

FILED

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

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FILED IN THE DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

UNITED STATES OF AMERICA

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v.

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

SAMEEH HAMMOUDEH

UNITED STATES' RESPONSE IN OPPOSITION
TO DEFENDANT HAMMOUDEH'S
MOTION FOR PRODUCTION OF DOCUMENTS

The United States responds in opposition to defendant Hammoudeh's Motion for Production of Documents and in support thereof states the following:

Following his review of financial documents, the defendant has requested that the Court order the production of copies of several items. This motion should be denied.

First, the defendant is in violation of Paragraph VI of the Second Amended Pretrial Discovery Order, in that the motion fails to certify that the parties have been unable to reach agreement on this issue - it has never been discussed. Second, the defendants have previously requested the financial records for the purpose of copying or scanning into their computer system. Those records have been made available to them. Third, Fed. R. Crim P., Rule 16(a)(1)(E) mandates that the government make material available to the defendant for inspection and copying which the defendant's motion indicates was done. The rules do not mandate that the

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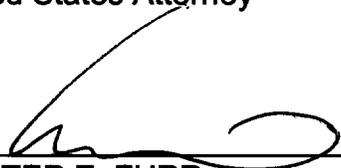
government make copies for a defendant. If defendant desires to make a copy, the records will again be made available to the defendant by making an appointment with the Federal Bureau of Investigation.

Accordingly, defendant's Motion for Production of Documents should be denied.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent by facsimile and U.S. mail this 16th day of October, 2003, to the following:

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