## **Exhibit C**



#### City of Manchester Office of the City Solicitor

One City Hall Plaza (603) 624-6523 Fax (603) 624-6528 TTY: 1-800-735-2964

E-Mail: solicitor@manchesternh.gov

Thomas R. Clark City Solicitor Thomas A. Arnold Deputy City Solicitor

Gregory T Muller John G Blanchard Jeremy A Harmon

TO:

George Campbell, Esquire

FROM:

Jeremy A Harmon, Esquire

RE:

STATE vs. Theresa Petrello

DATE

8/18/15

Pursuant to your request, in reply to your request for discovery, you are provided with the enclosed information.

(	√)	Police reports and other materials as required by District Court Rule 2.10.
(	)	Motor Vehicle Record.
(	)	Lab Results
(	)	

The foregoing evidence, or any part thereof, will be offered at the trial or at any hearing. <u>Pursuant to District Court Rule 2.10B</u>, please be advised that the State anticipates calling each witness named in the <u>attached discovery</u>.

In addition, please consider this letter as a request for reciprocal discovery pursuant to <u>State v. Drewry</u>, 139 NH 678 (1995) and <u>State v. Chagnon</u>, 139 NH 671 (1995), including but not limited to the following information:

- a. A list of all witnesses who will testify at trial, including their addresses and dates of birth.
- b. A copy of any written statements signed by a witness that pertains to their testimony, or unsigned "statements which are written recollection of events that the witness is expected to testify about at trial.
- e. A list and copies of any tangible objects, papers, documents, photographs, books or other items that shall be offered as evidence at trial.
- d. As to expert witnesses, a report of their theories and opinions and basis for them.

# PLEASE ADVISE AS TO WHETHER YOU WILL PROVIDE THIS INFORMATION TEN DAYS PRIOR TO TRIAL SO THAT THE STATE MAY FILE A MOTION IF NECESSARY

Docket #
The State of New Hampshire  COMPLAINT
COMPLAINT 🚊
CASE #. 15-G08247
VIOLATION CLASS A MISDEMEANOR FELONY
YOU ARE TO APPEAR BEFORE THE COURT LISTED BELOW
AT 08:15 O'CLOCK IN THE AM/PM ON LIVE YR. 2015 UNDER PENALTY OF LAW TO ANSWER TO A COMPLAINT CHARGING YOU WITH THE FOLLOWING OFFENSE: TO THE SthCirc-Manchester Deburt, COUNTY OF Hillsborough
THE UNDERSIGNED COMPLAINS THAT: PLEASE PRINT
NAME Petrello, Theresa  Last Name First Name Miles
714 Belmont ST Manchester NH 03104  Address State
DOB 11/28/1961OP. LIC.#
Sex Race Height Weight Color of Hair Color of Eyes
COMM. VEH. COMM. DR. LIC. HAZ. MAT. 16+ PASSENGER
AT Maple Street in Manchester
ON THE 3 DAY OF
on/at in said county and state, did commit the offense of
Disorderly Conduct - Haz Condition contrary to RSA 644:21
and the laws of New Hampshire for which the defendant should be held to
answer, in that the defendant did knowngly create a condiction which was hazardous to himself or another in a public place by an action which served no legitimate purpose when she hald a sign chest high while standing on the sign chest high while standing or the sign chest high sign ch
sign chest high while standing on the sidewal that said "veteran" which resulted in a vehicle stopping so that it's driver could give the subject some money
against the peace and dignity of the State.
SERVED IN HAND
Chief David J. Mara Badge# At Manchester PO 1940
Complainant Printed Name Dept.
Making a false statement on this complaint may result in criminal prosecution.  Outh below not required for police officers unless complaint charges class A misdemeanor or felony (RSA 592-A:7, I).
Personally appeared the above named complainant and made oath that the above complaint by him/her subscribed is, in his/her belief, true.
DATE 8/17/2015
103A-045 5/13 POLICE COPY Justice of the Peace

