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FILED
MAY 19 2004
CLERK CAMERON S. BURKE
IDAHO

Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA,

Plaintiff,

vs.

KIMBERLY McBRIDE, *et. al.*

Defendants.

Case No. CR 04-0064-S-EJL

AFFIDAVIT OF COUNSEL

State of Idaho)
County of Ada) ss.

J. D. Merris, upon oath, testifies and states as follows:

1. I am attorney of record for Defendant Kimberly McBride.
2. I received the government's second discovery on May 17, 2004 consisting of large spreadsheets that compile extensive accounting records and eight audiotapes relating to the numerous transactions involved in this case.
2. There are still discovery materials that we have not obtained from the government.
3. This is a complex case, and I have not had adequate time to review the already obtained discovery.

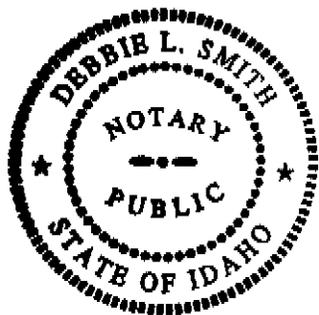
4. I have discussed continuing the trial with my client and explained her rights to a speedy trial under the Constitution and 18 U.S.C. § 3161(c)(1). My client is currently not in custody and hereby waives her right to a speedy trial.

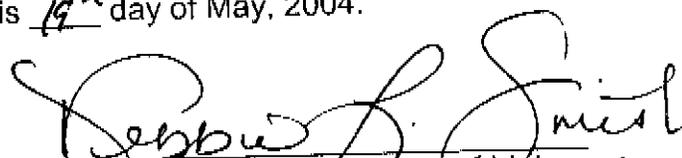
5. I am available for trial on any date after July 1, 2004.

DATED this 14th day of May, 2004.


J.D. Merris

Subscribed and sworn before me this 14th day of May, 2004.




Notary Public for the State of Idaho
My commission expires on 6/8/07

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have on this 19th day of May, 2004, served a copy of the foregoing document as follows:

TO:

VIA:

George Breitsameter
US Attorney's Office
877 W. Main Street
Suite 201
P.O. Box 32
Boise ID 83707

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J. D. MERRIS