

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

vs.

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

GHASSAN ZAYED BALLUT  
\_\_\_\_\_ /

**DEFENDANT GHASSAN BALLUT'S MOTION TO ADOPT HATIM  
FARIZ'S MOTION TO DISMISS BASED ON THE SELECTIVE  
NATURE OF THE PROSECUTION AND/OR FOR DISCOVERY  
ON THE SELECTIVE PROSECUTION CLAIM**

The Defendant, GHASSAN ZAYED BALLUT, by and through his undersigned counsel, pursuant to the Fifth Amendment of the United States Constitution and Federal Rule of Criminal Procedure 12(b)(3), hereby requests this Honorable Court to permit the Defendant to adopt Co-Defendant HATIM FARIZ's Motion to Dismiss Based on the Selective Nature of the Prosecution and/or for Discovery on the Selective Prosecution Claim dated July 13, 2004, the grounds set forth in the Motion and the accompanying appendices, and all evidence adduced in support of the Motion, the same as if the same Motion were set out, filed, and produced by the Defendant, GHASSAN ZAYED BALLUT, but only to the extent that the Motion, the Memorandum of Law, or the evidence in support are beneficial and not adverse to the Defendant's interests, and as grounds therefor states:

1. HATIM FARIZ's Motion requests the Court to dismiss this action or alternatively to grant discovery to allow further investigation of the selective prosecution claim, which directly affects GHASSAN ZAYED BALLUT's interests in this action as a Defendant charged in several counts on the Indictment.

2. The Defendant makes this motion to adopt to permit the Defendant the benefit of

HATIM FARIZ's aforesaid Motion without burdening the record with unnecessary repetition and in the interests of judicial economy.

WHEREFORE, the Defendant requests this Honorable Court to permit the Defendant to adopt HATIM FARIZ's aforesaid Motion to Dismiss and further requests the Court to grant the relief requested therein on behalf of the Defendant.

Respectfully submitted,

S/ Bruce G. Howie  
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**Certificate of Service**

I HEREBY CERTIFY that on July 30, 2004, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to the following:

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I further certify that I mailed the foregoing document and the notice of electronic filing by first-class mail to the following non-CM/ECGF participants:

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