

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
WESTERN DIVISION

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UNITED STATES OF AMERICA,

CR08-50079

Plaintiff,

v.

**NOTICE OF EXPERT WITNESS**

JOHN GRAHAM aka JOHN BOY  
PATTON, and VINE RICHARD  
MARSHALL aka RICHARD VINE  
MARSHALL aka DICK MARSHALL,

Defendants.

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COMES NOW the United States of America, through its attorneys, United States Attorney Marty J. Jackley and Assistant United States Attorney Robert A. Mandel, to provide notice, pursuant to Fed. R. Crim. P. 16(a)(1)(E), to the Defendants of the United States' intention to call an expert witness at trial.

**NAME:**

Dr. Garry Peterson, Forensic  
Pathologist, Hennepin County,  
Minneapolis, MN

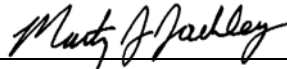
**SUMMARY:**

The witness will testify concerning his findings in the course of an autopsy he conducted of Anna Mae Pictou Aquash. His testimony will indicate that the victim received a gunshot wound to her head. He will also give expert testimony regarding the presence of phosphatase in her vagina. He will testify as to what, in his professional opinion, was the cause of death. The substance of the witness' testimony is contained in an autopsy report previously provided to the Defendants.

**QUALIFICATIONS:** The witness' curriculum vitae has previously been provided to the Defendants.

Dated and electronically filed this 16th day of March 2009.

MARTY J. JACKLEY  
United States Attorney



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Sioux Falls, SD 57101-2638  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies on March 16, 2009, a true and correct copy of the foregoing was served upon the following person(s), by placing the same in the service indicated, addressed as follows:

John R. Murphy  
Dana Hanna

- U.S. Mail, postage prepaid
- Hand Delivery
- Facsimile at
- Federal Express
- Electronic Case Filing



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Marty J. Jackley  
United States Attorney