

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA)	CRIM. NO. 08-50079-01
Plaintiff,)	
)	
vs.)	DEFENDANT GRAHAM'S MOTION
)	FOR SEPARATE TRIALS
JOHN GRAHAM, a/k/a)	
JOHN BOY PATTON and)	
VINE RICHARD MARSHALL, a/k/a))	
RICHARD VINE MARSHALL, a/k/a))	
DICK MARSHALL)	
Defendant.)	

Defendant, John Graham, through his attorney, John R. Murphy, moves this Court for its Order allowing Mr. Graham to be tried separately from co-defendant Vine Richard Marshall. This motion is made pursuant to Fed.R.Crim.P. 14 and is based on the facts, authority and arguments set forth in his Memorandum in Support of Motion for Separate Trials, on file herein.

Dated November 21, 2008.

/s/ John R. Murphy
John R. Murphy
328 East New York Street, Suite 1
Rapid City, SD 57701
(605) 342-2909

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he served a true and correct copy of the foregoing document upon the person(s) herein next designated, on the date shown below by placing the same in the service indicated, addressed as follows:

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Dated November 21, 2008.

/s/ John R. Murphy
John R. Murphy