

**SECOND JUDICIAL DISTRICT COURT
COUNTY OF BERNALILLO
STATE OF NEW MEXICO**

**FILED
2ND JUDICIAL DISTRICT COURT
Bernalillo County
5/8/2022 8:42 PM
CLERK OF THE COURT
Malcolm W Smith**

STATE OF NEW MEXICO,

Plaintiff,

v.

No. D-202-CR-2021-002210

JOE WAYNE BREWER, JR.

Defendant.

STATE'S NOTICE OF GIGLIO DISCLOSURE

The State of New Mexico, by and through Assistant District Attorney Pete Haynes, hereby gives notice to the Court and the Defendant that it has found that potential impeachment information exists for Officer Earl Nagy with the Albuquerque Police Department and that the State has disclosed the information to the defense as required by *Giglio v. United States*, 405 U.S. 150 (1972), Rule 5-501(A)(6) NMRA, Rule 5-505 NMRA, and LR2-308(C) NMRA. The State's disclosure obligations are not limited by the evidence that would be admissible at trial. Rule 5-503(C) NMRA. By making this disclosure, the State takes no position on the admissibility of such information as evidence or the use of such information in cross-examination and reserves the right to object to the introduction at trial of any evidence that should be excluded under the Rules of Evidence.

Respectfully submitted,

**RAÚL TORREZ
DISTRICT ATTORNEY**

/s/ Peter Haynes
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Certificate of Service

I certify that this notice has been filed
through E-File & Serve with notice automatically
provided to all parties.

/s/ Peter Haynes

Assistant District Attorney