

VIRGINIA:

IN THE CIRCUIT COURT OF PULASKI COUNTY

DCSE,)	
Plaintiff)	
)	
v.)	CL 07-114-00
)	
WESLEY C. SMITH,)	
Defendant)	

#3 - MOTION TO RECORD ALL HEARINGS

A pdf copy of this motion is available at: <http://www.liamsdad.org/court/withhold>

COMES NOW the Defendant, Wesley C. Smith, and makes this Motion to be allowed to tape record all hearings in this matter. In support the Defendant states as follows:

1. The Defendant is without an attorney (or funds to hire one) and thus must handle the case himself.
2. The Defendant cannot afford to hire a court reporter so will need to submit a Statement Of Facts for use in an appeal. The Defendant has ADD that will make it impossible for him to submit a complete Statement Of Facts based on memory.
3. A tape recording of all hearings will assist the Defendant in making a correct Statement Of Facts.
4. Federal laws require the court to make "reasonable accommodations" for people with disabilities.
5. Courts generally allow Attorney's to record hearings. As the Defendant is acting as his own attorney the court must provide him with the same ability or violate the Equal Protection Clause.

WHEREFORE the Defendant requests the Court to allow him to record all hearings in this case.

**Respectfully Submitted,
Wesley C. Smith**

Wesley C. Smith, Defendant
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing motion was served to DCSE, this 4th day of May 2007.

Wesley C. Smith