

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

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.

Case No. 08-50079

REQUEST PURSUANT TO 404(b)

The above-named Defendant, by and through his attorney, Dana L. Hanna, pursuant to the provisions of FED. R. EVID. 404(b), requests that the United States Attorney provide the undersigned with the general nature of any and all such evidence covered by this Rule sufficiently in advance of trial so that the Defendant can adequately prepare to defend against any such information. The Defendant requests that such information be provided no less than thirty days before trial.

Dated this 8th day of January, 2009.

VINE RICHARD MARSHALL, Defendant

BY: /s/ Dana L. Hanna
Dana L. Hanna
Attorney for Defendant Marshall
PO Box 3080
Rapid City, SD 57709
(605) 791-1832
dhanna@midconetwork.com

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing Request Pursuant to 404(b) on the other parties in this case via the electronic mail addresses listed below:

Marty Jackley, United States Attorney
kim.nelson@usdoj.gov

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

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

Dated this 8th day of January, 2008.

/s/ Dana L. Hanna

Dana L. Hanna