#### SUMMONS



#### STATE OF NEW HAMPSHIRE CITY OF MANCHESTER MANCHESTER DISTRICT COURT

CASE#15-9247
TO: Yherera Petrello D.O.B. 11/20/61
SEX RACE HEIGHT WEIGHT COLOR EYES COLOR HAIR
OF (NO. P.O. BOX OR RFD#) 714 Belmint St., Marich.)to NH
YOU ARE HEREBY NOTIFIED TO APPEAR BEFORE THE MANCHESTER NEW HAMPSHIRE DISTRICT COURT
35 AMHERST STREET, MANCHESTER NEW HAMPSHIRE TO BE HELD
ON 7/9/15
AT 0815 AM IN THE FORENOON TO ANSWER A COMPLAINT CHARGING YOU
WITH Provided Conduct RIA 644-2 (V)
IN VIOLATION OF THE LAWS OF THE STATE OF NEW HAMPSHIRE AND OR CITY ORDINANCES
DO NOT FAIL TO APPEAR, OR YOU WILL ANSWER YOUR DEFAULT UNDER THE PENALTY PRESCRIBED BY
LAW. UPON FAILURE TO APPEAR, A WARRANT MAY BE ISSUED FOR YOUR ARREST. WILLFUL FAILURE TO
APPEAR IN ANSWER TO SUCH SUMMONS MAY BE PUNISHED AS PRESCRIBED BY LAW.
ISSUED 4/3 IIT
BY Brandale 431
SERVED IN HAND THIS DATE (, ) TIME
POLICE OFFICER
MPDFORM94 WHITE-master file YELLOW-court file PINK-defendant

Agency: MPD

Case Number: 15-009247

Date: 08/04/2015 13:39:25

		Incident Info	rmation
Date/Time Reported	Date/Time Found	Date/Time Found	Officer
06/03/2015 16:08	06/03/2015 16:05	06/03/2015 16:08	(100321) BRANDRETH, RYAN J
Incident Location			
Bridge St / Maple St, Mar	nchester, NH 03104		

				Ch	arges				
Charge Type Description						Statute	UCR	□ Att	
State DISORDERLY CONDUCT (V)						644:2 (V)	90C	☑ Com	
Alcohol, Drugs or Computers Used			Location Ty	pe	Premises Entered	Forced Entry	Weapons		***********
☐ Alcohol ☐ Drugs ☐ Computers			s HIGHWAY	HIGHWAY/ROAD/ALLEY		☐ Yes ☑ No	1.		
Entry Exit				Criminal Activity		2.			
							3.		
Bias Motivation Bia			Bias Target		Bias Circumstances		Hate Group		

Seq.#	Type GOVERNMENT	Injuries None	Residen Unknov	y Status vn	Ethni Unkr	•
Name(La	ist, First, M) OF NEW HAMPSHIRE		Race U	Race Sex DOB		
Address 405 VALLEY ST, MANCHESTER, NH 03103				<u> </u>	Home Pho (603) 668	
Employer Name/Address				· · · · · · · · · · · · · · · · · · ·	Business f	hone

Report: r\_lw1ni.frx Page 1 of 3 08/04/2015 13:39:25

Agency: MPD

Case Number: 15-009247

Date: 08/04/2015 13:39:25

Seq. # Type  1 INDIVIDUAL	Name(Last, First, M) PETRELLO, THERESA M						
AKA		Race W	Sex F	DOB 11/26/1961	Age 53	Height 5'01" - 5'01"	Weight 158
Address 714 BELMONT ST, MANCH	ESTER, NH 03104				Ноте Рhопе (603) 867-5426		
Employer Name/Address						Business P	hone
Scars, Marks, Tatoos or other di Scars/Scars Scars-Abdomen, S					A Commence of the Commence of		
Physical Characteristics					and the second s		-

Suspect Details

## **Assisting Officers**

(100413) K9-COLT, OFC BIRON

(100457) MCKENNEDY, SHAUN M

#### Notes/Narrative

(100321) BRANDRETH, RYAN J

MO: Female panhandler issued summons for DOC after vehicles stopped in traffic.

RSA 644:2 Disorderly Conduct (V)

On 6/3/15 at approx 1600hrs I (Ofc Brandreth) was at a business check at the Seven Eleven located at 557 Maple St when my attention was drawn to a panhandler. The panhandler was holding a large cardboard sign at chest level that said "Veteran" and had smaller writing underneath it. She was standing on the grass between the sidewalk and the roadway on the west side of Maple St approx 15 feet south of Bridge St. Maple St is a 2 lane one way street at that point heading north. The panhandler was standing with her back to the traffic control device while facing northbound traffic.

