

#31.

DEC 17 2014

COMMONWEALTH OF MASSACHUSETTS

MARC J. SANTOS, ESQ.
BRISTOL, SS CLERK/MAGISTRATE

SUPERIOR COURT DEPARTMENT
DOCKET NO. ~~1473cr001139~~

13-1139
14-0324

COMMONWEALTH OF MASSACHUSETTS

V.

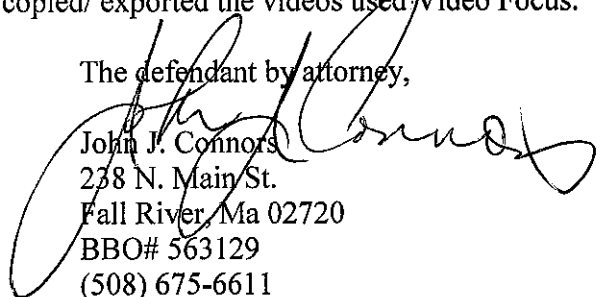
CARLOS ORTIZ,
DEFENDANT

Further Discovery Motion

Now comes the defendant who asks this honorable court to order the following in discovery:

1. Access for Mr. Verroneau would to assess Shayanna and Aaron Hernandez's phones.
2. Access for Mr. Verroneau to view any videos of the video room as he was not provided with the video or the DVR he has will not allow him to view the game room.
3. Any exports the DEMS unit may have of the videos of the game room?
4. Complete information for Mr. Verroneau as to when and how the game room video was converted.
5. Whethert or not the technicians who copied/ exported the videos used Video Focus.

The defendant by attorney,



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COMMONWEALTH OF MASSACHUSETTS

MARC J. SANTOS, ESQ.
CLERK OF SUPERIOR COURT
BRISTOL, MASS

SUPERIOR COURT DEPARTMENT
DOCKET NO. 1473cr001139__

COMMONWEALTH OF MASSACHUSETTS

V.

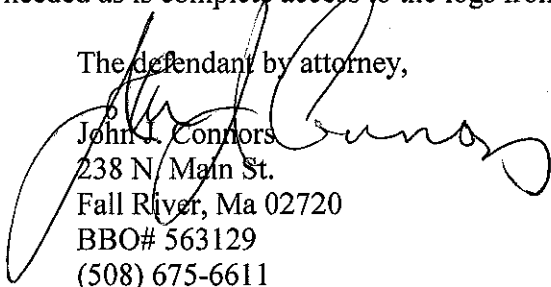
CARLOS ORTIZ,
DEFENDANT

Affidavit to Accompany Further Discovery Motion

I swear to the following on pains and penalties of perjury:

1. I am an attorney authorized to practice law in the Commonwealth who is appointed counsel for Carlos Ortiz.
2. I have met numerous times with my forensic expert, Michael Verronneau.
3. I have also viewed the videos provided by the Commonwealth.
4. In some instances the videos appear to be incomplete.
5. It is necessary to know every step the Commonwealth and the DEMS unit of the State Police took in capturing and exporting said videos.
6. As such the requested information is needed as is complete access to the logs from the DVR.

The defendant by attorney,



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#32

DEC 17 2014 COMMONWEALTH OF MASSACHUSETTS

BRISTOL, SS. SANTOS, ESQ.
CLERK/MAGISTRATE

SUPERIOR COURT DEPT.
DOCKET No, BRCR2013-01139-

~~1473~~

13-1139
14-324

COMMONWEALTH

v.

