

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

COMMONWEALTH

v.

WESLEY CLAY SMITH,

Defendant.

MI-2005-0001559

**NOTICE OF NON-PARTY JACK D. DALE'S
MOTION TO QUASH TRIAL SUBPOENA**

PLEASE TAKE NOTICE that on Tuesday, October 4, 2005 at 8:30 a.m., or as soon thereafter as counsel may be heard, non-party Jack D. Dale, by counsel, shall appear before the Calendar Control Judge to schedule a hearing on his Motion to Quash the trial subpoena served upon him by Defendant Wesley Clay Smith.

Respectfully submitted,

JACK D. DALE

By: _____

Counsel

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