UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

FILED
FEB 27 2009

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UNITED STATES OF AMERICA,	*	CR 08-50079
	*	
Plaintiff,	*	
	*	
vs.	*	ORDER FOR TRIAL
	*	
JOHN GRAHAM,	*	
a/k/a John Boy Patton; and	*	
VINE RICHARD MARSHALL,	*	
a/k/a Richard Vine Marshall,	*	
a/k/a Dick Marshall,	*	
	*	
Defendant.	*	
	*	

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The Court by its Order Granting Motion for Continuance, Doc. 167, continued the trial in this matter. After consideration of the file,
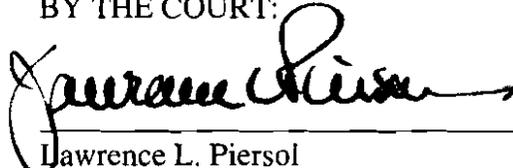
IT IS ORDERED:

1.   That all other motions as to both Defendants be filed and served on or before March 23, 2009; that opposing counsel respond thereto on or before March 30, 2009; and that a hearing on all non-dispositive motions will be held before The Honorable Veronica Duffy, in Rapid City, South Dakota, on April 7, 2009, at 9:00 A.M.; and the Court will not consider a stock motion for leave to file further motions, however, the Court will consider a motion filed by a party after the deadline if the party can show good cause as to why the motion was late filed.

2.   That April 14, 2009, is hereby set as the deadline for submission to the Court of any proposed plea agreement.

3.   That all motions in limine shall be in writing and filed, together with proposed instructions, with the Court ten (10) working days before trial.

4.   That the jury trial herein for Defendants shall commence in Rapid City, South Dakota, on Tuesday, May 12, 2009, with counsel to be present for motions in limine at 9:00 A.M., and with the jury to report at 9:30 A.M.

5.   That the period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense for the Defendants must commence, as the Court finds that the ends of justice served by taking such action outweigh the best interests of the public and the Defendants in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).
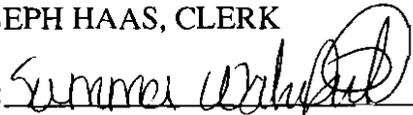
Dated this **27**$^{\underline{a}}$ day of February, 2009.

BY THE COURT:

_____
Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY:_____
DEPUTY