

**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,

DEFENDANTS' REQUEST FOR PRETRIAL CONFERENCE

At the end of the motions hearing last week, counsel for Richard Scruggs suggested that a pretrial conference would be useful, and the Court requested a written submission listing the issues to be discussed at such a conference.

Defense counsel suggest a pretrial conference occur on either Thursday March 13 or Friday March 14, just over two weeks before trial, to discuss the following issues:

1. The timing of filing and resolution of in limine motions.
2. The timing for production of Jencks materials.
3. The timing of production of government witness and exhibit lists.
4. Jury selection issues, including jury questionnaires, voir dire, procedures for hardship excuses and cause challenges, procedures for peremptory challenges and whether extra peremptories will be afforded due to multiple defendants and publicity issues, and any other remaining jury issues.
5. Any remaining discovery issues, including production of *Brady/Giglio* material.
6. Any other trial issues which come to the parties' attention in the coming weeks.

Respectfully submitted this 25th day of February, 2008.

Dated: February 25, 2008

By: /s/ John W. Keke

John W. Keke (*Pro Hac Vice*)
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Dated: February ____, 2008

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Dated: February ____, 2008

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By: /s/ Nathan F. Garrett

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Co-Counsel for Defendant
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CERTIFICATE OF SERVICE

I, Warren A. Braunig, do hereby certify that I have electronically filed the foregoing **Defendants' Request For Pretrial Conference** 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/ Warren A. Braunig