

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

UNITED STATES OF AMERICA )  
 )  
 v. ) CR. NO. 2:10cr186-MHT  
 )  
 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 )

**UNITED STATES' OPPOSITION TO DEFENDANT MCGREGOR'S MOTION TO  
AMEND SCHEDULING ORDER**

The United States of America, through undersigned counsel, respectfully requests the Court to deny defendant Milton E. McGregor's request for two weeks to review prospective juror questionnaires. The Court's current Scheduling Order provides the parties with ample time to review the juror questionnaires and to prepare for *voir dire* (Doc. No. 316).

This District's standard practice is to give the parties juror questionnaires the Friday afternoon before a Monday jury selection. In the present case, the Court has afforded the parties a week to review juror questionnaires. The current Scheduling Order provides that the Court will release the juror questionnaires to the parties on Monday, May 30th.<sup>1</sup> Jury selection is scheduled to begin one week later on Monday, June 6<sup>th</sup>.

---

<sup>1</sup>The parties should be aware that Monday, May 30, 2011, is a federal holiday.

The defendant's motion assumes that the combined questions contained on the proposed questionnaires from the Court, the government, and the defense will be combined in one questionnaire to contain over 350 questions. Defendant's Motion at 3. The government finds the defendant's assumption highly unlikely. However, even if defendant is correct, the time frame provided by the Court is sufficient to review the questionnaires in their entirety.

The identity of potential jurors is information that the Court traditionally holds close. For the Court to release juror information to so many parties for longer than a week leaves open the potential for security issues and the breach of juror confidentiality. The Court has taken into consideration the unique circumstances surrounding this case by going outside the standard District practice. The additional time afforded by the Court is more than sufficient.

The defendant's motion should be summarily denied.

Respectfully submitted,

LANNY A. BREUER  
Assistant Attorney General  
Criminal Division  
Attorney for the United States  
Acting Under Authority of 28 U.S.C. § 515

JACK SMITH, Chief  
Public Integrity Section

/s/ Brenda K. Morris  
BRENDA K. MORRIS  
Senior Litigation Counsel  
Public Integrity Section  
U.S. Department of Justice  
1400 New York Ave., N.W., Suite 12100  
Washington, DC 20005  
(202) 514-1412

CERTIFICATE OF SERVICE

I hereby certify that on March 18, 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 attorneys of record.

/s/ Brenda K. Morris  
BRENDA K. MORRIS  
Senior Litigation Counsel  
Public Integrity Section  
U.S. Department of Justice  
1400 New York Ave., NW, Suite 12100  
Washington, DC 20005  
(202) 514-1412