

cc: Penosh  
1-23-98

NORTH CAROLINA

FILED GENERAL COURT OF JUSTICE

GUILFORD COUNTY

1998 JAN 23 PM 2:46 CrS 39580  
SUPERIOR COURT DIVISION

STATE OF NORTH CAROLINA,

GUILFORD COUNTY, C.S.C.

BY: JSR

vs.

) MOTION TO DIRECT THE SHERIFF  
) OF GUILFORD COUNTY TO MAKE  
) COPIES OF CERTAIN JAIL RECORDS  
) AVAILABLE TO THE DEFENDANT  
)

RONNIE LEE KIMBLE,

Defendant.

COMES NOW the defendant, through his undersigned attorney, and respectfully shows the court the following:

1. The State of North Carolina has indicated that it will attempt to use inmate testimony against the defendant, Ronnie Kimble, in a trial for first degree murder. It is absolutely indispensable to the defense that all inmates who have associated with Ronnie Kimble during his confinement be identified.

2. On December 31, 1997 the undersigned did request of Major Nesbit of the Guilford County Sheriff's Department that certain records be provided. A copy of my letter of December 31, 1997 is attached hereto.

3. On January 6, 1998 Major Nesbit responded to my letter with a blanket refusal to cooperate, taking the position that it would be extremely time consuming for his office to do so.

4. In a prior first degree murder case the undersigned did have occasion to meet with Major Nesbit and his staff to review similar records in which it was critical to know where certain inmates were situated. This was very easily provided by the Sheriff's Department and copies were made available to the undersigned at no cost. For the Guilford County Sheriff's Department to take the position that these records are difficult to provide simply is inconsistent with what has been done in similar situations. Since Major Nesbit says these records will only be provided pursuant to a directive from a Superior Court Judge, the undersigned now hereby requests such directive.

WHEREFORE, the undersigned respectfully prays that the court order the Guilford County Sheriff's Department to provide records as to where the defendant, Ronnie Kimble, has been situated in the jail during his confinement and which other inmates were housed with him at all times during his confinement.

This the 23rd day of January, 1998.

HATFIELD & HATFIELD

BY 

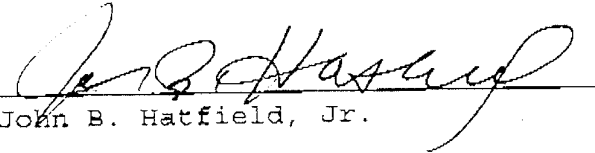
John B. Hatfield, Jr.  
Attorney for Defendant  
219 W. Washington Street  
Greensboro, NC 27401  
(336) 273-0589

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion was served upon the State by hand-delivering a copy to:

Mr. R. E. Panosh  
Assistant District Attorney  
Guilford County Courthouse  
Greensboro, NC

This the 23rd day of January, 1998.

  
John B. Hatfield, Jr.