

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

MERRIMACK COUNTY SUPERIOR COURT

STATE OF NEW HAMPSHIRE

V.

ERIC SWEENEY

217-2023-CR-721

MOTION TO CONTINUE JURY TRIAL

NOW COMES the defendant, Eric Sweeney, by and through counsel, Lauren Prusiner, and respectfully requests this Honorable Court to continue the hearing in the above matter, and in support thereof, states as follows:

1. The defendant is charged with First Degree Murder, First Degree Murder, First Degree Murder, Falsifying Physical Evidence.

2. The defendant is scheduled for a Final Pre-Trial Conference on November 04, 2024, with trial scheduled for December 2024.

3. Eric recently turned 18 and was transferred to the Merrimack County House of Corrections.

4. The defense has been working diligently to comply with the various deadlines previously set. However, there have been problems completing the necessary testing for his neuropsychological evaluation. We previously filed an assented to motion to extend the deadline for this report. While substantial progress has been made, this report likely will not be ready in sufficient time for the State's expert to meaningfully respond. This report is critical to Mr. Sweeney's defense and it must be completed. The defense is willing to discuss the reasons for the delays with the Court on an *ex parte* basis upon request.

5. The defense has agreed to the State's request to defer examination of Mr. Sweeney by the State's expert until receipt of the neuropsychological evaluation. We have also agreed to defer deposition of our mental health experts. We do not believe there will be sufficient time to complete all necessary depositions on the current timeline. Therefore, we request a continuance.

5. A waiver of speedy trial is attached.

6. The defense has been in contact with the State, and they will file a response to this motion.

Respectfully submitted,

 /s/Lauren Prusiner_____

Lauren E. Prusiner
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CERTIFICATE OF SERVICE:

I hereby certify that a copy of this Motion has been forwarded to the Attorney General's Office on this 5th day of August, 2024

 /s/Lauren Prusiner_____

Lauren E. Prusiner