

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

FILED

SEP 08 2020

Eric Constant Weinstein
CIRCUIT CLERK

PEOPLE OF THE STATE OF ILLINOIS,)
)
Plaintiff,)
)
v.)
)
MARNI YANG,)
)
Defendant,)

No. 09 CF 926

NOTICE OF FILING

TO: ASA Jason Humke
jhumke@lakecountyil.gov

PLEASE TAKE NOTICE that on September 8, 2020, I have caused to be filed with the Clerk of the Circuit Court of Lake County **MOTION FOR COMPLETE 417 DISCLOSURE- THE STATE CONTINUES TO OBFUSCATE AND WITHOLD RELEVANT DATA OF MARNI YANG'S INNOCENCE** in the above-entitled case number.

Attorney for MARNI YANG

PROOF OF SERVICE

The undersigned certifies that I caused to be served the foregoing Notice and stated documents via **EMAIL** to the persons stated above on September 8, 2020.

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**MOTION FOR COMPLETE 417 DISCLOSURE—THE STATE CONTINUES TO
OBFUSCATE AND WITHHOLD RELEVANT DATA OF MARNI YANG’S
INNOCENCE**

NOW COMES the Defendant, MARNI YANG, by her attorney, Jed Stone, and moves this court as follows:

1. On September 3, 2020, the State filed a new discovery disclosure regarding fingerprint and DNA testing on material evidence found at the scene of the Reuter murder.
2. Marni Yang is innocent. This post-conviction litigation is to advance her claims of innocence and obtain the truth and her eventual exoneration.
3. In the face of this effort to seek justice, the state continues to obstruct and frustrate the Defendant’s efforts.
4. Months ago, this court ordered the state to produce VHS video tapes from a North Chicago barber shop in an effort to establish the time Shaun Gayle came and left the shop on the day of Ms. Reuter’s murder.
5. The State has yet to do so even though the VHS tape has been located at the Deerfield police station. The defense is at a loss to explain this delay.

6. While we recognize that the COVID-19 pandemic has made life difficult for most all of us, the Deerfield police station is 25 minutes from Stone & Associates' office. This tape should be produced without further delay.
7. At the crime scene, latent fingerprints were found on the inside doorknob of Ms. Reuter's apartment, feet from where her body was located.
8. Unspent shell casings were also found that contained unidentified male DNA.
9. Ms. YANG has been previously eliminated as the source of either the fingerprint or the DNA.
10. The state made unsupported allegations that the fingerprint belonged to a police investigator, Michael Scarry.
11. They made a further unsupported allegation that the DNA on the shell casings belonged to a police investigator, Peter Stripatis.
12. Both statements are wrong.
13. The science of this case excludes Stripatis as a contributor.
14. The State's newest disclosure demonstrates that no associations with the known inked fingerprints of Scarry can be made.
15. The September 3rd disclosures are a lot of paper for not much data.
16. The State's chosen lab, BODE Technology, generated electronic data. There exist computer files with .hid (DOT HID) extensions that have not been included in the state's partial Rule 417 disclosure.
17. The defense demands to examine the actual profile data rather than the state's summary of it.

18. There is an alarming pattern in this prosecution: Culled facts are produced while exculpatory facts are obscured.
19. In the interest of justice, this pattern of obfuscation must end.
20. Marni Yang is innocent. Only the truth can set her free.

WHEREFORE, MARNI YANG prays that this court order the production of the VHS tapes from the North Chicago barber shop without further delay; Ms. YANG further demands production of the electronic data as set forth herein above, as part of its Rule 417 disclosure.

Respectfully submitted,

Attorney for MARNI YANG

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