

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPREME JUDICIAL COURT
FOR SUFFOLK COUNTY
No. SJ-2010-0146

Taunton District Court
No. 0931MH0330

HELEN KIRK

vs.

JUDGE KEVIN SULLIVAN and DISTRICT ATTORNEY TIMOTHY CRUZ

RESERVATION AND REPORT

This case came before me on the Petitioner's Petition pursuant to G.L. c. 211, sec. 3. I reserve and report this case without decision for determination by the Supreme Judicial Court for the Commonwealth. The issue to be addressed by the Full Court:

- 1) Whether the trial court can open a commitment hearing, pursuant to G.L. c. 123, sec. 16(e), to the public.

The record before the Full Court shall consist of the following:

- 1) the Petition;
- 2) the Commonwealth's Opposition;
- 3) the docket sheet in SJ-2010-0146; and
- 4) this Reservation and Report.

The Petitioner is designated the appellant and the

Commonwealth is designated the appellee. The parties shall confer with the Clerk of the Supreme Judicial Court for the Commonwealth regarding the service and filing of briefs. This matter shall proceed in all respects in conformance with the Massachusetts Rules of Appellate Procedure.


Judith A. Cowin
Associate Justice

ENTERED: April 12, 2010