

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.

SUPERIOR COURT NORTHERN DISTRICT  
DOCKET NO. 216-2022-CR-00039

STATE OF NEW HAMPSHIRE

V.

KAYLA MONTGOMERY

**MOTION TO RECONSIDER/REOPEN BAIL ISSUE**

NOW COMES Defendant, Kayla Montgomery, by and through counsel, Paul J. Garrity, and respectfully asks this Court (Messer, J.) to reconsider/reopen her bail issue.

In support of this within Motion, the Defendant states as follows:

1. The Defendant is charged in this Court with Felony Public Welfare; Failure to Disclose; \$1500+. A bail hearing was held on January 6, 2022 and the issue of bail was taken under advisement. Bail was set by this Court at \$5,000.00 case or corporate surety.
2. However, on January 7, 2022, the undersigned counsel was informed by Attorney Jesse O'Neil from the Attorney General's Office that his office received information that indicates that the Class A Felony of Welfare Fraud is unfounded, although a lesser charge or charges may be warranted.
3. As the Defendant is no longer going to be charged with a Class A Felony, the Defendant submits that the issue of bail should be reopened.
4. The undersigned counsel informed Attorney Jesse O'Neil of the Attorney General's Office that he would be filing this within motion to reopen the bail issue.

WHEREFORE, the Defendant, Kayla Montgomery, requests that this Honorable Court reconsider/reopen the issue of bail in her case.

Respectfully submitted  
Kayla Montgomery,  
By her Attorney,

Date: January 10, 2022

/s/ Paul J. Garrity  
Paul J. Garrity, Bar No. 905  
14 Londonderry Road  
Londonderry, NH 03053  
Phone: 603-434-4106  
FAX: 603-437-6472  
[garritylaw@myfairpoint.net](mailto:garritylaw@myfairpoint.net)

**CERTIFICATE OF SERVICE**

I, Paul J. Garrity, herein certify that on this 10<sup>th</sup> day of January, 2022, a copy of the within Motion was e-filed for all parties involved.

Date: January 10, 2022

/s/ Paul J. Garrity  
Paul J. Garrity