

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 DEFENDANT'S MOTION TO CONTINUE SENTENCE
HEARING DATE**

NOW COMES the State of New Hampshire, by and through the Hillsborough County Attorney's Office, and objects to the Defendant's pleading, support as follows:

1. On November 7, 2023, a jury returned several guilty verdicts against the defendant, Dale Holloway.
2. The Court scheduled a sentencing hearing for January 29, 2024 at 1:00 p.m.
3. Recently, Dale Holloway filed a motion to continue the sentencing hearing, claiming that he does not have access to materials to prepare for his sentencing hearing.
4. After the jury verdict, Dale Holloway also filed a motion for access to legal work, Court Index No. 473, claiming that he does not have access to materials. On December 1, 2023, this Court (Temple, J.) denied this motion, noting in part "The trial phase is over. The access presently allowed by DOC is appropriate and sufficient for the sentencing phase of this case."
5. To date, Dale Holloway has not filed a motion to reconsider the Court's denial of motion for access to legal work.
6. Between the dates of the jury verdict and the sentencing hearing, Dale Holloway will have more than sufficient time to prepare for the sentencing hearing. Accordingly, the Court should deny Mr. Holloway's request to continue the sentencing hearing.

WHEREFORE, the State respectfully requests that this Honorable Court:

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

DATED: December 7, 2023

Respectfully Submitted,

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

CERTIFICATION

I hereby certify that a copy of this pleading has this day been sent to Dale Holloway and to Dan Duckett, standby counsel for Dale Holloway.

/s/John Harding
John Harding