

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

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

**MOTION FOR ORDER CONFIRMING PERMISSIBLE USE
OF WIRETAP RECORDINGS IN TRIAL PREPARATION**

COMES NOW the Defendant, James E. Preuitt, and respectfully moves this Honorable Court to issue an order confirming that his counsel may disclose to any prospective witness the contents of wiretapped conversations to which such prospective witness was a party.

It may be useful, in interviewing prospective witnesses to use the wiretap-recorded conversation that they had. This could entail playing the recording(s), or showing transcript(s), or discussing the contents of such conversations.

The Government has asserted that it is allowed to do this very thing when it interviews witnesses and it is fair and reasonable that the defense should have the same opportunity.

WHEREFORE THE PREMISES considered, the below signed attorney respectfully requests that this Honorable Court grant this Motion.

RESPECTFULLY SUBMITTED this the 24th day of February, 2011.

/s/ Ronald W. Wise
RONALD W. WISE, WIS0904
Attorney for James E. Preuitt
2000 Interstate Park Drive
Suite 105
Montgomery, Alabama 36109
(334) 260-0003
Telephone: (334) 260-0003
Fax: (334) 260-8005
E-Mail: ronwwise@aol.com

CERTIFICATE OF SERVICE

I hereby certify that on February 24, 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:

Peter Ainsworth
Brenda K. Morris
Emily Rae Woods
Lewis Franklin
Steve Feaga

Federal Bureau of Investigation
One Commerce Street, Suite 500
Montgomery, Alabama 36101

G. Doug Jones
Haskell Slaughter Young & Rediker
2001 Park Place North
Suite 1400
Birmingham, Alabama 35203

David McKnight
Baxley, Dillard, Dauphin, McKnight
& Barclift
2008 Third Avenue South
Birmingham, Alabama 35233

H. Lewis Gillis
Thomas Means Gillis & Seay
P.O. Drawer 5058
Montgomery, Alabama 36103

J.W. Parkman, III
Parkman, Adams & White
505 20th Street North, Suite 825
Birmingham, Alabama 35203

Susan G. James
600 South McDonough Street
Montgomery, Alabama 36104

Thomas M. Goggans
2030 East Second Street
Montgomery, Alabama 36106

Joe Espy, III
Drawer 5130
Montgomery, Alabama 36130

Jack Sharman
Lightfoot, Franklin & White
400 20th Street North
Birmingham, Alabama 35203

William N. Clark
Redden Mills & Clark
505 North 20th Street, Suite 940
Birmingham, Alabama 35203

/s/ Ronald W. Wise
OF COUNSEL