

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

UNITED STATES OF AMERICA, \*

V. \* CRIMINAL ACTION NO:  
2:10cr186-MHT

HARRI ANNE SMITH, \*

DEFENDANT. \*

**DEFENDANT SMITH'S MOTION FOR ACQUITTAL**

Comes now the defendant, Harri Anne H. Smith, and asks this Court to enter a Judgment of Acquittal pursuant to Rule 29(c), F.R.Crim.P. as to Counts 1, 14, 26, 33, 34, 35, 36, and 37 as well as the forfeiture allegations contained within the indictment, as there was insufficient evidence for any reasonable jury to convict Smith.

Smith adopts and incorporates each and every ground previously set forth by Smith during the trial of this matter. Smith further adopts and incorporates each and every ground previously raised by co-defendants during the trial of this matter, as well as any ground raised by a co-defendant post-trial. Smith also specifically adopts all arguments of her former co-defendants Ross and Geddie, including those related to the Grand Jury.

As the evidence presented could not reasonably prove each element of the remaining charged offenses to a reasonable juror beyond a reasonable doubt, a judgment for acquittal should be entered in Smith's favor.

WHEREFORE, Defendant Smith prays this Court will grant her motion as requested herein.

Dated this the 25<sup>th</sup> day of August, 2011.

s/ William C. White, II  
WILLIAM C. WHITE, II  
ATTORNEY FOR  
HARRI ANNE SMITH

Of Counsel:  
Parkman, Adams & White, LLC  
505 20<sup>th</sup> Street North  
Suite 825  
Birmingham, AL 35203  
(205) 244-1920  
[wwhite@parkmanlawfirm.com](mailto:wwhite@parkmanlawfirm.com)

**Certificate of Service**

I hereby certify that I have electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will serve a copy of same upon the following counsel of record by email on this the 25<sup>th</sup> day of August, 2011:

**Notice electronically mailed by CM/ECF system to:**

Ashley Nicole Penhale [penhale@copelandfranco.com](mailto:penhale@copelandfranco.com),  
[bryan@copelandfranco.com](mailto:bryan@copelandfranco.com)

Barak Cohen [barak.cohen@usdoj.gov](mailto:barak.cohen@usdoj.gov), barakcohenaccount@gmail.com

Benjamin Joseph Espy [bespy@mewlegal.com](mailto:bespy@mewlegal.com), [wroberts@mewlegal.com](mailto:wroberts@mewlegal.com)

Brenda K Morris [Brenda.Morris@usdoj.gov](mailto:Brenda.Morris@usdoj.gov)

Clayton Rushing Tartt [tartt@copelandfranco.com](mailto:tartt@copelandfranco.com),

Edward T Kang [edward.kang3@usdoj.gov](mailto:edward.kang3@usdoj.gov)

Emily Rae Woods [rae.woods@usdoj.gov](mailto:rae.woods@usdoj.gov)

Eric Olshan [eric.olshan@usdoj.gov](mailto:eric.olshan@usdoj.gov)

Fred Sr. D. Gray [fgray@glsmgn.com](mailto:fgray@glsmgn.com)

Henry Lewis Gillis [hlgillis@tmglaw.com](mailto:hlgillis@tmglaw.com), [lksteele@tmglaw.com](mailto:lksteele@tmglaw.com),  
[tvenice@tmglaw.com](mailto:tvenice@tmglaw.com)

James David Martin [martin@copelandfranco.com](mailto:martin@copelandfranco.com),  
[moseley@copelandfranco.com](mailto:moseley@copelandfranco.com)

James P Judkins [jjudkins@readyfortrial.com](mailto:jjudkins@readyfortrial.com), [fsnavely@readyfortrial.com](mailto:fsnavely@readyfortrial.com)

James Woodfin Parkman , III [parkman@parkmanlawfirm.com](mailto:parkman@parkmanlawfirm.com)

Jeffery Clyde Duffey [jcduffey@aol.com](mailto:jcduffey@aol.com), [jcduffey@bellsouth.net](mailto:jcduffey@bellsouth.net)

John Mark Englehart [jmenglehart@gmail.com](mailto:jmenglehart@gmail.com)

Joseph Cleodus Espy , III [jespy@mewlegal.com](mailto:jespy@mewlegal.com), [thead@mewlegal.com](mailto:thead@mewlegal.com)

Justin V. Shur [justin.shur@usdoj.gov](mailto:justin.shur@usdoj.gov), [debbie.shaw@usdoj.gov](mailto:debbie.shaw@usdoj.gov)

Larry Dean Simpson [lsimpson@readyfortrial.com](mailto:lsimpson@readyfortrial.com),  
[fsnavely@readyfortrial.com](mailto:fsnavely@readyfortrial.com)

Louis V. Franklin , Sr [louis.franklin@usdoj.gov](mailto:louis.franklin@usdoj.gov), [debbie.shaw@usdoj.gov](mailto:debbie.shaw@usdoj.gov)

Robert David Segall [segall@copelandfranco.com](mailto:segall@copelandfranco.com),  
[bryan@copelandfranco.com](mailto:bryan@copelandfranco.com)

Ronald Wayne Wise [ronwwise@aol.com](mailto:ronwwise@aol.com), [melisslinn@aol.com](mailto:melisslinn@aol.com)

Samuel H Heldman [sam@heldman.net](mailto:sam@heldman.net)

Shannon Lynn Holliday [holliday@copelandfranco.com](mailto:holliday@copelandfranco.com),  
[Shannon.holliday@yahoo.com](mailto:Shannon.holliday@yahoo.com), [smith@copelandfranco.com](mailto:smith@copelandfranco.com)

Stephen P. Feaga [steve.feaga@usdoj.gov](mailto:steve.feaga@usdoj.gov), [brittney.boshell@usdoj.gov](mailto:brittney.boshell@usdoj.gov),  
[debbie.shaw@usdoj.gov](mailto:debbie.shaw@usdoj.gov)

Stephen Wesley Shaw [sws@rmclaw.com](mailto:sws@rmclaw.com), [melissa@rmclaw.com](mailto:melissa@rmclaw.com)

Stewart Davidson McKnight , III [dmcknight@baxleydillard.com](mailto:dmcknight@baxleydillard.com)

Susan Graham James [sgjamesandassoc@aol.com](mailto:sgjamesandassoc@aol.com), [Dsimlaw@aol.com](mailto:Dsimlaw@aol.com),  
[mgaddSJLAW@aol.com](mailto:mgaddSJLAW@aol.com)

Thomas Martele Goggans [tgoggans@tgoggans.com](mailto:tgoggans@tgoggans.com)

Tyrone Carlton Means [tcmeans@tmglaw.com](mailto:tcmeans@tmglaw.com), [sdprice@tmglaw.com](mailto:sdprice@tmglaw.com),  
[twevans@tmglaw.com](mailto:twevans@tmglaw.com)

Walter Edgar McGowan [wem@glsmgn.com](mailto:wem@glsmgn.com)

William Martin Espy [wespy@mewlegal.com](mailto:wespy@mewlegal.com), [chead@mewlegal.com](mailto:chead@mewlegal.com)

William Joseph Baxley [BBaxley@bddmc.com](mailto:BBaxley@bddmc.com)

William N. Clark [wnc@rmclaw.com](mailto:wnc@rmclaw.com), [Lisa@rmclaw.com](mailto:Lisa@rmclaw.com)

s/ William C. White, II  
OF COUNSEL