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JUL 26 2013

Clerk, U.S. District and  
Bankruptcy Courts

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

PLAINTIFF,

VS.

ELIZABETH DUKE,

DEFENDANT.

CRIMINAL CASE NO: 88-CR-00145 (DAR)

THIRD VERIFIED MOTION FOR  
RECONSIDERATION OF ORDER DISMISSING  
INDICTMENT AND MOTION TO INTERVENE  
OR TO APPEAR AS *AMICUS CURIAE*

Montgomery Blair Sibley ("Sibley"), pursuant to 28 U.S.C. §1746, states that the factual matters stated herein are true under penalty of perjury and moves the Court: (i) for Reconsideration of the June 17, 2009, Order ("Order") dismissing the Indictment in this matter as Magistrate-Judges are barred by statute from dismissing Indictments hence the Order is *void ab initio* and (ii) to permit Sibley to intervene or to appear as *Amicus Curiae* to assist an Article III Court to insure a fair investigation and hearing and to provide heretofore unknown evidence under seal, and for grounds in support thereof, Sibley states as follows:

**I. BACKGROUND**

On or about **April 26, 1983**, in the District of Columbia, one or more unknown co-conspirators set off a bomb at the National War College, Fort McNair.

On or about **August 18, 1983**, in the District of Columbia, one or more unknown co-conspirators set off a bomb at Computer Center Building at the Washington Navy Yard.

On or about **November 7, 1983**, in the District of Columbia, one or more unknown co-conspirators set off a bomb inside the United States Capitol.

On or about **April 20, 1984**, in the District of Columbia, one or more unknown

co-conspirators set off a bomb at the Officer's Club in the Washington Navy Yard.

On **May 24, 1985**, Defendant Elizabeth Duke (“Duke”) was arraigned in Philadelphia upon an indictment charging her with involvement in the aforementioned bombings. On **July 24, 1985**, Duke was released on bail by U.S. District Court Judge Louis Heilprin Pollak. After failing to appear in Court as ordered, on **October 15, 1985**, the government moved to revoke Duke’s bail and a bench warrant for her arrest as a fugitive was issued the same day.

On **May 11, 1988**, Duke – along with her co-conspirators Laura Whitehorn, Linda Evans, Marilyn Buck, Susan Rosenberg, Timothy Blunk, and Alan Berkman<sup>1</sup> – was re-indicted for acts of violence against the United States, including the aforementioned bombing of the United States Capitol on **November 7, 1983** and several other government buildings in Washington, D.C. *See*

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<sup>1</sup> The Black Liberation Army and May 19th Communist Movement had organized the October 20, 1981, Brinks robbery in Nanuet, New York, in which \$1.6 million was taken from a Brink's armored car. In a shootout shortly after the heist, two police officers were killed. A witness told a grand jury that Berkman had treated one of the holdup group's members for a gunshot wound. Indicted as an accessory after the fact, Berkman jumped bail and went underground. On the run, Berkman and Elizabeth Ann Duke were arrested on May 23, 1985, near Doylestown, Pennsylvania. Their car was found to have a pistol and shotgun, as well as the key to a storage site that held 100 pounds of dynamite. During his years on the run in the 1980s, court papers alleged, he was involved with groups that had staged seven bombings of military and other government facilities, though charges related to the bombings were later dismissed. Berkman was convicted for his participation in the supermarket robbery, the proceeds of which, prosecutors alleged, had been used to buy the dynamite. Berkman served eight years of a 10-year sentence.

Whitehorn, Evans and Buck plead guilty to conspiracy and destruction of Government property. Whitehorn also agreed to plead guilty to fraud in the possession of false identification documents. Whitehorn was sentenced to 20 years in prison and Evans to an additional five years after completing a 35-year sentence being served for illegally buying guns. Buck was already serving 17 years on other convictions, and was later sentenced to a 50-year term for the Brinks holdup and other armed robberies during which two police officers were killed.

Susan Rosenberg and Timothy Blunk, plead guilty to eight counts each of possessing explosives, weapons and fake identification cards. Rosenberg’s was pardoned by President Clinton in 2001 and Blunk was paroled in 1997.

Press Release attached hereto as Exhibit “A”. On **June 2, 1988**, Judge Harold H. Greene of this Court issued a bench warrant for Duke.

Some twenty-one (21) years later, on **June 17, 2009**, Magistrate Judge Deborah A. Robinson of this Court held a hearing at which the government made an Oral Motion to Dismiss Indictment and Quash Arrest Warrant as to Duke which was granted by Magistrate Judge Deborah A. Robinson. A copy of the Order Dismissing the Indictment is attached hereto as Exhibit “B”. After much trouble, a transcript of the Hearing was obtained by Sibley and is attached hereto as Exhibit “C”. Notably, that transcript reveals that no factual basis was presented to the Magistrate Judge Deborah A. Robinson to justify dismissing the Indictment.

Curiously, as of **July 26, 2013**, neither the Federal Bureau of Investigation nor the U.S. District Court in Philadelphia had been notified by the U.S. Attorney’s Office for the District of Columbia of the dismissal of the instant Indictment. *See* Duke Wanted Poster attached as Exhibit “D” and Docket Sheet from 85-cr-222-MSG attached as Exhibit “E”.

## **II. THE DISMISSAL WAS WITHOUT AUTHORITY**

As an initial matter, any Article III judge of this Court retains the authority to review Magistrate Judge Robinson’s June 17, 2009, Order. This discretionary review is in accord with the Supreme Court’s decision in *Thomas v. Arn*, 474 U.S. 140, 154 (1985)<sup>2</sup> and *Matthews v. Weber*, 423 U.S. 261, 270 –271 (1976).

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<sup>2</sup> “Article III vests the judicial power of the United States in judges who have life tenure and protection from decreases in salary. Although a magistrate is not an Article III judge, this Court has held that a district court may refer dispositive motions to a magistrate for a recommendation so long as “the entire process takes place under the district court’s total control and jurisdiction,” *United States v. Raddatz*, 447 U. S. 667, 447 U. S. 681 (1980), and the judge “exercise[s] the ultimate authority to issue an appropriate order,” *id.* at 447 U. S. 682, quoting Senate Report at 3.”

**A. THE DISMISSAL WAS WITHOUT JURISDICTIONAL AUTHORITY**

Magistrate Judge Robinson’s dismissal of the Indictment in this matter was unauthorized as she lacked jurisdiction to dismiss an indictment and thus her Order is *void ab initio* and must be vacated and set for reconsideration before an Article III judge.

