

STATE OF INDIANA) IN THE CARROLL CIRCUIT COURT
)ss:
COUNTY OF CARROLL)

CAUSE NO. 08C01-2210-MR-000001

STATE OF INDIANA)
)
vs.)
)
RICHARD M. ALLEN)

VERIFIED PETITION FOR PUBLIC FUNDS

Comes now Attorney, Bradley A. Rozzi, and respectfully requests that this Court authorize the expenditure of public funds to reimburse Attorney, Jennifer Auger, for legal services rendered on behalf of Pauper Defendant, Richard M. Allen. In support of said Petition, Attorney Rozzi swears and affirms as follows:

1. Defendant Allen having been previously determined to be indigent, is currently represented by Public Defenders, Bradley A. Rozzi and Andrew J. Baldwin;
2. A speedy trial is currently scheduled to commence in this matter on May 13, 2024;
3. The volume of discovery and evidence that exist in this case is unprecedented and has been articulated in various defense pleadings previously filed with this Court, of which Defendant Allen incorporates herein by reference;
4. One small, but extremely important part of the prosecution's case and of Richard Allen's defense, is the existence of digital forensic information including, but not limited to, information obtained from the victim, Libby German's cellphone as well as information extracted from a cell tower near the crime scene;
5. Over the past several weeks, and through the vehicle of discovery depositions, the defense has attempted to identify the State's witness and/or witnesses regarding the digital forensic information obtained during the investigation. The process has involved some trial and error but the defense now has reason to believe that the State's witnesses regarding the digital forensic information are agents of the Federal Bureau of Investigation or Task Forces associated therewith;

HILLIS, HILLIS,
ROZZI & DEAN, LLC
ATTORNEYS AT LAW
300 FOURTH ST.
LOGANSPORT, IN 46947
(574) 722-4560
FAX (574) 722-2659

JOHN R. HILLIS
I.D. #7533-09
BRADLEY A. ROZZI
I.D. #23365-09
BRADEN J. DEAN
I.D. #31941-34

6. The defense has attempted to order up the depositions of certain FBI Agents that appear to be part of this investigation. Said discovery attempts have been burdened by the necessity of satisfying the “Tuohy” process which requires the submission of documentation and pre-approval by the FBI in order to simply sit down and take a simple deposition of any particular Agent. There also exists the burden of the passage of time which naturally, has created scenarios where those involved in the investigation are no longer employed at their former location or in their former capacities. All of this is the cause of logistical delays;

7. Attorneys Rozzi and Baldwin have very limited time and therefore, need assistance with this process and the process of vetting the digital forensic evidence involved in this investigation;

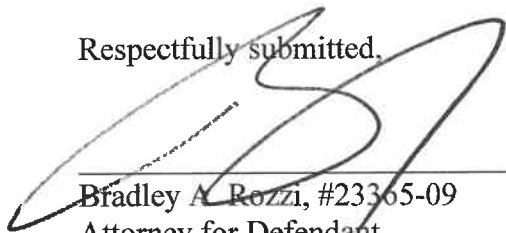
8. Attorney Rozzi and Attorney Baldwin have sought out the services of Attorney, Jennifer Auger, who practices in Franklin, Indiana, near Attorney Baldwin’s office where she would have easy access to the pertinent discovery in this case;

9. Attorney Auger, simultaneously herewith, has entered her Limited Appearance in this cause;

10. Attorneys Rozzi and Baldwin believe that it is in the best interest of Defendant Allen and in the interest of judicial economy that Attorney Auger assist Defendant Allen and Rozzi and Baldwin, by addressing the circumstances surrounding digital forensics in this case and therein, requests that this Court order the Carroll County Auditor to reimburse Attorney Auger for costs associated with her services at the same hourly rate as that which Attorneys Baldwin and Rozzi are currently being compensated. Said reimbursement would be contingent upon the Court’s pre-approval of Attorney Auger’s submitted invoices; and

11. Defendant Allen has been consulted and consents to the entry of Attorney Auger’s limited appearance in this cause, and for the purposes referenced herein.

Respectfully submitted,

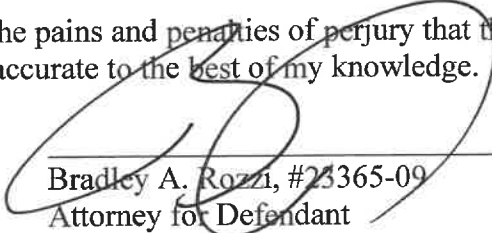


Bradley A. Rozzi, #23365-09
Attorney for Defendant

HILLIS, HILLIS,
ROZZI & DEAN, LLC
ATTORNEYS AT LAW
200 FOURTH ST.
LOGANSPORT, IN 46947
(574) 722-4560
FAX (574) 722-2659

JOHN R. HILLIS
I.D. #7533-09
BRADLEY A. ROZZI
I.D. #23365-09
BRADEN J. DEAN
I.D. #31941-84

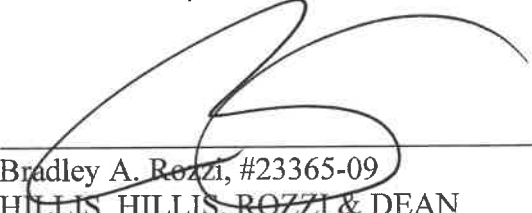
I swear and affirm under the pains and penalties of perjury that the forgoing facts and statements are true and accurate to the best of my knowledge.



Bradley A. Rozzi, #23365-09
Attorney for Defendant
HILLIS, HILLIS, ROZZI & DEAN
200 Fourth Street
Logansport, IN 46947
574-722-4560

CERTIFICATE OF SERVICE

I certify that I have served a copy of this document by the County e-filing system upon the Carroll County Prosecutor's Office, Andrew J. Baldwin and Jennifer Auger the 27th day of March, 2024.



Bradley A. Rozzi, #23365-09
HILLIS, HILLIS, ROZZI & DEAN
200 Fourth Street
Logansport, IN 46947

**HILLIS, HILLIS,
ROZZI & DEAN, LLC**
ATTORNEYS AT LAW
200 FOURTH ST.
LOGANSPORT, IN 46947
(574) 722-4560
FAX (574) 722-2659

JOHN R. HILLIS
I.D. #7533-09
BRADLEY A. ROZZI
I.D. #23365-09
BRADEN J. DEAN
I.D. #31941-34