

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

SUPERIOR COURT DEPARTMENT
OF THE TRIAL COURT
CRIMINAL #2015-SUCR-10384

COMMONWEALTH OF MASSACHUSETTS

v.

AARON HERNANDEZ

DEFENDANT'S MOTION TO DISMISS INDICTMENT

Aaron Hernandez, defendant in the above-captioned criminal case, hereby moves this Court, pursuant to Article XII of the Massachusetts Declaration of Rights and Massachusetts common law, to dismiss the indictment on the following grounds:

1. There was insufficient evidence presented to the grand jury to establish probable cause that Hernandez committed the offense charged;
2. The Commonwealth impaired the integrity of the grand jury proceedings; and
3. This Court lacks jurisdiction over the alleged offense, which occurred entirely outside the Commonwealth of Massachusetts.

The grounds for the instant motion are set forth more fully in the accompanying Memorandum of Law and Affidavit of James L. Sultan (with Exhibits) filed herewith.

Respectfully submitted,

AARON HERNANDEZ

By his attorneys,



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James L. Sultan, BBO #488400
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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing document upon the Commonwealth by mailing a copy thereof to: Patrick M. Haggan, First Assistant District Attorney, Suffolk County, One Bulfinch Place, Boston, MA 02114-2997 on July 14, 2015.



Charles W. Rankin