

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

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MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

UNITED STATES OF AMERICA

v.

Case No. 8:03-CR-77-T-30TBM

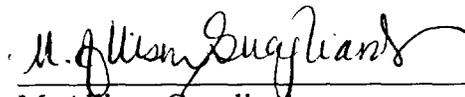
HATIM NAJI FARIZ
_____ /

**RESPONSE TO GOVERNMENT'S MOTION FOR ORAL ARGUMENT
ON ITS MOTION FOR RECONSIDERATION OF THE
SCIENTER REQUIREMENT**

Defendant, HATIM NAJI FARIZ, by and through undersigned counsel, hereby objects to the Government's Motion for Oral Argument (Doc. 546). The Government has requested oral argument based on its view that "given the novelty and complexity of the issues presented by our motion, the Court would benefit from oral argument." (Doc. 546 at 2). The scienter requirement of 18 U.S.C. § 2339B has been thoroughly briefed, argued, and considered by the Court. Mr. Fariz therefore respectfully submits that oral argument would not be of further benefit to the Court.

Respectfully submitted,

R. FLETCHER PEACOCK
FEDERAL PUBLIC DEFENDER



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of June, 2004, a true and correct copy of the foregoing has been furnished by hand delivery to Terry Zitek, Assistant United States Attorney, 400 North Tampa Street, Suite 3200, Tampa, Florida 33602 and to the following by U.S. Mail:

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