A Magistrate Judge’s jurisdiction is first described by 28 USC § 636(a) which does not grant authority to dismiss indictments. Indeed, Federal Rules of Criminal Procedure, Rule 59, “Matters Before a Magistrate Judge” specifically prohibits a Magistrate Judge from dismissing an indictment. Second, a Magistrate Judge’s jurisdiction is also described by 28 USC § 636(b)(2) which permits certain matters to be delegated to the Article I Magistrate Judge. In particular, LCrR 57.17(b)(2) permits a Magistrate Judge to: “Dismiss indictments on motion of the United States and with the consent of the defendants.” Here, obviously, the fugitive Defendant Duke did not – nor could not – consent to the dismissal of the instant indictment as she was a fugitive.

Hence, Magistrate Judge Robinson was without jurisdiction to dismiss the indictment in this matter. Accordingly, her June 17, 2009, Order dismissing the Indictment is *void ab initio* and an Article III judge must now proceed to vacate her Order and proceed according to law.

**B. THE DISMISSAL WAS WITHOUT FACTUAL AUTHORITY**

Federal Rules of Criminal Procedure, Rule 48(a) provides that “[t]he government may, **with leave of court**, dismiss an indictment, information, or complaint.” (Emphasis added). The principal object of the: “‘leave of court’ requirement is apparently to protect a defendant against prosecutorial harassment. . . . But the Rule has also been held to permit the court to deny a Government dismissal motion to which the defendant has consented if the motion is prompted by considerations **clearly contrary to the public interest.**” *Rinaldi v. United States*, 434 U.S. 22, 29, n.15 (1977). Moreover,

“Although the burden of proof is not on the prosecutor to prove that dismissal is in the public interest, **the prosecutor is under an obligation to supply sufficient reasons – reasons that constitute more than a mere conclusory interest.**” *United States v. Welborn*, 849 F.2d 980, 983 (5th Cir. 1988)(Emphasis added).

Here, as the Transcript and Order reveal, the government failed to proffer – and Magistrate Judge Deborah A. Robinson did not detail – any reasons to dismiss an indictment against the fugitive, domestic terrorist, indicted-United-States-Capitol-bombing Defendant, Elizabeth Duke. Indeed, though Magistrate Robinson *pro forma* signed the Order stating: “for the reasons set forth in the government’s motion and for good cause shown”, clearly, there were no “reasons set forth” nor “good cause shown” to justify the granting of the government’s motion to dismiss the Indictment.<sup>3</sup>

Moreover, Sibley avers to this Court that there exists competent evidence that not only is the dismissal of the Indictment not in the “public interest”, indeed the dismissal was part of a larger conspiracy to defraud the public. Accordingly, lacking the requisite factual basis to dismiss the Indictment, even if Magistrate Judge Robinson had jurisdictional authority to do so – which she plainly did not – she lacked a factual basis as required by Rule 48(a) to do so.

### **III. MOTION TO INTERVENE OR TO APPEAR AS *AMICUS CURIAE***

Sibley concedes that the Federal Rules of Criminal Procedure do not provide for third-party

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<sup>3</sup> Hence Sibley’s contemporaneous request to the Judges of this Court to remove Magistrate Judge Robinson pursuant to 28 U.S.C. § 631(i) due to her incompetency, misconduct, and/or neglect of duty. In particular, Magistrate Judge Robinson prevaricated when, in her June 17, 2009, Order dismissing the Indictment, she represented that the dismissal was “for the reasons set forth in the government’s motion and for good cause shown”, when in fact there were no “reasons set forth” by the government nor “good cause shown” to justify the granting of the government’s motion to dismiss the Indictment against Duke.

intervention in criminal cases.

Nonetheless, despite a lack of authority in the criminal rules, motions to intervene in criminal proceedings have been granted in limited circumstances where “a third party’s constitutional or other federal rights are implicated by the resolution of a particular motion, request, or other issue during the course of a criminal case.” *United States v. Carmichael*, 342 F. Supp.2d 1070, 1072 (M.D. Ala. 2004). In *United States v. Aref*, 533 F.3d 72, 81 (2<sup>nd</sup> Cir. 2008), the Second Circuit Court of Appeals noted that federal courts “have authority to formulate procedural rules not specifically required by the Constitution or the Congress to implement a remedy for violation of recognized rights.” *Accord: United States v. Hasting*, 461 U.S. 499, 505 (1983).

“[A] democracy is effective only if the people have faith in those who govern, and that **faith is bound to be shattered** when high officials and their appointees engage in activities **which arouse suspicions of malfeasance and corruption.**” *United States v. Miss. Valley Generating Co.*, 364 U.S. 520, 562 (1961). Here, the peculiar circumstances<sup>4</sup> surrounding the dismissal of the Indictment in this matter obligate this Court to permit Sibley to intervene or appear as *Amicus Curiae* in order to permit the “suspicions of malfeasance and corruption” which now surround this case to be dispelled. In particular, if permitted to appear, Sibley presently intends to present *ex parte* and under seal evidence of “malfeasance and corruption” of high government officials.

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<sup>4</sup> First among those “peculiar circumstances” is the apparent disappearance of M. Jeffery Beatrice, AUSA, who moved for the dismissal of the Indictment. A thorough search of public records failed to locate Mr. Beatrice who should be called to answer as to who gave the order to him to appear in Court and move to dismiss the indictment. Second, why is Jay I. Bratt, Deputy Chief, National Security Section, U.S. Attorney's Office for the District of Columbia now assigned to this domestic criminal matter? Third, why were neither the F.B.I. nor the U.S. District Court in Philadelphia notified of the dismissal of this Indictment? Other “peculiar circumstances” will be revealed once the Court grants Sibley’s motion to intervene or appear as *Amicus Curiae* so that he may file documents under seal in this matter.

**IV. CONCLUSION**

WHEREFORE, Sibley respectfully requests that this Court: (i) vacate its June 17, 2009, Order as *void ab initio*, (ii) direct the Clerk to reassign this case to an Article III judge, (iii) recommend to the Article III judge that Sibley – due to his diligence in uncovering this Court’s misfeasance – be permitted to intervene or proceed as *amicus curiae*.