While watching her I saw approx 7 vehicles hand her items. During a green light cycle for vehicles traveling north on Maple St a black Cadillac came to a complete stop and handed her something. The vehicle then traveled north through the intersection. The vehicle behind it, NH 931, a 2011 Jeep Grand Cherokee color gray, had to stop because the Cadillac stopped. The light turned red and the Cherokee was unable to make it through the intersection. If the Cadillac had not stopped, the Cherokee would have made it through on the green light cycle

Report: r\_lw1ni.frx Page 2 of 3 08/04/2015 13:39:25

Agency: MPD

Case Number: 15-009247

Date: 08/04/2015 13:39:25

and would not have had to wait for the next light cycle.

I approached the female and she said that I needed to stop harassing her and she was calling the ACLU. She said that she was going to record me with her phone and told her there was no problem with that. I explained to her that she could not stop vehicles and she said that she did not stop anyone. I asked for her identification and she provided me a NH Drivers license. She was identified as

Theresa Petrello 11/26/61 714 Belmont St, Manchester

I returned to my cruiser and checked our in house contacts with THERESA. I located a summons she was issued on 5/15/15 from Sgt Larochelle for Pedestrian in the Roadway, an offense I know is often related to panhandling.

I issued THERESA a white summons to appear in Manchester District Court, 9th Circuit on 7/9/15, for one count of Disorderly Conduct (Violation) RSA 644:2, for obstructing vehicular traffic.

NFI/RJB

Report: r\_lwlni.frx Page 3 of 3 08/04/2015 13:39:25

PET006

User: GMCCARTH	Manchester Police Department	07/08/2015 08:17:58

#### **RAP Sheet**

## Petrello, Theresa M

		Arrest		
Case	Agcy Arrest ID	Date	Charge	Disposition
15-009247	MPD 15-002560	06/03/2015	DISORDERLY CONDUCT (V)	PENDING COURT
			070915	

07/08/2015 08:17:59

Jul 8, 2015 8:18:54 AM

Printed By: MCCARTHG60 from: MANCH-REC

Received Time:

08:24:12 07-08-15

Source ORI:

NHCHS0000

Summary:

FQ: PUR=C SID=869172

View Message Details

THIS RESPONSE IS THE RESULT OF YOUR INQUIRY ON: PUR/C.ATN/PELLETIER.SID/869172

BECAUSE ADDITIONS OR DELETIONS MAY BE MADE AT ANY TIME A NEW COPY SHOULD BE REQUESTED FOR SUBSEQUENT USE.

ARREST DATA WHICH STATE "NOT REPORTED" ARE NOT SUPPORTED BY FINGERPRINTS.

FOR LAW ENFORCEMENT USE ONLY - UNAUTHORIZED USE OF THIS RECORD IS PROHIBITED - DO NOT DISSEMINATE TO ANY UNAUTHORIZED PERSONS

SID/869172 FBI/
NAME/PETRELLO, THERESA M
EYE/BLU HAIR/BRO WGT/160 HGT/501
FPC/

DOB/19611126 SEX/F RACE/W

\* \* \* ARREST RECORD \* \* \*

ORIGINAL CHARGE/NOT REPORTED

TYPE/ CLASS/

DV ARREST/N VAW/N

CAC/N

TRACK NO/

VIOLATION DATE/20150603 END DATE/ ON OR ABOUT/N

ARREST DATE/ AGENCY/MANCHESTER ORI/NH0063400

COMPLAINT AS FILED OFFENSE/DISORDERLY CONDUCT

TYPE/VIOLATION CLASS/

DV COMPLAINT/N

COMMENT/

- - - DOCKET RECORD - - -

COURT DATE/ COURT/MANCHESTER-D ORI/NH006061J
DOCKET/456-2015-CR-03525 COURT CHARGE ID/1091868C

DISPOSED OFFENSE/

TYPE/ CLASS/

PLEA/ FINDING/

SENTENCE/

GOOD BEHAVIOR/ PERIOD/

PROBATION/

CONFINED/ APPEAL/ FINE/ INDICTED/

QUALIFYING MISDEMEANOR CRIME OF DV/N RELATIONSHIP/

IN CHS NBR 344 AT 08JUL2015 08:24:11
OUT MANCH-REC NBR 77 AT 08JUL2015 08:24:12 MSG 026941/08JUL2015 08:24:12

Received Time:

