

THE STATE OF NEW HAMPSHIRE

STRAFFORD, SS.

SUPERIOR COURT  
219-2016-CR-00015

STATE OF NEW HAMPSHIRE

v.

JOHN MADORE

STATE'S MOTION TO REVOKE BAIL

NOW COMES the State of New Hampshire, by and through the Office of the Strafford County Attorney, and respectfully moves this Honorable Court to grant the State's motion to revoke bail in the above-captioned matter, and says in support thereof:

1. The defendant is charged with Reckless Conduct, Second Degree Assault, and Simple Assault for conduct occurring on January 6, 2016 in Strafford, New Hampshire.
2. On January 11, 2016, the defendant's bail was set at \$5,000 cash only to convert to personal recognizance upon acceptance by Strafford County Community Corrections ("Community Corrections") following a mental health referral, among other standard bail conditions.
3. On March 2, 2016, the State requested a warrant for violating conditions of the defendant's bail supervision, which stated the defendant was released from the New Hampshire State Hospital and no longer living at this approved residence and his whereabouts were unknown.
4. The Court issued a warrant on March 3, 2016, and the defendant was ordered to be held without bail or bond. On April 4, 2016, the Court denied the defendant's motion to reinstate bail conditions.
5. The State asserts the defendant has breached his conditions of release and poses a danger to himself or the community and requests the Court revoke his bail.
6. On May 17, 2016, Strafford Police Department was dispatched to 526 First Crown Point Road in Strafford, New Hampshire for a male cutting and trying to hang himself. The officers arrived and learned the male involved was John Madore, the defendant. The officers spoke with the defendant's mother, who indicated the defendant ran out the door of the house when he learned the police ambulance was coming.
7. The officers attempted to locate the defendant in the woods with no success. A be on the lookout ("BOLO") was put out for the defendant and the Department of Fish and Game was notified.

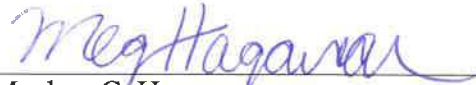
8. On May 19, 2016, Strafford Police Department was dispatched to the same address for the defendant being out of control. When they arrived, the officers learned the defendant's mother was at the fire department. Officers began searching for the defendant outside and inside the residence with no success.
9. The officers then searched the wood line and located the defendant. The defendant had a rope around his neck from the previous night. The defendant complained that his feet hurt from being barefoot and hiding from the police in the woods all night. The officers took the defendant into custody and transported him to the Rochester Hospital for an involuntary emergency admission.
10. Pursuant to R.S.A. 597:7-a, the Court shall enter an order of revocation and detention if, after a hearing, the court finds there is clear and convincing evidence that the person has violated any other condition of release; and finds there is no condition or combination of conditions of release that will assure that the person will not flee or that the person will not pose a danger to the safety of himself or any other person of the community or the person is unlikely to abide by any condition or combination of conditions of release. N.H. R.S.A. 597:7-a.
11. In this case, the Court should find that the requirements for revocation set forth in RSA 597:7-a have been met. There is clear and convincing evidence to believe that the defendant has violated a condition of his release. The defendant failed to comply with bail supervision on the Strafford County Community Corrections Program to the point that his whereabouts were unknown. Additionally, the defendant's recent conduct shows he is a danger to himself or the community. This defendant's failure to abide by this condition of his release coupled with the danger her poses to himself and the community supports a finding that he will not be able to abide by any condition or combination of conditions of release.
12. Accordingly, the defendant's bail should be revoke on his pending charges and the defendant should be held without bail.

WHEREFORE, the State respectfully requests that this Honorable Court:

- A. Grant the State's Motion to Revoke Bail; and
- B. Grant such further and other relief as justice may demand.

Respectfully submitted,  
THE STATE OF NEW HAMPSHIRE

05/24/2016



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CERTIFICATION OF SERVICE

I hereby certify that a copy of the foregoing State's Pleading has on this date been forwarded to Attorney Evan F. Nappen, counsel for the defendant, at 280 Pleasant Street, Concord, NH 03301.



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Meghan C. Hagaman  
Assistant County Attorney