

#1407

COMMONWEALTH OF MASSACHUSETTS  
SUPERIOR COURT

BRISTOL, ss.

No. 2013-CR-00983

COMMONWEALTH OF MASSACHUSETTS

BRISTOL, SS SUPERIOR COURT  
FILED

v.

AUG 21 2015

AARON HERNANDEZ

MARC J. SANTOS, ESQ.  
CLERK/MAGISTRATE

**DEFENDANT'S MOTION TO POSTPONE  
DEADLINES REGARDING CALLER BY TWO WEEKS**

The defendant Aaron Hernandez moves that the Court postpone the deadlines established in connection with discovery and scheduling the deposition of the Caller for two weeks because two of defendant's counsel are out-of-state on vacation, without access to the case file or notes. In support of this motion, defendant states:

1. In an August 18, 2015 Order, which was received by counsel on August 19, the Court established a schedule by which counsel for both sides are to confer with each other regarding any necessary discovery, and scheduling a hearing to resolve any remaining discovery disputes and to schedule a hearing at which the Caller can be examined under oath.
2. Attorneys James L. Sultan and Charles W. Rankin, who have assumed primary responsibility for this issue for the defendant, are both out-of-state on family vacations, without access to the case file or notes. Mr. Sultan has limited access to email or cell phone service. He will be back in Boston by August 31. Mr. Rankin will be back in Boston on August 24, but is working a limited schedule the week of his return.
3. The sought-after postponement will not unnecessarily delay resolution of this issue. If each deadline established in the Order is postponed for two weeks, counsel will have adequate time to review the file, confer with each other, and notify the Court of any remaining disputes.

8/24/15

Allowed. Given the dates that ADA McCauley has advised he will be away, the Court orders that the deadlines be revised as follows: parties to confer on discovery issues by September 15, 2015; Commonwealth's discovery motion to be filed by September 18, 2015; defendant's opposition to be filed by September 23, 2015; hearing on the Commonwealth's discovery motion to be held on September 25, 2015.

*Ch. Santos, JSC*

Respectfully submitted,  
**AARON HERNANDEZ**  
By his attorneys,

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### CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing document upon the Commonwealth by emailing and mailing a copy to William McCauley on August 19, 2015.

Kerry A. Haberlin  
Kerry A. Haberlin

**RANKIN & SULTAN**

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August 19, 2015

John F. Losowski, Assistant Clerk  
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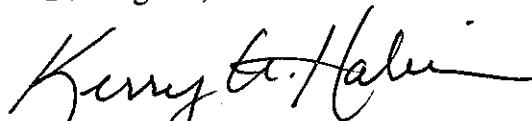
Re: ***Commonwealth v. Aaron Hernandez***  
**Bristol Superior Court Criminal #2013-000983**

Dear Mr. Losowski:

Enclosed for filing in the above-captioned criminal case please find *Defendant's Motion to Postpone Deadlines Regarding Caller by Two Weeks.*

Thank you for your assistance.

Best regards,

  
Kerry A. Haberlin

KAH:pcb

**BY E-MAIL TO [john.losowski@jud.state.ma.us](mailto:john.losowski@jud.state.ma.us) and US MAIL, POSTAGE PREPAID**

cc: ADA William McCauley (By e-mail to [william.mccauley@state.ma.us](mailto:william.mccauley@state.ma.us) and US Mail, Postage Prepaid)