

IN THE SUPERIOR COURT OF GLYNN COUNTY
STATE OF GEORGIA

FILED
CLERK SUPERIOR COURT
2020 JUN -2 P 3:24
Ronald M. Adams

STATE OF GEORGIA,)
) Warrant Nos. _____
 v.)
) Murder; Criminal Attempt to Commit False
 WILLIAM RODERICK BRYAN,)
 Defendant.) Imprisonment

**THIRD PARTICULARIZED MOTION FOR DISCLOSURE OF BRADY MATERIAL,
AND FOR OTHER RELIEF, AND MEMORANDUM IN SUPPORT THEREOF.**

COMES NOW Defendant William Roderick "Roddie" Bryan, by and through undersigned counsel, pursuant to the Fourth, Fifth, Sixth, Eighth and Fourteenth Amendments to the United States Constitution, Article I, Section I, Paragraphs 1,2,11,12,14,16, and 17 of the Constitution of the State of Georgia; Brady v. Maryland, 373 U.S. 83, 83 S.Ct. 1194, 10 L.E.2d 215 (1963); Williams v. State, 250 Ga. 463, 298 S.E.2d 492 (1983), and this court's inherent power to compel discovery, see Hightower v. State, 259 Ga. 770, 386 S.E.2d 509 (1989), and files this his Second Particularized Motion for Discovery of Brady Material, and For Other Relief, and Memorandum of Law In Support Thereof Defendant shows as follows:

1. William Roderick "Roddie" Bryan is incarcerated without bond at the Glynn County Detention Center.
2. Bryan has demanded a speedy trial.
3. Defendant seeks immediate disclosure of any documents, information, facts or other circumstances (including any of such that are intangible but digitally stored) that are exculpatory or might reasonably lead to the discovery of the following exculpatory information:
 - A. Any reason to believe that the Liberty County District Attorney Tom Durden was coerced, intimidated, pressured, or threatened directly or indirectly by the Attorney General of Georgia, Prosecuting Attorneys Council of Georgia (PAC),

Georgia Association of District Attorneys, Georgia Bureau of Investigation, Georgia GOP, Democratic Party of Georgia, other elected officials or candidates, or the NAACP or other groups, into withdrawing as the prosecutor in the Ahmaud Arbery case.

B. Any reason to believe that Liberty County District Attorney Tom Durden was enticed into or encouraged to withdraw as the prosecutor in the Ahmaud Arbery case directly or indirectly by extension of any formal or informal consideration whether monetary or otherwise.

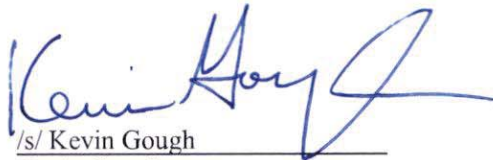
4. Undersigned counsel notes, in support of this motion, that he has known Tom Durden for approximately thirty years and personally handled murder and lesser cases in the Atlantic Judicial Circuit and has visited the District Attorney's offices in Liberty County on several occasions over the years. Tom Durden is rightly proud of his many achievements as District Attorney and has put together an office capable of handling any criminal prosecution -- including death penalty cases. The suggestion that his office does not have the resources to handle a two or three day trial is nothing short of absurd. The Liberty County Courthouse is among the newest and finest court facilities in Southeast Georgia. Moreover, the suggestion that the burden that this case would impose on his office changed in any meaningful way between April 13, 2020, when he received the case, and May 11, 2020, when he was removed from the case, is no less absurd. Undersigned counsel notes that Tom Durden's offices in Hinesville, Georgia, are about as close to the Glynn County courthouse as they are to several of the other courthouses within his own Atlantic Judicial Circuit. Undersigned counsel does not believe for a second that Tom Durden willingly withdrew from this prosecution. It would appear that Durden was forced out of the prosecution of this case for reasons which remain unclear.

5. Defendant has added these notes so as to further inform the State of Georgia in a more concrete way with respect to the kinds of information, documents and evidence sought by this motion.

6. Undersigned counsel has filed this motion as part of his due diligence in assuring that Mr. Bryan generally receives the due process to which he is entitled and specifically that he receives a fair trial prosecuted by a neutral, detached and impartial prosecutor.

WHEREFORE, Defendant prays that the State be compelled to disclose the information requested above immediately, and in any event prior to bail and preliminary hearings, motions hearings, and trial.

So moved, this 2nd day of June, 2020.



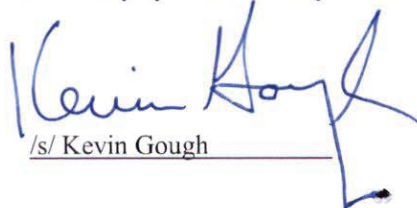
/s/ Kevin Gough
Kevin Gough
ATTORNEY FOR DEFENDANT
Georgia Bar No. 303210

Kevin Gough Firm, LLC
501 Gloucester Street, Suite 121
Post Office Box 898
Brunswick, GA 31521
(912) 242-5114
kevingough.firm@gmail.com

CERTIFICATE OF SERVICE

COMES NOW Kevin Gough, attorney for the defendant, and hereby certifies that a copy of the foregoing document(s) have been served upon the District Attorney by email delivery this date.

This 2nd day of June, 2020.



/s/ Kevin Gough