

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

UNITED STATES OF AMERICA)
)
 v.) CR. NO. 2:10cr186-MHT
)
 JAMES E. PREUITT)

**UNITED STATES' OPPOSITION TO DEFENDANT PREUITT'S
MOTION FOR A BILL OF PARTICULARS**

The United States of America, through undersigned counsel, hereby opposes defendant Preuitt's motion for a bill of particulars as to the honest services fraud charges alleged in Counts 23 to 33 of the Indictment. Dkt. No. 448. Defendant Preuitt's motion is virtually identical to the motion filed by defendant McGregor, Dkt. No. 359, which the Court denied on February 3, 2011, Dkt. No. 429, the day before defendant Preuitt filed his motion. Other than replacing defendant McGregor's name with his own, defendant Preuitt presents no novel argument concerning his ability to defend against the honest services charges. As such, the government relies on the arguments it made with respect to defendant McGregor's motion, Dkt. No. 386, and the Court should likewise deny defendant Preuitt's motion.

Respectfully submitted,

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Attorney for the United States
Acting Under Authority of 28 U.S.C. § 515

JACK SMITH, Chief
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By: /s/ Eric G. Olshan
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on counsel of record through the Court's electronic filing system this 12th day of February, 2011.

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