

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

FILED
APR 03 2009


UNITED STATES OF AMERICA,

CR08-50079-01

Plaintiff,

v.

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


Defendants.

**UNITED STATES' MOTION TO
SEAL EXHIBITS 1 THROUGH 3 OF
THE MEMORANDUM OPPOSING
DEFENDANT MARSHALL'S
MOTION TO COMPEL
DISCLOSURE OF GIGLIO AND
BRADY IMPEACHMENT
MATERIAL**

COMES NOW the United States of America, by and through United States Attorney Marty J. Jackley and Assistant United States Attorney Robert A. Mandel, and respectfully prays the Court to issue an Order sealing Exhibits 1, 2, and 3 to its Memorandum Opposing Defendant Marshall's Motion to Compel Disclosure of Giglio and Brady Impeachment Material in the above-captioned matter, and as grounds therefore states that said exhibits contain correspondence of counsel and sensitive discovery materials in relation to potential witnesses.

Dated this 3 day of April, 2009.

MARTY J. JACKLEY
United States Attorney




PO Box 2638
Sioux Falls, SD 57101-2638
605.357.2330

CERTIFICATE OF SERVICE

The undersigned hereby certifies on the 3rd day of April, 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



Marty J. Jackley
United States Attorney