

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

NO. 3:75-CR-26-F
NO. 5:06-CV-24-F

UNITED STATES OF AMERICA)
)
 v.) CORRECTED PROPOSED JOINT
) PRE-HEARING ORDER
) PURSUANT TO L.R. 16.1(c)
) E.D.N.C.
 JEFFREY R. MacDONALD,)
 Movant)

I. STIPULATIONS:

1. All parties are properly before the Court.
2. The Court has jurisdiction of the parties and the subject matter.
3. All parties have been correctly designated.
4. See anticipated stipulation attached as Exhibits 1 - 9. (pending final approval of Movant)

II. SPECIFIC ISSUES TO BE DECIDED AND CONTENTIONS OF THE PARTIES

A. MOVANT

1. Whether the newly discovered evidence concerning the "Britt" claim shows by a preponderance of the evidence that a reasonable juror would not have found movant guilty beyond a reasonable doubt in light of the evidence as a whole.
2. Whether the newly discovered evidence concerning the "unsourced hairs" claim shows by a preponderance of the evidence that a reasonable juror would not have found movant guilty beyond a reasonable doubt in light of the evidence as a whole.
3. Whether the newly discovered evidence concerning the "Britt" and the "unsourced hairs" claims, taken together, shows by a preponderance of the evidence that a reasonable juror would not have found movant guilty beyond a reasonable doubt in light of the evidence as a whole.

4. At the conclusion of the hearing, the Movant will request an opportunity for the parties to obtain a transcript of the hearing and to file post-trial memoranda within 30 days of receipt of the transcript.

B. RESPONDENT

1. Specific issues to be decided regarding the Britt claim:

This case is before this Court after remand from the Fourth Circuit Court of Appeals. United States v. MacDonald, 641 F.3d 596 (4th Cir. 2011). The Fourth Circuit held that evidence submitted by MacDonald after the filing of his § 2255 Britt claim on January 17, 2006, ("the proffered evidence," e.g., the affidavit of the elder Helena Stoeckley) must be considered as part of the "evidence as a whole" in conducting gatekeeping. 614 F.3d at 614. The Fourth Circuit's decision provides a road map for this Court's consideration anew of MacDonald's Britt claim. Bound by the Fourth Circuit's decision, this Court should:

. . . consider the proffered evidence [referenced above]-with due regard for "the likely credibility" and "the probable reliability" thereof . . .-to determine if it, in combination with the newly discovered Britt evidence [if proven], would be sufficient to establish [by clear and convincing evidence] that no reasonable juror would have found MacDonald guilty. If so, MacDonald would merely pass the procedural bar [gatekeeping] to having the Britt claim considered on the merits, and he would yet be obliged to prove the constitutional violation alleged in that claim before obtaining any § 2255 relief thereon.

Id. (emphasis added). See also 28 U.S.C. § 2255(h)(1).

The Fourth Circuit's decision has made this Court's gatekeeping task more difficult. The Government has pointed out that judicial economy may be better served by addressing the merits, i.e., the question of whether the averments of Britt's affidavit are proven. DE-174 at 7-8. The Court has set this evidentiary hearing for the Britt claim, as well as "the unsourced hair claim" (discussed below). As the Government understands it, the evidentiary hearing will address the merits of the Britt claim (i.e., can MacDonald prove the veracity of Britt's averments-the supposedly newly discovered evidence on which the Britt claim is based) and gatekeeping, which the Court has yet to decide. At the conclusion of the hearing, the Government will respectfully request the Court

to find (1) that the gatekeeping standard has not been met and (2) in the alternative, the Britt claim was not proven by the Movant, the party with the burden of proof.

The Movant must also prove the timeliness of the Britt claim. See Tr. of Status Conference, September 21, 2011, at 22. The § 2255 motion asserting the Britt claim having been filed in this Court on January 17, 2006, the Movant must prove that he did not discover the new evidence, or in the exercise of due diligence could not have discovered it, prior to January 17, 2005. 28 U.S.C. § 2255(f)(4); see also Rivera v. Quarterman, 505 F.3d 349, 353 n.5 (5th Cir. 2007).

2. Government's contentions regarding the Britt claim:

As explained in this Court's Order of November 4, 2008, the Britt claim has three parts: The confession claim, the threat claim, and the fraud claim. DE-150 at 28-30. They each have a different legal basis, but they are factually intertwined. The Government contends that after the evidence at this hearing is received, the Court will come to the same conclusion that it did in 2008, i.e., that all three parts of the Britt claim are legally insufficient to survive gatekeeping. The confession claim fails because it is merely cumulative of Stoeckley "confessions" that have been found unreliable and untrue in the past. Id. The fraud claim fails because there is no evidence that prosecutor Blackburn's statement to the trial court about the prosecution interview of Stoeckley had any effect on the judge's ruling on the defense request to introduce hearsay evidence of Stoeckley's prior "confessions" or in any way inhibited the defense's direct examination of Stoeckley. Id. at 34-35. The threat claim fails because there is no evidence that Stoeckley ever intended to testify in any manner differently than she did, i.e., that she had no involvement in the MacDonald murders nor any memory of her whereabouts on that night. Id. at 35-46.

Factually, all three parts of the Britt claim fail because, after the evidence is presented, it will be clear that MacDonald has not proven the truth of Britt's averments that together form the basis of all three parts. The evidence will show, inter alia:

That Britt did not transport Helena Stoeckley from South Carolina to Raleigh for her appearance at the 1979 trial, during which trip she supposedly "confessed" to him;

That he was not present during the prosecution interview of Stoeckley on August 16, 1979

That the alleged during-the-long-trip "confession" (which never took place) was not, and could not have been, repeated during the prosecution interview of Stoeckley; and

That no threat to prosecute Stoeckley was made during the prosecution interview.

The evidence will also demonstrate the falsity of many of Britt's other assertions in his various sworn statements about the circumstances surrounding his allegations.

3. Specific Issues to be decided regarding the unsourced hairs claim:

Construing MacDonald's notice of appeal as a motion for authorization to file a successive § 2255 motion, the Fourth Circuit has issued a prefiling authorization for his freestanding § 2255 DNA claim, so that this Court may move directly to the gatekeeping functions it must perform pursuant to § 2255(h)(1). Id. at 616. This Court must consider whether the DNA claim (which this Court has now labeled more accurately "the unsourced hair claim") "if proven and viewed in light of the evidence as a whole, would be sufficient to establish by clear and convincing evidence that no reasonable factfinder would have found [MacDonald] guilty of the offense." 28 U.S.C. § 2255(h)(1). In so doing, the proffered "evidence as a whole" is the same evidence that must be considered with regard to the Britt claim and, thus, must be considered "with due regard for 'the likely credibility' and 'the probable reliability' thereof." 641 F.3d at 614.

As the Government understands it, the evidentiary hearing will address the merits of the unsourced hairs claim (i.e., can MacDonald prove the veracity of his claims that any of the three unsourced hairs were bloody, forcibly removed, or found in the location he proffers, and that the hairs constitute evidence of intruders on the night of February 17, 1970) and gatekeeping. At the conclusion of the hearing, the Government will respectfully request the Court to find (1) that the gatekeeping standard has not been met and (2) in the alternative, the unsourced hairs claim was not proven by MacDonald.

Moreover, with respect to the unsourced hair claim, "MacDonald has a daunting burden . . . in seeking to establish that he is eligible for habeas corpus relief solely because of his [claimed] 'actual innocence.'" 641 F.3d at 616 (citations omitted). See also Tr. of Status Conference at 31-32.

4. Government's contentions regarding the unsourced hairs claim:

As noted in this Court's Order on June 8, 2012, MacDonald's freestanding DNA claim alleges that the AFDIL DNA test results regarding three "unsourced hairs" establish that intruders murdered his wife and children. DE-266 at 3. The Government contends that the 2006 AFDIL DNA test results do not call into question any of the evidence of Movant's guilt adduced at trial, but rather serve to strengthen that evidence. Further, the Government contends that the DNA results eliminate Helena Stoeckley and Greg Mitchell as the source of any of the biological samples tested that yielded a useable DNA sequence.

MacDonald's DNA claim focuses on three "unsourced hairs": 91A, 75A, and 58A(1). Each of these items has been given a different designation by the various agencies that have been involved over time - USACIL, the FBI, and AFDIL - but for purposes of this litigation, the parties have relied upon the AFDIL designations to refer to the relevant samples because that is where DNA testing was performed.

The Government contends the following with respect to each of the listed AFDIL samples:

91A

That there was no hair under the fingernails of Kristen MacDonald's left hand.

That no hair was observed or removed from under a fingernail of Kristen MacDonald's left hand at either the crime scene or autopsy on February 17, 1970.

That no hair was ever present in the actual fingernail scrapings of Kristen MacDonald, which were marked for identification "L.Hand Chris."

That no serological or chemical tests indicating the presence of blood were ever performed on any hair taken from "Vial #7," which had held the fingernail scrapings of Kristen MacDonald.

That the hair eventually designated "AFDIL specimen 91A" has no history or provenance before July 27, 1970.

That there is no evidence of the presence of blood on the hair eventually designated "AFDIL specimen 91A."

That there is no evidence from a qualified expert that the 91A hair was forcibly removed; rather, two qualified FBI examiners attest that it was naturally shed.

That a fiber matching MacDonald's pajama top was found in the fingernail scrapings of Kristen MacDonald.

75A

That specimen 75A was collected from the area of the trunk and legs within the body outline of Colette MacDonald on the rug in the master bedroom by CID Agents William F. Ivory and Robert B. Shaw on March 16, 1970.

That the presence of some follicular tissue surrounding the root bulb, which is not otherwise amorphous or stretched out, is not forensically significant and does not establish forcible removal.

That expert Robert B. Fram attests that, in his expert opinion, 75A was a mature Caucasian pubic hair with a "club" root that was naturally shed.

That there is no evidence or means of determining when 75A came to rest on the master bedroom rug.

That this rug had been in the MacDonald's prior residence in Bergenfield, New Jersey.

58A(1)

That specimen 58A(1) was one of two Caucasian hairs present on FBI slide Q-87.

That specimen 58A(2) was also present on FBI slide Q-87 and that AFDIL determined that it had the same mtDNA sequence as Jeffrey MacDonald.

That neither 58A(1) nor 58A(2) had a root with follicular tissue, and both had club roots indicating that they were naturally shed.

That the green bedspread upon which 58A(1) and 58A(2) were located contained a multitude of other debris, including unsourced animal hair and foreign fibers.

That there is no more a means of determining when 58A(1) came to rest on the green bedspread than there is the hair of Jeffrey MacDonald (58A(2)), the unsourced animal hairs, or foreign fibers.

That the presence of naturally shed hairs at a residential

crime scene, which bear no evidence of being bloodstained, do not prove the presence of intruders or bear any other forensic significance.

51A(2)

That specimen 51A(2) is a human limb hair collected from the left hand of Colette MacDonald.

That it has a broken root end.

That it has tissue that appears to be blood and unknown debris on it.

That it has a mtDNA sequence matching Jefferey MacDonald.

That it has a fiber fragment adhering to its shaft.

113A

That specimen 113A was part of the debris removed from the bedspread on the floor of the master bedroom.

That it microscopically matches the head hair of Colette MacDonald.

That it was found entangled with one of the purple cotton threads matching the seam threads from Jeffrey MacDonald's pajama top.

That it has a broken shaft and broken end.

46A

That specimen 46A was removed from the sheet in the pile of bedding on the floor in the master bedroom.

That it is a brown body hair of Caucasian origin.

That its root is present with root sheath and follicular tag and attached tissue consistent with forcible removal.

That the nuclear DNA sequence is consistent with that of Colette MacDonald.

That the mtDNA sequence is consistent with Colette MacDonald.

112A.5

That specimen 112A.5 was removed from the bedspread in the pile of bedding on the floor in the master bedroom.

That it is a forcibly removed head hair.

That it microscopically matches the known head hair of Kimberly MacDonald.

That the mtDNA sequence matches that of Kimberly MacDonald.

III. EXHIBITS

A. MOVANT

Notes:

1. Portions of the trial transcript are designated as Exhibits for convenience of the court and the parties. However, the Court's order of July 27 does not require designation of *trial* transcripts as exhibits. Movant's designation of certain portions of the transcripts as exhibits is not a waiver of Movant's right to rely on and enter into the record any other, not-yet-designated portions of the trial transcript at the hearing.

2. The Movant is still developing visual aids, such as "powerpoint" presentations. The Movant has not included those on the exhibit list. The Movant currently contemplates that any such presentations will be based on the documents and testimony entered into the record at the hearing. If that changes, the Movant will notify the Government-Respondent.

3. The Movant reserves the right to use any exhibits identified by the Government-Respondent.

4. The Movant designates for use in this proceeding all portions of the record of the above-captioned matter (criminal, civil and appellate), subject only to the "evidence as a whole" standard identified by the Fourth Circuit in *United States v. MacDonald*, 641 F.3d 596 (4th Cir. 2011).

5. In addition to the documentary exhibits, the Movant also designates as possible exhibits two videos available on youtube.com: 1) Jimmy Britt and Helena Stoeckley walking into the courthouse; "False Witness" part 4 of 6 at 7:41-8:15, <http://youtu.be/h4uSMfuhC9E>, and 2) Ted Gunderson interview of Helena Stoeckley, <http://youtu.be/HBqkx2SYQbY>.

No.	Description
5000	Officer Mica seeing woman in floppy hat
5001	Trial testimony - Jeffrey MacDonald punched 6581-82
5002	Trial testimony - Jeffrey MacDonald hears acid and rain 6583-84
5003	Trial testimony - Jeffrey MacDonald sees wavering or flickering of candle 6588-92
5003A	Trial testimony - Jeffrey MacDonald testimony on direct at trial re his recall of the murders 6579-6614
5004	Trial testimony - candle wax trial testimony
5004A	Website analysis of candle wax issue
5005	Trial testimony - fingerprints
5006	Trial testimony - Jeffrey MacDonald was a fink 6652-57
5007	Trial testimony - James Milne saw hooded people with candles
5008	Trial testimony - Helena Stoeckley confessed to P Beasley in my mind 5738-42
5009	Trial testimony - Helena Stoeckley burned the blonde wig 5602-04
5010	Trial testimony - Helena Stoeckley wore similar clothing 5583-90
5011	Trial testimony - Helena Stoeckley into LSD, candles, devil 5525
5012	Trial testimony - Helena Stoeckley hung wreaths 5633-34
5013	Trial - voir dire of the Stoeckley witnesses
5014A	James Blackburn criminal judgment for embezzlement
5014B	James Blackburn prison record
5014C	James Blackburn NC Bar disbarment order
5015	Helena Stoeckley post-trial confessions - Gunderson 1984
5016	Helena Stoeckley post-trial confessions - Comisky 2-16-84
5017	Helena Stoeckley post-trial confessions - Markstein 8-12-83
5018	Helena Stoeckley post-trial confessions - Davis 7-25-83
5019	Helena Stoeckley confession to Beasley - also he saw her in car 1970 - 3-27-84
5020	Statement of Joan Sonderson - waitress - Helena Stoeckley next morning
5021	Jimmy Friar - called and spoke with hysterical woman
5022	Greg Mitchell confession - Randy Phillips
5023	Greg Mitchell confession - Ann Cannaday
5024A	Greg Mitchell confession - Norma Lane 4-14-1984
5024B	Greg Mitchell confession - Bryant Lane 4-14-1984
5025	Phil Cormier Affidavit re blonde wig fibers esp tabs 15-23
5026	Janice Glisson Affidavit re blonde fibers 2-5-91
5027	Unmatched fibers on Collette's body and murder club

5028	Blue fiber and Jeffrey MacDonald blood where he said he struggled
5029	Greg Mitchell confession - Everett Morse
5030	Greg Mitchell confession - Bryant Lane 3-1-2005
5031	Greg Mitchell Confession - Donald Buffkin
5032	Blaine O'Brian 1984 Affidavit
5033	Bryant lane Affidavit 7-15-88
5034	Cathy Perry Williams - statement 11-17-84
5035	Cathy Perry Williams - Mrs. Garcia info - from P Beasley
5036	Cathy Perry Williams - Madden Declaration
5037	Cathy Perry Williams - Nashville TN info
5038	Cathy Perry Williams - Ray Shedlick Affidavit - re clothing left with Garcia, etc.
5039	Coffee Table Experiment
5040	Debra Lee Harmon - overheard Helena Stoeckley re avenged and the ritual
5041	Dr. Beaver - interview
5042	Dr. Beaver - resume'
5043	Dr. Beaver - signed declaration
5044	Edith Boushey 1983 Affidavit
5045	FBI Blood Type Analysis of Dr. MacDonald's patients at Hamlet Hospital
5046	Frankie Bushey 1983 Affidavit
5047	Greg Mitchell - Pat Mitchell aff - he was left-handed
5048	Greg Mitchell confession - Norma Lane 5-23-84
5049	Greg Mitchell Left-handed blows - Ronald Wright and Pat Mitchell
5050	Helena Stoeckley polygraph 4-23-71 and Brisentine trial testimony
5051	Helena Stoeckley senior affidavit - 3-31-07
5052	Helena Stoeckley senior affidavit - government's lined-through version
5053	Ivory 3-2-73 statement - Collette skin
5054	J Britt 2-23-05 Jimmy Britt statement - witnessed by Lee Tart
5055	J Britt 2-24-05 Jimmy Britt statement under oath - uncertified
5056	J Britt 2-28-06 addendum to affidavit
5057	J Britt 5-24-05 polygraph of Britt by Davenport
5058	J Britt - 10-26-05 Jimmy Britt affidavit
5059	J Britt - 11-3-05 Jimmy Britt affidavit
5060	J Britt - picture of Jimmy Britt with Helena Stoeckley in courthouse
5061	Jack Crawley NC State Bar Order - 1-29-96
5062	Jack Crawley NC State Bar Order - 5-23-97
5063	James Nance Affidavit 1984
5064	James Paulsen stole items from scene - statement 12-21-1970
5065	Jeffrey MacDonald polygraph - 1986 - Raskin
5066	Jeffrey MacDonald medical records - treated for his injuries 2-17-70