08:24:12 07-08-15

Source ORI:

NH0063404

Summary:

FQ: PUR=C SID=869172

View Message Details

Message Accepted - MRI 26940 MANCH-REC 29 at 07/08/2015 08:24:11

Jul 8, 2015 8:19:40 AM

Printed By: MCCARTHG60 from: MANCH-REC

Received Time:

08:24:46 07-08-15

Summary:

QH: NAM=PETRELLO, THERESA SEX=F

View Message Details

NLO1QH GM

NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX (III)

FOR NAM/PETRELLO, THERESA. DOB/19611126.SEX/F.RAC/W.PUR/C.ATN/PELLETIER.

END

IN NCIC NBR 5505 AT 08JUL2015 08:24:46

OUT MANCH-REC NBR 80 AT 08JUL2015 08:24:46 MSG 027018/08JUL2015 08:24:46

Received Time:

08:24:46 07-08-15

Summary:

QH: NAM=PETRELLO, THERESA SEX=F

View Message Details

1L01QW GM NH0063404

NO NCIC WANT NAM/PETRELLO, THERESA DOB/19611126 SEX/F

\*\*\*MESSAGE KEY OW SEARCHES WANTED PERSON FILE FELONY RECORDS REGARDLESS OF EXTRADITION AND MISDEMEANOR RECORDS INDICATING POSSIBLE INTERSTATE

EXTRADITION FROM THE INQUIRING AGENCY'S LOCATION. ALL OTHER NCIC PERSONS FILES ARE SEARCHED WITHOUT LIMITATIONS.

IN NCIC NBR 5504 AT 08JUL2015 08:24:46
OUT MANCH-REC NBR 79 AT 08JUL2015 08:24:46 MSG 027017/08JUL2015 08:24:46

Received Time:

08:24:46 07-08-15

Source ORI:

NHCHS0000

Summary:

QH: NAM=PETRELLO, THERESA SEX=F

View Message Details

THIS RESPONSE IS THE RESULT OF YOUR INQUIRY ON: NAM/PETRELLO, THERESA. DOB/19611126

FOR LAW ENFORCEMENT USE ONLY - UNAUTHORIZED USE OF THIS RECORD IS PROHIBITED - DO NOT DISSEMINATE TO ANY UNAUTHORIZED PERSONS

\* \* \* MATCHED RECORD \* \* \* SID/869172 FBI/

NAME/PETRELLO, THERESA M

DOB/19611126 SEX/F RACE/W

EYE/BLU HAIR/BRO WGT/160 HGT/501 FPC/

IN CHS NBR 345 AT 08JUL2015 08:24:46
OUT MANCH-REC NBR 78 AT 08JUL2015 08:24:46 MSG 027016/08JUL2015 08:24:46

Received Time:

08:24:46 07-08-15

Source ORI:

NH0063404

Summary:

