

## Rage over trial delay

### Friends frustrated by adjournment

By [NADIA MOHARIB](#), CALGARY SUN

The shocking adjournment of a fatal hit-and-run trial baffled and angered friends of a dead Calgary woman who were among dozens of her supporters who filled a provincial courtroom yesterday.

Alex Migallo, a friend of Lindsay Giacomelli who was killed in a hit-and-run earlier this year, said outside court there is no excuse for the defence delaying the case.

"They had plenty of time," she said. "This is a waste of time and a waste of money and to put the family through all this trauma again is not right. They had nine months."

The trial was set to start yesterday for Colin Jones, 48, who is accused in the fatal hit-and-run of Giacomelli, 20, who was struck in a crosswalk at Bonaventure Dr. S.E. on St. Patrick's Day this past March.

The Crown agreed to have the trial adjourned after the defence requested the case be moved to Court of Queen's Bench, where it would be heard by a judge and jury.

Earlier yesterday, Der was unsuccessful in making an application to Judge Bruce McDonald to adjourn the trial so he could get a psychologist's report on his client.

In an agreed statement of facts, the defence and the Crown said Jones struck the University of Calgary student, stopped momentarily but did not exit his vehicle nor offer any help to the critically hurt woman.

The document said he had one alcoholic drink at the Irish Rugby Club earlier and paid for five drinks on his tab after leaving another pub shortly before the crash.

As doctors fought to save Giacomelli, Jones went home, ordered pizza and watched a Pay-per-View movie with his stepson.

Though Jones has admitted to being behind the wheel, Der said outside court he hopes to prove there was a lawful reason Jones left the scene and the reasons do not fall within the Criminal Code for required intent.

Jones is charged with failing to remain at the scene of an accident. He is free on bail and scheduled to make his next court appearance Feb. 8.