

IN THE COURT OF CRIMINAL APPEALS OF THE STATE OF OKLAHOMA

FILED
IN COURT OF APPEALS
STATE OF OKLAHOMA

APR 27 2017

MICHAEL S. RICHIE
CLERK

STATE OF OKLAHOMA,)

Appellant,)

v.)

ROBERT CHARLES REDHAT,)

Appellee.)

No. S-2016-595

ORDER GRANTING APPELLEE'S
MOTION TO DISMISS APPEAL

The State of Oklahoma, Appellant, filed this appeal from an order of the District Court of Blaine County granting the defendant's motion to dismiss Case No. CF-2015-92 based upon due process and speedy trial violations. The Appellee filed a motion to dismiss this appeal claiming there is no constitutional or statutory authority for the State to appeal the District Court's ruling.

This Court directed the State to respond to the Appellee's motion to dismiss. *State v. Redhat*, No. S-2016-595 (Okl.Cr. February 22, 2017). The State has not responded. Therefore, this appeal should be, and is hereby, **DISMISSED**. Pursuant to Rule 3.15, *Rules of the Oklahoma Court of Criminal Appeals*, Title 22, Ch.18, App. (2017), the MANDATE is ORDERED issued forthwith upon the filing of this decision with the Clerk of this Court.

IT IS SO ORDERED.

WITNESS OUR HANDS AND THE SEAL OF THIS COURT this 27th day
of April, 2017.



GARY L. LUMPKIN, Presiding Judge



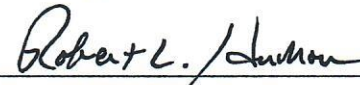
DAVID B. LEWIS, Vice Presiding Judge

NOT PARTICIPATING

ARLENE JOHNSON, Judge



CLANCY SMITH, Judge



ROBERT L. HUDSON, Judge

ATTEST:



Clerk

RA