

IN THE CIRCUIT COURT OF BAXTER COUNTY, ARKANSAS
3rd Division

STATE OF ARKANSAS
Plaintiff

v.

Case No. 03CR-24-356

JACLYN BARNETT
Defendant

**DEFENDANT'S RESPONSE TO PLAINTIFF'S MOTION TO COMPEL DISCOVERY
UNDER RULE 18, WITNESS & EXHIBIT LIST**

Comes now the above-named Defendant, by and through attorney, James E. Hensley, Jr., and for his Response to Plaintiff's *Motion to Compel Discovery Under Rule 18, Witness & Exhibit List*, primary defenses are stated, relevant evidence is mentioned, witness list and subjects of discussions are provided, and notice to the Prosecutor of the intent of the Defense to call into question the Prosecutor's conduct pursuant to the Arkansas Rules of Professional Conduct, Rule 3.7::

1. **Primary defenses:**

False Allegation – the behavior of the Defendants as charged by the Prosecutor are not a violation of Arkansas law.

Questionable Credibility – honesty and truthfulness of the alleged victim is in question.

The Arkansas Department of Human Services reportedly denies the Prosecutor access to internal files in this matter. No notice or provision has been delivered to the Defense.

Upon information and belief, the child has a biological brain disorder which causes unsociable behavior. The Defendants have cared for the child for decades. No governmental agency has any founded claims against the Defendants.

2. Witnesses and other Evidence:

a. Police Officers and other State Actors associated with this case. The Defendant reserves the right to cross-examine any witness subpoenaed or called by the State of Arkansas regarding issues surrounding the events that allegedly occurred during the time the State of Arkansas claims and each witness should be subpoenaed on behalf of the Defendant.

b. Other Witnesses. Each witness will testify as to the behavior of the alleged victim and his teachers, friends, and family including the reasons for such allegations – the alleged victim having a brain defect which causes him to struggle with relationships of his family, school, medical providers, and the public.

c. Anticipated duration of testimony will be approximately four hours for all witnesses.

d. The Defendant reserves the right to have all Exhibits used by the State of Arkansas before any hearing and will use such exhibits according to the law. Specifically, the State has yet to provided all communications, information, contact information, and documents from Arkansas agencies including the Arkansas Department of Human Services, Police Departments, Teachers, Medical professionals who have treated the child,

e. Witness list of the Prosecutor should be updated by the Prosecutor.

f. A witness list along with expected testimony is attached including the moves to other housing by the Defendants. A list of the child's behavior along with the Defendant's response to the behavior.

g. The defense has not been provided with the following and again makes such request:

i. Teachers and their contact information and CV for and expected testimony.

ii. Medical professionals, their contact information, and their CV who have treated the child, copies of medical records, treatment protocol, medicines used on the child, full medical workup on the treatment and prognosis of the child.

iii. Arkansas Department of Human Services personnel, their contact information, and all documentation of each claim against the Defendants for the last 12 years including the reason for 100% "Unsubstantiated" findings by the Arkansas Department of Human Services.

iv. **The Defense notifies the Baxter County Prosecutor** and his office that the Defense intends on using all private information written, oral, or recording from the Baxter County Prosecutor's office and the Baxter County Prosecutor himself regarding any private or public meeting, interview, or other intervention against any governmental agency or personnel, and provide the contact information of each party.

Respectfully Submitted,



/s/ James E. Hensley, Jr. 99069
HENSLEY LAW FIRM, P.A.
P. O. Box 11127
Conway, Arkansas 72034
501.327.4900 Fax 501.400.7920
Attorney for Defendants
jim@jimhensley.com

CERTIFICATE OF SERVICE

I, James E. Hensley, Jr., certify that the foregoing pleading has been served upon the Plaintiff on this 27th day of October 2025 via electronic filing.

29
David Etheredge
Baxter County Prosecutor, 14th District
301 East 6th Street
Mountain Home, AR 72653
(870)425-2595 Fax (870)425-2596
dethredge@14thpa.com

Kerry D. Chism
Baxter County Deputy Prosecutor, 14th District
301 East 6th Street, Suite 170
Mountain Home, AR 72653
(870)425-2595 Fax (870)425-2596



/s/ James E. Hensley, Jr.