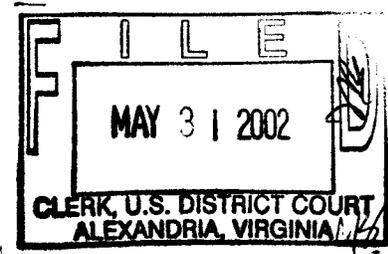


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division



UNITED STATES OF AMERICA)
)
 v.)
)
 JOHN PHILLIP WALKER LINDH)

Criminal No. 02-37-A

ORDER

The matter came before the Court on a hearing regarding defendant's request for, and service of, subpoenas for witnesses within the government's exclusive control who may be pertinent to the hearing on any anticipated defense motions to suppress. It was confirmed in the course of the hearing that the parties have reached agreement with respect to approximately thirty witnesses in the government's exclusive control that defendant wishes to have subpoenaed and available for any motion to suppress. It further appears that at least seven witness subpoenas remain in dispute.

For the reasons stated from the bench,

It is hereby **ORDERED** that the parties are **DIRECTED** to confer concerning the remaining disputed witness subpoenas with an eye toward reaching agreement that might in some way obviate the need to subpoena a witness to testify.

If any witness subpoenas remain disputed following this process, the parties are **DIRECTED** to file simultaneous memoranda by 5:00 p.m., Wednesday, June 19, 2002, setting forth their positions as to any remaining disputed witness subpoenas. The Court will then hear the matter at 2:00 p.m., Monday, June 24, 2002.

If the parties resolve all the subpoena disputes, the parties are **DIRECTED** to file a pleading to this effect, which will have the effect of obviating the necessity for a hearing, and the Court will then cancel the hearing.

The Clerk is directed to send a copy of this Order to all counsel of record.

/S/

May 31, 2002
Alexandria, Virginia

T.S. Ellis, III
United States District Judge