

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI

COPY

UNITED STATES OF AMERICA

VS.

CRIMINAL NO. 3:07CR192-B-A

DAVID ZACHARY SCRUGGS

WAIVER OF CONFLICT OF INTEREST

I, David Zachary Scruggs, am being represented by Anthony L. Farese in a six count indictment in the United States District Court for the Northern District of Mississippi in this cause. I am aware that Anthony L. Farese is representing attorney, Joseph C. Langston, in a federal criminal investigation regarding his previous representation of my father, Richard F. Scruggs, in a case styled, Wilson v. Scruggs, which was pending in the Circuit Court of Hinds County, Mississippi and was pending in the United States District Court of the Southern District of Mississippi. I have advised Anthony L. Farese that I have no conflict of interest with Joseph C. Langston and I have authorized him to represent Joseph C. Langston. Anthony L. Farese has specifically read Rule 44(c) of the Federal Rules of Criminal Procedure to me which states as follows:

“Joint Representation. Whenever two or more defendants have been jointly charged pursuant to Rule 8(b) or have been joined for trial pursuant to Rule 13, and are represented by the same retained or assigned counsel or by retained or assigned counsel who are associated in the practice of law, the court shall promptly inquire with respect to such joint representation and shall personally advise each defendant of the right to the effective assistance of counsel, including separate representation. Unless it appears that there is good cause to believe no conflict of interest is likely to arise, the court shall take such measures as may be appropriate to protect each defendant’s right to counsel.”

I understand that there are many advantages to having separate counsel but I, after having

had this explained to me in detail, desire to waive any potential conflict of interest and have no objection for Anthony L. Farese representing Joseph C. Langston in the investigation being conducted against him.

This the 7 day of January, 2008

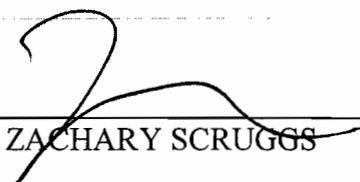


DAVID ZACHARY SCRUGGS

STATE OF MISSISSIPPI


COUNTY OF Lafayette

PERSONALLY appeared before me, the undersigned authority in and for the County and State aforesaid, the within named DAVID ZACHARY SCRUGGS, who after being by me first duly sworn according to law on oath states that the he signed the above and foregoing Waiver of Potential Conflict of Interest as his true act and deed.



DAVID ZACHARY SCRUGGS

SWORN TO AND SUBSCRIBED BEFORE ME, this the 7th day of January, 2008.

(S E A L)

MY COMMISSION EXPIRES:



NOTARY PUBLIC