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04-000-4 (07/10/04)
CAMPBELL S. BURKE
CLERK IDAHO

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

| | | |
|---------------------------|---|------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | CASE NO. CR-04-0064-S-EJL |
| Plaintiff, |) | |
| |) | |
| vs. |) | DEFENDANT MITCHELL D. |
| |) | McBRIDE'S OBJECTION TO |
| MITCHELL D. McBRIDE, |) | GOVERNMENTS PROPOSED SPECIAL |
| KIMBERLY McBRIDE, |) | VERDICT FORMS AND JURY |
| DICK E. BUTCHER, |) | INSTRUCTION |
| |) | |
| Defendant. |) | |
| _____ |) | |

COMES NOW the Defendant MITCHELL D. McBRIDE, by the through his counsel, G. Scott Gatewood, and hereby joins in Defendant Kimberly McBride's Objection to the Government's Proposed Special Verdict Forms filed August 3, 2004. Defendant Mitchell McBride further objects to the Government's Jury Instruction on Idaho Code 54-1134, as not being relevant to the charges in the indictment, that it inaccurately states and/or improperly misleads the meaning of the statute and would be misleading to the jury.

DEFENDANT MITCHELL D.
McBRIDE'S PROPOSED JURY
INSTRUCTIONS, Page 1

RESPECTFULLY SUBMITTED this 4 day of August, 2004.

SALLAZ LAW, CHARTERED
Attorney for Defendant



G. Scott Gatewood

CERTIFICATE OF SERVICE

I HEREBY CERTIFY That on the 4 day of August, 2004, I served a true and correct copy of the above and foregoing document to:

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By: