

DISCOVERY AND BRADY POLICY

The Shasta County District Attorney's Office has an open file discovery policy. This means that prosecutors will provide all non-privileged discovery in the possession of the prosecution team to the defense without a prior determination as to whether the material is inculpatory, exculpatory, material, or relevant.

Additionally, California law provides that prosecutors are both constitutionally and statutorily required to disclose to the defense evidence that is favorable to the defense which is either exculpatory or impeaching and is material to either guilt or punishment. This rule, as established by *Brady v. Maryland* (1963) 373 U.S. 83 and its progeny, places an affirmative duty to provide the required information to the defense, even absent a defense request. Prosecutors employed by the Shasta County District Attorney's Office are expected to fully comply with all *Brady* obligations.