



**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

STATE OF GEORGIA

INDICTMENT:
23SC189192

vs

**JAMES MARSICANO
SPENCER LIBERTO
FRANCIS CARROLL
ALEXIS PAPALI**
Defendant

NOTICE OF HEARING

The Court hereby gives notice that the following motions have been filed in this matter and shall be heard at the scheduled motions hearing. Any party wishing to be heard or to join in these motions must appear and present argument at the hearing.

Court Date: September 8, 2025 Time: 9:30 Courtroom: 4D- In-Person

Please provide a list of the order of motions you wish to be heard. If there are any motions not included, kindly advise as soon as possible. The list must be submitted no later than the close of business on Friday, August 22, 2025. Thank you for your cooperation.

MARSICANO

- Supplement to Motion for Order to Bates Number or Otherwise Specifically Identify Discovery
- Supplement to Motion to Dismiss Forest-Related Counts of Indictment & Alternative Motion to Exclude All Forest-Related Evidence
- Motion to Dismiss Forest-Related Counts of Indictment, Alternative Motion to Exclude All Forest-Related Evidence
- Motion for Pretrial Order for Prompt Disclosure of Government Witnesses & Exhibit List

- Motion to Suppress All Custodial Statements
- Motion to Suppress Fruits of Unlawful Detention
- Motion to Dismiss Based on Selective Prosecution
- Motion for Order to Prevent Destruction of Discovery
- Motion to Exclude State's Late Discovery, Alternative Motion to Continue Deadlines & Grant Funding for Discovery Expert
- Particularized Motion to Reduce Oral Orders to Writing and Record All Proceedings
- Motion for Virtual Motions Hearings
- Motion for Virtual Administrative Hearings
- Motion to Reserve the Right to File Additional Motions & Amend Filed Motions
- Second Motion to Reserve the Right to File Additional Motions & Amend Filed Motions
- Particularized Motion to Speak with Grand Jurors
- Motion for Order to Bates Number or Otherwise Specifically Identify Discovery (with Supplement)
- Motion for Pretrial Order for Prompt Witness/Exhibit List
- Demand for Constitutional Speedy Trial, Request for Special Permission for Statutory Speedy Trial
- Demand for Speedy Trial
- Particularized General and Special Demurrers to Count One
- Amended Motion to Dismiss Forest-Related Counts, Alternative Motion to Exclude All Forest-Related Evidence
 - Affidavits in Support (x3)
 - Supplement to Motion
 - Motion for Order to Prevent Destruction of Discovery, Notice of Spoliation
 - State's Response and Reply to State's Response
- Motion to Dismiss Based on Selective Prosecution
- Motion to Exclude State's Late Discovery, Alternative Motion to Extend Deadlines & Grant Funding for Discovery Expert
- Second Motion to Exclude State's Late Discovery
 - Particularized Response to Notice of Supplemental Discovery
 - Particularized Notice of Malware
- Third Motion to Exclude State's Late Discovery
- Particularized Motion to Reveal Deal, Consideration, Promises, and Grant of Immunity
- Motion to Suppress Fruits of Unlawful Arrest
- Motion to Suppress Fruits of Unlawful Warrant
- Motion to Suppress All Custodial Statements
- Particularized Motion for Pretrial Evidentiary Hearing Regarding Admissibility of Alleged Co-Conspirator Statements
- Consolidated Motions
- Additional Motions In Limine To Be Filed At The Appropriate Time

LIBERTO

- Demand for Speedy Trial

- General Demurrers
 - Motions for James Hearing
 - Motion to Dismiss Count One of the Indictment and Plea in Bar
 - Motion to Quash Arrest and Suppress Fruits of Unlawful Seizure
 - Motions to Suppress Evidence Obtained from Unconstitutional Search of Phone
 - Motion to Set Trial Date Pursuant to Speedy Trial Demand
 - General and Special Demurrers to Count One of the Indictment
 - General Demurrer (Second) to Count One of the Indictment
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CARROLL

- Motion to Suppress Evidence as Fruit of a Suspicionless Seizure
 - Special Demurrer
 - Special Demurrer: Indictment Does Not Contain Names of Grand Jurors
 - Plea in Bar
 - Demurrers to Count II (Overbreadth, Vagueness, Lack of Specificity)
 - Demurrer to Count III of the Indictment
 - Defendant Carroll's General and Special Demurrer to Count I
 - Motion to Dismiss and Quash Indictment / Plea in Abatement of Indictment for Lack of Prosecutorial Authority
 - General Demurrer for Violation of the First Amendment
 - Demurrer to Count I for Failure to Plead in Accordance with O.C.G.A. § 16-14-2(B)
 - General and Special Demurrers to Count I – Insufficiency
 - Demurrer for Improper Political Rhetoric
 - Special Demurrer to Count I, Paragraph 152
 - Motion to Order Production of Missing 7TB of Discovery
 - Motion to Preclude the Use of the Domestic Terrorism Statute as an “Overt Act” in Furtherance of the Conspiracy
 - General and Special Demurrers to Count One of the Indictment
 - Demurrer to Count I for Failure to Allege a Racketeering Pattern
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PAPALI

- Motion to Suppress
- Motion to Have All Defendants' Demurrers as to Count I Heard Prior to Trial
- Motion to Adopt the General and Special Demurrers to Count One of the Indictment Filed by Co-Defendants
- Motion for Access to State Funds to Hire an Expert in Discovery Management
- Motion Reserving the Right to File Additional Motions
- Motion to Appear Virtually for Bond Modification Hearing

SO ORDERED this Thursday, August 21, 2025

A handwritten signature in blue ink, appearing to read 'K. Farmer', is positioned above a horizontal line.

JUDGE KEVIN M. FARMER
SUPERIOR COURT OF FULTON COUNTY
ATLANTA JUDICIAL CIRCUIT