

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION**

UNITED STATES OF AMERICA

v.

Case No.: 3:07CR192-NBB-SAA

RICHARD F. SCRUGGS,  
DAVID ZACHARY SCRUGGS,  
SIDNEY A. BACKSTROM

**SUPPLEMENTAL DECLARATION OF BROOK DOOLEY IN SUPPORT OF  
DEFENDANTS' MOTION TO SUPPRESS THE FRUITS OF ILLEGAL  
WIRETAPS AND SEARCHES**

I, BROOK DOOLEY, declare as follows:

I am an associate in the law firm of Keker & Van Nest, LLP, attorneys for Richard F. Scruggs in the above-captioned case. Except where specifically stated below, I have knowledge of the facts set forth herein and if called to testify as a witness thereto could do so competently under oath.

1. Attached hereto as **Exhibit 1** is a true and correct copy of the relevant excerpts from the Motion Hearing Transcript dated February 20, 2008.

2. Attached hereto as **Exhibit 2** is a true and correct copy of the May 3, 2007 Federal Bureau of Investigation ("FBI") Form 302 by Agent William Delaney.

3. Attached hereto as **Exhibit 3** is a true and correct copy of the May 22, 2007 FBI Form 302 by Agent William Delaney.

4. Attached hereto as **Exhibit 4** is a true and correct copy of a draft transcription, created by my office and at my direction, of the May 29, 2007 recording between Judge Lackey and Balducci.

5. Attached hereto as **Exhibit 5** is a true and correct copy of the FBI Confidential Human Reporting Document written by Agent William Delaney from a contact on November 2, 2007.

6. Attached hereto as **Exhibit 6** is a true and correct copy of the relevant excerpts from a government produced transcription of a meeting on November 1, 2007.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 25th day of February, 2008 in San Francisco, California.

/s/ Brook Dooley  
BROOK DOOLEY

**CERTIFICATE OF SERVICE**

I, Brook Dooley, do hereby certify that I have electronically filed the foregoing **Supplemental Declaration of Brook Dooley in Support of Defendants' Motion to Suppress the Fruits of Illegal Wiretaps and Searches** with the Clerk of the Court using the ECF system, which sent notification for such filing to Thomas W. Dawson, Assistant United States Attorney, Robert H. Norman, Assistant United States Attorney, David Anthony Sanders, Assistant United States Attorney, Frank W. Trapp, J. Rhea Tannehill, Jr., Nathan F. Garrett, and Todd P. Graves.

This, the 25th day of February, 2008.

/s/ Brook Dooley  
Brook Dooley