

IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PINELLAS AND PASCO COUNTY, FLORIDA

STATE OF FLORIDA

Plaintiff,

vs.

CASE NO 23-CF-002935

TOMASZ ROMAN KOSOWSKI,

Defendant.

**NOTICE AND DEMAND FOR DISCOVERY AND
DISCLOSURE OF MATERIAL FAVORABLE TO DEFENDANT**

COMES NOW the Defendant, by and through the undersigned attorney, and notices the State of Defendant's election to participate in discovery and respectfully demands that the State Attorney's Office, within fifteen (15) days from the filing of this pleading, pursuant to Fla. R. Crim. P. 3.220(a); (b) (1,2,3):

1. Disclose to defense counsel and permit defense counsel to inspect, copy, test, and photograph the information and material within the State's possession or control as set forth in the above-recited Rule.

2. Disclose to Defendant forthwith the existence of material in the State's possession or knowledge which is favorable to the Defendant as to the issue of guilt or innocence, as to the credibility of a State witness, or as to punishment. Defendant further demands that the State continue to disclose such material newly discovered as it is discovered. This demand is made pursuant to the Fla. R. Crim. P. 3.220(a), (b), and the due process clauses of the Fourteenth Amendment to the United States Constitution and Article I, Section 9, of the Florida Constitution, and **Brady v. Maryland**, 373 U.S. 83 (1953), **United States v Agurs**, 427 U. S. 97 (1976) as follows:

- a) Any written or recorded statement made by any person to the police or to the State Attorney's Office which tends to establish the Defendant's innocence or to impeach or contradict the testimony of any witness whom the State will call at the trial of the cause.
- b) Any police investigation report made to the police which tends to establish the Defendant's innocence or to impeach or contradict the testimony of the witness whom the State will call at the trial of the cause.
- c) The names and addresses of witnesses who might establish the Defendant's innocence or to impeach or contradict the testimony of any witness whom the State intends to call at the trial of the cause including, but not limited to, the following:
- d) Any information or material which would tend to establish the Defendant's innocence or to impeach or contradict the testimony of any witness whom the State intends to call at the trial of the cause including, but not limited to, the following:

(1) Any information concerning convictions or pending or prior indictments of any State witness.

(2) Any information favorable to the Defendant concerning any means of obtaining knowledge, powers of observation, or power of memory of any State witness.

(3) Any information favorable to the Defendant concerning any means of obtaining knowledge, powers of observation, or power of memory of any State witness.

(4) Any information favorable to the Defendant concerning the association, habits, or lifestyle of any State witness.

(5) Any promises to any witness regarding immunity, leniency, recommendations of specific sentence, or reward, including any threats of prosecution, made in this or other cases and investigations.

(6) Any descriptions of the perpetrator of the offense(s) forming the basis of this cause which do not match the Defendant and any identification of someone other than the Defendant.

e) Any scientific or medical report which tends to establish the Defendant's innocence or to impeach or contradict any witness whom the State will call at the trial of this cause.

f) Names and addresses of and any statements made by persons having information favorable to Defendant for sentencing or disposition purposes, including information tending to show the existence of mitigating circumstance, statutory or non-statutory, and/or the absence of the statutory aggravating circumstances.

WHEREFORE, said Demand for Discovery by the Defendant being material and relevant to the proper defense of Defendant under applicable rules, cases, and constitutional provisions, Defendant requests that this Demand be answered in all respects.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by e-filing Assistant State Attorney. Pinellas County Fl. This 28TH day of May 2025.

ITA NEYMOTIN
REGIONAL COUNSEL
SECOND DISTRICT



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