

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA

UNITED STATES OF AMERICA)
)
v.) CR. NO. 2:10cr186-MHT
)
QUINTON T. ROSS, JR.)

**MOTION OF QUINTON T. ROSS, JR., TO DISMISS REGARDING
HOBBS ACT CHARGES (18 U.S.C. §§1951 AND 2)**

Quinton T. Ross, Jr., respectfully moves to dismiss Counts 17 and 18 of the Indictment. These are the charges alleging Senator Ross committed extortion under color of official right, and aided and abetted extortion under color of official right, in violation of 18 U.S.C. §1951 (Hobbs Act) and §2 (aiding and abetting). As shown in the accompanying brief, the Indictment “fails ... to state an offense” in these regards as to Senator Ross, Fed. R. Crim. P. 12(b)(3)(B), and accordingly these charges must be dismissed as to him.

Respectfully submitted,

/s/ H. Lewis Gillis
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CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of February, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Mark Englehart
OF COUNSEL