

STATE OF NEW HAMPSHIRE

Coös, SS.

Superior Court

State of New Hampshire

v.

Volodymyr Zhukovskyy

Superior Court Case: 214-2019-CR-78

Charge ID: 1636626C, 1636627C, 1636628C, 1636629C, 1636630C, 1636631C, 1636632C, 1680454C, 1680455C, 1680456C, 1680457C, 1680458C, 1680459C, 1680460C, 16804864C, 1680485C, 1680486C, 1680487C, 1680488C, 1680489C, 1680490C, 1680491C, 1680492C

STATE'S MOTION FOR AN AMENDED SCHEDULING ORDER

NOW COMES the State of New Hampshire, by and through its attorneys, the Office of the Coös County Attorney, and the Office of the Attorney General, and states as follows:

1. The Court has scheduled this matter for final pre-trial on November 9, 2021, for jury selection to begin on November 16, and allotted 17 days for jury trial to commence on November 29, 2021.
2. Accordingly, the State proposes the following adjustments to the January 7, 2020, scheduling order, amended by the October 14, 2020, scheduling order, and moves the Honorable Court to approve the deadlines listed below:

- | | |
|--|-------------------------------|
| a. Jury selection (Beginning): | November 16, 2021 |
| b. Jury trial | November 29, 2021 |
| c. Plea deadline: | September 1, 2021 |
| d. Deadline for both sides to depose expert/lay witnesses: | September 24, 2021 |
| e. Deadline for defense reciprocal discovery: | October 8, 2021 |
| f. Deadline for pretrial motions, including motions <i>in limine</i> : | October 22, 2021 ¹ |
| g. Deadline for anticipated State trial witness list: | October 22, 2021 |
| h. Deadline for anticipated Defense trial witness list: | October 29, 2021 |

¹ Parties to provide witness lists 7 days before any scheduled evidentiary hearing on such motions.

- i. Proposed jury instructions: November 1, 2021
- j. Deadline for proposed special *voir dire* questions: November 5, 2021
3. The deadlines that were established in the Court's prior scheduling order that do not conflict with the amended deadlines set forth above will remain in full force and effect.
4. The State proposed this scheduling order to defense counsel on July 16, 2021. As of today, defense counsel has still not provided the State with its position on this motion.²

WHEREFORE, the State requests that this Honorable Court:

- A. GRANT the State's Motion; or
- B. HOLD a hearing on the matter; and
- C. GRANT any other relief deemed proper and just.

August 10, 2021

Respectfully Submitted,
STATE OF NEW HAMPSHIRE

/s/ John G. McCormick

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² Of note, in the version proposed to defense, the deadline for expert depositions was September 17 and the deadline for motions *in limine* was October 13.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has this day been forwarded to Jay Q. Duguay, Esq., and Sheldon S. Mirkin, Esq., of the New Hampshire Public Defender, as counsel for the Defendant by electronic filing per the Supplemental Rules of the Superior Court of New Hampshire for Electronic Filing, Rule 13(a).

August 10, 2021

Respectfully Submitted,
STATE OF NEW HAMPSHIRE

/s/ John G. McCormick

John G. McCormick, Esq
Office of the Coös County Attorney