

CONFIDENTIAL

As to the 15th Ground. While submitting that the same does not constitute an extraordinary case, even if true, the State says that this ground, among other grounds, in view of the facts as shown by the affidavit of Ivy Jones, which will be set out and shown to the Court, shows the methods being pursued and the lack of good faith on the part of movant, and shows conclusively that the motion for a new trial was not a bona fide motion filed upon newly discovered evidence, but was merely a motion for the purpose of delay. The following is a ~~copy of the~~ affidavit of the said Ivy Jones, which fully disposes of the allegations made by the movant?