

**STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT COURT**

STATE OF NEW MEXICO,

Plaintiff,

v.

**Nos. D-101-CR-202300039
D-101-CR-202300040**

**ALEXANDER RAE BALDWIN, III
HANNAH GUTIERREZ-REED,**

Defendants.

MOTION FOR SCHEDULING ORDER

Special Prosecutors, Kari T. Morrissey and Jason J. Lewis, on behalf of the State of New Mexico, respectfully move the Court for entry of a Scheduling Order in advance of the preliminary hearing scheduled to begin May 3, 2023, in the above-captioned matters. In support of this motion, the State states as follows:

1. Counsel for the State anticipates that defense counsel will likely file additional dispositive motions and possibly a motion related to venue.

2. The State anticipates calling approximately thirty witnesses to the preliminary hearing and many of these witnesses reside out of state. The State will be proving air fare, hotel accommodations, etc., for the out of state witnesses. For this reason, it is important that all dispositive issues be resolved in advance of the preliminary hearing to ensure that taxpayer dollars are not wasted on providing travel and accommodations for witnesses only to have the preliminary hearing postponed due to late filings of dispositive motions.

2. To ensure the parties have adequate time to brief any such motions, and to further ensure the Court has sufficient time to consider such motions, the State respectfully requests the Court enter a Scheduling Order setting a motion filing deadline and briefing schedule for all dispositive motions, motions for change of venue, and motions for a continuance/enlargement of time as follows:

a. Any dispositive motions, motions for change of venue, and motions for a continuance/enlargement of time shall be filed not later than April 20, 2023;

b. Responses shall be filed not later than April 26, 2023; and

c. Replies shall be filed not later than April 28, 2023.

3. Counsel for the State contacted counsel for Defendant Gutierrez-Reed who OPPOSES/DOES NOT OPPOSE with this motion and counsel for Defendant Baldwin who OPPOSES/DOES NOT OPPOSE this motion.

WHEREFORE, the State respectfully requests the Court enter an order establishing the proposed motion filing deadline and briefing schedule, or any other such schedule as the Court deems appropriate.

Respectfully submitted,

/s/ Jason J. Lewis
Jason J. Lewis
Kari T. Morrissey
Special Prosecutors
1303 Rio Grande Blvd. NW, Ste. 5
Albuquerque, NM 87104
505-361-2138

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of April 2023, I served the forgoing pleading to all parties or counsel of record:

/s/ Jason J. Lewis
Jason J. Lewis