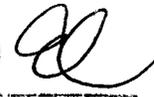


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APACHE COUNTY SUPERIOR COURT

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5 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
6 **IN AND FOR THE COUNTY OF APACHE**

7
8 STATE OF ARIZONA,) No.CR2010-047
9 Plaintiff,) **MOTION FOR APPOINTMENT OF**
10 vs.) **INVESTIGATOR**
11 JOSEPH DOUGLAS ROBERTS,) Assigned:
12 Defendant(s).) Honorable Donna J. Grimsley

13 COMES NOW Defendant, by and through the undersigned
14 attorney, and respectfully moves this Court to order the
15 appointment of an investigator in the above matter pursuant to
16 the U.S. Constitution, 6th Amendment, the Arizona Constitution,
17 Article 2, §24, and Mason v. State, 504 F.2d 1345, (9th Cir.
18 1974) cert. denied 420 U.S. 936. This is cost efficient, as well
19 as necessary for effective representation, as tasks that can be
20 accomplished by an investigator will cost the county less than if
21 the attorney had to accomplish these tasks himself.

22 The Ninth Circuit has indicated that it is a violation of
23 due process to deny a request for an investigator when good cause
24 is shown that one is needed. See, Mason v. State of Arizona, 504
25 F2 1345 (9th Cir.) cert. den. 420 U.S. 936.

26 Defendant further requests the Court to approve
27 investigative fees in an amount of \$750.00.
28