

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
Northern Division

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
vs.)
)
MILTON E. McGREGOR, et al.,)
)
 Defendants.)

CR. NO. 2:10cr186-MHT

**NOTICE TO THE COURT AS RELATES TO DEFENDANT
COKER'S MOTION TO COMPEL ACCESS TO WIRETAP BINDERS AND
GOVERNMENT RESPONSE THERETO**

COMES NOW Mr. McGregor through undersigned counsel and hereby notifies the Court of the following arrangements made by undersigned counsel in relation to the four Judges Reports/Binders which have been requested by Mr. Coker.

During the wiretap phase of the Government's investigation, the United States submitted to Judge Hobbs, the authorizing Judge, multiple periodic reports regarding the wiretap interceptions. In connection with these periodic reports, the United States provided for Judge Hobbs' review binders containing computer generated "detailed line sheets" for interceptions it had marked pertinent at or around the time said recording was made. The detailed line sheets contained, among other things, a synopsis of the content of the interceptions, and in some instances, Microsoft transcripts of the conversations in question. Subsequently, a number of interceptions designated as pertinent at the time they were provided in the binders to Judge Hobbs were reclassified as privileged by the Government. Nevertheless, the original binders submitted to Judge Hobbs, which have

been retained by the Government following his review, still contain the detailed line sheets for these now reclassified calls. In that the binders being requested with relation to Mr. McGregor's two cell phones contain what the Government now undisputably agrees are privileged phone calls, Mr. McGregor has objected to the production of the notebooks. However, via e-mail dated December 21, 2010, Defendant McGregor has agreed to provide to all Defendants a redacted version of the Judges Reports from which the privileged calls have been pulled. This solution comports with the second option suggested by the Government in its response to Defendant Coker's Motion to Compel Access to Wiretap Materials (Doc. 310). As of the filing of this Notice, three of the Co-Defendants have requested copies of the redacted Judges Reports and same are being provided to them.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on January 4, 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:

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