Eldridge Cleaver apparently said: “If you are not a part of the solution, you are a part of the problem.” Which will it be for this Court?

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was served by Email upon: Jay I. Bratt, Deputy Chief, National Security Section, U.S. Attorney’s Office for the District of Columbia, United States Attorney's Office, 555 Fourth Street, NW, 10th Floor, Washington, DC 20530, (202) 252-7789), [Jay.Bratt2@usdoj.gov](mailto:Jay.Bratt2@usdoj.gov) this July 26, 2013.

I declare under penalty of perjury that the foregoing is true and correct.

**MONTGOMERY BLAIR SIBLEY**  
INTERVENOR/AMICUS CURIAE  
4000 Massachusetts Ave., N.W., #1518  
Washington, D.C. 20016  
(202) 478-0371

By: \_\_\_\_\_  
Montgomery Blair Sibley

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

PLAINTIFF,

VS.

ELIZABETH DUKE,

DEFENDANT.

CRIMINAL CASE NO: 88-CR-00145 (DAR)

PROPOSED:

ORDER ON THIRD VERIFIED MOTION FOR  
RECONSIDERATION OF ORDER DISMISSING  
INDICTMENT AND MOTION TO INTERVENE  
OR TO APPEAR AS AMICUS CURIAE

\_\_\_\_\_/

On Montgomery Blair Sibley's Third Verified Motion to Intervene or to Appear as Amicus Curiae and for Reconsideration of Order Dismissing Indictment;

IT IS ORDERED that the motion is GRANTED. The Court's June 17, 2009, Order is vacated as *void ab initio*. The Clerk is directed to reassign this case to an Article III judge. It is the recommendation of this Court that Montgomery Blair Sibley – due to his diligence in uncovering this Court's misfeasance – be permitted to intervene or proceed as *amicus curiae* in this matter.

DONE AND ORDERED in Chambers, Washington, D.C. this \_\_\_\_ day of \_\_\_\_\_,  
2013.

By: \_\_\_\_\_  
United States District Judge

Copies to:

Montgomery Blair Sibley  
Jay I. Bratt, Deputy Chief, National Security Section





U.S. Department of Justice

United States Attorney

*District of Columbia*

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*Judiciary Center  
555 Fourth St. N.W.  
Washington, DC 20001*

May 11, 1988

PRESS RELEASE

Jay B. Stephens  
United States Attorney  
for the  
District of Columbia

United States Attorney Jay B. Stephens today announced that a federal grand jury has returned an indictment charging seven individuals with acts of violence against the United States, including bombing the United States Capitol on November 7, 1983 and several other government buildings here in Washington, D.C.

In announcing the indictments Mr. Stephens stated, "Let this be a warning to those who seek to influence the policies of the United States Government through violence and terrorism that we will seek unrelentingly to bring them to justice. Those who attack our sacred institutions of government and seek to destroy the symbols of our democratic system ultimately will have to pay the price."

Exhibit "A"

The grand jury returned a five-count indictment charging seven individuals -- Laura Whitehorn, Linda Evans, Marilyn Buck, Susan Rosenberg, Timothy Blunk, Alan Berkman and Elizabeth Duke -- with participation in a far-reaching conspiracy to bomb various government and private buildings and with involvement in the bombings of the United States Capitol and three Washington area military facilities -- the National War College at Fort McNair, the Computer Center at the Washington Navy Yard, and the Washington Navy Yard Officer's Club.

The indictment charges that the defendants and their co-conspirators were part of a secret organization which described itself as a "communist politico/military organization" and which operated under the names Revolutionary Fighting Group (RFG), Armed Resistance Unit (ARU) and the Red Guerrilla Resistance (RGR).

The indictment charges that as part of their program of "armed propaganda" the defendants and their co-conspirators also placed and detonated explosives at four locations in New York City -- the FBI's office in the Federal Building on Staten Island, the Israeli Aircraft Industries Building, the South African Consulate, and the Patrolmen's Benevolent Association. They also allegedly surveilled other bombing targets, including the Old Executive Office Building in Washington and the United States Naval Academy in Annapolis.

According to the indictment, the defendants and their co-conspirators made extensive use of aliases and false identification to evade surveillance and detection by law

enforcement authorities. The indictment charges that to support their efforts, the defendants obtained rifles, shotguns, handguns, bullet proof armor, and combined time-delay firing mechanisms and explosives into operable bombs. In addition, the indictment charges that the defendants funded their operations, in part, through theft and armed robbery.

Mr. Stephens praised the cooperative efforts of the District of Columbia Metropolitan Police Department, the Bureau of Alcohol, Tobacco and Firearms, and the Federal Bureau of Investigation, who in December, 1983 formed the Metropolitan Area Terrorist Task Force to investigate the series of bombings in the District of Columbia. The Task Force has coordinated its efforts with the Joint Terrorist Task Force in New York City, and the FBI and ATF offices in Philadelphia and Baltimore. The case is being handled by Assistant United States Attorneys Rhonda C. Fields and Margaret Ellen.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Criminal No. 88-00145 (DAR)

v.

ELIZABETH DUKE,

Defendant.

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**FILED**

JUN 17 2009

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

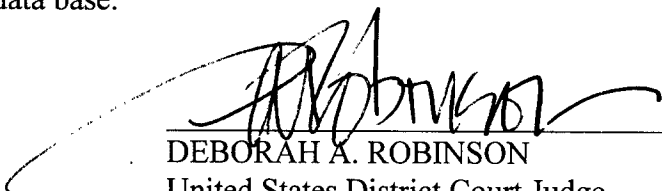
ORDER

Upon consideration of the government's oral Motion to Dismiss Indictment and Quash Arrest Warrant and the record herein, for the reasons set forth in the government's motion and for good cause shown, it is this 17<sup>th</sup> day of June 2009,

ORDERED that the above case is dismissed without prejudice, and it is

FURTHER ORDERED that the arrest warrant issued for the defendant in this case is hereby quashed, and it is

FURTHER ORDERED that the United States Marshals Service cancel and/or withdraw the warrant from the NCIC data base.

  
DEBORAH A. ROBINSON  
United States District Court Judge

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,	.	
	.	
Plaintiff,	.	CR No. 88-0145
	.	
v.	.	
	.	
ELIZABETH DUKE,	.	Washington, D.C.
	.	Tuesday, June 17, 2009
Defendant.	.	
.....	.	

