

Case Number: 449-16-1836

Charge ID: 1257234C

The State of New Hampshire
COMPLAINT

☐ VIOLATION	MISDEMEANOR		FELONY		
	☐ CLASS A	☒ CLASS B	☐ CLASS A	☐ CLASS B	☐ UNCLASSIFIED

You are to appear at the: **8th Circuit - Keene Court,**
address: **33 WINTER ST , Keene, NH**
in: **Cheshire County**
at: **8:30 AM**
on: **08/04/2016**

Under penalty of law to answer to a complaint charging you with the following offense:

THE UNDERSIGNED COMPLAINS THAT: PLEASE PRINT

Last Name		First Name		Middle Initial	
ABBOTT		MICHAEL		D	
Address		City		State	Zip
6 RILEY RD		HINSDALE		NH	03451
Sex	Race	Height	Weight	Eye Color	Hair Color
M	W	5 1 1	1 9 4	BROWN	BLACK
DOB		License #:		OP License State	
07/29/48		07ATM48291		NH	
☐ COMM. VEH.		☐ COMM. DR. LIC.		☐ HAZ. MAT.	☐ 16+PASSENGER

AT: ROUTE 9, KEENE NH

On 07/23/2016 at 12:55 PM in the above county and state, did commit the offense of:

RSA Name: **DRIVING WHILE INTOXICATED**

Contrary to RSA: **265-A:2**

Inchoate:

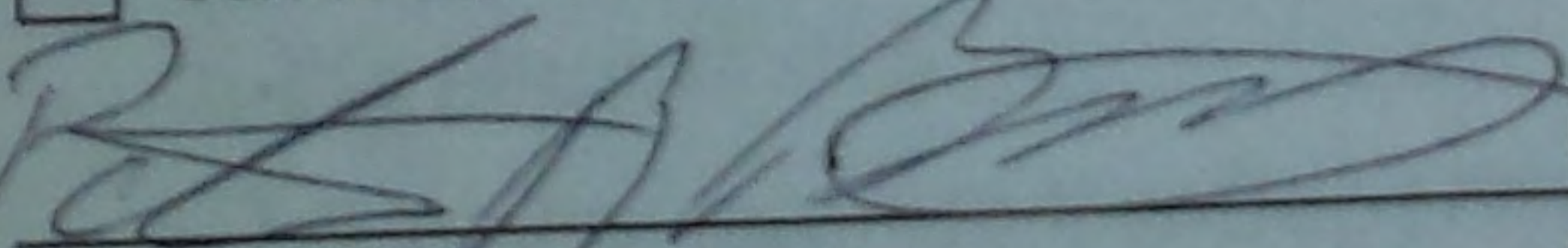
(Sentence Enhancer):

And the laws of New Hampshire for which the defendant should be held to answer, in that the defendant did:

drive a motor vehicle, to wit a 2014 Subaru Legacy, upon a way, to wit Route 9, while under the influence of intoxicating liquor,

against the peace and dignity of the State.

☐ SERVED IN HAND


Complainant Signature

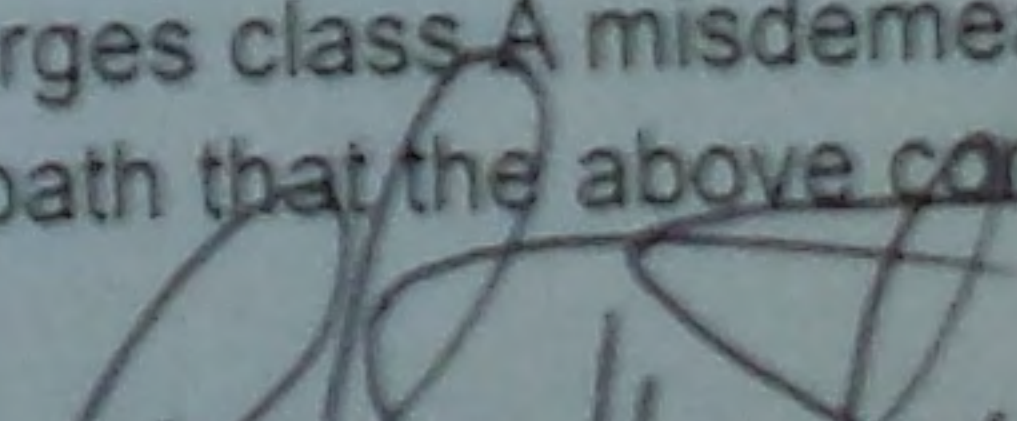
Police Officer Peter R Bowers
Complainant Printed Name

Keene PD
Complainant Dept.

