

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

UNITED STATES OF AMERICA            )  
  )  
v.    )  
  )  
JARRELL W. WALKER                    )  
  )

CRIMINAL ACTION NO.  
2:10-cr-186-MHT

**ORDER**

Defendant Jarrell W. Walker moves this Court for entry of an order quashing the Subpoena issued by the Government to the Custodian of Records of MMV Consulting on June 30, 2011 (Doc. 1359, filed 7/5/11). It is hereby **ORDERED** that the motion is **DENIED** without prejudice.

The subpoena in question seeks the following:

All original records for MMV Consulting, LLC from 1997 to present, relating to Ronnie Gilley (to include all his (Gilley's) personal and or other business entities), Claude Graham, Ted Graham, Graham Brothers Construction Co., Specialized Services, Inc., and the State of Georgia Ethics Commission, including but not limited to, any correspondence, engagement letters, expenditures, invoices, and payments.

*See* Doc 1359 at 1. Walker's request to quash the subpoena is based on the subpoena being unduly burdensome and oppressive for multiple reasons. First, Walker asserts that the subpoena is unduly burdensome and oppressive with respect to its temporal scope because the documents sought range from 1997 to present while the charged conspiracy took place from 2009-2010. *Id.* Second, Walker asserts that the subpoena is unduly burdensome and

oppressive with respect to its topical scope. *Id.* at 2. Walker asserts that the subpoena is improper, and that much of the sought information is already in the Government's possession provided by Walker personally. *Id.* Lastly, Walker asserts that the subpoena is unduly burdensome with respect to the time constraints resulting from the short notice being given over a holiday weekend. *Id.*

A hearing was convened on the matter on July 7, 2011. At the hearing, the parties indicated they are currently working together to resolve this matter on mutual terms. Counsel for Walker also stated on the record that the Court could deny this motion without prejudice which allows them the opportunity to re-file if a resolution is not reached in a timely manner.

DONE this 7th day of July, 2011.

/s/Terry F. Moorer  
TERRY F. MOORER  
UNITED STATES MAGISTRATE JUDGE