

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA)	
)	
Plaintiff)	case no. 10-00162-01/23-CR-W-FJ6
)	
v.)	
)	
NaRicco T. Scott)	
)	
Defendant)	

MOTION TO REQUEST COPIES OF
ALLEGED COMPLAINT AND AFFIDAVIT
OF PROBABLE CAUSE

Defendant request a copy of the complaint and affidavit, there must be an oath or affirmation. A complaint, that specifies key elements of a crime, and committing magistrate must issue a warrant based on the complaint. Complaint is made in a probable cause hearing. Unless or until these threshold requirements are met, there is no federal prosecution.

Therefore the defendant now requesting a copy of the affidavit of probable cause, the fourth amendment requires that probable cause exist in order to make a seizure including a seizure of a person. At 28 U.S.C. 2072 (b) that Federal Rules of Procedure may not deprive anyone of substantive rights.

The constitution requires that the probable cause determination if not made by a magistrate or grand jury in the first instance, i.e., prior to arrest, must be confirmed by a magistrate promptly after arrest in order to justify continued detention or restraints on the defendants liberty. Gerstein v. Pugh. 420 U.S. 103. 95. ct. 854. 43 L.E.D. 2nd 54 (1975).

The defendant request the court to grant this motion of copies of the alleged complaint and affidavit of probable cause, being placed before this clerk of the court of the United States District Court of the Western District of Missouri, on this day of May, 31 2011.

Respectfully Submitted,

NaRicco T. Scott, pro se
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