

THE STATE OF NEW HAMPSHIRE  
SUPERIOR COURT

MERRIMACK, SS.

NOVEMBER 2024

THE STATE OF NEW HAMPSHIRE

v.

ANNA BARBARA HANTZ MARCONI

217-2024-CR-01167

**STATE'S MOTION TO EXTEND DEADLINE TO OBJECT TO DEFENDANT'S  
MOTION TO DISMISS INDICTMENTS-JUDICIAL IMMUNITY AND FIRST  
AMENDMENT**

NOW COMES the State of New Hampshire, by and through its attorneys, the Office of the Attorney General, and respectfully requests additional time to respond to Defendant's Motion to Dismiss Indictments (Index #14). In support of this motion the State asserts the following:

1. On October 31, 2024, the Defendant filed a Motion to Disqualify the New Hampshire Attorney General's Office and Motion to Dismiss All Indictments. See (Index #13). On November 8, 2024, the Defendant filed an additional Motion to Dismiss Indictments based on separate grounds. See (Index #14). On November 11, 2024, the State filed State's Objection to Motion to Disqualify and Motion to Dismiss, only addressing the issues raised in the Defendant's first motion. See (Index #15).

2. In the Defendant's Motion to Dismiss Indictments, she raised new unrelated issues not addressed in the Motion to Disqualify the New Hampshire Attorney General's Office and Motion to Dismiss All Indictments. Additionally, the defense plead "until the

disqualification issue is resolved, the State should not be required to respond to this motion.”  
Motion to Dismiss, at 2 (Index #14).

3. Pursuant to N.H. Rule of Criminal Procedure 35(i)(1), a party typically has ten (10) days to file an objection to a motion.

4. The State agrees that it should not be required to file an objection to the Motion to Dismiss Indictments within the normal objection deadlines until the disqualification issue is ruled on by the Court. Further, due to the size of the two pleadings and the separate issues raised therein, the State needs to additional time to adequately respond to the Defendant’s Motion to Dismiss Indictments.

5. Based on the foregoing, the State is requesting that the deadline to file an objection to the Defendant’s Motion to Dismiss Indictments be moved to 15 days from the receipt of the court’s notice of decision on the Defendant’s Motion to Disqualify the New Hampshire Attorney General’s Office and Motion to Dismiss All Indictments.

6. The State has spoken to Attorney Richard Guerriero, counsel for the Defendant, and he assents to the requested relief.

WHEREFORE, the State of New Hampshire respectfully requests that this Honorable Court:

- (A) Grant the State’s Motion to Extend Deadline to Object; and
- (B) Grant such further relief as may be deemed just and proper.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE

By its attorneys,

JOHN M. FORMELLA  
ATTORNEY GENERAL

Date: November 13, 2024

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CERTIFICATE OF SERVICE

I hereby certify that a redacted copy of the foregoing was sent to attorney's Richard Guerriero and Jonathan Kotlier by email and through the Court's electronic filing system.

/s/ Dan A. Jimenez  
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