Making a false statement on this complaint may result in criminal prosecution.

Oath below not required for police officers unless complaint charges class A misdemeanor or felony (RSA 592-A:7.I).
Personally appeared the above named complainant and made oath that the above complaint by him/her subscribed is, in his/her belief, true.

7-29-16
Date


Justice of the Peace

★ CHRISTOPHER T. MILTON
★ JUSTICE OF THE PEACE - NEW HAMPSHIRE ★
My Commission Expires June 4, 2019

Case Number:

449-2016-CR-1836

Charge ID:

1254537C

The State of New Hampshire
COMPLAINT

☐ VIOLATION	☒ MISDEMEANOR CLASS A ☐ CLASS B	☐ FELONY CLASS A ☐ CLASS B ☐ UNCLASSIFIED
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You are to appear at the: **8th Circuit - Keene Court,**
address: **33 WINTER ST , Keene, NH**
in: **Cheshire County**
at: **8:30 AM**
on: **08/04/2016**

Under penalty of law to answer to a complaint charging you with the following offense:

THE UNDERSIGNED COMPLAINS THAT: PLEASE PRINT
ABBOTT MICHAEL D

Last Name	First Name	Middle Initial
6 RILEY RD	HINSDALE	NH
Address	City	State
M W 5 1 1	1 9 4	BROWN
Sex	Race	Height
07/29/48	07ATM48291	Weight
DOB	License #:	Eye Color
☐ COMM. VEH.	☐ COMM. DR. LIC.	NH
		OP License State
		☐ HAZ. MAT. ☐ 16+PASSENGER

AT: ROUTE 9, KEENE NH

On 07/23/2016 at 12:55 PM in the above county and state, did commit the offense of:

RSA Name: AGGRAVATED DRIVING WHILE INTOXICATED

Contrary to RSA: 265-A:3

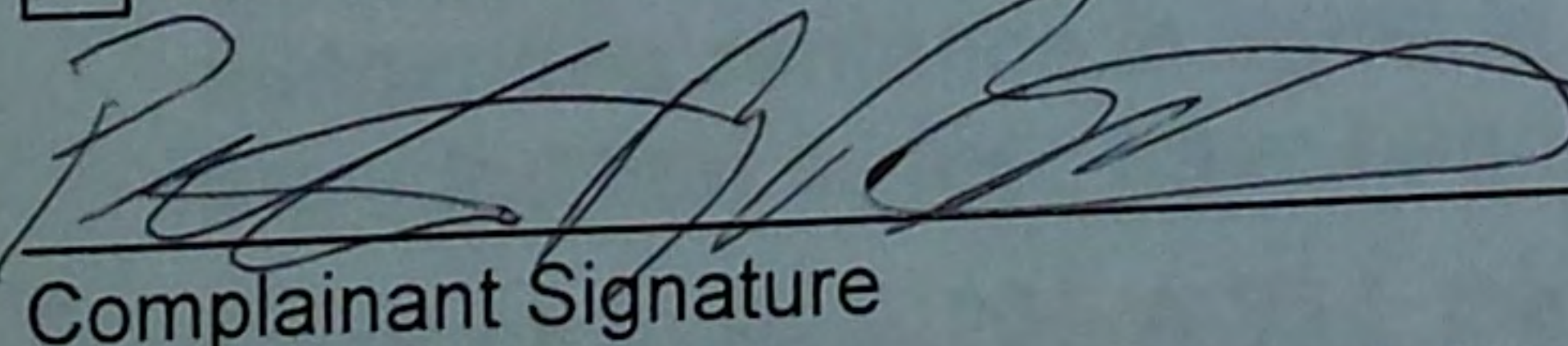
Inchoate:

(Sentence Enhancer):

