

Torresala Capt John W

From: Torresala Capt John W
Sent: Monday, October 18, 2010 10:56 AM
To: Torresala Capt John W
Subject: FW: Defense counsel contacts
Signed By: john.terresala@usmc.mil

-----Original Message-----

From: Fitzsimmons, Rebecca Lee CIV NCIS, MWMM [mailto:rebecca.fitzsimmons@navy.mil]
Sent: Monday, October 18, 2010 10:53
To: Torresala Capt John W
Subject: RE: Defense counsel contacts

Capt Torresala,

For Jorge Luis NUNEZ, here are additional phone numbers that may or may not be connected to Jorge L. NUNEZ, some of them may be possible family members:

201-436-7027
201-471-2193
850-293-6298
201-436-6672
201-436-1608

For Jorge Maurice NUNEZ, here are additional phone numbers that may or may not be connected to him. Once again, possible family members:

832-533-2127
832-978-1824
757-391-1191

In RE to Jorge M. NUNEZ, our checks revealed he is assigned to US Naval Hospital, Naples, Italy. For Jorge L. NUNEZ, our checks revealed he is was in the USNR, formerly assigned to the USS Enterprise (CVN-65)/G-3 Weapons.

-SA Fitzsimmons



UNITED STATES MARINE CORPS
OFFICE OF THE STAFF JUDGE ADVOCATE
MARINE CORPS RECRUIT DEPOT
3700 CHOSIN AVENUE
SAN DIEGO, CALIFORNIA 92140-5197

IN REPLY REFER TO:
5800
9A
18 OCT 10

From: Military Justice NCOIC
To: Defense

Subj: TRANSMITTAL OF EVIDENCE IN THE CASE OF SERGEANT JOSE L.
BRITO XXX XX 3183 USMC

Encl: (1) Copy of 4th supplementary government notice re 3rd
defense request for discovery with enclosure

1. The enclosure is hereby provided to the Defense.
2. If there are any questions, please contact me at x4098.

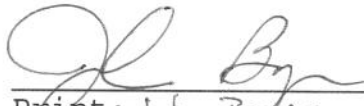

G. HUDSON
CPL USMC

9E
18 OCT 10

FIRST ENDORSEMENT

From: Defense
To: Military Justice NCOIC

1. I have received the subject case and enclosure on this date.


Print: John Boyer
Rank: CAPT



UNITED STATES MARINE CORP.

OFFICE OF THE STAFF JUDGE ADVOCATE
MARINE CORPS RECRUIT DEPOT/WESTERN RECRUITING REGION
3700 CHOSIN AVENUE
SAN DIEGO, CALIFORNIA 92140-5001

IN REPLY REFER TO:
5810
9D
18 Oct 10

From: Captain J. W. Torresala, USMC, Senior Trial Counsel
To: Captain C. P. Hur, USMC, Detailed Defense Counsel
Subj: 4TH SUPPLEMENTARY GOVERNMENT NOTICE RE 3RD DEFENSE
REQUEST FOR DISCOVERY IN THE CASE OF UNITED STATES v.
SERGEANT JOSE L. BRITO, USMC

Ref: (a) R.C.M. 701 and 703, MCM (2008 ed.)
(b) 18 U.S.C. Sec. 3500 (1998)
(c) Brady v. Maryland, 373 U.S. 83 (1963)
(d) U.S. v. Webster, 1 M.J. 216 (C.M.A. 1975)
(e) U.S. v. Kinzer, 39 M.J. 559 (ACMR 1994)
(f) Giglio v. U.S., 405 U.S. 105 (1972)
(g) Email traffic from LtCol Keane, dtd 4 Oct 10
(h) Email traffic from Capt Hur, dtd 14 Oct 10

Encl: (1) Email traffic from SA Rebecca Fitzsimmons, NCIS, re
Jorge Nunez, dtd 18 Oct 10

1. Pursuant to references (a) through (f), and in accordance with the military judge's instructions contained in reference (g), the Government hereby responds to the additional request for information contained in reference (h) as follows:

a. [Paragraph 1.n.] Additional information provided. See enclosure (1).

2. The above response constitutes all information known to the Government through due diligence at the time this response was transmitted. Should any of the requested information become known to the Government subsequent to this response, it will be furnished to the Defense as soon as possible.

J. W. TORRESALA
Capt, USMC
Senior Trial Counsel

Subj: 4TH SUPPLEMENTARY GOVERNMENT NOTICE REGARDING DEFENSE
REQUEST FOR DISCOVERY IN THE CASE OF UNITED STATES v.
SERGEANT JOSE L. BRITO, USMC

CERTIFICATE OF SERVICE

A true copy of this response was served upon the Defense on this
date: 18 October 2010.



J. W. TORRESALA
Capt, USMC
Senior Trial Counsel