

The State of New Hampshire

Hillsborough, SS.

NH Superior Court  
Hills. - Southern District  
Case No. 226-2019-CR-0814

State of New Hampshire

v.

Dele E. Holloway Jr.

HSCS-SEP20'23AM10:27

Issuance of a protective order for Discovery files

Now Comes the Defendant, Dele E. Holloway Jr., Prose,  
pursuant to N.H. R. Crim. Proc., Rule 12(b)(8),  
under both State and Federal Constitutions that  
provide [Rights of Accused], who respectfully re-  
quests that this Honorable Court GRANTS an  
issuance of a protective order for Discovery  
files in the above case or matter until trial is  
commenced for the following:

1. The Accused, Dele E. Holloway Jr. is charged with  
Attempted Murder and other Assault Related off-  
enses that carry lengthy Sentences, and/or imp-  
risonment up to life, which warrants the security of  
the Superior Court, as Equal protection of the law.  
See USCA Amendment XIV. See Involvements (Attached) →

2. Mr. Holloway represents himself in this case and has the [Discovery files] that were provided to him by the state's prosecution. See (attached) Correspondence letters; Also, see BRADY v. MARYLAND, 373 U.S. 83 (1963); Wheeler v. CAIN, 577 U.S. 385.
3. Mr. Holloway also has the [Discovery files] that were provided to him by Massachusetts Counsel(s) regarding Appellate reviews in previous cases or matters pertaining to his prior convictions, that are relevant to this case for his litigation as pro se, defendant. See (attached) Correspondence letters; Also see Kyles v. Whitley, 514 U.S. 419 (1995); (Commonwealth v. Dale Holloway, case No. 1657CR001077 (Wrentham District Court))
4. Mr. Holloway also has the [Discovery files] that were provided to him in State v. Holloway, Dale, Case No. 216-2019-CR-01856 ("Holloway II" / Hills. Cty. - N.D.) as he is representing himself in that case or matter for the post-conviction relief and/or New Trial. See (attached)  
Also, see Dale E. Holloway Jr. v. NASP Warden Michelle T. Edmark, Civil No. 1:22-CV-00009-SE-AJ Court order (staying case) (dated August 29, 2023).

5. Mr. Holloway also has the [Discovery files] that were provided to him by the state from State v. Brandon M. Castiglione, Case No. 218-2019-CR-01132 (Rockingham County) See (Attached) Correspondence Letters (Dated February 21, 2020); Brady v. Maryland, Supra.
6. Mr. Holloway's [Discovery files] have prior counsel(s) Investigative Reports, Trial Notes, Strategies for His Defense, and other related relevant evidence to support his claims of innocence, including but not limited to, "Medical Records", Expert Reports, Defense Investigation Reports, private files, family photos and correspondences. See (Attached) Correspondence Letters; Also, see Image Request Slip (Denying or Refusing and Ignoring Request for the Laptop to Review the [Discovery files], Trial Notes, and personal papers.);
7. Therefore, the above-mentioned [Discovery files] should be [protected] from non-party members of the state, such as, NHDOC / NHSP-M / NCF staff, who are [in the possession of the discovery files], sharing them with the state, or disseminating these [Confidential Documents]

and [Confidential Information] contained therein with anyone other than the parties involved in the case, for bias, prejudice and/or harassment reasons, whereas the disclosure would result in an invasion of privacy, illegal search and seizure, tampering with evidence, tampering with witness(es), [Violation] of NH Constitutional [Rights of Accused] "to produce all favorable evidence in his defense," and "for compulsory process of obtaining witnesses in his favor." In which can cause Mr. Holloway's defense to become even more impaired now, as self-represented, or pro se litigant, due to NHSP-M allowing, [Stu Supervisor] [Captain Maron] and/or, ~~Unit Team~~, Lt. Calver to access the password for the laptop issued, with the discovery files, on or after law library access periods, as Mr. Holloway is not allowed to keep the discovery files or laptop on his person, nor in his cell, to review for this set trial. See attached.) Inmate Request 8/19/15 (again)

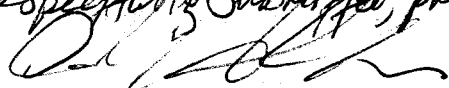
8. Furthermore, the Court has the authority to rule in the matter, pursuant to NH R. Crim. Proc., Rule 12(b)(8), to [prevent] the NHDOE/NHSP-M from sharing or further disseminating information in the discovery files. See In Re Petition of N.H. (State v. Fuchs) 174 N.H.

785 (2022)

Wherefore, the Defendant, Respectfully Requests that this Honorable Court Grants an Issuance of a protective order for the Discovery files and/or:

- A.) Schedules a Hearing for the matter to be ~~fully~~ heard; and/or
- B.) Grants the Issuance of a protective order for Discovery files, pursuant to NH R. CRIM. P., Rule 12 (b)(8); NH CONST. pt. 1, ART. 15; USCA MEND. VI; OR
- C.) Issues a protective order for the Discovery files, pursuant to In re petition of N.H. STATE V. Fuchs) 174 N.H. 785 (2022)

Any other such relief the Court Deems fair and Just.

Respectfully Submitted, pro se,  


Eric Holloway Jr. #117157

NHSP-M, P.O. Box 14

CONCORD, NH, 03301

Dated September 13, 2023