IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	CR. No. 19-MJ-00046-KBM
	)	
v.	)	
	)	
DENNIS VELASQUEZ, JR.,	)	
	)	
Defendant.	)	

MOTION TO DISMISS CRIMINAL COMPLAINT WITHOUT PREJUDICE AS TO DEFENDANT DENNIS VELASQUEZ, JR.

The United States moves to dismiss without prejudice, the Criminal Complaint (Doc. 2), against Defendant Dennis Velasquez, Jr. As grounds for this motion, counsel for the United States states: at this time, the Government has learned of evidentiary issues which may make it difficult to convict Defendant Dennis Velasquez, Jr. beyond a reasonable doubt at a trial in this matter. The undersigned attempted unsuccessfully to reach Defense counsel via electronic mail and telephone on February 22, 2019 and therefore Defense counsel's position is unknown at the time of filing.

WHEREFORE, the United States requests that this Court enter an Order dismissing without prejudice Criminal Complaint (Doc. 2), as to Defendant Dennis Velasquez, Jr.

Respectfully submitted,

JOHN C. ANDERSON
UNITED STATES ATTORNEY

Electronically filed 2/22/2019
THOMAS ALIBERTI
JOSEPH M. SPINDLE
Assistants United States Attorney
PO Box 607
Albuquerque, NM 87103
(505) 346-7274

I hereby certify that on the 22nd day of February, 2019, I filed the foregoing pleading electronically through the CM/ECF system, which caused counsel of record to be served by electronic means.

/s/
THOMAS ALIBERTI
Assistant United States Attorney