

COPY

THE STATE OF NEW HAMPSHIRE  
Keene District Court

Cheshire, SS

January term 2009

State of New Hampshire

v.

Ian Bernard

**Supplement to Motion to Show Cause**

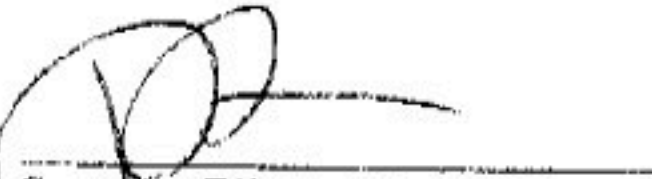
**NOW COMES** the State of New Hampshire by and through Sergeant Eliezer Rivera Police Prosecutor for the Keene Police Department to provide the Honorable Court a supplemental update to the State's Motion to Show Cause on the above matter.

1. The State has reviewed its own video recording of the civil disobedience act on January 10, 2009 and has developed new information that may indicate that Ian Bernard was in possession of marijuana on January 10, 2009.
2. The video recording made by the Keene Police Department shows Ian Bernard holding a substance in his hand, transfer it to another individual, subsequently the substance is transferred among others at Railroad Square. Video cameras from attendees appear to record others holding the substance, but it also appears that the video cameras do not record when Ian Bernard is holding the substance.
3. The State has also reviewed the Motion to Quash filed by Ian Bernard and disagrees with statements made and demands sought by Ian Bernard in said motion.
4. That, upon receiving the Motion to Quash, the State reviewed all the evidence to determine whether to pursue the Motion to Show Cause. During review of the evidence, the State has developed new information that shows Ian Bernard actually holding a substance during the civil disobedience, which the State believes to be marijuana.

5. This particular act on behalf of Ian Bernard does indicate his active participation and not just a mere spectator or a media representative reporting on a Civil Disobedience Act against an unfair Drug Policy by James A. Carroll on January 10, 2009.
  
6. That, the State will not pursue charges against Ian Bernard for Criminal Liability for the Conduct of Another or Unlawful Possession of a Controlled Drug, but does believe the conduct by Ian Bernard is contemptuous and contrary to the conditions of Good Behavior.

Respectfully submitted,

**THE STATE OF NEW HAMPSHIRE**



---

Sergeant Eliezer Rivera  
Police Prosecutor  
Keene Police Department