

**STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT**

STATE OF NEW MEXICO,

Plaintiff,

vs.

No. D-202-CR-2026-00405

TIMOTHY BUSFIELD,

Defendant.

DEFENDANT’S MOTION TO EXCEED PAGE LIMITS

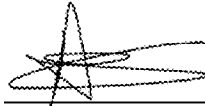
Defendant Timothy Busfield, by and through undersigned counsel, respectfully moves this Court pursuant to LR2-116(B) NMRA for leave to file his Motion to Quash Grand Jury Indictment in excess of the ten-page limit. In support, Defendant states:

1. Defendant seeks to file a Motion to Quash the Indictment returned by the grand jury convened on February 5, 2026, on the grounds that the grand jury prosecutor committed multiple structural violations of the grand jury statutes that independently and cumulatively require dismissal.
2. The grand jury proceedings lasted several hours. The State called one witness, Detective Marvin Cook Brown, and Mr. Busfield exercised his statutory right to testify. The resulting transcript exceeds 230 pages.
3. The Motion identifies multiple independent structural violations — including two misstatements of New Mexico law, a sustained adversarial cross-examination of the target in violation of the prosecutor’s duty of neutrality, and the suppression and mischaracterization of exculpatory evidence Mr. Busfield sought to present through his testimony — each of which requires separate factual development grounded in the grand jury transcript and the mischaracterized evidence.

4. Because each violation is independently sufficient to require dismissal, Defendant cannot consolidate the argument without sacrificing the record support that establishes each claim. The complexity of the record and the number of independent grounds for relief necessitate a motion of 31 pages.
5. The Motion is accompanied by approximately 276 pages of exhibits, the substantial majority of which consists of the grand jury transcript.
6. This State opposes this relief requested in this Motion.

Defendant respectfully requests that the Court enter an order permitting him to file his Motion to Quash Grand Jury Indictment not to exceed 31 pages.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on June 8, 2026, I filed the foregoing through the New Mexico Electronic Filing system, which caused all counsel of record to be served by electronic means.

/s/ Amber Fayerberg
Amber Fayerberg
Counsel for Defendant