w/o

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Attorneys for Defendant

FILED
3:45 o'clock p m
APR - 2 2010
JEANNE HICKS, Clerk
BY R. ROELIG
Deputy

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA, Plaintiff, vs. STEVEN CARROLL DEMOCKER, Defendant.	No. P1300CR20081339 Div. 6 **ORDER GRANTING DEFENDANT'S MOTION TO COMPEL SPRINT TO PROVIDE DATA**

Pursuant to Defendant's Motion to Compel Sprint to Provide Data, and good cause appearing, therefore:

IT IS HEREBY ORDERED that Defendant's Motion to Compel Sprint to Provide Data to defense counsel by May 4, 2010 is GRANTED as described in the motion which is attached to this order.

[X] County Atty (e) [X] Def Atty John Sears (e) L. Hammond / A. Chapman (e)
[X] Victim Witness (e)
[ ] APD [ ] YSCO/Jail [ ] YSCO/Warrants
[ ] DOC [ ] Div _____ w/file, TOTAL 1
[X] Other PD (e) [X] Other Christopher DuPont
[ ] Dispo. Clk. [ ] Obligations

DONE IN OPEN COURT this 2 day of April, 2010.

Re: base transceiver station maintenance logs, etc.

Honorable Thomas B. Lindberg, Judge
YAVAPAI COUNTY SUPERIOR COURT

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA, Plaintiff, vs. STEVEN CARROLL DEMOCKER, Defendant.	No. P1300CR20081339 Div. 6 **MOTION TO COMPEL SPRINT TO PROVIDE DATA** **(Expedited Ruling Requested)**

MOTION

Steven DeMocker, by and through counsel, hereby respectfully requests that this Court order Sprint Nextel (Sprint) to produce information pertaining to cell phones which is necessary to enable counsel for Mr. DeMocker to properly prepare his defense.

DESCRIPTION OF REQUESTED DISCLOSURE

1) Base transceiver station maintenance logs, including details of service and/or tests conducted with analysis results for Repoll 137, towers 431, 432, 433, 434, 462, 463, 465, 476 and 484 for the period of July 2, 2008 to March 31, 2010

2) Identify each employee that had any direct/indirect contact with any of the following Sprint cell towers: 431, 432, 433, 434, 462, 463, 465, 476 & 484 in switch PHN-Grant MSC 1 as to reports, re-tuning, setting/analyzing the RF propagation, complaint response, and repair for period between January 1, 2008 and March 24, 2010

3) Copies of all requests, verbal and/or written by any agency or employee of, for any reason, regarding the following numbers for the period between January 1, 2008 and March 25, 2010:
   a) 928-533-2729
   b) 928-710-6879
   c) 928-710-4883

CONCLUSION

Defendant Steven DeMocker, by and through counsel, hereby requests that this Court order Sprint to provide responses to the above requests no later than May 4, 2010.

DATED this 2ND day of April, 2010.

By: _____

John M. Sears
P.O. Box 4080
Prescott, Arizona 86302

OSBORN MALEDON, P.A.
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Attorneys for Defendant

ORIGINAL of the foregoing hand delivered for filing this 2ND day of April, 2010, with:

Jeanne Hicks
Clerk of the Court
Yavapai County Superior Court
120 S. Cortez
Prescott, AZ 86303

COPIES of the foregoing hand delivered this this 2ND day of April, 2010, to:

The Hon. Thomas B. Lindberg
Judge of the Superior Court
Division Six
120 S. Cortez
Prescott, AZ 86303

Joseph C. Butner, Esq.
Prescott Courthouse basket