

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA FLORIDA

FILED

03 JUL -4 PM 4: 25

UNITED STATES OF AMERICA

v.

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

HATIM NAJI FARIZ

UNOPPOSED MOTION TO ADOPT DEFENDANT BALLUT'S  
MOTION FOR EXTENSION OF TIME TO FILE MOTIONS TO DISMISS  
AND TO REQUEST A BILL OF PARTICULARS

Defendant, Hatim Najj Fariz, by and through his undersigned counsel, hereby moves this Honorable Court to allow him to adopt defendant Ghassan Ballut's Motion for Extension of Time to File Motion to Dismiss and Memorandum of Law, which motion essentially moves the Court to extend for 120 days the time for filing motions to dismiss the indictment and to request a bill of particulars, and as good grounds therefor would show:

1. The undersigned counsel shares Mr. Ballut's view that because of the considerable amount of discovery in this case and the complexity and novelty of the legal issues involved, an additional 120 days<sup>1</sup> is necessary in order to formulate the legal issues, undertake the legal research, and prepare motions to dismiss.

2. To date, the undersigned counsel has spent a considerable amount of time laying the groundwork for an orderly process of reviewing, inspecting, translating, scanning and organizing the evidence which the government has made, or will in the future make available

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<sup>1</sup>Although the docket sheets reflect that this Honorable Court had orally granted such a 120 day extension upon counsel's request at the status conference held on May 1, 2003, the minutes are admittedly inaccurate. In fact, the Court had at that time orally granted an extension only through the time period within which co-defendant Sami Al-Arian has to file such motions, which period is through June 6, 2003.

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to the defense. Therefore, an additional period of time **within which** to consider legal challenges to the sufficiency of the indictment is necessary.

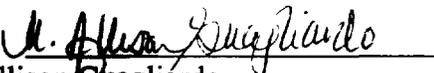
3. Assistant United States Attorney Terry A. Zitek **has no** objection to the 120 day extension of time requested by Mr. Ballut.

WHEREFORE, the defendant, Hatim Naji Fariz, **respectfully** moves this Honorable Court to allow him to adopt co-defendant Ghassan Ballut's Motion For **Extension of Time to File Motion to Dismiss and Memorandum of Law**, which requests an **additional** 120 days within which to file motions to dismiss the indictment.

Respectfully submitted,

R. FLETCHER PEACOCK  
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CERTIFICATE OF SERVICE

I hereby certify that on this 4<sup>th</sup> day of June, 2003, a copy of the foregoing has been furnished by hand delivery to Walter E. Furr, III, Assistant United States Attorney, United States Attorney's Office, 400 N. Tampa Street, Suite 2700, Tampa, Florida 33602 and by U.S. Mail to the following:

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