

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

v.

DONALD JOHN TRUMP,
RUDOLPH WILLIAM LOUIS GIULIANI,
JOHN CHARLES EASTMAN,
MARK RANDALL MEADOWS,
JEFFREY BOSSERT CLARK,
RAY STALLINGS SMITH III,
ROBERT DAVID CHEELEY,
MICHAEL A. ROMAN,
DAVID JAMES SHAFER,
SHAWN MICAH TRESHER STILL,
STEPHEN CLIFFGARD LEE,
HARRISON WILLIAM PRESCOTT FLOYD,
TREVIAN C. KUTTI,
CATHLEEN ALSTON LATHAM,
MISTY HAMPTON a/k/a EMILY MISTY HAYES
Defendants.

CASE NO.

23SC188947

MOTION TO RE-SCAN INDICTMENT

COMES NOW, the State of Georgia, by and through Fulton County District Attorney Fani T. Willis, and requests this Honorable Court personally inspect the physical Indictment as delivered to the Clerk on August 14, 2023 and to order the Fulton County Clerk of Superior Court re-scan the physical Indictment into the Odyssey case management software, if it appears that the scanning software malfunctioned.

On August 14, 2023, the Fulton County Grand Jury true billed an indictment against the above-listed defendants. A representative of the Fulton County District Attorney's Office then delivered this indictment to Fulton County Superior Court Judge Robert C. I. McBurney in open court, pursuant to O.C.G.A. § 15-12-74(b). Judge McBurney then handed this indictment to Fulton County Clerk of Superior Court Ché Alexander in open court. Undersigned counsel

understands that the Indictment was then returned to the Fulton County Clerk of Superior Court's office. Then, the Indictment was scanned in using the Tyler Technologies Odyssey software and was converted to a PDF (Portable Document Format). As part of the scanning and conversion to a PDF process, the State believes that the Optical Character Recognition (OCR) function misinterpreted certain numbers in the Indictment and replaced these numbers in the scanned version of the Indictment that was then uploaded into Odyssey. Specifically, there exist three errors in the scanned Indictment available in Odyssey that do not exist in the printed Indictment. None of the language in the Indictment was affected by this error.

Given the above, the State of Georgia respectfully asks this Honorable Court to examine the paper Indictment held by the Fulton County Clerk, specifically pages 22, 32, and 57. If it appears that the paper Indictment differs from the Indictment currently available in PDF form in Odyssey, the State asks that this Court order the Clerk to re-scan the paper Indictment.

Respectfully submitted this 1st day of February, 2024.

FANI T. WILLIS
District Attorney
Atlanta Judicial Circuit

/s/ F. McDonald Wakeford
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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of this Motion to Re-Scan Indictment, upon all counsel who have entered appearances as counsel of record in this matter via the Fulton County e-filing system and email.

This 1st day of February, 2024.

FANI T. WILLIS
District Attorney
Atlanta Judicial Circuit

/s/ Alex Bernick
Alex Bernick
Georgia Bar No. 730234
Assistant District Attorney
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