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DISTRICT COURT, TAOS COUNTY,
NEW MEXICO, AT 12:20 O'CLOCK PM

AUG - 9 2018

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STATE OF NEW MEXICO
COUNTY OF TAOS
EIGHTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO,
Plaintiff,

vs.

SIRAJ IBN WAHHAJ

No. D-820-CR-201800167

and

LUCAS ALLEN MORTEN

No. D-820-CR-201800168

AND

HURAH, J. WAHHAJ

No. D-820-CR-201800169

and

JANY N. LEVIELLE

No. D-820-CR-201800170

and

SUBJANNA WAHHAJ

No. D-820-CR-201800171

Defendants.

**STATE'S MOTION TO CONSOLIDATE CASES
FOR THE PURPOSES OF PRETRIAL DETENTION AND
PRELIMINARY EXAMINATION HEARINGS**

COMES NOW the State of New Mexico, by and through Deputy District Attorney, Timothy R Hasson, and moves the Court for consolidation of hearings in the above-captioned cases, and for cause states:

1. The above-captioned cases involve co-defendants charged with mostly identical charges, based on the same facts and circumstances.
2. The cases are scheduled for separate pretrial detention hearings on Monday, August 13, 2018, on motions filed by the State pursuant to Rule 5-409 NMRA. The hearings are scheduled separately before Hon. Sarah Backus, Hon. Jeff McElroy, and Hon. Emilio Chavez.
2. Each hearing is likely to last two or more hours. The State will offer the same evidence in

each hearing. Evidence is likely to include the testimony of several witnesses, as well as the proffer of numerous documents.

3. The motions for pretrial detention without bond were filed on August 8, 2018. Therefore, pursuant to Rule 5-409, the hearings must be held within 5 calendar days, or no later than August 13, unless extended due to extraordinary circumstances.

4. Consolidation for the purposes of the pretrial detention hearings would maximize the use of time and resources and would further the interests of judicial economy.

5. The State sought the concurrence of Aleks Kostich, defense counsel for Lucas Morton, and Mr. Kostich does not oppose a consolidated hearing.

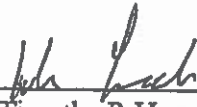
6. To date, conflict counsel have not been assigned to the remaining defendants.

7. The parties would prefer an afternoon hearing if possible.

8. Counsel for the State believes the hearing is likely to last two to three hours.

WHEREFORE, the State respectfully requests that the hearings be consolidated as requested.

RESPECTFULLY SUBMITTED,
DONALD GALLEGOS
DISTRICT ATTORNEY

By: 
For Timothy R Hasson
Deputy District Attorney
105 Albright St., Suite L
Taos, New Mexico 87571
575.758.8683

CERTIFICATE OF SERVICE: I hereby certify that I delivered by bin drop\fax\mail\hand-delivery\electronic discovery a true and correct copy of the foregoing pleading to: Aleks Kostich and the Taos Public Defender Department, Box 5066 NDCBU, Taos, NM 87571.

For the State of New Mexico:  Dated: 8/8/18 /jtrb