

No. 2015-3-M.P.
(P2/14-1868AG)

James Lawrence :
v. :
State of Rhode Island. :

ORDER

This is a petition for writ of habeas corpus wherein the petitioner asserts entitlement to bail pursuant to the provisions of G.L.1956 § 12-13-7, more than six months having elapsed from the date he was arraigned and ordered held without bail. This Court has held, however, that the six-month period within which a defendant must be tried or bailed under the cited statute commences when the defendant demands a trial. See In re Deslovers, 35 R.I. 248, 86 A. 657 (1913) and Bridges v. Superior Court, 121 R.I. 101, 396 A.2d 97 (1978). In this case, the petitioner's speedy-trial demand was filed on August 12, 2014. Therefore the statutory six-month period has not yet run.

Accordingly, the petition for writ of habeas corpus is denied.

Entered as an Order of this Court this 13th day of *January 2015*.

By Order,

_____/s/_____
Clerk



RHODE ISLAND SUPREME COURT CLERK'S OFFICE

Clerk's Office Order/Opinion Cover Sheet

TITLE OF CASE: James Lawrence v. State of Rhode Island.

CASE NO: No. 2015-3-M.P.

COURT: Supreme Court

DATE ORDER FILED: January 13, 2015

JUSTICES: Suttell, C.J., Goldberg, Flaherty, Robinson, and Indeglia, JJ.

WRITTEN BY: N/A – Court Order

SOURCE OF APPEAL: Providence County Superior Court

JUDGE FROM LOWER COURT:
Associate Justice Robert D. Krause

ATTORNEYS ON APPEAL:
For Petitioner: John F. Cicilline, Esq.
For State: Joseph J. McBurney
Department of Attorney General