5067	John Humphries Affidavit July 1983
5068	Keith Bowen declaration - 1984
5069	Lee Tart Statement Under Oath 2-24-05 uncertified
5070	Mable Campbell September 1983 Affidavit
5071	Marion Campbell 1983 Affidavit
5072	Pendllyshok 2-18-70 statement
5073	Pendllyshok 3-1-71 statement
5074	Posey Polygraph - he failed
5075	Ray Shedlick - re Carlos Torres and people running toward a van
5076	Rock Report - Art 32A proceedings (report, not the transcript)
5077	Sarah McMann phone conversation 2-26-83
5078	Sixty Minutes transcript for Gunderson interview of Helena Stoeckley - video available on youtube
5079	Syringe found in hallway closet
5080	Wendy Rouder - Affidavit
5081	Wendy Rouder - voir dire testimony
5082	Gene Stoeckely - waiver of HS privilege with J Leonard (intentionally left blank)
5083	Gene Stoeckely - waiver of HS privilege - NC Bar emails
5084	Kay Reibold Statement 1-25-80
	5085 - 5100 reserved for future use
5101	Ellen Dannelly Affidavit re FOIA etc
5102	AFIP DNA Results 3-10-06, DE 123 Appx 1 Tab 1
5103	US Army CID Preliminary Lab Report, DE 123 Appx 1 Tab 2
5104	US Army CID Chart of Exh. Findings, DE 123 Appx 1 Tab 3
5105	US Army CID Consolidated Lab Rept., DE 123 Appx 1 Tab 4
5106	AFIP Lab Notes, DE 123 Appx 1 Tab 5
5107	Trial trans. US v MacDonald, Hancock, DE 123 Appx 1, Tab 6
5108	Handwritten Note of CID Browning, DE 123 Appx 1 Tab 7
5109	AFIP tested staff member re specimen 75A, 12-20-04 letter

1. Respondent's Objections to Movant's Exhibits

a. Objection to 5102 to the following extent: the Government objects to any reference in the March 10, 2006 AFIP/AFDIL Report, whether filed in DE-119 or DE-123-2, to the designation by AFIP/AFDIL of CID Exhibit D-237 as being the hair in AFDIL Specimen 91A, including but not limited to the references found in AFDIL Report at page 4 of 33, paragraph 4 (DE-123-2, p.8 of 88), AFDIL Report page 15 of 33 (DE-123-2, p.19 of 88) and AFDIL Report page 30 of 33 (DE-123-2, p. 34 of 88). The Government does not object to any AFDIL reference to the hair on the slide marked "#7

JSG", and "Q137 RBF, JAD" as being the same as the hair in AFDIL Specimen 91A. The Government does not object to any AFDIL reference to the vial marked "# 7 JSG and Q137.1 RBF" as being the same vial as AFDIL Specimen 92A. Otherwise, the Government does not object admission of the 2006 AFIP/AFDIL Report.

b. Objection to 5057 and 5065 based on Fourth Circuit's per se rule against polygraph results to prove or disprove witness' testimony. *United States v. Tedder*, 801 F.2d 1437, 1444-45 (4th Cir. 1986).

c. Objection to 5051. The Government reserves the right to object pending testimony of Movant's witnesses Laura Redd and Gene Stoeckley, and Government's potential witness Hart Miles.

d. Objection to 5052. Same objection as 5051.

e. Objection to 5004A. Unknown source. No foundation.

B. RESPONDENT

Respondent reserves the right to use any exhibits identified by Movant in this action. Respondent designates for use in this proceeding all portions of the record of the above-captioned matter (criminal, civil, and appellate), subject to the Federal Rules of Evidence as applied in this proceeding. (Pursuant to the Court's Order of June 8, 2012 at 5 n.5, portions of the record other than the trial transcripts to which the Respondent intends to refer will be furnished in notebooks, as well as available electronically. Trial transcript excerpts will be called up electronically as they are referred to.) Respondent reserves the right to designate and use any exhibits identified by Movant in this action.

Explanation of numbering system: As to Exhibits previously given exhibit numbers for the 1979 trial, furnished to the defense, but not introduced at trial, the same numbers were used as they were given in 1979. The Respondent then numbered all exhibits pertaining to the Britt claim starting with 2000; all exhibits pertaining to the unsourced hairs claim starting at 3000; and Respondent's "evidence as a whole" starting at 4000.

No.	Description
20	Photo of Kristen in bed
20A	Photo of Colette lying on master bedroom floor
24B	Photo: similar view as above and slide
66	Photo: view of entrance to Kristen's room, with view of footprint and blue toy VW car
67	Photo: view of bloodstain on hall floor-shows contrast of stain against wood grain
68	Photo: view of hall floor from bath to Kim's room showing various stains
143	Photo B&W
144	Photo: B&W-depicts Kristen covered in bed (8x10)
146	Photo: B&W-depicts desk, TV, wallet, Colette's handbag, (146A-enlargement)
168	Photo: close-up of kitchen door (back of house) with garbage can at lower right
169	Photo: outside view of dining room window with mop at right
170	Photo: outside of north bedroom with crawl space in lower center
171	Photo: view of crawl space below Kirsten's bedroom with wooden board in bottom (171A-Slide, 171B enlargement)
172	Photo: vertical view of wood in crawl space
173	Photo: view of wood well after opened by investigators (173A-slide, 173B enlargement)
174	Photo: depicts outside view of full bathroom window
175	Photo: outside view of half bathroom window
176	Photo: outside view of utility room door with both doors closed
178	Photo: bricks in sidewalk at rear of house (NE corner)
179	Photo: stain on sidewalk behind house, marked by right brick
180	Photo: stain on sidewalk behind

	house, marked by left brick
181	Photo: stain on sidewalk behind house, marked by middle brick
182	Photo: view of utility room east window from outside of house
183	Photo: outside view of master bedroom window (south)
184	Photo: outside view of south bedroom window
185	Photo: outside view of living room window
186	Photo: B&W-pathway at front of house (SE corner)
187	Photo: B&W-pathway at E of house showing bushes
188	Photo: B&W-pathway at E of house (MP is kneeling in upper right)
189	Photo: B&W-pathway at E of house (MP is crouching at corner of house)
190	Photo: B&W-pathway at E of house with telephone pole at center
191	Photo: view of living room
192	Photo: view of living room
193	Photo: view of living room
195	Photo: view of coffee table overturned with eyeglasses in rear near wall
196	Photo: view of living room with photographer's equipment near desk and television and overturned coffee table in lower left corner
198	Photo: view of hall toward master bedroom
199	Photo: view of closed rear door from master bedroom; curtain over door window is drawn; blue basket is near dresser
200	Photo: view of vacuum cleaner and washing machine, beside utility room
201	Photo: master bedroom showing rear entrance, 6-drawer dresser with knife nearby, blue rug with corner turned back, bloodstains on bedroom carpet
202	Photo: blue basket, corner of 6-drawer dresser and corner of blue rug with knife on it.
203	Photo: view of blue basket

204	Photo: 6-drawer dresser with knife near it and green chair in lower right foreground holding items of clothing
205	Photo: view of phone on dresser in master bedroom
206	Photo: view of green chair in master bedroom with foot of bed at lower right and showing stains on carpet, spatters, on wall under window, and knife beside dresser
208	Photo: view of master bedroom floor
216	Photo: green chest with record player and coats hung
218	Photo: view from door of Kim's room at left, pink cat bank toy at right, bed and chair in foreground
223	Photo: view of kitchen and dining room, with steps to hall in background; shows stain circled on floor in front of refrigerator in kitchen
225	Photo: Colette's PJ bottoms from the back showing stains, etc.
226	Photo: front view of Colette's PJ bottoms depicting stains
227	Photo: front view of Colette's PJ top
228	Photo: back view of Colette's PJ top
229	Photo: back view of Kristen's PJ top of polka-dotted material showing stains
230	Photo: front view of Kristen's PJ top
231	Photo: front view of Kristen's undershirt
232	Photo: back view of Kristen's undershirt
233	Photo: blue bottom sheet from master bed
234	Photo: front view of Kristen's PJ bottoms showing
235	Photo: back view of Kristen's PJ bottoms
236	Photo: front view of Kristen's panties
237	Photo: back view of Kristen's panties
238	Photo: front view of Kim's flowered

	nightshirt showing stains
239	Photo: back view of Kim's nightshirt
241	Photo: B&W close-up of hair on button of Kim's nightshirt
242	Photo: B&W side view depicting Kim's nightshirt
243	Photo: B&W close-up of hair wound around button
244	Photo: color of Kim's panties, front view
245	Photo: back view of Kim's panties
246	Photo: depicts blue bottom sheet from Kim's room depicting stained area with body outline drawn in
247	Photo: color-pillowcase (north) from Kim's bed
248	Photo: pillowcase from Kim's room (other side)
249	Photo: flowered bottom sheet from Kristen's bed showing stain with body outline
250	Photo: white top sheet from north bedroom bed
251	Photo: white top sheet from north bedroom bed (folded portion)
252	Photo: pillowcase from Kristen's bed with stain evident
253	Photo: portion of carpet removed from master bedroom
254	Photo: throw rug in north bedroom
255	Photo: close-up view of throw rug in north bedroom
256	Photo: depicts cover of Exhibit L-Esquire Magazine cover depicting Lee Marvin as cover story
266	Photo: 1970 CIA photo of blue PJ top from back view
267	Photo: 1970 CID photo of sheet (Ex. D211) 267A-negative
441	Photo: Club splinters
442	Photo: Wood Q14
443	Photo: Wood with paint Q14
444	Photo: Wood with paint Q14
446	Photo: Hilton bath mat
447	Photo: depicts bottom side of bath mat without gray card
448	Photo: Hilton side of bath mat 448A-negative

