

STATE OF MINNESOTA

SEVENTH JUDICIAL DISTRICT

COUNTY OF CLAY

IN DISTRICT COURT

State of Minnesota,)
)
Plaintiff,)
)
vs.)
Andrew Tyler Seeley,)
)
Defendant.)

NOTICE OF MOTION AND
MOTION TO COMPEL DISCOVERY

Court File No. **14-CR-17-4658**

TO: THE ABOVE-NAMED PLAINTIFF AND ITS ATTORNEY, PAMELA FOSS,
ACTING CLAY COUNTY ATTORNEY

NOTICE OF MOTION

PLEASE TAKE NOTICE that at a hearing before the Honorable Judge Lawson, as soon thereafter as counsel may be heard, on the following motion in the above-entitled matters.

That the Defendant, Andrew Tyler Seeley, through counsel, hereby moves the Court to compel discovery by ordering a copy of redacted forensic images.

The defendant respectfully makes this motion and asks the Court to consider the following reasons to to compel:

1. The Court previously ruled that the state needs to make the forensic images available to the defense or the defense expert but that a copy of the forensic images will not be made available to the defense or their expert.

2. The defense intends to use Mark Lanterman to review the evidence in this case. Mr. Lanterman is with Computer Forensic Services (CFS) and is the digital crime lab for the Hennepin County Sheriff's Office. CFS handles child pornography cases on behalf of law enforcement.

3. That requiring CFS to travel to Moorhead/Fargo or the FBI office in the twin cities to review the forensic images in this case would tremendously increase the cost of CFS's

services. This would also require CFS to use slower, less efficient mobile equipment increasing the time and effort needed for the analysis. The court by this order eliminates the ability of the defense to ask CFS follow up questions about the analysis without the need for additional trips to Moorhead or the FBI office.

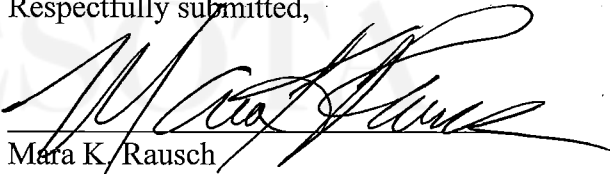
4. The defense does not currently have sufficient funds to acquire the services of CFS and will be requesting 611.21 funds through the chief judge. This requirement to use slower equipment tremendously increases the amount of request needed by the defense.

5. The state can redact the images of purported child pornography. Redacting the images eliminates any concerns of dissemination of child pornography.

For all of the above reasons, the defendant respectfully requests this Court to require disclosure of the forensic images in this case.

Dated: February 14, 2019

Respectfully submitted,



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