

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

UNITED STATES OF AMERICA,
Plaintiff,

vs.

VINE RICHARD MARSHALL, a.k.a.
RICHARD VINE MARSHALL, a.k.a.
DICK MARSHALL,
Defendant.

Case No. CR 08-50079

MOTION FOR SEQUESTRATION
ORDER

NOW COMES Defendant Richard Marshall, by and through his attorney, Dana L. Hanna, and hereby moves the Court to enter an order for sequestration of the government's witnesses, excluding the government's witnesses from the court room except for when they are testifying, and further directing the government's witnesses to refrain from discussing the testimony or evidence in this case until after they have completed their testimony. Grounds for the motion are that the defendant has a right to a sequestration order as recognized in the case *United States v. Camacho*, 555 F.3d 695 (8th Cir. 2009).

WHEREFORE Defendant Richard Marshall respectfully moves the Court to enter an order (1) directing the government's witnesses to be excluded from the courtroom during the testimony of other witnesses and opening statements of counsel; (2) directing the government's witnesses to not discuss the testimony or evidence with other witnesses until both sides have rested or until otherwise excused from this order by the Court; and (3) directing the Prosecutor to advise the government's witnesses of the order.

Dated this 19th day of January, 2010.

VINE RICHARD MARSHALL,
Defendant

BY: /s/ Dana L. Hanna
Dana L. Hanna
Attorney for Defendant Marshall
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CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing Motion was electronically served upon the other parties in the case via the electronic mail addresses listed below:

Robert Mandel, Assistant United States Attorney
Robert.Mandel@usdoj.gov

John Murphy, Attorney for Defendant Graham
jmurphysd@hotmail.com

Dated this 19th day of January, 2010.

/s/ Dana L. Hanna
Dana L. Hanna