449	Photo: close-up of large bloodstain on sheet, 449A-negative for photo 449
450	Photo: investigator with gray card in front of full view of sheet
451	Photo: gray card photo of large bloodstain in center of sheet
475	Photo B&W: east window of the master bedroom with cage
476	Photo B&W, of 3-drawer dresser on the north wall of the master bedroom
477	Photo B&W, of dresser on north wall of the master bedroom with lamp
479	Photo B&W: depicts different area of the east wall of master bedroom, stain area #18
481	Photo B&W: depicts south wall of the master bedroom, stain areas #1, #2
482	Photo B&W: depicts bed, master bedroom, stain area #4
485	Photo B&W: belt and stain #9, west wall of master bedroom
486	Photo B&W: depicts stain #9, west wall of master bedroom
487	Photo B&W: doorjamb, master bedroom, west wall
488	Photo B&W: hall and doorway, master bedroom, north wall
489	Photo B&W: depicts south closet, southwest wall, master bedroom
491	Photo B&W: refrigerator, kitchen 5k, 8k, 30k
492	Photo B&W: kitchen floor
493	Photo B&W: kitchen sink
494	Photo B&W: kitchen sink area
496	Photo B&W: broom closet, kitchen
497	Photo B&W: broom closet, kitchen
498	Photo B&W: washer, kitchen, west side
499	Photo B&W: washer, east side
500	Photo B&W: kitchen door
501	Photo B&W: kitchen floor and radiator
502	Photo B&W: kitchen floor
503	Photo B&W: kitchen doorway
504	Photo B&W: kitchen doorway
505	Photo B&W: kitchen doorway from dining room

506	Photo B&W: dining room floor
507	Photo B&W: dining room floor
508	Photo B&W: stain #161, living room
510	Photo B&W: hall steps, #84, #9, #90
511	" "
512	Photo B&W: north wall, hall, between steps and north bedroom, #95, #96, #97, #98
513	Photo B&W: north wall, hall, between steps, and north bedroom, #99, #100, #101, #102
514	Photo B&W: east side of doorjamb, north bedroom, #105
515	Photo B&W: west side of doorjamb, north bedroom, #104
517	Photo B&W: hall floor, footprints exiting from north bedroom
519	Photo B&W: hall closet, #59
520	Photo B&W: hall closet, #59
522	Photo B&W: stain #61, #60, #62—north wall, hall, adjacent to hall closet
523	Photo B&W: stain #61, #60, #62, north wall, hall adjacent to hall closet
524	Photo B&W: stain #61, #60, #62, north wall, hall adjacent to hall closet
525	Photo B&W: stain #109, #110, #108, #106, #107, west wall, hall leading to bath
526	Photo B&W: stain #109, #110, #108, #106, #107 west wall, hall leading to bath
527	Photo B&W: hall floor, leading to bath, #151, #152, #153, #154
528	Photo B&W: reverse view of Exhibit 527
529	Photo B&W: bathroom, through doorway
530	Photo B&W: bathroom, bathtub
535	Photo B&W: bathroom mirror and south wall, #53, #51, #52
536	Photo B&W: expanded view of stain on hall floor near linen closet
537	Photo B&W: stain, hall floor, near linen closet
538	Photo B&W: stains, hall floor

	between south bedroom and hall bath, #145, #146, #165, #147
539	Photo B&W: stains, hall floor, between south bedroom and hall bath, #146, #147
540	Photo B&W: stains, hall floor between south bedroom and hall bath, #146, #147, #150, #72, #73, #148
541	Photo B&W: stains, hall floor between south bedroom and hall bath, #147, #150, #146, #151, #62
542	Photo B&W: chair, south bedroom, #131
543	Photo B&W: chair, south bedroom, south wall and window
544	Photo B&W: foot of bed, south bedroom
545	Photo B&W: headboard, south bedroom, #132, #133, #130
548	Photo B&W: foot of bed, south bedroom
549	Photo B&W: floor of bedroom, #149
552	Photo B&W: north wall and floor of east bedroom entrance
553	Photo B&W: north wall and floor of east bedroom entrance
554	Photo B&W: door, east bedroom, with terry cloth robe
555	Photo B&W: door of east bedroom, #63
556	Photo B&W: floor, entrance to east bedroom, west view, #158, #156, #157
557	Photo B&W: south wall, entrance, east bedroom, #67, #68, #10, #66, #71, #72
558	Photo B&W: south wall, entrance east bedroom, #67, #68, #70, #73
560	Photo B&W: entrance, doorjamb, south bedroom, #74, #71, #72
561	Photo B&W: entrance, doorjamb, south bedroom, #105, #75, #76
562	Photo B&W: south wall, hall, #80, #82, #81, #83, #84, #74, #78, #77
563	Photo B&W: south wall, hall facing east
564	Photo B&W: south wall, #88, #84, #83 (facing west)
565	Photo B&W: south hall wall, #88,

	#89
566	Photo B&W: south hall wall, #85
600	Photo: depicts inside back panel of Q-12 (Jeff's PJ top)
618	(Extract voucher DA form 19-31) 58-70, subvoucher-1 (weapons)
758	Autopsy Photo: color view of Colette on table Slide: 758A slide of Exhibit 758
759	Autopsy Photo: close-up view of Colette's head (color) Slide: 759A slide of Exhibit 759
768	Photo: B&W depicts right side of Colette's head
769	Photo: depicts Colette's neck prior to washing
787	Photo: reconstruction of puncture holes with 21 probes in PJ top folded over model (1974)
808	Photo: B&W, shows Kimberly in morgue, 808A: slide of exhibit 808
814	Photo: color—depicts Colette's trachea—shows wound
989	Photo: depicts coffee table and areas X2, X3, X4
990	Photo: close-up of same view in 989
991	Photo: the door to Kim's room and depicts area 2x1 on outside of door
992	Photo: the door to Kim's room and depicts area 2x5 on the outside of doorjamb
993	Photo: depicts 2x5 as view from hallway looking to master bedroom
994	Photo: depicts bookcase by head of Kim's bed in area 2x33
995	Photo: depicts headboard of Kim's bed and area 2x34
996	Photo: depicts hall doorway to master bedroom and area 3x1 on outside right doorjamb
997	Photo: same are as 996 but depicts latent area 3x12
998	Photo: depicts doorjamb in master bedroom looking towards south wall and depicts areas 3x4, 3x5, and 3x6
999	Photo: depicts doorjamb looking towards south wall showing areas 3x7 and 3x8
1000	Photo: depicts doorjamb of master

	bedroom looking from hallway toward east wall with areas 3x9, 3x10
1001	Photo: window on east wall by green armchair and depicts area 3x16 on V blinds
1002	Photo: dresser by north wall (3 drawer) with area 3x20
1003	Photo: depicts area 3x30 on footboard of master bed
1004	Photo: doorjamb leading to utility room and depicts area 4x14, 4x18, 4x20
1005	Photo: utility room doorjamb looking into master bedroom, depicting 4x17, 4x18, 4x19, 4x20
1006	Photo: utility room door to outside depicting area 4x22
1007	Photo: utility room door leading to master bedroom, depicting area 4x25
1008	Photo: shows doorjamb of hall bath looking toward bathroom, depicting areas 5x1, 5x3
1009	Photo: doorjamb of hall bath towards bathroom depicting areas 5x4
1010	Photo: shows inside view of doorjamb of bathroom looking toward Kim's room, depicting areas 5x5, 5x6, 5x7
1011	Photo: south wall of hall bath near light switch, depicting areas 5x11, 5x12
1012	Photo: shows outside view of hall bath doorjamb (west side)
1013	Photo: west doorjamb of Kristen's room
1014	Photo: east doorjamb of Kristen's room depicting areas 6x4
1015	Photo: Inside door of Kristen's room, 6x9, on doorjamb
1016	Photo: depicts kitchen cabinet by stove and areas 7x1, 7x2
1017	Photo: depicts 2x2 latent area on outside of door to Kim's room
1160	USACIL photo of knife #2 (Geneva Forge), side view
1161	USACIL photo of knife #2 (Geneva Forge), top view
1162	USACIL photo of knife #1 ("Old Hickory"), side view

