

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA,

CR08-50079

Plaintiff,

v.

NOTICE OF EXPERT WITNESS

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

Defendants.

COMES NOW the United States of America, through its attorneys, United States Attorney Marty J. Jackley and Assistant United States Attorney Robert A. Mandel, to provide notice, pursuant to Fed. R. Crim. P. 16(a)(1)(E), to the Defendants of the United States' intention to call an expert witness at trial.

NAME: Evan Hodge, Ballistics Expert, FBI, Retired

SUMMARY: The witness will testify concerning the type of firearm and the condition/ caliber of the bullet recovered during the autopsy of Anna Mae Pictou Aquash.

QUALIFICATIONS: The witness' qualifications are outlined in his testimony from the trial of Fritz Arlo Looking Cloud previously provided to the Defendants as discovery.

Dated and electronically filed this 13th day of March 2009.

MARTY J. JACKLEY
United States Attorney



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Sioux Falls, SD 57101-2638
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CERTIFICATE OF SERVICE

The undersigned hereby certifies on March 13, 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