

JW/14/997

CAUSE NUMBER 764358

THE STATE OF TEXAS  
VS.  
LAMAR BURKS

IN THE 182ND DISTRICT COURT  
OF  
HARRIS COUNTY, TEXAS

STATE'S MOTION FOR CONTINUANCE

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, THE STATE OF TEXAS, by and through her Assistant District Attorney Mark Stelter, and files this the State's Motion for Continuance, and as grounds therefore, the State represents the following:

The chief witness in this case, Kevin Scales, who is the only eyewitness to a murder, is currently unavailable. The State has made a diligent effort to locate this witness and has been, thus far, unable to locate said witness. The State has employed the efforts of our Investigator at the District Attorney's Office and at least two homicide detectives at the Houston Police Department in an attempt to locate this witness.

The State will continue to make a diligent effort to locate this witness and we believe the witness does reside in Harris County, Texas and will eventually be located. The said witness is material to the State's case and the State cannot try this case without said witness.

THEREFORE, THE STATE PRAYS that the Court grant a continuance in this cause until June 13, 1998. This Motion is not made for the purpose of delay, but in order that justice may be done.

CHARLES BACARISSE  
District Clerk

5-11-98

MAY 11 1998

8:55 AM

Mark A. Stelter, Assistant District Attorney

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, on this the 11th day of May, 1998.

Clerk, 182nd District Court of Harris County, Texas

The foregoing Motion having come before the Court this 11th day of May, 1998, and the Court being of the opinion that the ends of justice will best be served and that the State is entitled to relief herein requested, it is ordered that the above numbered and styled case be and the same is here now continued.

Honorable Judge Jeannine Barr, 182nd District Court

RECORDER'S MEMORANDUM.  
This instrument is of poor quality and not satisfactory for photographic recordation; and/or alterations were present at the time of filming.

JW/13/1995

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