

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.

HILLSBOROUGH COUNTY SUPERIOR COURT - NORTH  
STATE OF NEW HAMPSHIRE

V.

ADAM MONTGOMERY

216-2022-CR-20

**216-2022-CR-2372**

**RESPONSE TO STATE'S MOTION TO COMPEL MANCHESTER COMPREHENSIVE  
TREATMENT CENTER'S COMPLIANCE WITH COURT ORDER**

**THE MATTER IS MOOT**

NOW COMES the defendant, Adam Montgomery, by and through counsel, Caroline L. Smith, Esq., and respectfully responds to the State's Motion to Compel advising the Court the issue is moot:

1. The defendant is charged with second degree assault, second degree murder, witness tempering and falsifying physical evidence.
2. This week, defense counsel was in contact with the State advising that since the April 28, 2023 submission by the clinic, Mr. Montgomery obtained certain records and is able to redact the records to provide the State with the information it seeks with regard to most of the dates at issue. The redacted records will be provided by October 3, 2023.
3. Defense counsel also discussed with the State certain records that were not included in the records obtained by defense counsel. Those additional records will be obtained by defense counsel and redacted records provided to the State before November 30, 2023.
4. The State is also seeking to obtain by agreement similar records pertaining to Kayla Montgomery and will provide those records to defense counsel upon receipt.
5. In light of the agreements between defense counsel and the State, the State agrees that the request is now moot.

Respectfully submitted,

/S/ Caroline L. Smith  
Caroline L. Smith, Esq.  
N.H. Bar #5992  
N.H. Public Defender  
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Laconia, NH 03246  
(603) 524-1831

**CERTIFICATE OF SERVICE:**

I hereby certify that a copy of this has been forwarded to the Office of the Attorney General on this 27 day of October, 2023.

/S/ Caroline L. Smith  
Caroline L. Smith, Esq.