

STATE OF NEW HAMPSHIRE

CHESHIRE, SS

SUPERIOR COURT

Case No. 213-2011-CR-00216

*State v.  
Jason Talley*

**RESPONSE TO THE STATE'S OBJECTION TO THE DEFENSE'S MOTION TO  
RECONSIDER ORDER ON SUBPOENAS**

Jason Talley responds to the State's "Objection To The Defense's Motion To Reconsider Order On Subpoenas" filed on 04/02/12 as follows:

1. In the State's own "Objection To Motion To Reconsider Order On Subpoenas" the State argues in #2 that *"A motion for reconsideration . . . shall state, with particular clarity, points of law or fact that the Court has overlooked or misapprehended . . . ."* Super. Ct. R. 59-A. *The Defendant's Motion to Reconsider fails to state material points of law or fact that the Court has overlooked or misapprehended."*

2. Mr. Talley intentionally left his "Motion To Reconsider" devoid of new factual information in hopes that the State, through either of its agents, would respond voluntarily with their position on his Part I, Article 10 argument. This arguments, of course, is intended to apply to the issue of requiring the criminal deposition and subpoenaing of judges when the appearance that those judges were responsible for depriving a criminal defendant of their constitutional rights to provide cover for a judge who had clearly broken the law.

3. The State, through either of its agents, has failed to offer the Court any guidance with

regard to its position on Part I, Article 10 of the New Hampshire Constitution.

4. Mr. Talley believes that the State's own assertion of Superior Court Rule 59-A, which clearly is intended to ensure a fair trial, requires the State to respond to his legal arguments so that the Court will not rule without fully being briefed on this issue.

**Prayer for Relief**

WHEREFORE, Jason Talley, requests this Honorable Court to order the following relief:

- A. Order the State, through its agent's Associate Attorney General Richard Head and Assistant County Attorney John Webb, to brief the court on its position with regard to Jason Talley's legal assertions under Part I, Article 10 of the New Hampshire Constitution so that the Court may consider the issue fairly, and
- B. Schedule a hearing on this matter; and
- C. Grant any other relief this Honorable Court deems just and proper.

Respectfully submitted,  
Jason Talley

**04/05/12**

By  
Bradley Jardis  
42 Main Street #27  
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I hereby certify that on the above date, a copy of this motion was hand delivered to Assistant Cheshire County Attorney John Webb and mailed to Associate Attorney General Richard Head.

Bradley Jardis