

2001

# The State of Utah v. Vaughn Taylor : Reply Brief

Utah Supreme Court

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BRIGHAM YOUNG UNIVERSITY  
J. Reuben Clark Law School

IN THE SUPREME COURT OF THE STATE OF UTAH

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THE STATE OF UTAH	:	
	:	
Plaintiff-Respondent,	:	
	:	
vs.	:	
	:	
VAUGHN TAYLOR,	:	Case No. 13760
	:	
Defendant-Appellant	:	

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REPLY BRIEF OF DEFENDANT-APPELLANT

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APPEAL FROM A JUDGEMENT OF THE THIRD JUDICIAL DISTRICT COURT, IN AND FOR SALT LAKE COUNTY, STATE OF UTAH, THE HONORABLE BRYANT H. CROFT, JUDGE, PRESIDING.

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FILED

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Clerk, Supreme Court, Utah

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Clearly the responsibility of trying the case within the ninety (90) days is upon the prosecutor. Our Supreme Court in State v. Wilson, 22 Utah 2d 361, 453 P.2d 158 (1969) said at 363:

"We are of the opinion that the defendant by remaining silent or by failint to request an earlier setting did not lose the protection of the statute. It is apparent that the legislature intended to place the burden of complying with the statute upon the prosecutor. The State's attorney, within the 90-day period, for good cause could have moved for a continuance beyond the period proscribed."

Respectfully submitted,

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