2000	Warrant for H. Stoeckley
2001	FBI Teletype 13 Aug 79,70-3668-785
2002	FBI FD-302 Stoeckley's Arrest 8/14/79
2003	FBI Teletype 15 Aug 79,70-3668-787
2004	Standard Form (SF) 135 Records Transmittal and Receipt 2/6/98 U.S. Marshal, Columbia SC; .jpg
2005	Letter of 3/13/2006 from U.S. Marshal, Columbia, SC, to Federal Record Center & Return; .jpg
2006	Fingerprint Card, Helena W. Stoeckley 8/14/79, Pickens, SC; .jpg
2007	Fingerprint Card, Helena W. Stoeckley 8/14/79, Pickens, SC; .jpg
2008	Booking Report, Pickens Co. Sheriff "Stockley, Helena Worlie" 8/14/79; .jpg
2009	Arrest Photo (Helena Stoeckley); .jpg
2010	Sworn Statement of Vernoy Kennedy 8/23/2006
2011	Certification of Sworn Statement of Vernoy Kennedy 8/23/2006
2012	Letter of 1/18/2006 to Timothy D. Junkin, Esq. requesting prior statements of Jimmy Britt
2013	2005/2011 email chain between Wade Smith and Jim Blackburn re. waiver
2015	Marriage Certificate; Jimmy Britt and Nancy Williams 1/30/1992; .jpg
2016	Complaint For Divorce, Jimmy B. Britt and Nancy W. Britt; .jpg
2017	Case No. D251663 E - Affidavit of Jimmy B. Britt; .jpg

2018	Case No. D251663 E - Request for Summary Disposition of Divorce by Jimmy B. Britt; .jpg
2019	Case No. D251663 E - Answer in Proper Person by Nancy W. Britt; .jpg
2020	Case No. D251663 E - Withdrawal of Counsel; .jpg
2021	Case No. D251663 E - Decree of Divorce, Jimmy B. Britt and Nancy W. Britt; .jpg
2022	Case No. D251663 E - Affidavit of Resident Witness; .jpg
2023	Certified Copy of First Codicil to Will of Hazel R. Williams; .jpg
2024	Certified Copy of Will of Hazel R. Williams; .jpg
2027	SF-50 Jimmy B. Britt, 11/10/86; .jpg
2033	Request For Records Disposition Authority, U.S. Marshals Service to National Archives re; Criminal Warrants, 2/5/92; .jpg
2034	Request For Records Disposition Authority, U.S. Marshals Service to National Archives re. Criminal Warrants 6/30/00; .jpg
2037	Records Transmittal & Receipt, SF-135, USMS Raleigh, NC, 12/16/98; .jpg
2038	Records Transmittal & Receipt, SF-135 USMS Raleigh, NC, 11/24/99; .jpg
2039	Records Transmittal & Receipt, SF-135 USMS Raleigh, NC, 2/14/02; .jpg
2040	Records Transmittal & Receipt, SF-135 USMS Raleigh, NC, 3/15/04; .jpg
2041	Records Transmittal & Receipt, SF-135 USMS Raleigh, NC, 08/18/05; .jpg

2042	Records Transmittal & Receipt, SF-135 USMS Raleigh, NC, 06/01/06; .jpg
2048	Photo: front of sealed envelope, USMS District of South Carolina MFI: 70A-CE-3638, and describing "Contents" Nos. 1-4; IMG-0024 .jpg w/o GXL
2049	Photo depicting back of envelope sealed with red "EVIDENCE FBI"; "SC Docs Photos" IMG 0024.jpg W/O GXL
2050	Photo depicting file marked: "Stockley, Helena Werle" - "SC Docs Photos" - IMG 0026.JPG W/O GXL
2051	Photo depicting close-up view of file marked: "Stockley, Helena Werle" - "SC Docs Photos" - IMG 0026.JPG W/O GXL
2052	Photo depicting close-up view of file marked: "Stockley, Helena Werle" - "SC Docs Photos" IMG 0027.JPG W/O GXL
2053	Photo depicting Form USM-129 "Prisoner Custody, Detention, and Disposition Record, Pickens County Jail, 8/14/79, 8/15/79, "Stockley, Helena Werle," in situ. "SC Docs Photos" IMG 0029.JPG W/O GXL
2054	Photo depicting second page of Form USM-129 "Prisoner Custody, Detention, and Disposition Record, Pickens County Jail, 8/14/79, 8/15/79, "Stockley, Helena Werle," in situ. "SC Docs Photos" IMG 0030.JPG W/O GXL
2055	Photo depicting Form USM-129 "Prisoner Custody, Detention, and Disposition Record, Pickens County Jail, 8/14/79, 8/15/79, "Stockley, Helena Werle," removed from folder (Same document as GX 2053) "SC Docs Photos" IMG 0031.JPG W/O GXL

2056	Photo depicting Form No. 102 "Commitment Pickens, SC 8/14/1979 Helena Werl Stoeckley" s/Thomas J. Donohue, Special Agent FBI" in situ. "SC Docs Photos" IMG 0032.JPG W/O GXL
2057	Photo depicting Form No. 102 "Commitment Pickens, SC 8/14/1979 Helena Werl Stoeckley" s/Thomas J. Donohue, Special Agent FBI" in situ. "SC Docs Photos" IMG 0033.JPG W/O GXL
2058	Photo depicting Form No. 102 "Commitment Pickens, SC 8/14/1979 Helena Werl Stoeckley" s/Thomas J. Donohue, Special Agent FBI" in situ. "SC Docs Photos" IMG 0034.JPG W/O GXL
2059	Photo depicting Form No. 103 "Release to U.S. Marshal Columbia, SC, 8-15, 1979 Helena Stockley...Transfer to Raleigh NC...Vernoy Kennedy, DUSM," in situ. "SC Docs Photos" IMG 0035 .JPG W/O GXL
2060	Photo depicting FORM No. 103 "Release to U.S. Marshal Columbia, SC, 8-15,1979 Helena Stockley...Transfer to Raleigh NC... Vernoy Kennedy, DUSM," removed from file. "SC Docs Photos" IMG 0037.JPG W/O GXL
2061	Photo depicting reverse side of Form No. 103, Ex. 2060 "SC Docs Photos" IMG 0036 W/O GXL
2062	Scanned image of USM Form-129 (Ex. 2055) "South Carolina Docs/Scanned Docs" page 2 .JPG W/O GXL
2063	Scanned image of Form -129, page 2 (Ex 2054). "South Carolina Docs/Scanned Docs" page 3 .JPG W/O GXL

2064	Scanned image of Form No.102 Committment (Same as GX 2057-58) "South Carolina Docs/Scanned Docs" page 4 .JPG W/O GXL
2065	Scanned image depicting reverse side of Form No. 103, Ex. 2060 "South Carolina Docs/Scanned Docs" page 5 .JPG W/O GXL
2066	Scanned image "Release" Form No.103, 8/15/79 "Helena Stockley" signed by DUSM Vernoy Kennedy "South Carolina Docs/Scanned Docs," page 6 .JPG W/O GXL
2067	Photo, Pickens County Law Enforcement Center, August 2006, File B Day NC & SC Disc DSCN 2910 .JPG
2068	Photo, Pickens County Jail Book, 1977 - Cover, File B Day NC & SC Disc DSCN 2906 .JPG
2069	Photo, Pickens County Jail Book , Pages 76-77 Prisoners Committed August 1979, File B Day NC & SC Disc DSCN 2891 .JPG
2070	Photo, Pickens County Jail Book, Pages 76-77 Prisoners Committed August 1979, File B Day NC & SC Disc DSCN 2902 .JPG
2071	Photo, Pickens County Jail Book, Pages 76-77, Prisoners Committed August 1979, File B Day NC & SC Disc DSCN 2903 .JPG
2072	Photo, Pickens County Jail Book, Pages 76-77, Prisoners Committed August 1979, File B Day NC & SC Disc DSCN 2904 .JPG
2073	Photo, "Jail Book -1977-Pickens County, SC, C. David Stone Sheriff" File B Day NC & SC Disc DSCN 2907 .JPG
2074	Copy News Clipping-The News and Observer, Raleigh, N.C., Friday, August 17, 1979, "MacDonald defense to call woman to testify today"

