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STATE OF VERMONT WINDSOR COUNTY STATE'S ATTORNEY

April 13, 2016

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 Windsor County State's Attorney's Office has received information that, if true, indicates that while offduty outside Windsor County during August 2014 Officer Daniel Silver consumed non-narcotic pills for which he had a prescription, but which did not belong to him and which he had no right to convert to his own use.

We do not believe that this information would be admissible at hearing or trial under the Vermont Rules of Evidence as "bad/other acts," for impeachment purposes, to probe bias, or to otherwise impugn credibility. However, in the interest of fairness and transparency, we are disclosing it to you.

Kindly contact me directly if you have any questions or concerns about this information. Please note, however, that my office does not employ Officer Silver and consequently does not maintain a personnel file on him. Likewise because the August 2014 incident occurred outside Windsor County, we are not the custodians of any investigative documents that may relate to that incident.

My office 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 corrective action.

Best Wishes,

David J. Cahill State's Attorney