

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA**

UNITED STATES OF AMERICA)
)
v.)
)
QUINTON T. ROSS, JR.)

CR. NO. 2:10cr186-MHT

**QUINTON T. ROSS, JR.'S NOTICE OF APPEAL OF THE MAGISTRATE
JUDGE'S RECOMMENDATION REGARDING MOTIONS TO SUPPRESS**

Quinton T. Ross, Jr., pursuant to Fed. R. Crim. P 59, hereby appeals to the District Court the Recommendation of the Magistrate Judge regarding the various defendants' motions to suppress all evidence consisting of, or derived from intercepted communications (sealed doc. no. 865), specifically including the motion to suppress filed by Mr. Ross (sealed doc. no. 588). Mr. Ross herein specifically renews his motion to suppress (with evidentiary materials) that was addressed by such Recommendation, and incorporates by reference his supporting brief (with evidentiary materials) filed contemporaneously with his motion (on February 12, 2011), as well as his post-hearing briefing (sealed doc. no. 733, filed March 7, 2011).

As grounds for appeal, Mr. Ross adopts and incorporates by reference all objections and supporting arguments asserted by Milton McGregor in Mr. McGregor's appeal of the same Recommendation as filed April 18, 2011, as authorized by this Court during the hearing of April 15, 2011. Mr. Ross also adopts and incorporates by reference all objections and supporting arguments he anticipates will be asserted by Ronald Gilley in Mr. Gilley's expected appeal of such Recommendation, currently due on or before April 20, 2011. Alternatively, as to Mr. Gilley's anticipated objections and supporting arguments, Mr. Ross reserves the right, or otherwise requests leave, to adopt and

incorporate those objections and arguments if and when Mr. Gilley files his appeal. Mr. Ross also relies on and requests the same relief sought by Mr. McGregor in Mr. McGregor's appeal, and which Mr. Ross anticipates Mr. Gilley will seek in Mr. Gilley's appeal.

Respectfully submitted,

H. LEWIS GILLIS (GIL001)
TYRONE C. MEANS (MEA003)

OF COUNSEL:

THOMAS, MEANS, GILLIS & SEAY, P.C.

3121 Zelda Court
Montgomery, Alabama 36103-5058
Telephone: (334) 270-1033
Facsimile: (334) 260-9396
hlgillis@tmgsllaw.com
tcmeans@tmgsllaw.com

/s/ Mark Englehart
MARK ENGLEHART (ENG007)

OF COUNSEL:

ENGLEHART LAW OFFICES

9457 Alysbery Place
Montgomery, Alabama 36117-6005
Telephone: (334) 782-5258
Facsimile: (334) 270-8390
jminglehart@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of April, 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 the following:

<p>Louis V. Franklin, Sr. Assistant U. S. Attorney 131 Clayton Street Montgomery, Alabama 36104 Louis.franklin@usdoj.gov</p> <p>Stephen P. Feaga U.S. Attorney's Office P.O. Box 197 Montgomery, AL 36101-0197 Steve.feaga@usdoj.gov</p> <p>Justin V. Shur Peter J. Ainsworth Brenda Morris Eric Olshan Barak Cohen Emily Rae Woods U.S. Department of Justice Public Integrity Section 1400 New York Avenue-NW 12th Floor Washington, DC 20005 Justin.Shur@usdoj.gov Peter.Ainsworth@usdoj.gov Brenda.Morris@usdoj.gov Eric.olshan@usdoj.gov Barak.cohen@usdoj.gov Rae.woods@usdoj.gov</p> <p>Robert D. Segall David Martin Shannon Holliday Clayton R. Tartt Ashley N. Penhale COPELAND, FRANCO, SCREWS & GILL, P.A. P.O. Box 347 Montgomery, Alabama 3610 1-0347 segall@copelandfranco.com</p>	<p>Joe C. Espy, III William M. Espy Benjamin J. Espy MELTON, ESPY & WILLIAMS, PC P.O. Box Drawer 5130 Montgomery, AL 36103 jespy@mewlegal.com wespy@mewlegal.com bespy@mewlegal.com</p> <p>Fred D. Gray Walter E. McGowan GRAY, LANGFORD, SAPP, McGOWAN, GRAY, GRAY & NATHANSON, P.C. P.O. Box 830239 Tuskegee, AL 36083-0239 fgray@glsmgn.com wem@glsmgn.com</p> <p>David McKnight William J. Baxley Joel E. Dillard Baxley, Dillard, Dauphin, McKnight & Barclift 2008 Third Avenue South Birmingham, AL 3523 dmcknight@bddmc.com bbaxley@bddmc.com jdillard@bddmc.com</p> <p>Brett M. Bloomston Joseph J. Basgier, III Bloomston & Basgier 1330 21st Way South, Suite 120 Birmingham, AL 35235 brettbloomston@hotmail.com joebasgier@gmail.com</p>
---	--