2075	Reserved for GSA "Seventh Floor Plan Architectural"
2076	GSA "Seventh Floor Plan," Federal Building, Raleigh
2077	FBI "Seventh Floor Plan," Federal Building, Raleigh
2078	Reserved For GSA "Eighth Floor Plan Architectural"
2079	GSA " Eighth Floor," Federal Building, Raleigh
2080	FBI "Eighth Floor Plan," Federal Building, Raleigh
2082	FBI "Eighth Floor Plan," Federal Building 1979 - USAO Office highlighted
2083	FBI "Eighth Floor Plan," Federal Building 1979 - USAO Office, Room 836 highlighted
2084	FBI "Eighth Floor Plan," Federal Building 1979 - USAO Office, Rooms 835-898
2085	Jimmy B. Britt 'Statement of Facts' February 23, 2005
2086	Jimmy B. Britt 'Interview Under Oath' February 24, 2005
2087	Affidavit of Jimmy B. Britt, October 26, 2005
2088	Affidavit of Jimmy B. Britt, November 3, 2005
2089	Addendum to Affidavit of Jimmy B. Britt, February 28, 2006
2090	Jimmy Britt Sworn Statement - first copy furnished
2091- 2099	UNASSIGNED

2100	Image, map insert: "North Carolina-South Carolina Driving Distances," from North Carolina/South Carolina AAA State Series Map
2101	Image of Raleigh, North Carolina from ADC Map, 6 th Ed.
2101(2)	Image, map insert: "Downtown Raleigh, NC" from ADC Map, 6 th Ed.
2101(3)	Image, further enlargement of map insert: "Downtown Raleigh, NC" from ADC Map, 6 th Ed., depicting area from Wake County Public Safety Center to Federal Courthouse at 310 New Bern Avenue
2102	Image, map: "North Carolina, The Tarheel State"
2103	Image, map insert "Driving Distances" from AAA North Carolina South Carolina Map (1979)
2103(2)	Image, map insert, Charlotte, NC, metropolitan area from AAA North Carolina/South Carolina Map
2103(3)	Image, map insert, depicting intersection of routes I-85 and I-77, Charlotte, NC, metropolitan area from AAA North Carolina/South Carolina Map
2104	Image, Map Supply "South Carolina, The Palmetto State Map"
2104(2)	Image, depicting location of Pickens, SC, in relation to Greenville, SC, from Map Supply "South Carolina, The Palmetto State Map"
2105 - 2110	UNASSIGNED
2111	Photo depicting sign "Britt 616" on light post, and sign: "WARNING PRIVATE PROPERTY-NO TRESPASSING To all thieves: Property protected by a U.S. Marshal and a 44 Magnum-STAY OUT"

2115	Photo depicting poles flying U.S. and Confederate battle flags on Britt property, 616 Wimberly Rd., Apex, NC
2116	Photo depicting front view of "Red Coat Wonder Horse Deluxe"
2117	Photo depicting Wonder Products label of "The Red Coat Wonder Horse Deluxe"
2118	Placeholder for physical exhibit - Wonderhorse
2119	Photo depicting side view of "Red Coat Wonder Horse Deluxe" in front of dresser
2120	Photo depicting side view of "Red Coat Wonder Horse Deluxe" in front of dresser with right front spring detached
2121	Photo depicting head on view of "Red Coat Wonder Horse Deluxe" in front of dresser with right front spring detached
2122	Photo depicting rear view of "Red Coat Wonder Horse Deluxe" in front of dresser with right front spring detached
2123	Bankruptcy Petition filed 4/27/2005 by Jimmy Blutcher Britt ("JBB")
2125	OPM SF 2800 Application for Immediate Retirement for JBB dated 11/01/90
2126	OPM SF 1538 Statement Regarding Former Spouse, signed by JBB 11/01/90
2127	Answer and Counterclaim, Jimmy B. Britt vs. Mary Britt, 2/1/89 ("Britt v. Britt")
2128	Judgment, Britt v. Britt, 2/8/89
2130	Letter of 11/26/90 from Mary Britt to OPM Spouse Equity Division

2131	Letter dated 12/29/88 from Mary Britt to the Honorable Jesse Helms re. JBB
2132	Letter of 11/28/90 from Mary Britt to the Honorable Jesse Helms enclosing copies of Exhibits 2130 and 2131
2133	Letter of 12/20/90 from John P. O'Hale, Esq., representing Mary Britt, to OPM's Court Order Benefits Section re. JBB
2134	Consent Order, Britt v. Britt, dated 8/22/91
2136	District Court, Johnson County Order of 9/26/91, Britt v. Britt
2138	Crime Scene Diagram (CID)
2140	USA v. Jeffrey R. MacDonald, 75-26-CR-3 - Clerk's List of Government Trial Exhibits
2141	Doll circa 1970, with saran hair
2142- 2198	UNASSIGNED
2199	Sworn Statement of Gregory H. Mitchell, 5/25/71, DE-129-9, filed 03/30/06 (in record)
2200	Polygraph Examination of Gregory Howard Mitchell, 5/26/71
2201	Fatal Vision, Helena Stoeckley excerpt, pages 525-540
2300	Power Point: Summary Exhibit - Britt Claim
2301	Power Point: Summary Exhibit - Maps & Floorplans
2302	Power Point: Summary Exhibit - Video Timeline
2303	Power Point: Summary Exhibit - Britt Timeline

2317	Front Page Detective, Table of Contents, August 1970
2318	Front Page Detective, Page 19, Photo Depicting Rocking Horse through Window of Kristen MacDonald's Bedroom (Same as DE129-7, page 18 of 39)
2320	Photo: Zoom shot of rear springs of Wonder Horse in Kristen's room
2321	Photo: Zoom shot of front springs of Wonder Horse in Kristen's room
2322	Photo: Zoom shot of front and rear springs of Wonder Horse in Kristen's room
2323	Photo from video of a Wonder Horse with right rear spring detached
2324	CID Property Inventory of 544 Castle Drive, Fort Bragg, 9 November 1970, s/William F. Ivory
2325	Claim for Seized Property, 544 Castle Drive, Fort Bragg, NC, dated 23 November 1970, s/Jeffrey R. MacDonald
2326	Memo of 24 November 1970, to Staff Judge Advocate, from CPT Clifford L. Sommers, JAGC [Government Counsel at Article 32 Hearing) listing items to be returned to CPT Jeffrey Macdonald from 544 Castle Drive, Fort Bragg, NC
2327	Form DD-1584, National Agency Check Report, Jeffrey Robert MacDonald w/continuation page listing residences and employment from 1961 to October 2, 1969
2330	Interview of William Posey, 27 March 70 by CID Agent Richard Mahon
2331	Polygraph Examination of William Edward Posey, 7 June 1971, and post-test statements

2332	FBI FD-302 Interview of Mrs. Helena Stoeckley, 7/19/84 by SA Raymond Madden, FBI
2333	Original handwritten notes of SA Raymond Madden of 7/19/84 interview of Mrs. Helena Stoeckley
2334	Legible Draft from original notes of SA Raymond Madden of 7/19/84 interview of Mrs. Helena Stoeckley
2335	Army CID Polygraph Examination Consent Form Helena Werle Stoeckley
2336	Army CID Polygraph Examination Report, Helena Werle Stoeckley, 24 April 1971, w/continuation pages
2338	Transcript, Testimony of Edward Posey, Article 32 Hearing, Vo. XII, August 13, 1970
2339	Transcript, Testimony of Jeffrey R. MacDonald, Article 32 Hearing, Vo. XIII, August 13-15, 1970
2340	Transcript, Testimony of William F. Ivory, Article 32 Hearing, Vo. XIV, Sept. 9, 1970
2341	Transcript, Testimony of Jeffrey R. MacDonald, Article 32 Hearing, Vo. XV Sept. 11, 1970
2346	Transcript, Grand Jury Testimony of Richard J. Mahon, November , 1974
2357	Artist Drawing, Female, Accused Exhibit A-31, Article 32 Hearing
2358	Artist Drawing, Black Male, Accused Exhibit A-41, Article 32 Hearing
2359	Artist Drawing, White Male, Accused Exhibit A-40, Article 32 Hearing
2360	Artist Drawing, White Male with mustache, Accused Exhibit A-36, Article 32 Hearing
2361	Calendar for 1970

2362	Calendar for 1979
2363	Calendar for 2004
2364	Calendar for 2005
2365	Calendar for 2006
2366	Demonstrative exhibit regarding Movant statements
2367	Demonstrative exhibit regarding Britt false statements
2368	Photo: Days Inn
2369	Photo: Days Inn
2370	Photo: Days Inn
2371	Photo: Days Inn
2372	Photo: Days Inn
2373	Photo: Doubletree
2374	Photo: Doubletree
2375	Photo: Doubletree
2376	Photo: Doubletree
2377	Photo: Clarion
2378	Photo: Clarion
2379 - 2380	UNASSIGNED
3000 - 3018	UNASSIGNED
3019	Undated bench note of Janice Glisson re. Benzidine Test Results (same as DE217-18, page 1 of 1)
3020	Undated Typed Serology Results Chart (same as Ex. 14 DE217-15, pp. 1-27, and DE123-2, 03/22/06, pp. 56-88)