QH: NAM=PETRELLO, THERESA SEX=F

View Message Details

Message Accepted - MRI 27015 MANCH-REC 30 at 07/08/2015 08:24:46 Routed To: IQ

#### **SUMMONS**

#### STATE OF NEW HAMPSHIRE CITY OF MANCHESTER MANCHESTER DISTRICT COURT

CASE # 15 - 9247
TO: Theresa Petrello D.O.B.
SEX RACE HEIGHT WEIGHT COLOR EYES COLOR HAIR
OF (NO. P.O. BOX OR RFD#) 714 Belmint St. Marchester NH
YOU ARE HEREBY NOTIFIED TO APPEAR BEFORE THE MANCHESTER NEW HAMPSHIRE DISTRICT COURT 35 AMHERST STREET, MANCHESTER NEW HAMPSHIRE TO BE HELD
ON 7 9 17 AT 0815 AMIN THE FORENOON TO ANSWER A COMPLAINT CHARGING YOU
WITH Product ()A 644.2 (V) IN VIOLATION OF THE LAWS OF THE STATE OF NEW HAMPSHIRE AND OR CITY ORDINANCES
DO NOT FAIL TO APPEAR, OR YOU WILL ANSWER YOUR DEFAULT UNDER THE PENALTY PRESCRIBED BY LAW. UPON FAILURE TO APPEAR, A WARRANT MAY BE ISSUED FOR YOUR ARREST. WILLFUL FAILURE TO APPEAR IN ANSWER TO SUCH SUMMONS MAY BE PUNISHED AS PRESCRIBED BY LAW.  ISSUED 43 IF
BY Brandak #31
SERVED IN HAND THIS DATE 6 3 15 TIME
POLICE OFFICER

YELLOW-court file

WHITE-master file

MPDFORM94

PINK-defendant

Agency: MPD

Case Number: 15-009247

Date: 06/09/2015 15:04:01

		Incident Info	rmation
Date/Time Reported 06/03/2015 16:08	Date/Time Found 06/03/2015 16:05	Date/Time Found 06/03/2015 16:08	Officer (100321) BRANDRETH, RYAN J
Incident Location Bridge St / Maple St, N	1anchester, NH 03104		

				Cha	rges				
1	Charge Type State	Description DISORDERL	Y CONDUCT	(V)			Statute 644:2 (V)	UCR 90C	☐ Att ☑ Com
Alcohol, Drugs or Computers Used L			Location T		Premises Entered	Forced Entry  ☐ Yes ☑ No	1		
Entry Exit				Criminal Activity			2. 3.		
Bias Motivation Bia			Bias Target		Bias Circumstances		Hate Group		

		Vic	tims				
Seq.#	Type GOVERNMENT	Injuries None	N	Residency Status Unknown			
	ast, First, M) OF NEW HAMPSHIRE	Race	Sex U	ı			
Address 405 VA	LLEY ST, MANCHEST	ER, NH 03103			(603	e Phone ) 668-8711	
Employ	er Name/Address				Busin	ness Phone	
Victim (	of Crimes						

Agency: MPD

Case Number: 15-009247

Date: 06/09/2015 15:04:01

Offenders								
Seq.#	Type INDIVIDUAL	Name(Last, First, M) PETRELLO, THERESA M						
AKA			Race W	Sex F	DOB	Age 53	Height 5'01" - 5'01	Weight 158 - 158
Address		IESTER, NH 03104					Home Pl (603)	none
Employ	er Name/Address						Business	Phone
Scars, N	farks, Tatoos or other di	stinguishing features		1.00 10				
Scars/S	cars Scars-Abdomen, S	car						
	ı							
Physical	Characteristics							
	3	and the same of th						

**Suspect Details** 

## **Assisting Officers**

(100413) K9-COLT, OFC BIRON (100457) MCKENNEDY, SHAUN M

### Notes/Narrative

(100321) BRANDRETH, RYAN J

MO: Female panhandler issued summons for DOC after vehicles stopped in traffic.

RSA 644:2 Disorderly Conduct (V)

On 6/3/15 at approx 1600hrs I (Ofc Brandreth) was at a business check at the Seven Eleven located at 557 Maple St when my attention was drawn to a panhandler. The panhandler was holding a large cardboard sign at chest level that said "Veteran" and had smaller writing underneath it. She was standing on the grass between the sidewalk and the roadway on the west side of Maple St approx 15 feet south of Bridge St. Maple St is a 2 lane one way street at that point heading north. The panhandler was standing with her back to the traffic control device while facing northbound traffic.

While watching her I saw approx 7 vehicles hand her items. During a green light cycle for vehicles traveling north on Maple St a black Cadillac came to a complete stop and handed her something. The vehicle then traveled north through the intersection. The vehicle behind it, NH 2011 Jeep Grand Cherokee color gray, had to stop because the

Report: r\_lw1ni.frx

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06/09/2015 15:04:01

Agency: MPD

Case Number: 15-009247

Date: 06/09/2015 15:04:01

Cadillac stopped. The light turned red and the Cherokee was unable to make it through the intersection. If the Cadillac had not stopped, the Cherokee would have made it through on the green light cycle and would not have had to wait for the next light cycle.

