

COPY

IN THE SUPERIOR COURT OF HARALSON COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA

v.

JUSTIN CHAPMAN

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)

INDICTMENT NO.: 06-CR-494-M,  
06-CR-591-M

MOTION FOR CONTINUANCE

COMES NOW Defendant, and hereby moves this Honorable Court for a continuance of the trial of the matter now pending on the above-referenced indictment number scheduled for April 16, 2007. In support of this Motion, defendant avers as follows:

1.

Defendant is charged with Felony Murder and Arson. If convicted at trial, defendant faces a term of imprisonment of life.

2.

Undersigned counsel was appointed to represent Defendant in late January, 2007.

3.

Undersigned counsel need to investigate the alleged statements attributable to Defendant, and the background of the witnesses who may offer said testimony.

4.

Undersigned counsel is aware that the State intends to call as witnesses several "jailhouse snitches" who are seeking favorable treatment in exchange for their testimony. Counsel does not have sufficient time to investigate the testimony offered by these witnesses, and their motives for providing testimony.



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Clerk Superior Court

5.

At the time of this writing undersigned counsel has not been advised of the terms of any deals made between the State and its potential witnesses for their testimony. Defendant opted in to the discovery process in February 2007. Included with defendant's discovery motions was a Motion to Reveal the Deal.

6.

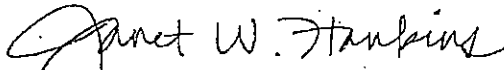
Assistant District Attorney Chuck Rooks has informed undersigned counsel that videotaped statements exist which contain statements against the defendant, and which tend to place Defendant near the scene of the incident during the time when a suspicious fire originated. Defense counsel requests, and due process requires, a continuance to obtain the services of an investigator to investigate these statements, and the records and reputations of potential witnesses, for impeachment purposes.

7.

Defense counsel has arranged the earliest possible meeting with an investigator, set for Friday, March 19, 2007. Counsel will not be prepared for trial if called during this term of court.

WHEREFORE, undersigned counsel respectfully requests a continuance of this matter from the trial of this matter scheduled for calendar call on April 5, 2007.

Respectfully submitted,



Georgia Public Defender Standards Council  
Janet W. Hankins  
Georgia Bar Number 767470  
Attorney for Defendant

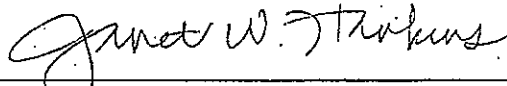
Georgia Public Defender Standards Council  
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Atlanta, GA 30303  
404 232-8900  
[jhankins@gpdsc.org](mailto:jhankins@gpdsc.org)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served a copy of the within and foregoing MOTION FOR CONTINUANCE upon opposing counsel by depositing a true copy of same in the United States Mail, or by hand delivery, proper postage prepaid, addressed as follows:

Mr. Chuck Rooks  
Haralson County District Attorney  
P.O. Box 349  
Buchanon, GA 30113

This the 20th day of March, 2007.



Georgia Public Defender Standards Council  
Janet W. Hankins  
Georgia Bar Number 767470  
Attorney for Defendant