3021	Spreadsheet, USACIL Serology Results by chemist
3022	CSC's list of locations of Type A bloodstains
3023	CSC's crime scene diagram reflecting the location of Type A bloodstains
3024	CSC's list of of locations of Type B bloodstains
3025	CSC's crime scene diagram reflecting the location of Type B bloodstains
3026	CSC's list of locations of Type AB bloodstains
3027	CSC's crime scene diagram reflecting the location of Type AB bloodstains
3028	CSC's list of locations of Type O bloodstains
3029	CSC's crime scene diagram reflecting the location of Type AB bloodstains
3030	CSC's Bench note stain "D-33" (Blood scrapped from MacDonald's eyeglasses)
3031	CSC's Bench note re. stain "D-29"
3032	Bench notes of USACIL Chemist Dillard O. Browning ("DOB") for Preliminary Report P-C-FB-82-70, consisting of pages 1-39 covering the period 28 Feb 70 to 20 March 70
3033	DA Form 19-31, 16 Mar 70, William F. Ivory ("WFI"), see page 2, Item 16, "E-303"
3034	DOB's bench note, R2& R3, 20 March 70- see p. for E-303
3035	USACIL Typed Report R-thru R-4, 17 April 70
3036	Janice Glisson's R-11 bench notes, 27 July 70

3037	USACIL R-11 Typed Report 29 July 70
3038	USACIL R-11 Typed Addendum 2 Sep 70
3039	USACIL Typed Report R-13, 19 Aug 70
3040	Bench Notes DOB R-14, 31 August 70
3041	USACIL Typed Report R-14
3042	Chart (undated) "Exhibits Given to DOB" (Same as DE-217-16, pp. 1-13, and DE123-2, pp. 84-88)
3050	Sworn statement of James W. Paulsen, 21 Dec 70
3051	Sworn statement of James W. Paulsen, 29 Dec 70
3052	Transcript, Grand Jury Testimony of James W. Paulsen, 11/20/74
3053	Transcript, Testimony of Dr. George Gammel before the Article 32 Investigating Officer, July 16, 1970
3054	Transcript, Grand Jury Testimony of Dr. George Gammel, 1/14/75
3055	Transcript, Testimony of Dr. William Hancock before the Article 32 Investigating Officer, July 16, 1970
3056	Transcript, Grand Jury Testimony of Dr. William F. Hancock, 1/14/75
3057	Transcript, Testimony of Dillard O. Browning before the Article 32 Investigating Officer, July 36, 1970
3058	Transcript (partial), Testimony of Dillard O. Browning before the Grand Jury, 10/23/74
3060	Report of the FBI Laboratory, October 17, 1974
3061	Report of the FBI Laboratory, November 5, 1974
3062	FBI Chronology of Examinations of Specimens Q1- Q129

3063	FBI Report of the identification Division, Latent Fingerprint Section, 2/12/75
3064	Report of FBI Laboratory, March 14, 1979, Lab No. 90103084 S RR IZ
3065- 3102	UNASSIGNED
3103	AFDIL Folder Specimen 51A(2)
3104	AFDIL Folder Specimen 112A Information
3105	AFDIL Folder Specimen 113A
3106	AFDIL Folder Specimen 58A(2)
3107	AFDIL Folder Specimen 93A
3108	AFDIL Folder Specimen 46A Part 1 (STRs)
3109	AFDIL Folder Specimen 46A Part 2 (mtDNA)
3110	AFDIL Folder Specimen 98A Part 1 (STRs)
3111	AFDIL Folder Specimen 98A Part 2 (mtDNA)
3112	AFDIL Folder Specimen 48A Part 1 (STRs & mtDNA)
3113	AFDIL Folder Specimen 48A Part 2 (mtDNA)
3114	AFDIL Folder Specimen 52A (STRs & mtDNA)
3115	AFDIL Folder Specimen 75A Part 1 (STRs & mtDNA)
3116	AFDIL Folder Specimen 75A Part 2 (mtDNA)
3117	AFDIL Folder Specimen 104A(2)
3118	AFDIL Folder Specimen 104A(1)
3119	AFDIL Folder Specimen 112A(2)/112B(2)

3120	AFDIL Folder Specimen 112A(3)
3121	AFDIL Folder Specimen 112A(4)
3122	AFDIL Folder Specimen 112A(5)
3123	AFDIL Folder Specimen 112A(6)
3124	AFDIL Folder Specimen 112A(7)
3125	AFDIL Folder Specimen 112A(8)
3126	AFDIL Folder Specimen 112A(9)
3127	AFDIL Folder Specimen 58A(1)
3128	AFDIL Folder Specimen 91A
3129	AFDIL Folder Specimen 71A(1)
3130	AFDIL Folder Specimen 71A(2)
3131	AFDIL Folder Specimen 71A(3)
3132	AFDIL Folder Specimen 97A(1)
3133	AFDIL Folder Specimen 101A(1)
3134	AFDIL Folder Specimen 101A(2)
3135	AFDIL Folder Specimen 05A Part 1 (mtDNA)
3136	AFDIL Folder Specimen 05A Part 2 (STRs)
3137	AFDIL Folder Specimen 195 Part 1 (STRs)
3138	AFDIL Folder Specimen 195 Part 2 (mtDNA)
3139	AFDIL Folder Specimen 196 Part 1 (STRs)
3140	AFDIL Folder Specimen 196 Part 2 (mtDNA)
3141	AFDIL Folder Specimen 196 Part 3 (mtDNA)
3142	AFDIL Folder Specimen 197 Part 1 (STRs)

3143	AFDIL Folder Specimen 197 Part 2 (mtDNA)
3144	AFDIL Folder Specimen 198A
3145	AFDIL Folder Specimen 199A (STRs/mtDNA)
3146- 3400	UNASSIGNED
3401	AFDIL Image 75A, Roll 2, Slide 01
3402	AFDIL Image 75A, Roll 2
3403	AFDIL Image 75A, Roll 8, Slide 02
3404	AFDIL Image 75A, Roll 8, Slide 03
3405	AFDIL Image 75A, Roll 8, Slide 04
3406	AFDIL Image 75A, Roll 8, Slide 05
3407	AFDIL Image 75A, Roll 8, Slide 06
3408	AFDIL Image 75A, Roll 8, Slide 07
3409	AFDIL Image 75A, Roll 8, Slide 08
3410	AFDIL Image 91A, Roll 1, Slide 13
3411	AFDIL Image 91A, Roll 1, Slide 14
3412	AFDIL Image 91A, Roll 1, Slide 26
3413	AFDIL Image 91A, Roll 1, Slide 27
3414	AFDIL Image 91A, Roll 1, Slide 28
3415	AFDIL Image 58A, Roll 2
3416	AFDIL Image 58A, Roll 2
3417	AFDIL Image 58A, Roll 8, Slide 09
3418	AFDIL Image 58A, Roll 8, Slide 10
3419	AFDIL Image 58A, Roll 8, Slide 11
3420	AFDIL Image 58A, Roll 8, Slide 12
3421	AFDIL Image 58A, Roll 8, Slide 13
3422	AFDIL Image 58A, Roll 8, Slide 14

3423	AFDIL Image 58A, Roll 8, Slide 15
3424	AFDIL Image 52A, Roll 1, Slide 15
3425	AFDIL Image 52A, Roll 1, Slide 16
3426	AFDIL Image 52A, Roll 6, Slide 01
3427	AFDIL Image 52A, Roll 5, Slide 08
3428	AFDIL Image 51A, Roll 1, Slide 17
3429	AFDIL Image 51A, Roll 1, Slide 18
3430	AFDIL Image 51A, Roll 7, Slide 14
3431	AFDIL Image 51A, Roll 7, Slide 15
3432	AFDIL Image 51A, Roll 7, Slide 16
3433	AFDIL Image 51A, Roll 7, Slide 17
3434	AFDIL Image 51A, Roll 7, Slide 18
3435	AFDIL Image 51A, Slide 03
3436	AFDIL Image 51A, Slide 02
3437	AFDIL Image 51A, Slide 01
3438	AFDIL Image 113A, Roll 1, Slide 15
3439	AFDIL Image 113A, Roll 1, Slide 16
3440	AFDIL Image 113A, Roll 5, Slide 20
3441	AFDIL Image 113A, Roll 5, Slide 24
3442	AFDIL Image 113A, Roll 5, Slide 29
3443	AFDIL Image 113A, Roll 5, Slide 33
3444	AFDIL Image 112A, Roll 1, Slide 07
3445	AFDIL Image 112A, Roll 1, Slide 08
3446	AFDIL Image 112A, Roll 8, Slide 21
3447	AFDIL Image 112A, Roll 8, Slide 22
3448	AFDIL Image 112A, Slide 02
3449	AFDIL Image 112A, Slide 01
3450	AFDIL Image 112A(5), Slide 05C

