

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
)
THOMAS E. COKER)

NOTICE OF PROPOSED AGREEMENT

The United States of America, through undersigned counsel, hereby notifies this Honorable Court of the proposed agreement reached by the parties with respect to the appeal filed by Defendant Thomas E. Coker.(Doc. 190) of the Magistrate Judge’s Order (Doc. 138).

The United States and Defendant Coker have reached a proposed agreement regarding the conditions of pretrial release which were imposed on Defendant by the Magistrate Judge and filed on October 15, 2010. Specifically, the parties agree that paragraph (j) or the “no contact” provision of the bond should be revised to say the following:

The defendant must: (1) avoid all contact, directly or indirectly, with any witness related to the subject matter of the indictment with the intent to discuss matters contained in the indictment, unless the communication is made in the presence of the defendant’s counsel and in preparation for trial. This condition does not preclude the defendant from having informal or business communications with any individual regarding matters not alleged in the pending indictment.

Additionally, the United States will concede that the condition of release stated in paragraph (w) pertaining to the recording of contact between the defendant and elected officials, declared candidates for public office and/or registered lobbyists should be rescinded.

The parties understand that this agreement is a proposal which is contingent on the Court’s approval.

Respectfully submitted this the 5th day of November, 2010.

JACK SMITH
Chief, Public Integrity Section

/s/ Louis V. Franklin, Sr.
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CERTIFICATE OF SERVICE

I hereby certify that on November 5, 2010, 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 attorneys of record.

JACK SMITH
Chief, Public Integrity Section

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