

Taylor v. State

During his trial on various drug charges, the defendant requested a continuance in order to compel the attendance of a witness who had been the police informant and had set up meetings between the defendant and an undercover officer. The judge denied the motions and the defense appealed. The court rejected the claim, noting that the defense had failed to provide a transcript of the motion hearing or a bill of exceptions in the record on appeal. Holding that where a hearing is held and evidence is presented to determine a motion, the outcome falls within the sound discretion of the hearing judge, the court stated that without a record to examine for error, it would decline to search for an abuse of the judge's discretion based solely upon the allegations made in a motion document.