

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
Northern Division

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CR. NO. 2:10cr186-MHT
	)	
MILTON E. McGREGOR, et al.,	)	
	)	
Defendants.	)	

**REPLY OF DEFENDANT MILTON E. McGREGOR TO THE RESPONSE FILED  
BY THE GOVERNMENT TO HIS MOTION TO AMEND THE CONDITIONS  
OF HIS RELEASE UNDER 18 U.S.C. § 3142**

For reply to the Government’s Response, the Defendant Milton E. McGregor respectfully submits that the Government has utterly failed to address the applicable law cited in Defendant McGregor’s Motion and, further, has not even attempted to address the evidence submitted via affidavits from highly respected persons in the community in various areas including law enforcement, education, business, youth and religion.

The Government contends that Defendant McGregor agreed to the conditions that the Court imposed, and that this is a basis for refusing to modify them. While Defendant McGregor agreed to comply with the conditions that the Court imposed (rather than to be detained pending trial), neither he nor his counsel ever agreed (nor were he or his counsel asked to agree) that all the conditions were appropriate. The agreement was to comply with the conditions that the Court announced, not to concede that the conditions were warranted. Therefore, this is no basis for refusing the requested relief.

There is no contention by the Government that Defendant McGregor is a flight

risk. The Government's sole contention relates to an isolated, out of context remark by Defendant McGregor at the time of his arrest. Although the agent may have perceived a verbal threat, no such threat was intended, as is demonstrated by the attached affidavits of Pat McGregor and Mike Johnson. The evidence before this Honorable Court is that Defendant McGregor is a peaceful person who does not present any danger whatsoever to any persons.

**Defendant McGregor respectfully submits under the applicable law and evidence that his motion is due to be granted.**

Respectfully submitted,

s/ Joe Espy, III  
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**CERTIFICATE OF SERVICE**

I hereby certify that on January 18, 2011, I filed the foregoing with the Clerk of the Court using the CM/ECF filing system, and that a copy of same will be served on the below listed counsel of record via such system:

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