I approached the female and she said that I needed to stop harassing her and she was calling the ACLU. She said that she was going to record me with her phone and told her there was no problem with that. I explained to her that she could not stop vehicles and she said that she did not stop anyone. I asked for her identification and she provided me a NH Drivers license. She was identified as

Theresa Petrello



I returned to my cruiser and checked our in house contacts with THERESA. I located a summons she was issued on 5/15/15 from Sgt Larochelle for Pedestrian in the Roadway, an offense I know is often related to panhandling.

I issued THERESA a white summons to appear in Manchester District Court, 9th Circuit on 7/9/15, for one count of Disorderly Conduct (Violation) RSA 644:2, for obstructing vehicular traffic.

NFI/RJB

	COURT ACTION: JUDGE
	DatePiea
	Disposition
	License Action
医美国人名英格兰人	OFFICER'S NOTES FOR TESTIFYING IN COURT
	Please note facts and circumstances in addition to those checked on face of complaint that is:
	1. Any specific action of violator which increased the hazard of the violation;
	<ol> <li>Where violation observed and where contact made;</li> <li>Total distance traveled during pursuit;</li> </ol>
	3. Total distance traveled during pursuit; 4. Statements by violator and general attitude;  5. Place of applications of applic
	5. Place of employment;
<b>这是大学生的</b>	Patrol in area of Hanser/Nogle. Observed havele standing on
	Sidewalk south of intersection helding cardboard sign. Observed
	Lenale walk into roadway and like item (88) Im which (red).
	Went and black and frield NB in Maple to speck of finale.
	Stopmed not began to explain that she could not solicit
	In motorsts. Trosol inmedickly shed that there was no
	law against it and she would confirme. Stated, "milese I stop
	int the road, this nothing you can do. " Attempted to
	explain that he actions may cause an accident.
	While conducting leanse/warrant/confect of fruk, &
The state of the s	continued to solicit, asking drives to pull closer to her
	be "cops are harassing a veterani She thin chained I
	was viblating he right and she was going to sue
<b>"我们的是我们的是我们的,我们们是我们的一个,我们们的一个时间</b>	me for harassment, that she had never stopped in the
	road and I was lying. Texplained the summers
	and instructed her not to solveil traffic.
	Witnesses: Officer Cafuldo PETO15

Calls For Service Report Call ID: 15064276 Printed: June 4, 2015							
1. Agency MPD	2. Person Receiv Complaint Mulvey, John	ed	3. Date/Time Received 06/03/2015 0 16:08 4. Time Dispatched 16:08		5. Time Arrived 16:08 6. Time Complete 16:19	7. Case #	
8. Nature Of Incident	CHECK SUBJECT						
9. Location Of Incident	BRIDGE ST / MAPLI	BRIDGE ST / MAPLE ST, MANCHESTER, NH 03104					
10. Victim or Caller					1.2		
11. Classification	12. How Received  'OFFICER' I/CAD		3. Disposition CLDS		Officer randreth, Ryan J	15. Date Submitted 06/03/2015	

Notes: Field Event \*\* LOI search completed at 06/03/15 16:08:44 \*\* VEH search completed at 06/03/15 16:08:44 \*\* Case number C15009247 has been assigned \*\* >>>> by: STEPHANIE M. OUELLETTE on terminal: mpddisp1

R\_Cfsv1

Calls For Service Re  1. Agency  MPD	port Call ID: 15056525  2. Person Received Complaint Coutu, Cassandra		ived 5. Time Arrived 8 16:58	7. Case #			
8. Nature Of Incident	8. Nature Of Incident CHECK SUBJECT						
9. Location Of Incident	HANOVER ST / MAPL	E ST, MANCHESTER,	NH 03104				
10. Victim or Caller							
11. Classification	12. How Received  'OFFICER' I/CAD	13. Disposition SUMMONS ISSUED	14. Officer  Larochelle, Matthew J	05/15/2015			

Notes: \*\* LOI search completed at 05/15/15 16:58:12 Field Event \*\* PER search completed at 05/15/15 16:59:52

R\_Cfsv1