

STATE OF NEW HAMPSHIRE

 COPY

CHESHIRE, SS.
DOCKET NUMBER: 11-CR-216

SUPERIOR COURT
FEBRUARY TERM, 2012

STATE OF NEW HAMPSHIRE

v.

JASON TALLEY

OBJECTION TO DEFENDANT'S "MOTION TO CHANGE VENUE"

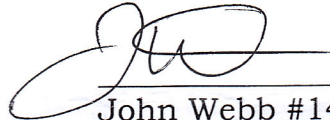
NOW COMES the State of New Hampshire, by and through the Office of the Cheshire County Attorney, and OBJECTS to the Defendant's Motion to Change Venue. In support of its objection the State offers the following:

1. The defendant is charged with Contempt, Disorderly Conduct, and Resisting Arrest or Detention. Trial is scheduled for April, 2012.
2. The defendant seeks a change of venue.
3. The State objects.
4. In order to obtain a change of venue, the defendant must show "that he could not obtain a fair and impartial trial" in Cheshire County. See State v. Jenot, 158 N.H. 181, 184 (2008); see also In re State (State v. Johanson), 156 N.H. 148 (2007); State v. Sullivan, 121 N.H. 301, 303 (1981).
5. The State argues that the defendant has not offered any reason to support a finding that he cannot obtain a fair and impartial trial in this county. Consequently, the State objects to the defendant's request.

WHEREFORE, the State respectfully requests that this Court:

- a) Deny the defendant's motion without a hearing; or
- b) Hold a hearing on the matter, but only if deemed necessary;
and
- c) Grant such other and further relief as this Court deems equitable and just.

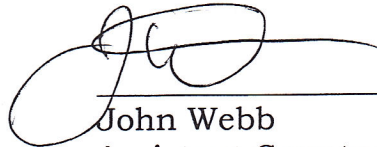
Respectfully Submitted,
STATE OF NEW HAMPSHIRE



John Webb #14620
Assistant County Attorney

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing objection will be forwarded on or about this 23rd day of February, 2012, to Bradley Jardis, acting as counsel for the defendant. 24th



John Webb
Assistant County Attorney
12 Court Street
Keene, NH 03431