

STATE OF MARYLAND

v.

WILLIAM PORTER

*
*
*
*
*
*

IN THE
CIRCUIT COURT FOR
BALTIMORE CITY

CASE No. 115141037

* * * * *

**STATE'S PETITION TO SECURE THE ATTENDANCE OF PRISONER WITNESS
FROM THE COMMONWEALTH OF PENNSYLVANIA TO TESTIFY IN THE STATE
OF MARYLAND PURSUANT TO MARYLAND COURTS AND JUDICIAL
PROCEEDINGS §9-303 TO COMPLY WITH PENNSYLVANIA STATUTES ANN. 42
PA.C.S. §5971-79**

RECEIVED
2015 NOV 10 AM 11:37
CIRCUIT COURT
BALTIMORE CITY
CRIMINAL DIVISION

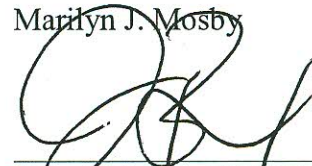
Now comes Marilyn J. Mosby, State's Attorney for Baltimore City, and John A. Butler, Assistant State's Attorney for Baltimore City, who petition this Honorable Court pursuant to Maryland Courts and Judicial Proceedings Code Ann. §9-303 to comply with the provisions of the Pennsylvania Statutes Ann. 42 Pa.C.S. §5971-79 and states the following:

1. The Office of the State's Attorney for Baltimore City is commencing criminal proceedings on November 30, 2015, in the Circuit Court for Baltimore City against William Porter, who stands charges for involuntary manslaughter and related charges.
2. At the request of the Defense, the Office of the State's Attorney for Baltimore City has been ordered by the Court to seek the attendance of Donta Allen, inmate number 213834 who is currently incarcerated in the York County Prison and who is an essential material witness to an event which is part of the basis for the Defense's case in the above-captioned matter.
3. Donta Allen is currently incarcerated at York County Prison, 3400 Concord Road, York, Pennsylvania, 17404.
4. The trial in the above-captioned case is scheduled for Monday, November 30, 2015 and is expected to be completed by December 18, 2015. We anticipate Donta Allen testifying on or around December 10, 2015. The Baltimore City Police Department would like to transport Donta Allen on November 27, 2015, due to heavy security protocol during the above captioned trial.
5. The Baltimore City Police Department will be responsible for transporting Donta Allen from York County Prison, housing him in the Howard County Detention Center, 7301 Waterloo Rd., Jessup, MD 20794, and transporting him back to York County Prison in Pennsylvania, and the State of Pennsylvania will not be responsible for any related costs.

WHEREFORE, the undersigned requests this honorable Court to issue a Certificate under the Seal of the Court stating that Donta Allen is a material witness and Order that the Certificate may be presented to the York County Office of the District Attorney for the purpose of securing the appropriate process of that jurisdiction to compel the above-named witness to be transported from York County Prison to the Howard County Detention Center by the Baltimore City Police Department and to be transported from the Howard County Detention Center to the Baltimore City Circuit Courthouse for trial scheduled for Monday, November 30, 2015 and expected to be completed by Friday, December 18, 2015, pursuant to Md. Courts and Judicial Proceedings Code Ann. §9-303 to comply with the provisions of the Pennsylvania Statutes Ann. 42 Pa.C.S. §5971-79.

Respectfully submitted,

Marilyn J. Mosby

A handwritten signature in black ink, appearing to read 'John A. Butler', is written over a horizontal line.

John A. Butler (#113431)
Assistant State's Attorney
120 East Baltimore Street
The SunTrust Bank Building
Baltimore, Maryland 21202
(443) 984-6145 (telephone)
(443) 984-6256 (facsimile)
jbutler@stattorney.org

CERTIFICATE OF SERVICE

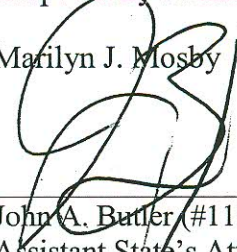
I hereby certify that on this 10th day of November, 2015, a copy of the State's Petition to Secure the Attendance of Prisoner Witness from the Commonwealth of Pennsylvania mailed and e-mailed to:

Joseph Murtha
Murtha, Psoras & Lanasa, LLC
1301 York Road, Suite 200
Lutherville, Maryland 21093
(410) 583-6969
jmurtha@mpllawyers.com
Attorney for Officer William Porter

Gary Proctor
Gary E. Proctor, LLC
8 E. Mulberry St.
Baltimore, MD 21202
410-444-1500
garyeproctor@gmail.com
Attorney for Officer William Porter

Respectfully submitted,

Marilyn J. Mosby



John A. Butler (#113431)
Assistant State's Attorney
120 East Baltimore Street
The SunTrust Bank Building
Baltimore, Maryland 21202
(443) 984-6145 (telephone)
(443) 984-6256 (facsimile)
jbutler@statorney.org