

Circuit Court for Talbot County
Case No. C-20-CR-20-000023

UNREPORTED
IN THE COURT OF SPECIAL APPEALS
OF MARYLAND

No. 1325

September Term, 2020

VINCENT CANNADY

v.

STATE OF MARYLAND

Fader, C.J.,
Zic,
Moylan, Charles E., Jr.
(Senior Judge, Specially Assigned),

JJ.

PER CURIAM

Filed: January 26, 2022

*This is an unreported opinion, and it may not be cited in any paper, brief, motion, or other document filed in this Court or any other Maryland Court as either precedent within the rule of stare decisis or as persuasive authority. Md. Rule 1-104.

Vincent Cannady, appellant, is currently being prosecuted in the Circuit Court for Talbot County for handgun and firearm offenses. Although Mr. Cannady initially appealed from the court’s denial of an “Application for Leave to File Interlocutory Appeal” and “refusal” to rule on a motion for recusal, he now requests that this Court “[d]ismiss the case against him” for violation of Rule 4-271 (“[t]he date for trial in the circuit court shall be set within 30 days after the earlier of the appearance of counsel or the first appearance of the defendant before the circuit court pursuant to Rule 4-213, and shall be not later than 180 days after the earlier of those events”). But, the actions from which Mr. Cannady appealed do not include the denial of a motion to dismiss for violation of Rule 4-271, and even if the court had issued such a denial, the Court of Appeals has long held “that a pretrial order of a circuit court denying a defendant’s motion to dismiss on speedy trial grounds” is “not a final order and . . . not subject to an appeal before trial.” *Stewart v. State*, 282 Md. 557, 572 (1978). Accordingly, we dismiss the appeal.

**APPEAL DISMISSED. COSTS TO BE PAID
BY APPELLANT.**