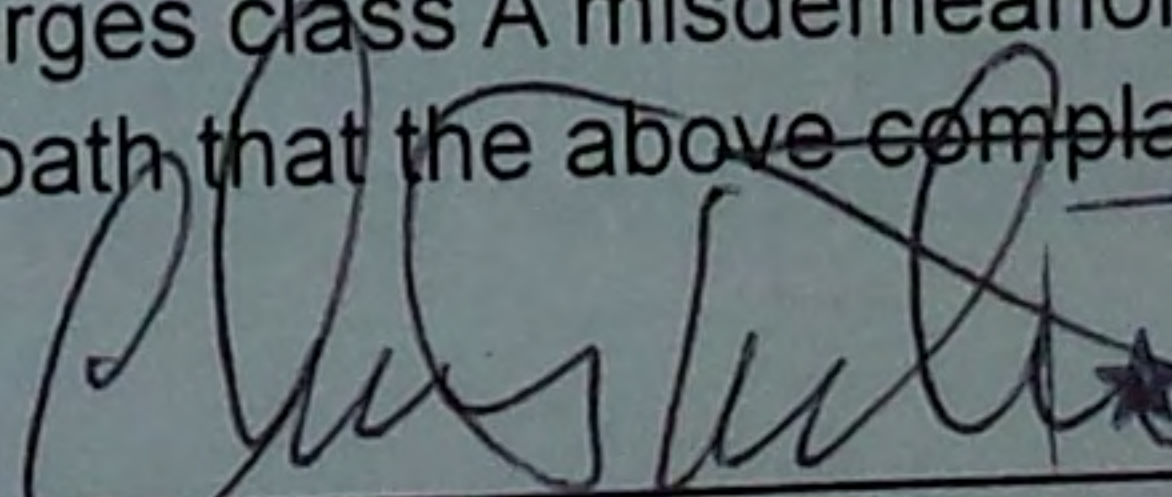
And the laws of New Hampshire for which the defendant should be held to answer, in that the defendant did:

drive a motor vehicle, to wit a 2014 Subaru Legacy, upon a way, to wit Route 9,
while having an alcohol concentration of .16 or more,

against the peace and dignity of the State.

☐ SERVED IN HAND
Complainant SignaturePolice Officer Peter R Bowers
Complainant Printed NameKeene PD
Complainant Dept.**Making a false statement on this complaint may result in criminal prosecution.**

Oath below not required for police officers unless complaint charges class A misdemeanor or felony (RSA 592-A:7.I).
Personally appeared the above named complainant and made oath that the above complaint by him/her subscribed is, in
his/her belief, true.

07-25-16
Date
Justice of the Peace
CHRISTOPHER T. MILTON
JUSTICE OF THE PEACE - NEW HAMPSHIRE
My Commission Expires June 4, 2019

NHJB-2962-D (05/20/2015)

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

Court Name: 8th Circuit – District Division – Keene

Case Name: State of New Hampshire VS Michael Abbott

Case Number: 449-16-CR-1836
(if known)

NOTICE OF INTENT TO SEEK
CLASS A MISDEMEANOR PENALTIES

Notice is hereby given that the State, pursuant to RSA 625:9, IV(c)(2), intends to seek class A misdemeanor penalties against the above named Defendant upon conviction of the offense(s) listed below:

Aggravated Driving While Intoxicated.

Penalties requiring the charging offense to be classified as a class A misdemeanor include any of the following:

1. Imprisonment for any period, whether imposed, suspended or deferred;
2. A fine higher than \$1200 for any single offense;
3. Probation; and,
4. Home confinement for any period;

2016 AUG - 3 A 8:40
NH CIRCUIT COURT

8/3/16

Date

Eleanor MONTAN

For the State #20603

I hereby certify that a copy of the within Notice of Intent to Seek Class A Misdemeanor Penalties has been, or will be, provided to the Defendant/Counsel for the Defendant at or before the defendant's arraignment.

8/3/16

Date

Eleanor MONTAN

For the State

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
NH CIRCUIT COURT**

8th Circuit - District Division - Keene
33 Winter Street, Suite 1
Keene NH 03431-0364

Telephone: 1-855-212-
TTY/TDD Relay: (800) 735-
<http://www.courts.state.nh.gov>

NOTICE OF HEARING

FILE COPY

Case Name: **State v. Michael D Abbott**
Case Number: **449-2016-CR-01836**

The above referenced case(s) has/have been scheduled for:
Trial

<u>Charge ID</u>	<u>Statute</u>	<u>Description</u>
1254537C	265-A:3	DUI Aggrvtd

Date: November 22, 2016 **Courtroom 1-8th Circuit-District Division-Keene**
Time: 10:00 AM **33 Winter Street**
 Keene, NH 03431

