

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

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UNITED STATES OF AMERICA )  
 )  
 v. )  
 )  
 MILTON E. MCGREGOR, )  
 RONALD E. GILLEY, )  
 THOMAS E. COKER, )  
 ROBERT B. GEDDIE JR., )  
 LARRY P. MEANS, )  
 JAMES E. PREUITT, )  
 QUINTON T. ROSS JR., )  
 HARRI ANNE H. SMITH, )  
 JARRELL W. WALKER JR., )  
 and )  
 JOSEPH R. CROSBY. )

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CR. NO. 2:10cr186 – MHT

**JOINT MOTION**

The parties, through undersigned counsel, jointly move the Court to amend its March 4, 2011 Order to state the following<sup>1</sup>:

1. On or before March 10, 2011, the government shall produce to the Court the complete audio recordings that it intends to use, in full or in part, at trial on individual disks. The wiretap recording disks shall be labeled to include the following information: (1) the initials of the defendant whose phone was intercepted and the session number of the recording (e.g., RG 00642); (2) the phone number intercepted; (3) the parties intercepted (if known); (4) the date of the interception; (5) the criminal case number, and (6) the exhibit number. The consensual recording disks shall be labeled to

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<sup>1</sup> Along with the government, defendants McGregor, Gilley, Coker, Geddie, Means, Preuitt, Ross, and Crosby join this motion. The remaining defendants were unable to state their position in advance of this filing due to the short time frame.

- include the following information: (1) the parties intercepted (if known); (2) the date of the interception; (3) the time the interception began (if known); (4) the phone number intercepted (if applicable and known); (5) the criminal case number; and (6) the exhibit number. The government shall produce those audio recordings to the defendants on a single disk, rather than on individual disks, with the file names amended to include the corresponding exhibit numbers.
2. The parties shall submit to the Court hardcopy transcripts of the portions of the audio recordings they intend to use to the Court. However, when submitting transcripts to each other, the parties shall produce the transcript files electronically in Microsoft Word or Word Perfect format to enable electronic comparison of the documents. The parties shall utilize software that tracks changes when revising transcripts so that those changes can be easily identified during the meet-and-confer process. If multiple defendants decide to use the same version of a transcript, they need not produce multiple copies of the same transcript; instead, they may jointly rely upon one transcript produced by a single defendant.
  3. On or before March 17, 2011, the defendants shall file a notice to the government of any accuracy or audibility objections to the government's transcripts and the basis for those objections. On or before March 17, 2011, the defendants shall produce to the government revised electronic versions of any transcript for which they have raised an accuracy objection.
  4. On or before March 24, 2011, the defendants shall produce to the Court the complete audio recordings that they intend to use, in full or in part, at trial on individual disks. The disks shall be labeled as described in paragraph 1. The defendants shall produce

- those audio recordings to the government on a single disk, rather than on individual disks, with the file names amended to include the corresponding exhibit numbers.
5. On or before March 31, 2011, the government shall file a notice to the defendants of any accuracy or audibility objections to the defendants' transcripts and the basis for those objections. On or before March 31, 2011, the government shall produce to the defendants revised electronic versions of any transcript for which it has raised an accuracy objection.
  6. At trial, all parties may use audio and transcripts that have been produced and marked as exhibits by other parties.
  7. At the close of trial, the government and the defendants may prepare and produce disk(s) containing the audio excerpts that were admitted at trial for submission to the jury.

The parties respectfully ask this Court to amend the March 4, 2011 Order to include the above language.

Respectfully Submitted,

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

JACK SMITH  
Chief  
Public Integrity Section

By: /s/ Emily Rae Woods  
Emily Rae Woods  
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Date: March 9, 2011

**CERTIFICATE OF SERVICE**

I certify that on March 9, 2011, notice of the foregoing filing was electronically transmitted to counsel of record via the CM/ECF filing system.

/s/ Emily Rae Woods  
EMILY RAE WOODS