

2014 JAN 30 AM 9:11

State's Filing # 13

Stephen A. Hunting, #21648
Franklin County Attorney
301 S. Main Street
Ottawa, KS 66067
shunting@franklincoks.org

**IN THE DISTRICT COURT OF FRANKLIN COUNTY, KANSAS
FOURTH JUDICIAL DISTRICT**

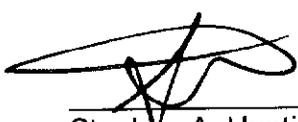
STATE OF KANSAS,)
Plaintiff,)
vs.) Case No. 2013 CR 104
)
KYLE FLACK,)
Defendant.)

MOTION TO CONTINUE HEARING ON STATE'S FILING #9

COMES NOW the State, by and through Stephen A. Hunting, Franklin County Attorney, and moves the Court for a continuance of the evidentiary hearing on State's Filing #9 scheduled for February 13, 2014 at 3:00 p.m. A witness for the State is not available to testify at the February 13, 2014.

Defense counsel for the defendant does not object to the State's motion for continuance. Both parties request the evidentiary hearing on State's Filing #9 be rescheduled to 9:00 a.m. on March 11, 2014 to be heard just prior to the preliminary hearing currently set to commence that same day and time.

Respectfully submitted,



Stephen A. Hunting, #21648
Franklin County Attorney
301 S. Main Street
Ottawa, KS 66067

DOC # 116

shunting@franklincoks.org
Attorney for the plaintiff

CERTIFICATE OF SERVICE

I hereby certify that the original State's Motion to Continue Hearing on State's Filing #9 was hand-delivered on the 30th day of January, 2014, to:

The Clerk of the Franklin County District Court
301 S. Main Street
Ottawa, KS 66067

and, I hereby certify that a true and accurate copy of the State's Motion to Continue Hearing on State's Filing #9 was faxed to 785-291-3979 and mailed via USPS on the 30th day of January, 2014 to:

Ronald Evans
Attorney for the Defendant
714 SW Jackson Street, Suite 200
Topeka, KS 66603

and, I hereby certify that a chamber copy of the State's Motion to Continue Hearing on State's Filing #9 was delivered to Hon. Thomas H. Sachse on the 30 day of January, 2014 to:



Stephen A. Hunting, #21648
Franklin County Attorney