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Attorneys for Defendant  
By: Jeremy S. Geigle, No. 021786

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
**IN AND FOR THE COUNTY OF MARICOPA**

THE STATE OF ARIZONA,  
  
Plaintiff,  
  
vs.  
  
JOHN CHESTER STUART,  
  
Defendant.

No. CR2008-006332-001


**MOTION TO EXTEND THE TIME  
FOR FILING MOTION FOR NEW  
FINDING OF PROBABLE CAUSE**

Assigned to the Honorable:  
**Rosa Mroz**

The Defendant, through counsel undersigned, requests this Court to extend the time for filing a Motion For New Finding Of Probable Cause in this matter. Pursuant to Rule 12.9 of the Arizona Rules of Criminal Procedure Counsel may file a grand jury challenge "no later than 25 days after the transcript and minutes of the grand jury proceedings have been filed or 25 days after the arraignment is held, whichever is later." ARCP 12.9. Counsel is informed and believes that the transcripts have not yet been filed in this matter. However, exercising an abundance of caution, Counsel requests a 90 day extension to secure a copy of the Grand Jury transcript, examine it, do a preliminary investigation of the case, and prepare any appropriate challenge.

1 DATED this 12<sup>m</sup> day of May, 2008.

JACKSON WHITE

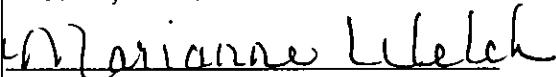
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Attorneys for Defendant  
5 Jeremy S. Geigle, No. 021786

7 ORIGINAL filed with the court on  
8 this 12<sup>m</sup> day of May, 2008.

9 COPY of the foregoing  
10 faxed/mailed this same date to:

11 The Honorable Rosa Mroz  
12 Maricopa County Superior Court  
101/201 W. Jefferson  
Phoenix, Arizona 85003

13 Deputy County Attorney  
14 301 W. Jefferson, 6<sup>th</sup> Floor  
Phoenix, AZ 85007

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