

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS

DISTRICT COURT DIVISION
OF THE TRIAL COURT
DOCKET NO.

3-16-94:
allowed
Per h.t.

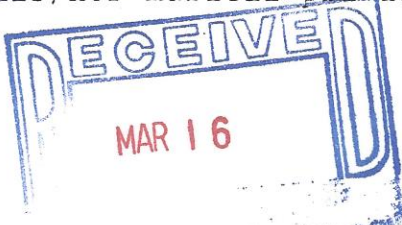
COMMONWEALTH)

v.)

) COMMONWEALTH MOTION TO DISMISS
) ~~BASED UPON COMPLAINING WITNESS'~~
) ~~INVOCATION OF A MARITAL PRIVILEGE~~
)

Michael
Elberry

Now comes the Commonwealth and moves this Honorable Court to
dismiss the above entitled complaint. ~~As reason therefore, the~~
~~Commonwealth informs the Court that the complaining witness,~~
~~, does not wish to testify in this matter.~~
~~If he/she is called to the stand to offer testimony he/she will~~
~~invoke his/her marital privilege.~~



DATED. March 16, 1994

Submitted by;

[Signature]
Assistant District Attorney

Assented to by:

[Signature]

Complaining Witness