


FILED

MAR 22 2010


CLERK

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

UNITED STATES OF AMERICA,

CR 08-50079

Plaintiff,

vs.

MOTION TO SEAL

VINE RICHARD MARSHALL,
a/k/a RICHARD VINE MARSHALL,
a/k/a DICK MARSHALL,

Defendant.

Comes now the United States of America, by and through Assistant United States Attorney Robert A. Mandel, and moves the Court for an order to seal the Government's Motion to Quash Subpoena Duces Tecum, the Affidavit of Alejandro Mayorkas, and the Order to Seal on file herein.

In support of this motion, the United States does not wish to disclose the contents as they contain sensitive materials.

WHEREFORE, the United States requests that the government's submission be sealed.

Dated this 22nd day of March, 2010.

BRENDAN V. JOHNSON
United States Attorney

By:

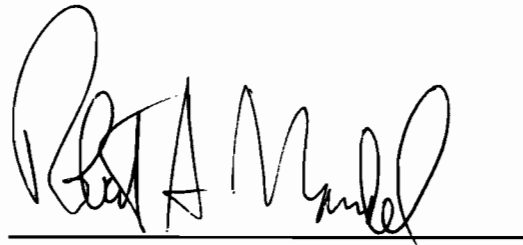


ROBERT A. MANDEL
Assistant U.S. Attorney
515 Ninth Street, Suite 201
Rapid City, SD 57701
(605) 342-7822

CERTIFICATE OF SERVICE

The undersigned attorney for the United States, hereby certifies that on the 22nd day of March, 2010, a copy of the above Government's Motion to Seal was delivered by first-class mail, postage prepaid on:

Danna L. Hanna
Attorney at Law
P.O. Box 3080
Rapid City, SD 57709



Robert A. Mandel

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Defendant.

This matter having come before the Court and the Court being fully advised in the premises, does hereby

ORDER that the Government's Motion to Quash Subpoena Duces Tecum, the Affidavit of Alejandro Mayorkas, and the Order to Seal in this matter be sealed as they contain material of a sensitive nature.

Dated this ____ day of March, 2010.

BY THE COURT:

LAWRENCE L. PIERSOL
U.S. DISTRICT COURT JUDGE