

NATHAN D. LYON, USB 10171
DAVIS COUNTY ATTORNEY'S OFFICE
800 W. STATE STREET
FARMINGTON, UTAH 84025
TELEPHONE: (801) 451-4300



IN THE SECOND DISTRICT COURT OF DAVIS COUNTY,
STATE OF UTAH

STATE OF UTAH,

Plaintiff,

vs.

ANDRUS ESQUIVEL,

Defendant.

STATE'S MOTION TO
CONTINUE JURY TRIAL

Case No. 111701135

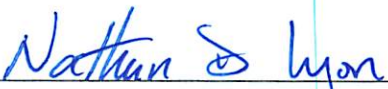
Judge David Connors

COMES NOW, Nathan D. Lyon, Deputy Davis County Attorney, and respectfully requests a continuance of the jury trial in the above captioned matter set for February 27-28, 2013. After confirming the trial, counsel for the State discovered that its lead investigator and expert witness are both unavailable on the scheduled trial dates. Both witnesses have conflicts that cannot be moved or rescheduled.

The State relayed this information to Defense counsel, Bill Albright, who indicated that due to a recently developed conflict of interest, he is no longer able to represent Defendant and the case will need to be reassigned to another public defender. Defendant is currently out of custody.

Therefore, the State respectfully requests that this trial be continued and reset to the soonest date convenient for all parties.

Dated this 30th day of January, 2013.



Nathan D. Lyon
Deputy Davis County Attorney

CERTIFICATE OF DELIVERY

I hereby certify that a true and correct copy of the foregoing *State's Motion to Continue Jury Trial* was mailed, postage pre-paid, or hand-delivered to the following:

Bill Albright
2612 S. 450 E.
Bountiful, UT 84010

DATED this 31st day of January, 2013

A handwritten signature in blue ink, appearing to read "Cheryl M. [unclear]", written over a horizontal line.