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STATE OF MARYLAND

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IN THE
CIRCUIT COURT FOR
BALTIMORE CITY

v.

APR 27 2016

EDWARD NERO

Criminal Div.
Circuit Court For
Baltimore City

CASE No. 115141033

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**STATE’S REPLY TO DEFENDANT’S RESPONSE TO STATE’S MOTION TO QUASH
THE SUBPOENA SERVED ON ASSISTANT STATE’S ATTORNEY DOUG VEY¹**

Now comes the State of Maryland, by and through Marilyn J. Mosby, the State’s Attorney for Baltimore City; Michael Schatzow, Chief Deputy State’s Attorney for Baltimore City; Janice L. Bledsoe, Deputy State’s Attorney for Baltimore City; and Matthew Pillion, Assistant State’s Attorney for Baltimore City; and replies as follows to the Defendant’s Response to the State’s Motion to quash a defense subpoena served on Assistant State’s Attorney Doug Vey compelling him to testify at the May 10, 2016, trial of the Defendant:

1. On April 22, 2016, the Defendant responded to the State’s Motion to quash the trial subpoena he served on Assistant State’s Attorney Doug Vey. Regarding the relevance of Mr. Vey’s testimony, the Defendant specified that he intends to offer Mr. Vey as part of a strategy amounting to a selective prosecution claim, arguing that a key question in this case asks, “whether a proper or improper probable cause decision was made regarding the spring assisted knife carried by Mr. Gray.” Def. Resp. at 3. The Defendant avers that Mr. Vey’s testimony “will show that both before and after Nero’s arrest, the Office of the State’s Attorney for Baltimore City has continued to consistently find that probable cause exists to prosecute individuals who have been arrested with spring assisted knives.” Def. Resp. at 3. The Defendant contends that Mr. Vey’s

¹ The Defendant served subpoenas on multiple Assistant State’s Attorneys. Because the subpoenas to those attorneys are identical, with the exception of the subpoena to ASA Motsay, the State’s Replies are identical, with the exception of the Reply concerning Mr. Motsay.