TRANSCRIPT OF STATUS CONFERENCE  
BEFORE THE HONORABLE DEBORAH A. ROBINSON  
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

For the Government:	M. JEFFREY BEATRICE, ESQ. U.S. Attorney's Office 555 Fourth Street, NW Room 4104 Washington, DC 20530 (202) 353-8831
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Transcribed By:	BRYAN A. WAYNE, RPR, CRR Official Court Reporter U.S. Courthouse, Room 4704-A 333 Constitution Avenue, NW Washington, DC 20001 (202) 354-3186
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Exhibit "C"

Proceedings electronically recorded and transcribed.

## P R O C E E D I N G S

1  
2 THE DEPUTY CLERK: Criminal case No. 88-145,  
3 Elizabeth Duke. For the government, Mr. Beatrice.

4 THE COURT: Mr. Beatrice.

5 MR. BEATRICE: Thank you, Your Honor. We would orally  
6 move to dismiss this case at this time, dismiss the indictment  
7 and also to quash the warrant, and we will submit a proposed  
8 order today, Your Honor.

9 THE COURT: Very well. Thank you, Mr. Beatrice.

10 (Proceedings adjourned.)  
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# WANTED

## BY THE FBI

Unlawful Possession of United States Identification; Conspiracy; Unlawful Storage of Explosives; Unlawful Possession of Firearms and Destructive Devices; Storage and Concealment of Stolen Explosives; Unlawful Possession of Five or More False Identification Documents; Possession of Counterfeit Social Security Cards; Aiding and Abetting; Unlawful Possession of Document-Making Implement

## ELIZABETH ANNA DUKE



Photograph taken in 1985

### Aliases:

Betty Ann Duke, Elizabeth Ann Duke, Betty Weir, "Betty Ann"

### DESCRIPTION

<b>Date(s) of Birth Used:</b>	November 25, 1940; April 20, 1941	<b>Hair:</b>	Brown (May now be gray)
<b>Place of Birth:</b>	Beeville, Texas	<b>Eyes:</b>	Blue
<b>Height:</b>	5'6"	<b>Sex:</b>	Female
<b>Weight:</b>	120 pounds	<b>Race:</b>	White
<b>NCIC:</b>	W502404799	<b>Nationality:</b>	American
<b>Occupation:</b>	Teacher, Philanthropist		
<b>Scars and Marks:</b>	Duke has pin holes on the front of her earlobes due to a genetic condition.		
<b>Remarks:</b>	Duke is known to speak fluent Spanish. She has ties to Texas and is known to travel in the northern United States near the Canadian border.		

### CAUTION

Elizabeth Anna Duke is wanted for her alleged involvement in a series of criminal activities during the late 1970's and early 1980's. She was allegedly a member of the radical group known as the May 19th Communist Organization which advocated communism and the violent overthrow of the United States Government. Duke was arrested in Bucks County, Pennsylvania, in May of 1985 for her alleged participation in this group, but was released on bail. She later fled the jurisdiction and has been a fugitive since October of 1985. A federal arrest warrant was issued for Duke in the Eastern District of Pennsylvania on November 13, 1986, charging her with the aforementioned federal charges.

### REWARD

The FBI is offering a reward of up to \$50,000 for information leading directly to the arrest and conviction of Elizabeth Anna Duke.

### SHOULD BE CONSIDERED ARMED AND DANGEROUS AND AN ESCAPE RISK

If you have any information concerning this person, please contact your local FBI office or the nearest American Embassy or Consulate.

Exhibit "D"

I. CHARGES

CHARGE	OFFENSES TRANSFERRED	ORIGINAL COUNTS	DISM NG	GUILTY NOLO
18:1028(a)(5)	Unlawful possession of U.S. Identification.	Ct. 12	<input type="checkbox"/>	<input type="checkbox"/>
18:371	Conspiracy to possess destructive devices not registered as required.	Ct. 1	<input type="checkbox"/>	<input type="checkbox"/>
26:5861(d)	Unlawful possession of firearms & destructive devices	Cts. 2,3,4, 5	<input type="checkbox"/>	<input type="checkbox"/>
18:842(j)	Unlawful storage of explosives.	Cts.-5,6,7- 6,7,8,9	<input type="checkbox"/>	<input type="checkbox"/>
18:842(h)	Storage & concealment of stolen explosives.	Ct.-8-9 10	<input type="checkbox"/>	<input type="checkbox"/>
18:1028(a)(3)&(c)(1)	Unlawful possession of 5 or more false identification documents.	Ct.-9-10 11	<input type="checkbox"/>	<input type="checkbox"/>
42:408(g)(3)	Possession of counterfeit social security cards.	Ct.-12 15	<input type="checkbox"/>	<input type="checkbox"/>
18:2	Aiding and abetting.	Cts. 2 thru 10- 12 15	<input type="checkbox"/>	<input type="checkbox"/>
18:1028(a)(5)	Unlawful possession of document-making implement.	Ct. 11	<input type="checkbox"/>	<input type="checkbox"/>

II. KEY DATE

INTERVAL ONE END ONE AND OR BEGIN TWO (OR RESTART PERIOD TO TRIAL) END INTERVAL TWO

KEY DATE: 6/20/85 (Arrest, indictment filed/unsealed, consent to Magr trial on complaint, Information, Felony W waiver)

KEY DATE: 10/10/85 (1st appears on pending charge /R40, Receive file R20/21, X Supsdg, X Ind L Inf, Order New trial)

KEY DATE: 11/13/86

ARRAIGNMENT: 1st Trial Ended, 2nd Trial Began, DISPOSITION DATE, SENTENCE DATE

PTD Nolle Pros, FINAL CHARGES DISMISSED on def motion on gov't motion

III. MAGISTRATE

Search Warrant Issued, Summons Issued, Arrest Warrant Issued, COMPLAINT

DATE: 5/28/85, INITIAL/NO: EEN/13AC

INITIAL APPEARANCE DATE: 5/24/85, INITIAL/NO: RAP/13AB

PRELIMINARY EXAMINATION: Date Scheduled 5/28/85

REMOVAL OR HEARING:  WAIVED  NOT WAIVED  INTERVENING INDICTMENT

OUTCOME:  DISMISSED,  HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT,  HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW

Date of Arrest: 5/23/85, OFFENSE (In Complaint): 18 U.S.C. 2, 3, 371, 842(i)(1)(2), 842(j), 842(h), 1028(a)(3), 26 U.S.C. 5861(d); Conspiracy, aiding, abetting; shipping, or transporting explosives in interstate commerce;