If you are unable to appear at this scheduled hearing, you must request a continuance from the Court in writing at least 10 days in advance of the hearing date. You must also send a copy of the request to the opposing party, unless restricted from doing so. Motions to continue filed fewer than 10 days in advance of hearing only be granted if the Court finds that an emergency or exceptional circumstance exists. You must appear at the scheduled date unless you receive notification from the Court that a request to continue the hearing has been granted. **FAILURE TO APPEAR OR PROPERLY OBTAIN A CONTINUANCE FROM THE COURT MAY RESULT IN AN ORDER FOR YOUR ARREST.**

When a person pleads guilty/nolo or is convicted after trial, the court expects all fines imposed to be paid in full on the date of the hearing. Multiple cases are scheduled at this time. Please notify the court 15 days prior to the hearing date above if the hearing is expected to last longer than 30 minutes.

NOTICE OF APPELLATE RIGHTS

A person convicted of a violation level offense or a class B misdemeanor has the right to appeal the decision of the District Division by filing an appeal with the New Hampshire Supreme Court. This appeal is only on questions of law which means that the Supreme Court will not consider questions of fact already decided by the District Division. With limited exceptions, the person convicted has 30 days from the date of sentencing to file an appeal with the Supreme Court.

A person convicted of a class A misdemeanor has the right to appeal the decision of the District Division to the Superior Court and to have a trial by jury. The person convicted must notify the District Division of the intent to appeal within 72 hours of sentencing.

If you will need an interpreter or other accommodations for this hearing, please contact the court immediately. Please be advised (and/or advise clients, witnesses, and others) that it is a Class B felony to carry a firearm or other deadly weapon as defined in RSA 625.11, V in a courtroom or area used by a court.

July 29, 2016

Larry S. Kane
Clerk of Court

C: Keene Police Department; Richard C. Guerriero, Jr, ESQ

Court Name: 8th Circuit - District Division - Keene
Case Name: State of NH v. Michael Abbott
Case Number: _____
(known)

2016 JUL 26 AM 8:10
NH CIRCUIT COURT

BOND IN CRIMINAL CASE

Offense(s) Charged: Agg DWI

Agency Case Number: _____
Police Dept. Keene
Date of Offense 7-23-16
Amount \$ _____

CASH BAIL / CORPORATE SURETY BAIL BOND to secure defendant's compliance with the Conditions of Bail written below.

* * *

PERSONAL RECOGNIZANCE The defendant agrees s/he is indebted to the State of New Hampshire in the amount of \$ 2500.00 Personal Recognizance Bail to secure defendant's compliance with the Conditions of Bail written below.

CONDITIONS OF BAIL

Defendant shall appear in this court to answer this charge at 8:30 ☒ AM ☐ PM
August 4 2016

Defendant shall appear in any New Hampshire Court to answer this charge when notified to do so to the court.

Defendant immediately shall notify any New Hampshire Court in which this case is pending of change of address.

Defendant shall keep the peace and be of good behavior.

