

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

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CR. NO. 2:10cr186-MHT
	)	
MILTON E. McGREGOR,	)	
	)	
Defendant.	)	

**DEFENDANT MILTON E. McGREGOR’S OPPOSITION  
TO UNITED STATES’ MOTION FOR LEAVE TO AMEND THE  
GOVERNMENT’S WITNESS AND EXHIBIT LISTS**

COMES NOW, the Defendant Milton E. McGregor and opposes the Government’s motion for leave to amend its witness and exhibit lists.

The Government should know at this time its potential witnesses and the Government should not be allowed to amend its witness list approximately twelve days before the trial of this case. It is the undersigned’s recollection that the Government previously requested witnesses be filed approximately two weeks before trial and that the Court did not concur with such unreasonable request. This is simply another attempt by the Government to untimely file their witness list when the Government has certainly had more than sufficient time to be prepared to be comply with the Court’s existing Scheduling Order.

Defendant McGregor also opposes any amendment to the exhibit list of the Government unless the Government can show in good faith that it could not obtain the

documents any earlier. When Defendant McGregor previously brought up a very similar situation, it is the undersigned's recollection that the Court made it clear that these matters should be taken care of in advance so as not to untimely cause any delays in the trial.

The Government has not shown any reasonable basis for any untimely filings in regard to its witness and/or exhibit lists. Accordingly, Defendant Milton E. McGregor requests that the Government's motion be denied.

Respectfully submitted,

    s/ Joe Espy, III      
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#### CERTIFICATE OF SERVICE

I hereby certify that on November 14, 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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