

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

**UNITED STATES OF AMERICA,** )

**Plaintiff,** )

**v.** )

**THOMAS E. COKER,** )

**Defendant.** )

**CASE NO. 2:10-cr-186-MHT**

**TOM COKER'S REPLY TO GOVERNMENT RESPONSE  
TO MOTION TO COMPEL ACCESS TO WIRETAP BINDERS**

Comes now Tom Coker, by and through his undersigned counsel, and replies to the Government's Response (Doc. 314) to Coker's Motion to Compel Access to Wiretap Binders (Doc. 304) as follows:

1. The Government does not dispute Coker's entitlement to these documents nor has any Defendant filed an objection, therefore Coker's motion is due to granted.

2. The Government proposes two alternative methods of production. Coker agrees with the Government that the second method is preferable, allowing each of the individuals (McGregor, Gilley and Massey) to produce redacted binders (removing any documents they claim are privileged) rather than appointing a special master.

3. In addition, Coker requests that the individuals produce associated privilege logs.

4. Coker has already received redacted binders from McGregor's counsel.

WHEREFORE, Coker moves this Court to compel the Government to allow him access to the wiretap binders. In the alternative, Coker requests that any Defendant seeking to preserve their privilege claims, be allowed to produce redacted versions of the same along with privilege logs. Coker requests that these binders and logs be produced by January 14<sup>th</sup>.

Respectfully submitted,

/s/ David McKnight

David McKnight

ASB-6258-G63S

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on January 5, 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/ David McKnight

Of Counsel