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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF CALIFORNIA,) Case No.: CR 09-263 RMW
)
Plaintiff,) [PROPOSED] ORDER THAT THE
) GOVERNMENT PREPARE AND
vs.) SERVE UPON DEFENDANT POPE A
) BILL OF PARTICULARS
)
NATHAN POPE)
)
Defendant)

THE MATTER HAVING COME ON REGULARLY FOR HEARING, AND
GOOD CAUSE THEREFORE APPEARING, IT IS HEREBY ORDERED:

The Government shall prepare and serve upon defendants not later than
_____, 2010, a Bill of Particulars setting forth with specificity:

1. The identity of each person the Government intends to prove defendant Pope intended to place in fear within the meaning of 18 USC;
2. The identity of each person the Government intends to prove was placed in fear within the meaning of 18 USC;

1 3. As to each person identified in paragraph 1, a statement setting forth with
2 specificity each threat, if any, of each act of vandalism, if any, each act of property
3 damage, if any, each act of criminal trespass, if any, each act establishing
4 harassment, if any, and each act of intimidation, if any, which the government
5 intends to prove as part of a course of conduct by defendant Pope through which he
6 sought to instill such fear;

7 4. As to each person identified in paragraph 2, a statement setting forth with
8 specificity each threat, if any, of each act of vandalism, if any, each act of property
9 damage, if any, each act of criminal trespass, if any, each act establishing
10 harassment, if any, and each act of intimidation, if any, which the government
11 intends to prove as part of a course of conduct by defendant Pope through which he
12 sought to instill such fear;

13 5. With respect to the alleged conspiracy, a statement setting forth with
14 specificity the information in Paragraphs 1 through 4 above, without limitation to
15 defendant Pope, but rather as to any person the Government intends to prove was a
16 co-conspirator, whether or not indicted, and additionally specifying the person or
17 persons who the Government intends to prove harbored the intent to instill such
18 fear, and specifying the person or persons who uttered the threat, engaged in the
19 act of vandalism, perpetrated the act of property damage, engaged in the criminal
20 trespass, engaged in act establishing harassment, and engaged in act of
21 intimidation that the Government will seek to prove was in the furtherance of the
22 conspiracy alleged in Count 1.

1 Dated: _____

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Hon. Ronald M. Whyte

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Judge of the United States District Court

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