

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.
DOCKET NO. 226-2019-CR-00814

SUPERIOR COURT
SOUTHERN DISTRICT

STATE OF NEW HAMPSHIRE

v.

DALE HOLLOWAY

STATE'S OBJECTION TO JUDICIAL NOTICE OF MALICIOUS PROSECUTION

NOW COMES the State of New Hampshire, by and through the Hillsborough County Attorney's Office, and objects to the Defendant's Motion requesting that the Court take judicial notice of malicious prosecution, stating in support as follows:

1. On January 29, 2024, this Court issued several sentences in this matter against the defendant, who chose not to appear for the sentencing hearing.
2. Subsequently, the defendant filed a number of requests with the Court, asking the Court to take judicial notice of several claims or allegations from the defendant.
3. Other than these requests, there is nothing pending in this Court in this matter, so the defendant's various requests for judicial notice are a gratuitous exercise.
4. Further, the State objects substantively to his request that the Court take judicial notice of malicious prosecution because the State did not prosecute the defendant in a malicious manner.

WHEREFORE, the State respectfully requests that this Honorable Court:

- A. Deny the Defendant's Motion;
- B. Schedule a hearing thereon, only if necessary; and
- C. Grant the State any such other relief as may be proper and just.

DATED: February 15, 2024

Respectfully Submitted,

/s/John Harding
John Harding #4067
Assistant County Attorney

CERTIFICATION

I hereby certify that a copy of the foregoing pleading has this day been sent to the defendant.

/s/John Harding
John Harding