

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA,)

Plaintiff,)

vs.)

GREGORY BROWN, JR.,)

Defendant.)

CP-02-CR-0008170-1996

CP-02-CR-0006028-1996

**DEFENDANT GREGORY BROWN,
JR.'S MOTION TO DISMISS
PROSECUTION ON DOUBLE
JEOPARDY GROUNDS**

Filed on behalf of Defendant,
Gregory Brown, Jr.

Counsel of Record for This Party:

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FILED

OCT 12 2016

HON. JOSEPH WILLIAMS

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 Plaintiff,) CP-02-CR-0008170-1996
) CP-02-CR-0006028-1996
 vs.)
)
 GREGORY BROWN, JR.,)
)
 Defendant.)

MOTION TO DISMISS PROSECUTION ON DOUBLE JEOPARDY GROUNDS

Defendant, Gregory Brown, Jr. (hereinafter "Mr. Brown"), through his undersigned counsel and for the reasons stated in Defendant's Memorandum of Law in Support of Motion to Dismiss Prosecution, hereby moves to dismiss the prosecution of criminal charges in this matter, with prejudice, under the double jeopardy clauses of the United States Constitution and the Constitution of the Commonwealth of Pennsylvania. A proposed order is attached.

Respectfully submitted,

Dated: *October 12, 2016*



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Plaintiff,)	CP-02-CR-0008170-1996
)	CP-02-CR-0006028-1996
vs.)	
)	
GREGORY BROWN, JR.,)	
)	
Defendant.)	

ORDER OF COURT

AND NOW, this _____ day of _____, 2016, it is hereby
ORDERED that Defendant's Motion to Dismiss Prosecution for violation of the Double Jeopardy
Clause is hereby **GRANTED** with prejudice.

IT IS FURTHER ORDERED that in light of this Court's ruling on defendant's Motion
to Dismiss Prosecution, the defendant is to be immediately released from custody.

_____, J.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by Email and First Class U.S. Mail on October 12, 2016 addressed as follows:

Rebecca A. Walker, Deputy District Attorney
Stephen A. Zappala, Jr., District Attorney
Allegheny County Office of the District Attorney
401 Allegheny County Courthouse
436 Grant St.
Pittsburgh, PA 15219

I hereby certify that a true and correct copy of the foregoing was served by Hand Delivery on October 12, 2016 addressed as follows:

The Honorable Joseph K. Williams, III
529 Allegheny County Courthouse
Pittsburgh, PA 15219

I hereby certify that a true and correct copy of the foregoing was served by First Class U.S. Mail on October 12, 2016 addressed as follows:

Thomas McCaffrey, Courthouse Administrator
535 Allegheny County Courthouse
Pittsburgh, PA 15219