNELL
SUPERIOR COURT CLERK

1 PICCARRETA DAVIS PC
 2 145 South Sixth Avenue
 3 Tucson, AZ 85701-2007
 4 (520) 622-6900
 5 Michael L. Piccarreta
 6 Pima County Computer No. 45199
 7 Attorney for Defendant
 8 -and-
 9 WRIGHT STANISH & WINCKLER
 10 300 S. Fourth Street, Suite 701
 11 Las Vegas, NV 89101
 12 (702) 382-2004
 13 Attorney for Defendant

10 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
 11 IN AND FOR THE COUNTY OF MOHAVE

12	STATE OF ARIZONA,)	NO. CR-2007-953
13)	
14	Plaintiff,)	DEFENDANT JEFFS' NOTICE
15	vs.)	OF RULE 15.2 DISCLOSURE
16)	
17	WARREN STEED JEFFS,)	
18	Defendant.)	[Hon. Steven F Conn]
19	_____)		

20 The defendant, Warren Steed Jeffs, by and through undersigned counsel,
 21 pursuant to Rule 15.2, Arizona Rules of Criminal Procedure, provides the
 22 following notice to the State:

23 I. DEFENSES:

- 24 1. Not guilty.
- 25 2. Failure of proof beyond a reasonable doubt.
- 26 3. No intent or knowledge nor requisite *mens rea*.

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- 4. Failure to prove elements of offense.
- 5. Presumption of innocence.
- 6. Factual innocence
- 7. Mistake of fact.
- 8. Mistake of law.
- 9. Consent.
- 10. Insufficiency of prior conviction.
- 11. Someone else committed alleged offense.
- 12. No causation.
- 13. Violation of defendant's First, Fourth and Fifth Amendment Rights.
- 14. Denial of defendant's constitutional rights under the compulsory

process clause of the Sixth Amendment and the due process clauses of the Fifth and Fourteenth Amendments of the United States Constitution and Articles 2 and 24 of the Arizona Constitution.

II. WITNESSES:

A. The defendant will call any individuals listed in the police reports, grand jury transcript, and the State's disclosure or otherwise disclosed by the State.

B. Defendant may call character witnesses and their names will be provided to the prosecutor as soon as they have been determined.

C. Experts - Defendant may call Ken Driggs At this time, defendant is

1 unaware of any other experts to be called at trial. If this position changes, counsel
2 will notify the prosecutor.
3

4 D The defendant may call the following witnesses who, unless
5 otherwise indicated, may be contacted c/o Michael L. Piccarreta, Piccarreta Davis
6 PC, 145 S. 6th Ave., Tucson, AZ 85701, telephone: (520) 622-6900
7

- 8 1. Derrel Barlow
- 9 2. Ginger Barlow
- 10 3. Leonard Barlow
- 11 4. Martha Barlow
- 12 5. Miles Barlow
- 13 6. Richard Barlow
- 14 7. Richelle Barlow (Shelly)
- 15 8. Scott Barlow
- 16 9. _____
- 17 10. Wendell J. Barlow
- 18 11. Sarah Draper
- 19 12. Gary Engels
- 20 13. Enid Holm
- 21 14. Ilene Jessop
- 22 15. Justin B. Jessop
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- 16. Karen Jessop
- 17. Louisa Jessop
- 18. Thelma Jessop
- 19. Martha Anne Johnson
- 20. Stella Johnson
- 21. Lily Barlow
- 22. Kim Nuttle
- 23. Ginger Roundy
- 24. Whit Roundy
- 25. Esther Shapley
- 26. Mattie Williams
- 27. Roger Hoole, Esq., Hoole & King, LC, 4276 S. Highland Dr., Salt Lake City, UT 84124, telephone: 801-272-7556.
- 28. Custodian of Records, Hildale Health Services Center, Hildale Family Clinic, Women/Well Child Care, and Hildale Birth Center.
- 29. Custodian of Records, The Diversity Foundation, 505 West 10200 South, South Jordan, Utah 84095, telephone: 801-216-2122

III EXHIBITS/DOCUMENTS/OTHER EVIDENCE:

1 The defense expects to use any of the State's evidence and any other

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1 evidence which may become known to the defense during the pretrial preparation
2 of this matter which tends to exculpate the defendant or otherwise supports his
3 defenses. Such evidence will be disclosed to the State when it becomes known and
4 available to the defense and when the defense expects to use it at trial
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6 2. The defendant may use medical records and documents relating to
7 the treatment of [REDACTED]
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9 3. The defendant may use police reports and related documents
10 concerning incidents involving [REDACTED]
11

12 4. The defense may use correspondence between Leonard Barlow and
13 Susie Barlow and/or other writings of Leonard Barlow and [REDACTED]
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15 5. The defense may use photographs of various residences and other
16 locations in and around the Colorado City/Hildale area including, but not limited
17 to, the Jeffs residence and surrounding environs, and the Leonard Barlow
18 residence. The defense may use additional photographs of members of the
19 community
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21 6. The defendant may use the personnel file and related materials
22 concerning Gary Engels
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24 7. The defense may use physical evidence, including photographs,
25 charts, diagrams, results of tests, learned treatises, business or other records,
26 demonstrative evidence, and medical records.
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1 8 The defense may use Rule 15 witness statements (transcripts or
2 recordings) or other statements.
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4 9 The defense will use any witnesses named or referred to or other
5 evidence either in its case-in-chief or in rebuttal.
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7 10 The defense may use experts' reports (not yet identified) and other
8 writings or materials relied upon in formulating expert opinions.
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10 11 Upon request, all items will be made available for inspection at
11 defense counsel's office, pursuant to Rule 15.2.
12

13 12 The defendant may use any and all papers, documents, photographs,
14 and any other tangible objects listed in the State's disclosure.
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16 13 The defendant may use any of the documents which are currently in
17 the possession and control of the State which were seized from the defendant.
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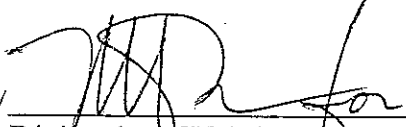
19 14 Defendant may use any or all of the tapes and/or transcripts which
20 were made of the conversations between the agents, confidential informant, and
21 defendant.
22

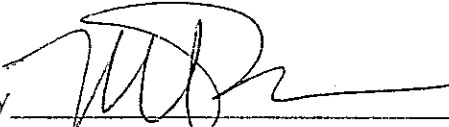
23 Defendant reserves the right to supplement this disclosure as other pretrial
24 investigation is completed or additional disclosure is received from the State
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1 RESPECTFULLY SUBMITTED this 13th day of May, 2008

2 WRIGHT STANISH & WINCKLER

PICCARRETA DAVIS PC

3
4 By 
5 Richard A. Wright
6 Attorney for Warren Jeffs

By 
Michael L. Piccarreta
Jefferson Keenan
Attorneys for Warren Jeffs

7
8 Copy of the foregoing FedEx'd
9 this 13th day of May, 2008, to:

10 Clerk of Mohave County Superior Court
11 401 East Spring Street
12 Kingman, AZ 86401

13 Copy of the foregoing faxed and mailed
14 this 13th day of May, 2008, to:

15 Hon. Steven F. Conn
16 Mohave County Superior Court
17 401 East Spring Street
18 Kingman, AZ 86401
19 Fax: 928-753-8938

20 Copy of the foregoing emailed and
21 mailed this 13th day of May, 2008, to:

22 Matthew J. Smith, Esq.
23 Mohave County Attorney's Office
24 315 North Fourth Street
25 P.O. Box 7000
26 Kingman, AZ 86402-7000
27
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