

STATE OF MINNESOTA

COUNTY OF WINONA

DISTRICT COURT
THIRD JUDICIAL DISTRICT
CRIMINAL DIVISION

Court File #85-CR-23-937

State of Minnesota,

Plaintiff,

vs.

**NOTICE OF MOTION AND
MOTION FOR CONTINUANCE**

Adam Taylor Fravel,

Defendant.

TO: The Honorable Nancy L. Buytendorp, Judge of District Court, and Phillip Prokopowicz,
Special Assistant Winona County Attorney

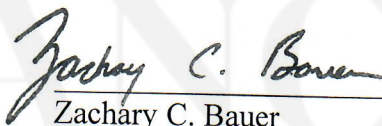
PLEASE TAKE NOTICE THAT Zachary C. Bauer, Meshbesh & Spence, attorney for the Defendant, asserting the substantial rights of the State are not prejudiced, hereby moves the Court for an Order continuing the Default Omnibus Hearing in this matter that is currently scheduled for July 20, 2023, at 1:45 p.m. by Zoom.

The discovery in this matter is voluminous and ongoing. Defense counsel was advised earlier in the week that an additional packet of discovery approximately 400 pages will be disclosed this week. Furthermore, Mr. Prokopowicz has indicated that additional testing by the Bureau of Criminal Apprehension will be occurring in the next two weeks with results available by mid-August. Finally, defense counsel is still awaiting all body camera footage from law enforcement's involvement in this matter.

Given the complexity of the investigation and the voluminous nature of discovery the parties jointly agree that the Default Omnibus Hearing scheduled for July 20th at 1:45 p.m. be continued to a date after September 4th, 2023. This continuance would allow for the completion of discovery. As discussed above, defense counsel has contacted Mr. Prokopowicz and he joins in this request.

DATED: 7/19/23

MESHBESHER & SPENCE, LTD



Zachary C. Bauer
Atty. Reg. No. 033294X
Attorney for Defendant