

APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

07AC 0047

PAGE

of

Trial Court of Massachusetts
District Court Department



I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused **HAS NOT BEEN ARRESTED** and the charges involve:

- ONLY MISDEMEANOR(S), I request a hearing **WITHOUT NOTICE** because of an imminent threat of
 BODILY INJURY COMMISSION OF A CRIME FLIGHT **WITH NOTICE** to accused.
 ONE OR MORE FELONIES, I request a hearing **WITHOUT NOTICE** **WITH NOTICE** to accused.
 WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

Worcester District Court
50 Harvard Street
Worcester, MA. 01608

ARREST STATUS OF ACCUSED

HAS **HAS NOT** been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS

Sarah Loy
148 Lovell St.
Worcester MA

BIRTH DATE

SOCIAL SECURITY NUMBER

PCF NO.

MARITAL STATUS

M

DRIVERS LICENSE NO.

STATE

GENDER
F

HEIGHT

WEIGHT

EYES

HAIR RACE C COMPLEXION SCARS/MARKS/TATTOOS

BIRTH STATE OR COUNTRY

DAY PHONE

508 575 5927

EMPLOYER/SCHOOL

MOTHER'S MAIDEN NAME (FIRST MI LAST)

FATHER'S NAME (FIRST MI LAST)

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST)

Shan L. Worthington

COMPLAINANT TYPE

POLICE CITIZEN OTHER

PD

ADDRESS

Mass Family Institute
100 Sylvan Road, Suite 625
Woburn, MA 01801

PLACE OF OFFENSE

in front of City Hall

INCIDENT REPORT NO.

OBTN

CITATION NO(S).

OFFENSE CODE

272 40

DESCRIPTION

Disturbing a lawful assembly

OFFENSE DATE

Dec 16, 2006

VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual)

OFFENSE CODE

DESCRIPTION

OFFENSE DATE

VARIABLES

OFFENSE CODE

DESCRIPTION

OFFENSE DATE

VARIABLES

REMARKS

COMPLAINANT'S SIGNATURE
Shan L. Worthington

DATE FILED

COURT USE ONLY

A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON

DATE OF HEARING

10-29-07

AT

TIME OF HEARING

2pm

COURT USE ONLY

DATE

PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)

CLERK/JUDGE

NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:

NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:

HEARING CONTINUED TO:

APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE:

- IMMINENT THREAT OF BODILY INJURY CRIME FLIGHT BY ACCUSED
 FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE
 FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION

DATE

COMPLAINT TO ISSUE

COMPLAINT DENIED

CLERK/JUDGE

STATEMENT OF FACTS IN SUPPORT OF APPLICATION FOR CRIMINAL COMPLAINT	APPLICATION NO. (court use only)	PAGE ___ OF ___	Trial Court of Massachusetts District Court Department
The undersigned alleges the following as a <input checked="" type="checkbox"/> full or <input type="checkbox"/> partial statement of the factual basis for the offense(s) for which a criminal complaint is sought.		COURT DIVISION Worcester	
<p>I, Shanli Worthington, on behalf of the Mass Family Institute, obtained from the City of Worcester a Facility Permit for a rally to be held at the Worcester City Hall Plaza on Dec. 16, 2006 from 1:30pm-2:30pm. No other group or individual had a permit for a rally at that location for the same date and time. The rally was to be held for the purpose of urging the legislature to permit a citizens' petition defining marriage as a union of one man and one woman to go before the people for a vote. A few days before the rally, I was assured by the Worcester City Police that any other groups opposing the rally would be kept apart from the permitted rally.</p> <p>The rally took place at the location and on the date and time stated in the permit. Opposing groups appeared at the site of the rally. I understand from the Police Report that the police told these opposing groups to stay back and not obstruct the rally.</p> <p>While the permitted rally was taking place, and there was a speaker at the podium speaking to the audience, a person (later identified to me as Sarah Loy) entered into the space where the rally was taking place. She stood in front of the podium, between the rally participants and the speaker, blocking the view of the audience.</p>			
(Use additional sheets if necessary)			
PRINTED NAME	SIGNATURE	I AM A:	DATE SIGNED
Shanli Worthington	<i>Shanli Worthington</i>	<input type="checkbox"/> LAW ENFORCEMENT OFFICER <input checked="" type="checkbox"/> CIVILIAN COMPLAINANT OR WITNESS	9/24/07
ADDITIONAL FACTS FOUND BY CLERK-MAGISTRATE / ASST. CLERK / JUDGE BASED ON ORAL TESTIMONY			
<hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/> <hr/>			
REMARKS	SIGNATURE OF CLERK-MAGISTRATE / ASST. CLERK / JUDGE	DATE SIGNED	
	X		

Statement of facts (2/2)

I understand from others that Ms. Loy held up a sign above her head expressing a message directly contrary to that of the rally. I heard Ms. Loy yelling at the rally participants who I understood were urging her to leave the rally site.

I believe that probable cause exists to charge Ms. Loy with violation of M.G.L. c. 272 § 40, that is, she willfully interrupted or disturbed an assembly of people met for a lawful purpose (and who in fact held a lawful permit which I had obtained). I ask that a hearing be held before a Clerk-Magistrate for the purpose of determining whether probable cause exists for charging Ms. Loy with the crime of violating M.G.L. c. 272 § 40.