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

ATTORNEYS: U.S. Attorney or Asst. **KARL LUNKENHEIMER, AUSA**

Defense: 1  CJA, 2  Ret, 3  Waivec, 4  Self, 5  Non / Other, 6  PD, 7  CD

Susan V. Tipograph, Esquire (local rules 11 and 13 Flood, Holmes & Tipograph sent 5-31-85)  
 120 Duane Street  
 New York, New York 10007  
 (212) 608-6240

~~Judith Holmes, Esq. (27)~~  
 120 Duane St., #400  
 New York, NY 10007

Julie Shapiro, Esq.  
 Holly Maguigan, Esq. (12)  
 1200 Walnut St., Suite 400  
 Phila., Pa. 19107

Alan Ellis, Esq. (56)  
 Suite 315, 1420 Walnut St.  
 Phila., Pa. 19102  
 (for Albert Vale, Kathleen Vale, Dr. Mary Weir - Sureties)

EXHIBIT "E"

ATTORNEYS, SURETIES, ETC. (Vertical text on left)

RULE: 20  21  40  In  Out

BAIL • RELEASE

PRE INDICTMENT

Release Date:  Bail Denied  Fugitive  Pers. Rec.

AMOUNT SET: \$  PSA  Conditions:  10% Dep.  Surety Bnd  Collateral  3rd Prty  Other

POST INDICTMENT

Release Date:  Bail Denied  Fugitive  Pers. Rec.

AMOUNT SET: \$  PSA  Conditions:  10% Dep.  Surety Bnd  Collateral  3rd Prty  Other

FINE AND RESTITUTION PAYMENTS			Docket Entries Begin On Reverse Side		
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

APPEALS FEE PAYMENTS



DATE DOCUMENT NO	Yr 85	Docket No 00222	Def 02	PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	VI EXCLUDABLE DELAY
					Start Date End Date
					Ln Code
					Total Days

(OPTIONAL) Show last names of defendants

**V. PROCEEDINGS**

5/24/85		INITIAL APPEARANCE: Counsel, Susan V. Tipograph, Esquire, retained, not present. Defendant held without bail pending a detention hearing to be held before Judge Naythons on 5/28/85 at 1:30 P.M. Magistrate's tape of hearing of 5/24/85, RAP-35-19, FILED.	
5/28/85		PRETRIAL DETENTION HEARING: Atty, S. Tipograph, Esq. retained & present; Probable cause found; defendant held for pre trial detention w/o bail; Tape No. EEN-85-43 filed; EEN	
5-30-85		Appearance of Susan V. Tipograph, Esq. for deft, filed.	
5-30-85		Bail status sheet dtd. 5-24-85 re: deft held without bail, filed. RAP	
5-30-85		GOVT'S MOTION FOR A DETENTION HEARING, CERTIFICATE OF SERVICE, FILED.	
5-30-85		TEMPORARY PRETRIAL DETENTION ORDER POWERS, MAG. THAT THE HEARING ON DETENTION IS CONTINUED UNTIL 5-28-85 AT 1:30 PM BEFORE THE HONORABLE EDWIN E. NAYTHONS; EACH DEFT IS REMANDED TO CUSTODY OF U.S. MARSHAL, ETC., FILED. RAP	
5-30-85		5-31-85 entered 5-30-85 copies mailed.	
5-30-85		FINDINGS OF FACT NAYTHONS, MAG. AND ORDER THAT DEFTS ARE COMMITTED TO CUSTODY OF THE ATTORNEY GENERAL OR HIS DESIGNATED REPRESENTATIVE FOR CONFINEMENT, ETC., FILED. EEN	
5-31-85		5-31-85 entered & copies mailed.	
5-31-85		MOTION AND ORDER THAT THE FBI TAKE AND PRESERVE SAMPLES OF ALL EXPLOSIVES, ETC. FILED. EEN	
6-3-85		6-3-85 entered 5-31-85 copies mailed.	
6-3-85		Warrant returned "on 5-28-85 executed" with affidavit of Gregory J. Auld, S/A-FBI, filed.	
<u>1985</u>			
- Jun.	20	True Bill.	
1 "	20	Records transferred from Mag. 85-0388-M-1 to this case, filed.	
2 Jul.	1	Bail Status Sheet dated 7/1/85 re: Deft. is detained; PLEA: NOT GUILTY AS TO CTS. 1 thru 10, filed. RAP	
- "	3	Letter dated 7/2/85 from Karl k Lunkenheimer, AUSA re: request for transcript of arraignments of Deft on 7/1/85, etc, filed. (85-222-1)	
3 "	10	DEFT'S MOTION FOR REVOCATION OF DETENTION ORDER, MEMORANDUM, CERT. OF SERVICE, FILED.	
4 "	10	Deft's index to exhibit A submitted with motion for revocation of detention order, filed.	
5 "	11	ORDER DATED 7/10/85 THAT THE U.S. MARSHAL ALLOW CONFERENCES BETWEEN THE DEFT. AND DEFENSE WITNESSES IN THE PRESENCE OF DEFENSE COUNSEL WITH CERTAIN CONDITIONS, ETC., FILED. LP	
- "	11	7/11/85 entered & copies mailed.	
- "	11	Transcript of 7/1/85 re: Arraignment, filed. (85-222-01)	
6 "	12	Govt's response in opposition to Deft's motion for revocation of detention Order, Memorandum, Cert. of Service, filed.	
7 "	12	Bail Hearing, filed.	
8 "	15	GOVT'S MOTION TO REQUIRE DEFTS TO FURNISH HANDWRITING EXEMPLARS, MEMORANDUM OF LAW IN SUPPORT, CERTIFICATE OF SERVICE, FILED.	
9 "	16	Bail Hearing of 7-15-85, filed.	
10 "	16	Bail Hearing of 7-16-85, filed.	
-- "	17	Transcript of 5-28-85, filed (85-00222-01)	

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UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

