

Michael Elbery  
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3-12-97

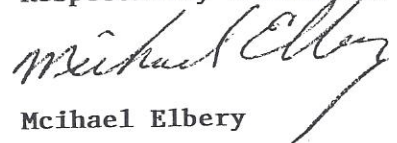
Loring P. Lamoureux  
Clerk of the Courts  
Room 21 Court House  
2 Main St.  
Worcester, Mass. 01608-1176

Dear Sir:

Please find enclosed for immediate filing and review by Judge Toomey

COMBINED MOTION TO WITHDRAW DEFENDANT'S MOTION FOR ALLOWANCE OF FORTY ADDITIONAL  
PAGES TO COMPLETE MOTION FOR NEW TRIAL AND MOTION TO CORRECT ERROR OF LAW.

Respectfully submitted,

  
Michael Elbery

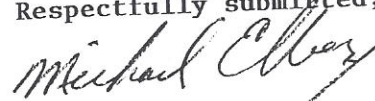
COMBINED MOTION TO WITHDRAW DEFENDANT'S MOTION FOR ALLOWANCE OF FORTY ADDITIONAL  
PAGES TO COMPLETE MOTION FOR NEW TRIAL AND MOTION TO CORRECT ERROR OF LAW

The defendant moves to withdraw motion attached, expansion of new trial motion  
to 40 pages.

The defendant was in error, in that Rule 9A of Sup. Ct. applies only to civil cases.  
Evidently the defendant was in good company as the Court's staff did not pick up  
this error .

The defendant withdraws the motion attached and maintains the status quo, as  
Massachusetts Law allows , there is no page limit under a Rule 30 motion.

Respectfully submitted,



Michael Elbery

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3-10-97