

STATE OF MARYLAND

* IN THE
* CIRCUIT COURT

v.

* FOR
* BALTIMORE CITY

ALICIA WHITE

* CASE NO. 115141036

Defendant

*

* * * * *

**MOTION TO DISCLOSE GRAND JURY MINUTES AND TESTIMONY AND
REQUEST FOR A HEARING**

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CIRCUIT COURT
BALTIMORE CITY
CRIMINAL DIVISION

NOW COMES, Defendant, Alicia White, by and through her respective undersigned counsel, pursuant to Maryland Rule 4-642(d), and file this Motion to Disclose Grand Jury Minutes and Testimony and Request for a Hearing and in support thereof state as follows:

In Maryland, Courts and Judicial Proceedings, Section 8-507 governs the disclosure of the content of grand jury proceedings. Section 8-507(a) states that, “[a] person may not disclose any content of a grand jury proceeding.” MD CODE ANN. CRTS & JUD. PROC. § 8-507. Although disclosure of grand jury proceedings is proscribed generally, there are exceptions to this general rule. Subsection (c)(2), addressing grand jury reports, states that, “(c) [t]his section does not prevent: (2) [a]ny other governmental unit or person making a disclosure authorized by law.” *Id.* In addition to disclosures authorized by law, the Maryland rules give trial courts discretion to order disclosure to further the proper administration of justice. Maryland Rule 4-642(d) provides:

(d) Motion for Disclosure. Unless disclosure of matters occurring before the grand jury is permitted by law without court authorization, a motion for disclosure of such matters shall be filed in the circuit court where the grand jury convened. If the moving party is a State's Attorney who is seeking disclosure for enforcement of the criminal law of a state or the criminal law of the United States, the hearing shall be ex parte. In all other cases, the moving party shall serve a copy of the motion upon the State's Attorney, the parties to the judicial proceeding if disclosure is sought in connection with such a proceeding, and such other persons as the court may direct. The court shall conduct a hearing if requested within 15 days after service of the motion.

