

STATE OF VERMONT
RUTLAND COUNTY
OFFICE OF THE STATE'S ATTORNEY

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February 26, 2019

Dear Defense Counsel,

This notice is provided pursuant to the State's discovery obligation under V.R.Cr.P. 16, *Brady v. Maryland*, 363 U.S. 83 (1963), and *Giglio v. United States*, 405 U.S. 150 (1972).

The Rutland County State's Attorney's Office has received information that Officer Jimmy Platkas from the Rutland City Police Department, in an affidavit of probable cause in *State v. Regimbald*, 545-5-18 RdcR, wrote that the defendant struggled outside of handcuffs, when force was applied by Sgt. Adam Lucia. However, the video from the holding cell appears to show defendant remained in handcuffs. Sgt. Lucia's signature appears on the affidavit of probable cause as the supervisor/notary. To my knowledge, the Department handled this situation as a training issue and neither officer was disciplined.

Kindly contact me directly if you have any questions or concerns about this information. Please note, however, that my office does not employ Officer Platkas or Sgt. Lucia and consequently does not maintain a personnel file on either of them.

The RCSAO is committed to fulfilling our discovery obligations regarding credible allegations of police misconduct. Should you become aware of such misconduct, I ask that you promptly inform me in writing so that my office may take action.

Best Wishes,

A handwritten signature in blue ink, appearing to read "RM Kennedy", written over a horizontal line.

Rosemary M. Kennedy

State's Attorney