DUKE, ELIZABETH ANN

85 00222

Yr. Docket No. De

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELA		
		(a)	(b)	(c)
1985	(Document No.)			
11 Jul. 19	Bail hearing of 7/18/85 re: Witnesses sworn, filed.			
12 " 19	DEFT'S OMNIBUS PRE-TRIAL MOTION, MEMORANDUM, CERT. OF SERVICE, FILED.			
-- " 22	ORDER THAT EXCLUDABLE TIME BE COMPUTED FROM THE DATE OF FILING OF DEFTS' MOTION FOR OMNIBUS PRETRIAL RELIEF, AND GOVT'S MOTION FOR ELIZABETH ANN DUKE'S HANDWRITING EXEMPLARS, FILED. 7/23/85 entered & copies mailed. (85-222-01) LP/CLK			
13 " 23	Bail Hearing of 7/22/85 re: Counsel argument to the Court - C.A.V., filed.			
14 " 24	Bail Hearing re: Courts Bench Opinion, Court grants bail but under specific conditions, filed.			
15 " 24	RELEASE ORDER POLLAK, J., THAT DEFT. ELIZABETH ANN DUKE IS RELEASE FROM PRETRIAL DETENTION WITH TERMS AND CONDITIONS, ETC., FILED. LP 7/24/85 entered & copies mailed.			
- " 24	Tape of Hearing of 7/1/85, filed. (M.T. 85-20) RAP			
16 " 25	ORDER DATED 7-24-85 THAT DEFTS' MOTIONS FOR EXTENSION OF TIME IN WHICH TO FILE PRETRIAL MOTIONS ARE GRANTED. DEFTS SHALL FILE ALL PRETRIAL MOTIONS ON OR BEFORE 9-4-85. (85-222-1) LP			
17 " 25	Deft's answer to Govt's motion to require deft. to furnish handwriting exemplars, Memorandum, Cert. of Service, filed.			
- " 26	Letter dated 7/23/85 from K. Lunkenheimer, AUSA TO Mag. Powers re: request testimony of the hearing of 5/24/85 to be transcribed at the Govt's expense, filed. (85-222-01)			
18 " 30	ORDER DATED 7/29/85 THAT AS A PREDICATE TO THE TAKING EFFECT OF THE RELEASE ORDER DATED 7/24/85, MS. VALE AND DR. WEIR SIGNIFY THEIR UNDERSTANDING OF AN ADHERENCE TO THE RELEASE ORDER THROUGH SIGNED, SWORN SUBSCRIPTIONS, IT IS ORDERED THAT THE SAME SUBSCRIPTION BE REQUIRED OF MR. VALE SINCE HE ALSO IS ASSIGNED CERTAIN DUTIES BY AND UNDER THE RELEASE ORDER, FILED. LP 7/30/85 entered & copies mailed.			
19 " 31	ORDER DATED 7/29/85 THAT THE CLERK ACCEPT NOTARIZED AFFIDAVITS OF SURETY IN LIEU OF REQUIRING THE PERSONAL APPEARANCE IN THIS DISTRICT OF EACH PERSON NAMED ON THE DEED OF EACH PROPERTY POSTED AS SECURITY FOR THE RELEASE ORDER OF THIS COURT DATED 7/24/85, FILED. LP 7/31/85 entered & copies mailed.			
- " 31	Bond in the sum of \$300,000 - surety Real Estate with attached agreement of bail, filed.			
- Aug. 7	Transcript of 5/24/85, filed. (85-222-01)			
20 " 9	ORDER THAT PARAGRAPH 6a OF THE ORDER OF 7/26/85 IS AMENDED TO READ: "WHEN MS. DUKE ENTERS THE MARSHAL'S AREA, AND BEFORE SHE IS PERMITTED INTO THE CELLBLOCK, THE MARSHAL IS PERMITTED TO SEARCH ANYTHING WHICH SHE IS CARRYING AND TO PAT HER DOWN, AND IS SUBJECT TO A STRIP SEARCH, MS. DUKE WILL NOT BE SUBJECTED TO A BODY CAVITY SEARCH, THIS ORDER REMAINS IN EFFECT UNTIL FURTHER ORDER OF THE COURT, FILED. JK 8/9/85 entered & copies mailed.			
21 " 9	Hearing re: Paragraph 6a of the order of 7/26/85 is amended, filed.			

Interval (per Section II)

Start Date End Date

Ltr. Total Code Days

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)		V. EXCLUDABLE DELAY			
			(a)	(b)	(c)	(d)
<u>1985</u>	(Document No.)					
- Aug. 19		Appearance of Judith Holmes, Esq., filed. (85-222-01)				
22 " 21		Govt's Notice of Appeal, Cert. of Service, filed. (copies to: USCA, H. Maguigan, Esq., J. Staniels, Judge Pollak, pre-trial, D. Spitz)				
23 " 21		Copy of Clerk's Notice to USCA, filed.				
- " 21		DEFTS' JOINT MOTION FOR ADDITIONAL DISCOVERY AND FOR CONTINUANCE OF HEARING ON PRE-TRIAL MOTIONS, CERT. OF SERVICE, FILED.				
24 " 22		Transcript of 7/12/85, filed.				
25 " 22		Transcript of 7/24/85, filed.				
26 " 22		ORDER THAT EXCLUDABLE TIME BE COMPUTED FROM THE DATE OF FILING OF GOVT'S NOTICE OF APPEAL FROM THE COURT ORDER ENTERED ON 7/24/85, RELEASING THE DEFT. FROM CUSTODY UNDER CERTAIN CONDITIONS, FILED. LP/CLK 8/22/85 entered & copies mailed.				
27 " 26		ORDER DATED 8/23/85 THAT THE LETTER OF 8/20/85, WITH ITS SUPPORT- ING AFFIDAVITS, BE FILED BY THE CLERK AS A PART OF THE RECORD; IT IS FURTHER DIRECTED THAT THE CLERK'S OFFICE DISREGARD DOCKET ENTRY 12, WHICH PURPORTS TO BE AN ENTRY OF APPEARANCE BY MS. HOLMES, FILED. LP 8/26/85 entered & copies mailed.				
28 " 26		Letter dated 8/20/85 from Judith L. Holmes, Esq., with supporting affidavits re: request modifications of conditions of release, filed.				
29 " 26		Transcript of 7/15/85, filed.				
30 " 26		Transcript of 7/16/85, filed.				
31 " 26		DEFT'S MOTION FOR APPOINTMENT OF COUNSEL, MEMORANDUM, CERT. OF SERVICE, AFFIDAVIT IN SUPPORT, FILED.				
32 " 29		Transcript of 7/18/85, filed.				
-- " 29		Govt's response to Defts' joint motion for additional discovery and for continuance of hearing on pre-trial motions, Cert. of Service, filed. (85-222-01)				
33 " 29		Govt's joint response and memorandum re: deft's motion for appointment of counsel, Cert. of Service, filed.				
34 " 29		Govt's rebuttal to Deft's answer to Govt's motion to require deft to furnish handwriting exemplars, Memorandum, Cert. of Service, filed.				
35 " 30		Govt's answer to Deft's omnibus pre-trial motion, Cert. of Service, filed.				
36 " 30		Copy of Transcript Purchase Order, filed.				
37 Sept. 4		REPORT OF SPEEDY TRIAL ACT DELAY, THAT THE APPEAL BY THE GOVT. RE: ORDER BY THE COURT ENTERED ON 7/24/85, RELEASING THE DEFT. FROM CUSTODY WAS REASON FOR DELAY, ETC., FILED. LP/CLK 0/4/85 entered & copies mailed.				
38 " 18		DEFT'S APPLICATION FOR ORDER TO SHOW CAUSE WHY THE RELEASE ORDER SHOULD NOT BE MODIFIED, MEMORANDUM, CERT. OF SERVICE, FILED.				
39 " 20		DEFT'S MOTION FOR A CONTINUANCE, MEMORANDUM, CERT. OF SERVICE, FILED.				
40 " 20		Deft's supplemental memorandum in support of Deft's request for discovery, Cert. of Service, filed.				

