

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

FILED

MAR 12 2009

UNITED STATES OF AMERICA,)
Plaintiff,)
)
vs.)
)
JOHN GRAHAM, a/k/a)
JOHN BOY PATTON and)
VINE RICHARD MARSHALL, a/k/a)
RICHARD VINE MARSHALL, a/k/a)
DICK MARSHALL.)
Defendants.)

CRIM. NO. 08-50079-01

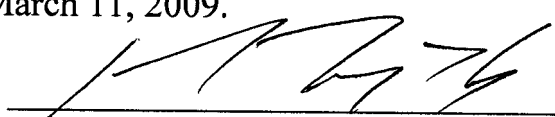

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DEFENDANT GRAHAM'S
MOTION TO SEAL

Defendant requests that Defendant Graham's *Ex Parte* Motion for Issuance of Subpoenas, as well as the Court's order relating to that motion, and all returns/proofs/affidavits of service generated in connection with the service of these documents, be placed under seal. Further, Defendant asks that the U.S. Marshall's Service be instructed not to discuss the names of any witness served, nor the content of this motion, with any party.

The basis for this request is that the determination as to which witnesses to subpoena is attorney work product that should be protected. There is no alternative procedure available to the defense that would protect its work product.

Respectfully submitted March 11, 2009.



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