See Orders & Conditions

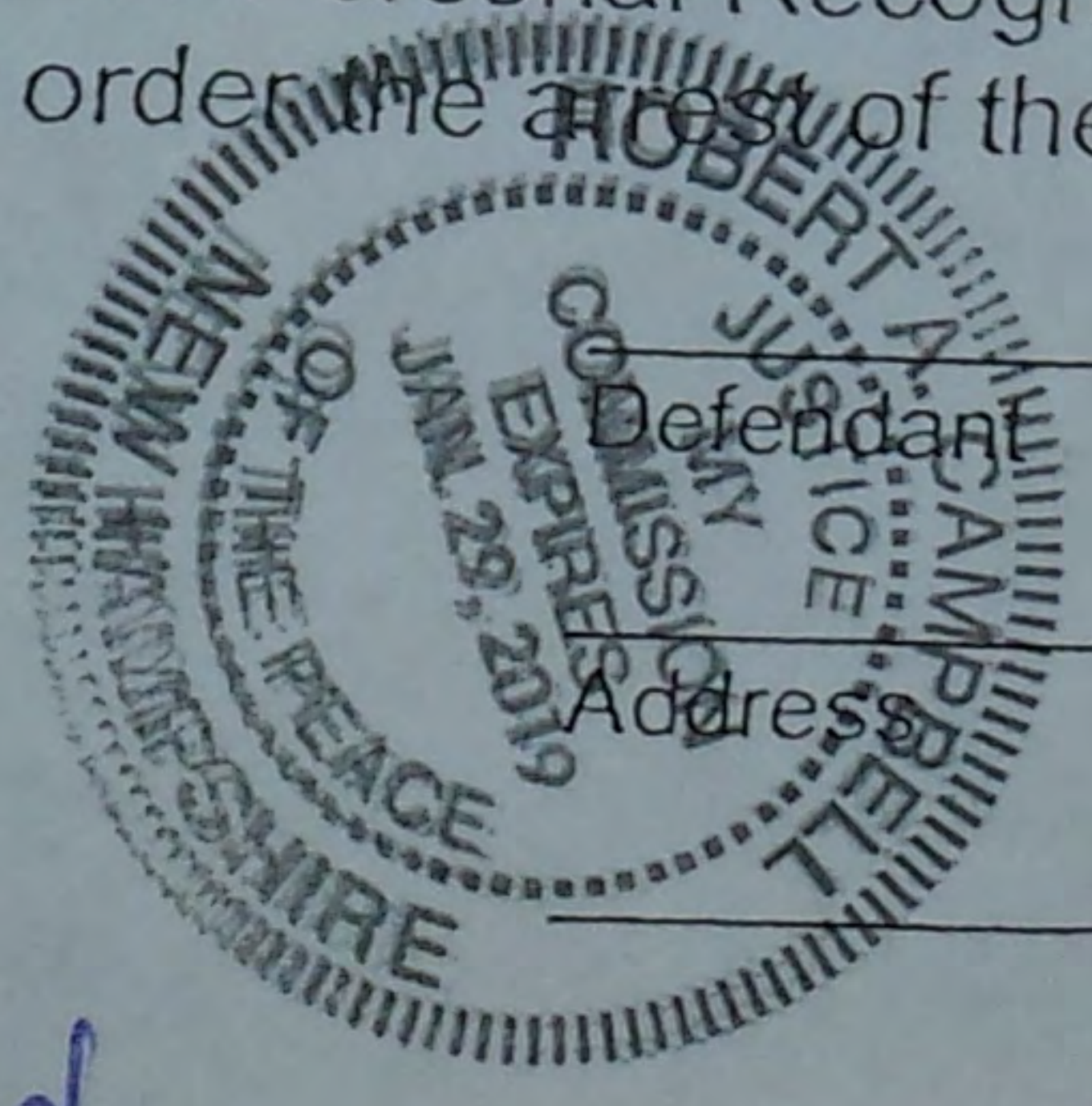
If defendant complies with the Conditions of Bail, this obligation shall be null and void on final disposition of this charge.

If defendant does not comply with any condition(s) Cash Bail shall be forfeited to the State and a warrant may be issued against the defendant for Personal Recognizance and against the corporate surety. In addition, the court may order the arrest of the defendant.

7-23-16

14450

Robert D. Campbell
Clerk of Court



Michael D Abbott
Michael D Abbott

PO Box 174
Hinsdale, NH 03451

Corporate Surety or Surety

Address

Fee

910.00
Paid 08/01/16
pay at court

Court Name: _____
Case Name: _____
Case Number: _____
(if known)

BAIL PRE-RELEASE QUESTIONNAIRE

RESIDENCE AND FAMILY

Name: Michael D Abbott
Address: 6 Riely Road Hinsdale, NH 03451
Telephone: (603) 336-7910 Date of Birth: 7/29/48 Age: 67
Time lived there: 29 years Do you own or rent your home? ☐ rent ☒ own
List name(s) and relationship of person(s) living with you:
a. Sharon Abbott c. _____
b. _____ d. _____
Length of residence in New Hampshire: 45 years

If an out-of-state resident, list all property owned in New Hampshire:

EMPLOYMENT/CURRENT SCHOOL

Employer: Retired Address: _____
Check: ☐ Full Time ☐ Part Time ☐ Seasonal
How long have you worked at your present job? _____
Who was your previous employer? _____ How long were you employed? _____
Are you attending school? ☐ Yes ☐ No If "Yes", where? _____
How many courses are you taking? _____

PENDING CHARGES

What offense(s) are you charged with committing?

DWI

PREVIOUS CRIMINAL RECORD

Have you ever been convicted of a criminal offense? ☐ Yes ☒ No
If "Yes" list any such offense(s)

Are you currently released on bail on any other charges? (specify) no

I, the undersigned, swear that the information which I have provided above is true, to the best of my knowledge.

Commissioner's initials ()

Date

Signature of Defendant

BAIL SET AT _____

☐ Defendant refused to comply with the conditions.