VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

COMMONWEALTH OF VIRGINIA	)	CRIMINAL NO. 102888
VERSUS	)	
LEE BOYD MALVO a/k/a John Lee Malvo	)	INDICTMENT - CAPITAL MURDER (2 Counts) and USING A FIREARM IN THE COMMISSION OF A FELONY

On April 28, 2003, Robert F. Horan, Jr., the Commonwealth's Attorney, Raymond Morrogh, Deputy Commonwealth's Attorney, LEE BOYD MALVO a/k/a John Lee Malvo, the Defendant, and Michael S. Arif, Craig S. Cooley, Mark Petrovich and Thomas Walsh, Counsel for the Defendant, appeared before this Court. The Defendant is indicted for the felonies of CAPITAL MURDER (2 Counts) and USING A FIREARM IN THE COMMISSION OF A FELONY and he appeared while in custody.

This case came before this Court today for hearing on the Defendant's Motion to Suppress.

After hearing evidence and argument, the Court, being of the opinion that this matter could not be completed today, continued this to April 29, 2003 at 10:00 a.m.

The Defendant was remanded to the custody of the Sheriff.

Entered on April 29, 2003.

JUDGE JANE MARUM ROUSH

R/dmr
2888