

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

**SUPERIOR COURT DEPARTMENT
SUCR2014-10417
SUCR2015-10384**

COMMONWEALTH

v.

AARON HERNANDEZ

DEFENDANT'S RENEWED MOTION FOR CONTINUANCE OF TRIAL DATE FOR THREE MONTHS

Now comes the Defendant in the above-captioned matter and requests the Court to continue the trial for three months.

Defendant supplements his Motion in its memorandum of law in support of his motion.

Preliminarily, the Defendant states the following:

1. Defendant's council has not had sufficient time to prepare this case for trial.
2. The Commonwealth has spared no expense and amount of manpower to investigate and prepare its case against the Defendant over a four (4) year period.
3. The Commonwealth filed a Certificate of Compliance on November 11, 2016 that its Discovery obligations were complete. After submitting substantial additional disclosures the Commonwealth again filed another Certificate of Compliance on December 7, 2016 that its Discovery obligations were complete.

4. At the December 7, 2016 status hearing and on numerous occasions thereafter, the Commonwealth disclosed hundreds of pages of discovery and disks containing thousands of pieces of potential evidence and additional disclosures with respect to additional expert witnesses that it intends to call.
5. The Defendant has detailed the history of this case and the recent disclosures made by the Commonwealth in its Memorandum Of Law In Support of its Motion For Continuance of Trial Date.
6. Each piece of data has to be examined, evaluated and, where necessary, follow-up investigation of such matters undertaken.
7. There are numerous outstanding motions before the Court. Depending on the outcome of the outstanding motions the Defendant will need time to investigate the underlying issues.
8. The Defendant does not have unlimited resources to investigate witnesses and other matters and must rely on the timely production of information by the Commonwealth if he is to be afforded the Constitutional protections he is entitled to.
9. Counsel has a legal and professional obligation to investigate all of the witnesses in this matter and all of the evidence being disclosed.
10. There is simply no way for Defense Counsel to adequately prepare the Defendant's defense given the time constraints imposed by the Court.

WHEREFORE, the Defendant hereby requests that this Court continue the trial until September 2017.

Respectfully submitted
for the Defendant, Aaron Hernandez

By:



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