

## **BAIL APPEALS & CHALLENGES TO CONDITIONS OF RELEASE**

### **CONDITIONS OF RELEASE**

State v. Tavis, 2009 VT 63

Reversal of Judge Toor's denial of a motion to dismiss a VCR for contacting the victim while he was held for lack of bail. Neither the form nor the judge ever gave the defendant notice that the no-contact provisions applied while he was incarcerated.

State v. Patten, 2005-373

Imposition of absolute curfew as condition of pre-trial release was not reasonably necessary to protect the public.

#### **Severe Conditions of Release Reversed**

State v. Forney, 2004-396

Stipulation

State v. Forney, 2004-504

#### **Failure to Make Findings for Imposition of Bail**

State v. Williams, 2007-067

### **BAIL REVERSALS**

State v. Dixon, 2007-066

\$100,000 bail reversed where no relationship was found between risk of flight and bail amount.

State v. Waterman-Danyow, 2007-182

\$100,000 bail not supported by the record.

State v. Watson, 2007-352

\$750,000 bail not supported by the record

State v. Memoli, 2008-213, 956 A.2d 575

\$750,000 bail reversed where court failed to find defendant's conduct satisfied all elements of offense and court failed to consider any evidence regarding conditions of release.