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August 24, 2018

Via email

Marsha Kauffman, Esq.
House Judiciary Committee
Room 418M
State Capitol Complex
1900 Kanawha Blvd. E.
Charleston, WV 25302
marsha.kauffman@wvhouse.gov

Re: Discovery request; *In the Matter of Impeachment Proceedings Against Respondent Justice Elizabeth Walker*

Dear Ms. Kauffman:

It was a pleasure speaking with you earlier this week. Thank you for returning my call and advising that you will accept service of our discovery requests directed to the Board of Managers.

On behalf of Justice Walker and in accordance with the *Rules of the West Virginia Senate While Sitting as a Court of Impeachment During the 83rd Legislature* (the "Rules"), as adopted in Senate Resolution 203, I request a copy of following pursuant to Rule 21:

- (1) Any written or recorded statement of Justice Walker in the Managers' possession which the Board of Managers intend to introduce into evidence in their case-in-chief of the trial of Justice Walker under Article XIV of the Articles of Impeachment;
- (2) Any books, papers, documents, data, photographs, tangible objects, buildings or places, or copies of such items in the Board of Managers' possession that the Managers intend to use in their case-in-chief of the trial of Justice Walker under Article XIV of the Articles of Impeachment;
- (3) A list of the persons the Board of Managers intends to call as witnesses in its case-in-chief of the trial of Justice Walker under Article XIV of the Articles of Impeachment; and
- (4) A written summary of any expert testimony the Board of Managers intend to use during their case-in-chief of the trial of Justice Walker under Article XIV of the Articles of Impeachment. (Pursuant to Rule 21(a)(4), any summary provided must describe the witness's opinions, the bases and reasons for the opinions, and the witness's qualifications.)

An electronic copy of the requested discovery directed to my email address is preferred.

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Under Senate Rule 21(b), the Board of Managers has ten days to respond to this request. Counsel for Justice Walker will satisfy the reciprocal discovery obligations imposed on Respondent by Rule 21(c) within the same period.

Do not hesitate to contact me if you have any questions.

Sincerely,



J. Zak Ritchie

*Counsel for the Hon. Elizabeth D. Walker,
Justice of the Supreme Court of Appeals
of West Virginia*

cc: Lee Cassis, Clerk of the Senate (via email)
lee.cassis@wvsenate.gov