

The Virgin Islands Consortium

Blyden Rape Allegation Dismissed Document

PictureSque / **Published On July 09, 2017 12:47 PM /**

Ernice Gilbert **July 09, 2017**

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- 3) The People are aware that the allegations are very serious, but show that there is more than reasonable doubt of the defendant. The People have not yet received a written report from the FBI. In verbal statements the People request that the matter be dismissed without prejudice, at least until a final report is received.

Wherefore, the People request that this matter be dismissed without prejudice.

RESPECTFULLY SUBMITTED

VINCENT F. FRAZER
Attorney General

DATED: Sept 7, 2007 BY: [Signature]

DOUGLAS DICK, ESQ.
Assistant Attorney General
Family/ Special Victims Unit

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that an exact copy of the foregoing Motion and Order was mailed to Joseph Mingolla Esq., PO Box 11550, St. Thomas, VI 00802.

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

PEOPLE OF THE VIRGIN ISLANDS,)

Plaintiff,)

vs.)

MARVIN BLYDEN,)

Defendant.)

Criminal No. 137/07

ORDER

THIS MATTER is before the Court the People's "Motion to Dismiss with Prejudice." Based upon the Appellate Division of the District Court's decision dated February 24, 2006, in *In re Government of the Virgin Islands*, [REDACTED] D.C. Civ. App. No. 2004-69, this Court will construe the "Statement of Nolle Prosequi." Accordingly, it is hereby

ORDERED, that this matter shall be closed and removed from the Court and it further

ORDERED, that any bail posted by or on behalf Defendant shall be returned and it is further

ORDERED, that a copy of this Order shall be served on the People of the Virgin Islands, Marvin Blyden and copies directed to Attorney Joseph Mingolla and Assistant Attorney Douglas Dick.

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

PEOPLE OF THE VIRGIN ISLANDS,

Plaintiff,

v.

ARVIN BLYDEN

Defendant

CRIM. NO. F 137/06

MOTION TO DISMISS

COMES NOW, the People of the Virgin Islands by and through its undersigned counsel, Douglas Dick, Esquire, and respectfully moves this Honorable Court to dismiss this matter and states as follows:

- 1) That counsel spoke with the DNA examiner, Tina Delgado from the FBI, who told counsel that Mr. Blyden has been excluded as the source of the semen recovered from the panties of the victim. The FBI's final report has not yet been written and will not be available for two to three weeks. Ms. Delgado stated that the vaginal swabs came out negative for semen.
- 2) That Sgt. Sherry Ann Hughes interviewed the victim, S.P. she

