

CAUSE NO. CR- [REDACTED] -D

STATE OF TEXAS

v.

[REDACTED]

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IN THE DISTRICT COURT

206th JUDICIAL DISTRICT

HIDALGO COUNTY, TEXAS

DEFENDANT'S EX PARTE AKE MOTION FOR ORDER TO PRODUCE MEDICAL RECORDS FROM DOCTOR'S HOSPITAL AT RENAISSANCE and WOMEN'S CLINIC OF SOUTH TEXAS

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES [REDACTED], Defendant herein, and files this motion requesting that this Honorable Court order funds be made available for the hiring of a medical expert and as grounds thereof would show unto the Court as follows:

1. Under Ake v. Oklahoma, 470 US 68, 74 (1985) and McBride v. State, 838 SW2d 248 (Tex.Crim.App. 1992), the Defendant requests the court to order production of medical records.
2. Defendant is indigent. She has appointed counsel.
3. For a proper investigation and defense, including possible exculpatory information, Defendant requests an order of production of medical records. Serving a subpoena with a copy of the order will expedite the production. It would clear a HIPPA hurdle, in advance.
4. The records pertain to the alleged victim or the Defendant, herself.

WHEREFORE PREMISES CONSIDERED, DEFENDANT respectfully prays that the court grant this motion and order the production of medical records.

Respectfully submitted,

Law Office of Lennard K. Whittaker
P.O.Box 720876
McAllen, TX 78504
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teksus@mac.com

By: _____

Lennard K. Whittaker

SBT 24008274

Attorney for



CAUSE NO. CR [REDACTED]-D

STATE OF TEXAS

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IN THE DISTRICT COURT

v.

206th JUDICIAL DISTRICT

[REDACTED]

HIDALGO COUNTY, TEXAS

**ORDER TO DOCTOR'S HOSPITAL AT RENAISSANCE TO PRODUCE MEDICAL
RECORDS OF [REDACTED]**

On this the ___ day of _____, 2016, came to be heard in the above-entitled and numbered cause DEFENDANT'S MOTION FOR ORDER TO PRODUCE MEDICAL RECORDS and this court finds that Defendant's motion is hereby:

GRANTED, AND ORDERS Doctor's Hospital at Renaissance to produce ALL medical records of [REDACTED] (do [REDACTED]) to Counsel Lennard K. Whittaker.

DENIED.

Signed this ___ day of _____, 2016.

Judge Presiding

cc:

Law Office of Lennard K. Whittaker
P.O. Box 720876
McAllen, TX 78504
956 821 9918
fax 866 596 6190
teksus@mac.com

CAUSE NO. CR [REDACTED] D

STATE OF TEXAS

v.

[REDACTED]

* IN THE DISTRICT COURT
*
* 206th JUDICIAL DISTRICT
*
* HIDALGO COUNTY, TEXAS

ORDER TO WOMEN'S CLINIC OF SOUTH TEXAS TO PRODUCE MEDICAL RECORDS OF [REDACTED]

On this the ___ day of _____, 2016, came to be heard in the above-entitled and numbered cause DEFENDANT'S MOTION FOR ORDER TO PRODUCE MEDICAL RECORDS and this court finds that Defendant's motion is hereby:

GRANTED, AND ORDERS [REDACTED] to produce ALL medical records of [REDACTED] (dob [REDACTED]) requested by Counsel Lennard K. Whittaker to him.

DENIED.

Signed this ___ day of _____, 2016.

Judge Presiding

cc:

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