CONTINUED

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELA			
		(a)	(b)	(c)	(d)
<u>1985</u>	(Document No.)				
41 Sep. 25	Govt's response to Deft's application for order to show cause why the release order should not be modified, Cert. of Service, filed.				
-- " 25	Govt's supplemental memorandum in opposition to Defts' discovery requests, Cert. of Service, filed.				
-- " 30	Hearing of 9/26/85 re: Defts' motion for hearing pretrial motions continued to 10/15/85, motion for additional discovery denied as moot, Deft's order to show cause - Denied, filed. (85-222-01)				
-- " 30	ORDER DATED 9/27/85 THAT DEFTS' MOTION FOR A CONTINUANCE OF HEARINGS ON PRE-TRIAL MOTIONS IS GRANTED, HEARINGS SHALL BEGIN ON 10/15/85, DEFTS' MOTION FOR ADDITIONAL DISCOVERY IS DENIED AS MOOT, AND DUKE'S MOTION FOR AN ORDER TO SHOW CAUSE WHY THE RELEASE ORDER SHOULD NOT BE MODIFIED IS DENIED, FILED. LP 10/1/85 entered & copies mailed. (85-222-01)				
42 Oct. 2	Signed Statements of Leslie Love Engle, Esq., Edmond A. Tiryak, Esq., Judith Brown Chomsky, Esq. and Theodore M. Lieverman, Esq. accepting responsibilities delegated by the release order of 7/24/85, filed.				
43 " 2	DEFT'S MOTION FOR MODIFICATION, FOR OCTOBER 4 -6, 1985 OF RELEASE ORDER, CERT. OF SERVICE, FILED.				
(42) " 3	ORDER DATED 10/2/85 THAT THE RELEASE ORDER OF 7/24/85 IS MODIFIED IN THAT THE PORTION OF PARAGRAPH 16 PERTAINING TO "COMPANY OF HER ATTORNEY" IS AMENDED, ETC., FILED. LP 10/3/85 entered & copies mailed.				
(43) " 3	ORDER DATED 10/2/85 THAT THE RELEASE ORDER OF 7/24/85 IS MODIFIED IN THAT, FOR THE WEEKEND OF OCTOBER 4-6, 1985, PARAGRAPH 16 IS AMENDED, ETC., FILED. LP 10/3/85 entered & copies mailed.				
44 " 3	ORDER THAT THE ORDER OF 7/26/85 PROVIDING FOR JOINT MEETINGS OF DEFTS AND ATTORNEY IS MODIFIED IN THAT THE REQUIREMENTS OF PARAGRAPH 6(b) ARE AMENDED TO PROVIDE THAT ON 10/3/85 MS. DUKE WILL BE ACCOMPANIED BY ONLY ONE OF HER LAWYERS, HOLLY MAGUIGAN, ESQ., FILED. LP 10/3/85 entered & copies mailed.				
45 " 3	ORDER THAT THE RELEASE ORDER OF 7/24/85 IS MODIFIED IN THAT PARAGRAPH 17 IS AMENDED TO PROVIDE THAT HOLLY MAGUIGAN, ESQ. ET AL. MAY SATISFY THE REPORTING REQUIREMENT IMPOSED THEREIN BY TELEPHONE CALL TO THE APPROPRIATE AGENCY DURING THE SPECIFIED TIME PERIODS, FILED. LP 10/3/85 entered & copies mailed.				
46 " 3	Copy of appointment of and authority to pay court appointed counsel pursuant to CJA 20, filed.				
47 " 7	DEFT'S MOTION FOR MODIFICATION OF RELEASE ORDER, CERT. OF SERVICE, FILED.				
48 " 7	DEFT'S EX PARTE APPLICATION FOR LEAVE TO HIRE A HANDWRITING EXPERT, FILED.				
49 " 7	DEFT'S EX PARTE APPLICATION FOR LEAVE TO HIRE AN INVESTIGATOR, FILED.				
50 " 8	Transcript of 7/22/85, filed.				
-- " 9	RECORD COMPLETE FOR PURPOSES OF APPEAL.				
-- " 10	Pretrial conference of 10/9/85 re: hearing on motions set for 10/28/85, filed. (85-222-01)				



UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
1985	(Document No.)				
-- Oct. 10	Superseding Indictment, filed.				
(47) " 11	ORDER DATED 10/10/85 THAT THE RELEASE ORDER OF 7/24/85 IS MODIFIED IN THAT PARAGRAPH 16 IS AMENDED TO PROVIDE THAT THE PORTION OF PARAGRAPH 16 PERTAINING TO "COMPANY OF HER ATTORNEYS" IS AMENDED, ETC., FILED. LP 10/11/85 entered & copies mailed.				
51 " 15	GOVT'S MOTION & ORDER THAT A BENCH WARRANT BE ISSUED FOR ARREST OF DEFT; BAIL TO BE ENTERED IN PRETRIAL DETENTION, FILED. Warrant exit 10-15-85 entered and copies mailed				LP
52 " 15	GOVT'S MOTION TO REVOKE RELEASE ORDER AND ITS MODIFICATIONS, MEMORANDUM, CERT. OF SERVICE, FILED.				
53 " 15	ORDER THAT THE RELEASE ORDER OF 7/24/85 AND THE SUBSEQUENT MODIFICATIONS TO THAT ORDER ARE REVOKED AND DEFT. IS ORDERED HELD IN PRETRIAL DETENTION, FILED. LP 10/15/85 entered & copies mailed.				
54 " 15	Hearing re: Govt's motion to revoke bail, Deft. failed to report to P.T.S. or the U.S. Marshal over the week end, Court Grants motion, filed.				
55 " 15	GOVT'S MOTION TO FORFEIT BAIL, MEMORANDUM, CERT. OF SERVICE, FILED.				
(48) " 16	ORDER DATED 10/10/85 THAT DEFENSE COUNSEL IS AUTHORIZED TO RETAIN A HANDWRITING EXPERT, DEFENSE IS AUTHORIZED TO EXPEND THE SUM OF \$1500.00 WITHOUT FURTHER ORDER OF THE COURT, FILED. LP 10/16/85 entered & copies mailed.				LP
(49) " 16	ORDER DATED 10/10/85 THAT THE DEFENSE COUNSEL IS AUTHORIZED TO RETAIN AN INVESTIGATOR, DEFENSE IS AUTHORIZED TO EXPEND THE SUM OF \$1500.00 WITHOUT FURTHER ORDER OF THE COURT, FILED. LP 10/16/85 entered & copies mailed.				LP
56 " 25	Appearance of Alan Ellis, Esq. for Sureties, filed.				
57 " 25	Sureties' response to motion to forfeit bail, Cert. of Service, filed.				
58 " 25	Govt's memorandum in opposition to Defts' pretrial suppression motions, Cert. of Service, filed.				
59 " 25	Transcript of 10/15/85, filed.				
-- " 28	Transcript of 9/26/85, filed. (85-222-01)				
60 " 28	GOVT'S MOTION FOR ENTRY OF JUDGMENT OF DEFAULT UNDER RULE 46(e)(3), MEMORANDUM, CERT. OF SERVICE, FILED.				
-- " 29	Hearing of 10/28/85 re: Deft. not appearing bail to be forfeited, counsel to file submissions within 10 days and a hearing will be set on 11/15/85, filed. (85-222-01)				
61 " 30	REPORT OF SPEEDY TRIAL ACT DELAY DATED 10/28/85 THAT DEFT. FAILED TO APPEAR FOR A HEARING ON 10/28/85, FILED. LP/CLK 10/30/85 entered & copies mailed.				
-- Nov. 4	Transcript of 10/4/85, filed. (85-222-01)				
(60) " 5	ORDER THAT THE PRINCIPAL AND DEFT. AND THE SURETIES, MARY A. WEIR AND KATHLEEN WEIR VALE, APPEAR ON 11/19/85 AT 9:30 A.M. IN COURTROOM 13B, TO SHOW CAUSE WHY ENTRY OF JUDGMENT OF DEFAULT ON THE BAIL BOND SHOULD NOT BE ORDERED, FILED. LP 11/6/85 entered & copies mailed.				
-- " 7	Transcript of 11/4/85, filed. (85-222-01)				
CONTINUED					

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
<u>1985</u>	(Document No.)				
(55) Nov. 12	ORDER DATED 11/11/85 THAT THE GOVT'S MOTION TO FORFEIT BAIL IS GRANTED, FILED. LP				
62 " 20	11/13/85 entered & copies mailed. Govt's reply brief in support of motion to enter Judgment of Default pursuant to Rule 46(e)(3), Cert. of Service, filed.				
63 Dec. 2	Certified copy of Order from USCA, that Appellant's motion to Dismiss appeal as moot is Granted, filed. (85-1521)				
64 " 9	Hearing re: Medical condition of Deft., filed.				
65 " 18	Bail Hearing re: Govt's motion to forfeit bail by sureties, Mr. Ellis moves for the admission of Gerald Goldstein and Van G. Hilley, for the purpose of representation of the sureties, Courts Bench Opinion - Bail shall be forfeited Judgment of Default, filed.				
66 " 19	ORDER DATED 12/18/85 THAT THE GOVT'S MOTION FOR ENTRY OF JUDGMENT OF DEFAULT IS GRANTED, AND JUDGMENT IS ENTERED IN FAVOR OF THE U.S. AND AGAINST THE PRINCIPAL, ELIZABETH ANN DUKE, IN THE AMOUNT OF \$300,000, AND AGAINST THE SURETIES, MARY A. WEIR, KATHLEEN WEIR VALE, AND ALBERT VALE, JOINTLY AND SEVERALLY UP TO THE AMOUNT OF \$300,000, TO THE EXTENT THAT SUCH SUM IS RECOVERABLE FROM THE EQUITY POSSESSED BY EACH SUCH SURETY IN HER OR HIS HOME IN SAN ANTONIO, FILED. LP				
<u>1986</u>	12/19/85 entered & copies mailed.				
67 Jan. 9	Transcript of 12/18/85, filed.				
-- Nov. 13	MOTION & ORDER THAT THE SUPERSEDING INDICIMENT BE DISMISSED, FILED. PBS				
-- " 13	11/13/86 entered & copies mailed. Second Superseding Indictment, filed.				
68 " 13	MOTION & ORDER FOR BENCH WARRANT, FILED. Warrant Exit. PBS				
<u>1988</u>	Preventive Detention.				
-- Feb. 23	GOVT'S EX PARTE MOTION TO TRANSFER EVIDENCE TO THE JOINT CUSTODY OF THE U.S. ATTORNEY FOR DISTRICT OF COLUMBIA AND THE F.B.I., FILED. (FILED UNDER SEAL) (85-222-01)				
-- " 24	ORDER DATED 2/24/88, FILED. (SEALED & IMPOUNDED) (85-222-01) 2/24/88 entered & copies mailed.				
<u>2012</u>					
69 MAY 15	ORDER AS TO ELIZABETH ANN DUKE REASSIGNING CASE TO THE HONORABLE MITCHELL S. GOLDBERG. Signed by the Honorable J. Curtis Joyner on 5/15/2012. 5/15/2012 Entered and copies forwarded to AUSA. (ap).				