

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT**

Rockingham County

Rockingham Superior Court

STATE OF NEW HAMPSHIRE

v.

BRANDON CASTIGLIONE

Docket No. 218-2019-CR-01132

INTERIM ORDER ON STATUS OF COUNSEL

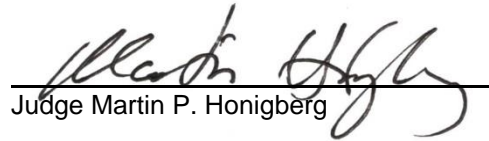
Defendant Brandon Castiglione stands charged with two alternate counts of Second Degree Murder. See Docs. 94–95 (Indictments). On January 31, 2022, the Court held an ex parte hearing on status of counsel. Based on that hearing, the Court finds the attorney-client relationship between Defendant and Attorneys McCarthy and Davis has suffered an irremediable breakdown,¹ as has the relationship between Defendant and the Office of the New Hampshire Public Defender. Attorneys McCarthy and Davis are discharged and released from their legal representation of Defendant. They shall file a withdrawal with the Court. Defendant will apply for appointed counsel. If he is eligible, the Court will appoint counsel for him. Attorneys McCarthy and Davis shall turn over a copy of Defendant’s file to Defendant’s new counsel upon receipt of such a request. Any sealed records shall be clearly marked as sealed in order to protect Defendant’s privacy interests.

¹ The Court will issue a further order, under seal, detailing the events of the January 31, 2022, hearing.

In addition, the Court will schedule a status of counsel hearing, to determine Defendant's potential invocation of his right to self-representation under Part I, Article 15 of the New Hampshire Constitution. See State v. Papillon, 173 N.H. 13, 20 (2020) (describing a defendant's assertion of the right to self-representation). The Clerk of Court will issue a notice of another hearing on status of counsel as soon as possible.

SO ORDERED.

February 7, 2022
Date


Judge Martin P. Honigberg

Clerk's Notice of Decision
Document Sent to Parties
on 02/08/2022