



Court Proceedings
September 9, 2022

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1 When the Commonwealth suggests there's no
2 appellate case law about dismissal, well, a dismissal
3 would be appealed. So there would be no appellate
4 case law to suggest that that's the appropriate
5 remedy.

6 And so, Your Honor, I think that there's
7 just way too many problems here that the Commonwealth
8 has done in this case, and my client has been locked
9 up for 14 months, and he has every right to be
10 prepared for his case, and we're set for trial on
11 Monday at this point, and so I would ask that the case
12 be dismissed.

13 THE COURT: All right. Thank you.

14 All right. It's very concerning to the
15 Court -- and unfortunately, this is not the first time
16 I've had this motion in the past few months. So I'm
17 just -- it's very frustrating to the Court.

18 The Commonwealth has responsibilities. They
19 have burdens. You can't shift burdens to detectives.
20 You can't shift burdens to the defense. The
21 Commonwealth has the burden to handle the discovery,
22 handle their case, handle the evidence, make sure all