

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

MERRIMACK COUNTY SUPERIOR COURT

STATE OF NEW HAMPSHIRE

V.

ERIC SWEENEY

217-2023-CR-721

DEFENSE STRUCTURING PROPOSAL

NOW COMES the defendant, Eric Sweeney, by and through counsel, Lauren Prusiner, Morgan Taggart-Hampton, and Shea Sennett, and respectfully asks the Court to adopt the following structuring proposal. If the Court does not accept our proposal, we request a hearing on the matter.

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| 1. Jury Selection | December 2024 |
| 2. State's Discovery | Completed (with caveat from State's proposal) |
| 3. State's 404(b) deadline | February 5, 2024 |
| 4. Motions to Dismiss, discovery motions,
suppression motions | February 26, 2024 |
| 5. State Expert disclosure/CVs/reports | Completed |
| 6. Notice of defenses | March 1, 2024 |
| 7. Defense expert disclosure/CVs/reports | June 1, 2024 |
| 8. Motions in limine requiring evidentiary
hearing | September 2, 2024 |
| 9. Expert/lay depositions | September 27, 2024 |
| 9. State's witness list | November 8, 2024 |
| 10. Defense Witness List | November 15, 2024 |
| 11. Defense Reciprocal Discovery | November 15, 2024 |
| 12. Motions in limine not requiring
evidentiary hearing | November 22, 2024 |
| 13. Proposed jury instructions | Final Pretrial |
| 14. Negotiated Plea Deadline | Final Pretrial |

If the Court does not wish to set deadlines as set forth above, we respectfully request a hearing.

The State's proposal indicated we were in agreement with their proposed deadline for reciprocal discovery and a deadline for negotiated plea. Upon further reflection, the Defense does not assent to the proposed deadline for reciprocal discovery and believes it should be the same as the defense witness list. Additionally, we believe the Court should set the negotiated plea deadline as the final pretrial conference in accordance with the New Hampshire Rules of Criminal Procedure.

Respectfully submitted,

/s/Lauren Prusiner _____
Lauren E. Prusiner
N.H. Bar # 19582
N.H. Public Defender
142 Portsmouth Ave, P.O. Box 679
Stratham, NH 03885
(603) 778-0526

CERTIFICATE OF SERVICE:

I hereby certify that a copy of this Motion has been forwarded to the Attorney General's Office on this 16th day of January, 2024.

/s/Lauren Prusiner _____
Lauren E. Prusiner