CARLOS ORTIZ

MOTION FOR ORDER TO INSPECT AND EXAMINE DIGITAL VIDEO RECORDER TAKEN
FROM AARON HERNANDEZ'S HOME

The defendant, Carlos Ortiz, in the above-entitled matter moves this Honorable Court, pursuant to Mass. R. Crim. P. 14, to order the Commonwealth, or ask the court to order full access to the Digital Video Recorder (DVR) taken from the home of Aaron Hernandez and inspect the original DVR in evidence held by the Commonwealth. The defendant asks the court to order that the Commonwealth to permit the defendant, by and through his digital, video forensic expert, Michael Verronneau and his associate Steven Verronneau to enter the court with the Commonwealth present and inspect the:

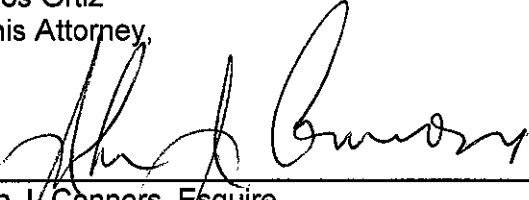
- a. Original DVR and power it on with the exact copy of the hard drive and inspect the log file, (excluding the hard drive of the DVR)..
- b. I would ask for the Commonwealth to use their forensic copy of the DVR to be put in the casing or housing of the DVR in order the Commonwealth and Mr. Verronneau to examine the log file.
- c. The log file is in the startup or boot sector of the mother board and is in Read Only Memory (ROM) of the DVR.
- d. In the menu item I would tab to the log file and export the log or take pictures of the screen in order to memorialize the log file which is important in my examination of the DVR system.

As reasons therefore, the defendant states as follows:

1. This log file was not recovered by the Commonwealth and it could prove to be extremely important.

The defendant states that the above information is mandatory discovery pursuant to Mass. R. Crim. P. 14 and that said information is necessary to prepare for trial and to provide effective assistance of counsel. *Sixth and Fourteenth Amendments, United States Constitution; Article XII of the Massachusetts Declaration of Rights.*

Respectfully Submitted,
Carlos Ortiz
By his Attorney,

A handwritten signature in black ink, appearing to read "John J. Connors", written over a horizontal line.

John J. Connors, Esquire
238 North Street
Fall River, MA 02720
508-675-6611
BBO # 563129

DATED: DECEMBER 15, 2014

DEC 17 2014 COMMONWEALTH OF MASSACHUSETTS

BRISTOL, SS MARC J. SANTOS, ESQ.
CLERK/MAGISTRATE

SUPERIOR COURT DEPT.
DOCKET No, BRCR2013-01139

COMMONWEALTH

V.

CARLOS ORTIZ

AFFIDAVIT TO ACCOMPANY
MOTION FOR ORDER TO INSPECT AND EXAMINE DIGITAL VIDEO RECORDER TAKEN
FROM AARON HERNANDEZ'S HOME

I swear on pains and penalties of perjury that I need full access to the Digital Video Recorder (DVR) taken from the home of Aaron Hernandez and must inspect the original DVR held by the District Attorney's office. We need, by and through me, digital, video forensic expert, and my associate Steven Verronneau to access, with the Commonwealth present to inspect the:

- a. Original DVR and power it on with the exact copy of the hard drive and inspect the log file, (excluding the original hard drive of the dvr).
- b. I would ask for the Commonwealth to use their forensic copy of the DVR to be put in the casing or housing of the DVR in order the Commonwealth and me to examine the log file.
- c. The log file is in the startup or boot sector of the mother board and is in Read only Memory (ROM) of the DVR.
- d. In the menu item I would tab to the log file and export the log or take pictures of the screen in order to memorialize the log file which is important in my examination of the DVR system.
- e. If the Massachusetts State Police DEMS unit or the Commonwealth has a copy of the original log file (which is in ROM memory) then such should be provided. If not, access by defendant's expert is needed.

As reasons therefore, the defendant states as follows:

1. This log file was not recovered by the Commonwealth and it could prove to be extremely important.

The defendant states that the above information is mandatory discovery pursuant to Mass. R. Crim. P. 14 and that said information is necessary to prepare for trial and to provide effective assistance of counsel. *Sixth and Fourteenth Amendments, United States Constitution; Article XII of the Massachusetts Declaration of Rights.*

Sworn to this date


Michael Verronneau