CAUSE NO. _____

THE STATE OF TEXAS	§	IN THE COUNTY COURT
	§	
V.	§	AT LAW NO. THREE (3) OF
	§	
_____	§	FORT BEND COUNTY, TEXAS

STANDING DISCOVERY ORDER

As a Standing Discovery Order in all cases that are filed or pending in County Court at Law Number Three of Fort Bend County, Texas, The State of Texas, by and through its District Attorney, Assistant District Attorney, or State representative, is ordered to comply with the requirements of Texas Code of Criminal Procedure Article 39.14, *Brady v. Maryland*, 373 U. S. 83 (1963), and *Kyles v. Whitley*, 514 U.S. 419, 434 (1995). Within fourteen (14) days of receiving a request under any or all of these authorities, which the Court finds is presumptively "as soon as practicable," the State is required to produce the requested information by:

1) Hand-delivering copies of the requested information to Attorney for the Defendant (or his or her designated representative with written authorization from the attorney) in person;

2) Mailing copies of the information to the Attorney for the Defendant at his or her designated address;

3) Emailing the information to the Attorney for the Defendant at his or her designated Email address;

4) Notifying the Attorney for the Defendant by either telephone or email that copies of the requested information are ready to be picked up at the front desk of the District Attorney's Office by either the Attorney for the Defendant (or his or her designated representative with written authorization from the attorney);

5) Transmitting the information to the Attorney for the Defendant at his or designated facsimile number;

6) Any other manner mutually agreed to in writing between the State and the Attorney for the Defendant;

7) Notifying the Attorney for the Defendant by either telephone or email that the requested information is ready to be picked up via an electronic portal that the Attorney for the Defendant has been provided access to;

8) If inspection or photographing or tangible physical evidence has been requested, the State shall set forth in writing as to whether inspection or photographing will be permitted, and the method and availability to accomplish same.

It is the further order of this Court that no face-to-face meetings with a State's Attorney or representative can be required, as a condition upon which the Attorney for the Defendant must comply with, to receive information pursuant to a request under Texas Code of Criminal Procedure 39.14 or *Brady v. Maryland*, 373 U.S. 83 (1963) or *Kyles v. Whitley*, 514 U.S. 419, 434 (1995). The Attorney for the Defendant (or his or her designated representative with written authorization from the attorney) is required to acknowledge receipt of the discovery received pursuant to their request upon receipt of same by written acknowledgement or receipt, if the same was not delivered via a self-documenting method.

It is further Ordered that The State of Texas, by and through its District Attorney or Assistant District Attorney, shall file a motion to extend the discovery compliance date if they cannot comply with a discovery request within fourteen (14) days – unless the State and Attorney for the Defendant have agreed in writing to extend the discovery date for compliance. This motion must: (1) specifically explain why it has not been "practicable" for the State to produce the discovery within 14 days; and (2) must state the amount of additional time believed to be necessary to comply with the discovery request. In no event may the State withhold available discovery simply because it cannot timely produce all discovery requested.

Compliance with this Standing Court Order can occur in either paper, facsimile or electronic format. Nothing in this Standing Court Order shall be construed to limit the State to provide more expansive discovery than requested by the Attorney for the Defendant or required by Texas Code of Criminal Procedure, Article 39.14.

Nothing in this Standing Discovery Order shall be construed to affect or override any other specific Court Orders for Discovery entered by the Court in any specific case.

SIGNED AND ENTERED ON THIS _____ day of _____, 20___.

_____
HONORABLE JULI A. MATHEW
Presiding Judge
County Court at Law Number Three (3)
Fort Bend County, Texas