<p>martin@copelandfranco.com holliday@copelandfranco.com tartt@copelandfranco.com penhale@copelandfranco.com</p> <p>Sam Heldman THE GARDNER FIRM, P.C. 2805 31st Street NW Washington, DC 20008 sam@heldman.net</p> <p>James W. Parkman, III Richard Martin Adams William C. White, II Parkman, Adams & White 505 20th Street North, Suite 825 Birmingham, AL 35203 parkman@parkmanlawfirm.com adams@parkmanlawfirm.com wwhite@parkmanlawfirm.com</p> <p>Susan G. James Denise A. Simmons Susan G. James & Associates 600 S. McDonough Street Montgomery, AL 36104 sgjamesandassoc@aol.com dsimlaw@aol.com</p> <p>Thomas M. Goggans Attorney at Law 2030 East Second Street Montgomery, AL 36106 tgoggans@tgoggans.com</p> <p>Samuel H. Franklin Jackson R. Sharman, III LIGHTFOOT, FRANKLIN & WHITE, L.L.C. The Clark Building 400 North 20th Street Birmingham, AL 35203 sfranklin@lightfootlaw.com jsharman@lightfootlaw.com</p> <p>James D. Judkins</p>	<p>William N. Clark Stephen W. Shaw William Mills Redden Mills & Clark 505 North 20th Street, Suite 940 Birmingham, AL 35203 wnc@rmclaw.com sws@rmclaw.com whm@rmclaw.com</p> <p>Ron W. Wise Attorney at Law 200 Interstate Park Drive, Suite 105 Montgomery, AL 36109 ronwise@aol.com</p> <p>G. Douglas Jones Thomas J. Butler Anil A. Mujumdar Haskell Slaughter Young & Rediker, LLC 1400 Park Place Tower 2001 Park Place Birmingham, AL 35203 Phone: (205) 251-1000 gdj@hsy.com tb@hsy.com aam@hsy.com</p> <p>Sandra Payne Hagood (ASB-0360-S73H) 7660 Fay Avenue Suite H-526 LaJolla, CA 92307 sandra@hagoodappellate.com</p> <p>Jeremy S Walker Haskell Slaughter Young & Gallion, LLC 305 South Lawrence Street Montgomery, Alabama 36104 jsw@hsy.com</p> <p>Joshua L. McKeown The Cochran Firm Criminal Defense- Birmingham LLC 505 20th Street North Suite 825 Birmingham, AL 35203</p>
---	---

<p>Larry Dean Simpson Judkins, Simpson, High & Schulte P.O. Box 10368 Tallahassee, FL 32302 jjudkins@readyfortrial.com lsimpson@readyfortrial.com</p>	<p>jmckeown@parkmanlawfirm.com Jeffery Clyde Duffey Law Office of Jeffery C. Duffey 600 South McDonough Street Montgomery, AL 36104 jcduffey@aol.com</p>
---	--

/s/ Mark Englehart
MARK ENGLEHART