UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA WESTERN DIVISION

UNITED STATES OF AMERICA,)
Plaintiff,) CR08-50079)
vs.)) AFEIDAVIT OF
JOHN GRAHAM A/K/A JOHN BOY PATTON, and VINE RICHARD MARSHALL, A/K/A RICHARD VINE MARSHALL A/K/A DICK MARSHALL,	AFFIDAVIT OF MICHAELE SANDERS HOFMANN))
Defendants.))
I, Michaele Sanders Hofman, being first duly	sworn, deposes and states:
1. I have been appointed by thi	is Honorable Court to represent Theda Clarke as a
material witness in the above-referenced acti-	on.
2. I met with Theda Clarke on W	/ednesday April 29, 2009.
3. Ms. Clarke is uncommunicativ	ve.
4. It is my belief that if compelle	ed to appear as a material witness in this matter Ms.
Clarke will refuse to speak.	
5. Counsel intends to invoke The	eda Clarke's Fifth Amendment privilege against self-
incrimination on Ms. Clarke's behalf.	
Dated this 4 th day of May, 2009.	Michaele Sanders Hofmann
STATE OF SOUTH DAKOTA))ss	
COUNTY OF PENNINGTON)	

Subscribed and sworn to before me this 4th day of May, 2009.

(SEAL) MCKENZIE DAVIS Notary Public SOUTH DAKOTA

Notary Public
My Commission Expires: 7 - 26 - 2015