3451	AFDIL Image 112A(#5)JRROOTEND2
3452	AFDIL Image 112A(#5) JRROOTEND(DIFFEXP2)
3453	AFDIL Image 112A(#5) JRROOTEND(DIFFEXP3)
3454	AFDIL Image 112A(#5)JRROOTEND
3455	AFDIL Image 46A, Roll 1, Slide 4
3456	AFDIL Image 46A, Roll 1, Slide 5
3457	AFDIL Image 46A, Roll 3, Slide 03
3458	AFDIL Image 46A, Roll 3, Slide 04
3459	AFDIL Image 46A, Roll 3, Slide 05
3460	AFDIL Image 46A, Roll 3, Slide 09
3461	AFDIL Image 104A, Roll 1, Slide 9
3462	AFDIL Image 104A, Roll 1, Slide 10
3463	AFDIL Image 104A, Roll 9, Slide 2
3464	AFDIL Image 104A, Roll 9, Slide 8
3465	AFDIL Image 104A, Slide 1
3466	AFDIL Image 104A, Slide 02
3467	AFDIL Image 104A(1), Tube
3468	AFDIL Image 55A, Roll 3, Slide
3469	AFDIL Image 55A, Roll 3, Slide
3470	AFDIL Image 55A, Roll 3, Slide
3471	AFDIL Image 55A, Roll 3, Slide
3472	AFDIL Image 55A, Roll 3, Slide
3473	AFDIL Image 55A, Roll 3, Slide
3474	AFDIL Image 55A, Roll 4, Slide
3475	AFDIL Image 55A, Roll 4, Slide
3476	AFDIL Image 55A, Roll 4, Slide 14

3477	Notes of defense expert Dr. Peter De Forest, August 6, 2001, re. examination of AFDIL slides 112A(1) thru 112A(9)
3478	FBI Bench Note 10/18/01 re: Case No. 011010030ZJ, examination of slides Q96.1 thru Q96.9 (AFDIL 112A(1) thru 112A(9))
3479	FBI Lab Report 11/1/2001, Case No. 011010030ZJ, examination of slides Q96.1 thru Q96.9 (AFDIL 112A(1) thru 112A(9))
3480	Letter of 2/21/2002 from Colonel Brion C. Smith, Director DOD DNA Registry concerning divisibility issues
3481	AFDIL Case Note, Subject: Divisibility Meeting 01/30/02 forwarded as attachment to Ex. 3480
3482	FBI Lab Report of 6/13/2005, No. 050307001 QB ZJ, re. examination of slide Q137
3483	Results of AFDIL DNA Data Base Search, "g.cat One Profile," 12/07 2006
3484	Results of AFDIL DNA Data Base Search of Entire Profile, 12/2006, pp. 1-8
3485	Letter of 1/5/2007 from Kimberly B. Murga ("KBM") AFDIL, to Timothy D. Junkin, Esq. re. FBI DNA Data Base search
3486	Receipt for all folders (1-46) in AFDIL Case 1999C-0438, signed by Kathryn MacDonald, 4/25/06
3487	DA Form 4137, "Evidence/Property Custody Document," AFDIL Case 99C-0438, 5/17/99 to 7/21/06
3488	Continuation of Form 4137, AFDIL Case No. 99C-0438, pages 2 thru 33, 5/17/99 to 6/1/99, Items 01A thru 188A

3489 -	UNASSIGNED
3498	
3499	Power Point: Summary Exhibit - Unsourced Hairs 75A, 91A, 58A
3500	Power Point: Summary Exhibit - Unsourced Hairs Expert Event Sequence
3501	Power Point: Summary Exhibit - Additional Evidence of Unsourced Debris
3518	34 slide protector sheets containing a total of 484 original photographic slides marked for identification by the photographer or analyst corresponding to the digital images contained in DE-147, CD's 1 to 3, and the photocopies of the same original slides in slide protectors also filed as part of DE-147
4000	MacDonald handwritten Eskatrol note
4001	MacDonald interview by Mike Wallace
4002	'Fatal Vision' pgs 610-617
4003	Letter to Murtagh, MacDonald v McGinnis
4004	MacDonald v. McGinnis, July 23, 1987
4005	MacDonald v. McGinnis, July 24, 1987, morning session
4006	MacDonald v. McGinnis, July 24, 1987, afternoon session, 1:30-3:00
4007	MacDonald v. McGinnis, July 24, 1987, afternoon session 3:15 - adjournment
4008	MacDonald v. McGinnis, July 27, 1987, A.M. Session

4009	MacDonald v. McGinnis, July 28, 1987
4010	MacDonald v. McGinnis, July 28, 1987, 11 A.M.- Evening Adjournment
4011	MacDonald v. McGinnis, July 30, 1987
4012	MacDonald v. McGinnis, July 30, 1987, P.M. Session
4013	MacDonald v. McGinnis, July 31, 1987
4014	MacDonald v. McGinnis, July 31, 1987, From Lunch Recess to 3 P.M. Adjournment
4015	MacDonald v. McGinnis, August 4, 1987
4016	MacDonald v. McGinnis, August 6, 1987
4017	MacDonald v. McGinnis, August 7, 1987
4018	Jeffrey MacDonald 48 Hours Dick Cavett interview

1. Movant Objections to Respondent's Exhibits

a. Attorney client privilege and/or work product objection to any information from Joe McGinnis (whether in the form of live testimony, deposition transcript, or otherwise), if it can be shown that he was considered to be within the scope of the team of attorneys representing Jeffrey MacDonald at trial.

b. Exhibits 2111 and 2115 - improper character evidence.

c. Exhibits 2346, 3052, 3054, 3056, 3058 - use of this material would violate the Movant's right to confront and cross-examine the witnesses against him under the Confrontation Clause of the Sixth Amendment to the United States Constitution.

- d. Exhibits 4003-4012 - outside scope of the "evidence as a whole" standard.
- e. Objection to attorney Hart Miles testifying - attorney-client privilege and/or work product objection.
- f. Objection to Exhibit 4001 "60 Minutes" program - outside scope of the "evidence as a whole" standard.
- g. If the Court grants the Government's objection to the Movant's polygraph exhibits, the Movant contends that the Court should also exclude the Government's polygraph exhibits.
- h. Objection to Exhibit 2141 and the testimony of Robert Tonner as outside the "evidence as a whole" standard.

IV. WITNESSES

A. MOVANT

Movant reserves the right to call any witness listed by Respondent.

1. Wade Smith - Testimony regarding the stipulations and attached documents as to the "unsourced" hairs, explaining the significance of the determinations vis-a-vis the evidence in this case, particularly as it relates to the defense theory of the case at trial. Testimony regarding Jim Britt coming forward with his information about the statement Helena Stoeckley made to him and to the government when she was interviewed in the courthouse just before she was called a witness.
2. Mary Britt - Testimony regarding Jim Britt's statements to her, both during and after their marriage, about his involvement with Helena Stoeckley. This testimony would include her assessment of Mr. Britt's truthfulness and his feelings at the time he related these statements to her.
3. Nancy Britt - Testimony regarding Jim Britt's statements to her, both during and after their marriage, about his involvement with Helena Stoeckley and the trial of Jeffery MacDonald. This testimony would include her assessment of Mr. Britt's truthfulness and his feelings at the time he related these statements to her.

4. Gene Stoeckley - Testimony concerning his sister, Helena Stoeckley, and her possible involvement in the Jeffrey MacDonald case. This testimony will include the impact of her involvement on his family and on him; his interactions with his sister about this involvement; his sister's statements to their mother near the end of his sister's life about this involvement; his mother's revelations about his sister's statements to her; and his witnessing of his mother's affidavit about these statements and admissions before her death. This testimony will include reference to the affidavit executed by his mother.

5. Laura Redd - Testimony concerning the elder Helena Stoeckley, the mother of Helena Stoeckley and Gene Stoeckley, and her statements about the statements her daughter, Helena, made to her regarding her involvement in the Jeffrey MacDonald case. This testimony will include the statements the younger Helena made to her mother and Ms. Redd's witnessing the elder Helena's affidavit about these statements. This testimony will include reference to the affidavit.

6. Jerry Leonard - Testimony concerning his representation of Helena Stoeckley during the trial of Dr. Jeffrey MacDonald, including possible statements she made about her presence in the house when the murders occurred, her fear of testifying truthfully, and her feeling threatened by the prosecution at the time.

7. Sara McMann - Testimony about Helena Stoeckley when she lived with Ms. McMann and her husband during the last months of her life. The testimony will include Ms. McMann's assessment of Ms. Stockley's credibility and the consistency of her statements to Ms. McMann that she and her friends were in the MacDonald house when the murders occurred and that Dr. MacDonald did not commit the crimes.

8. Wendy Rouder - Testimony concerning her discussions with Helena Stoeckley, including but not limited to Ms. Stoeckley's fear of testifying truthfully as well as her feeling threatened by the prosecution at the time. (not available until Tuesday morning, 9/18/12)

B. RESPONDENT

Respondent reserves the right to call any witness listed by Movant.

**KEY: E = Expect to Present
M = May Call if Need Arises

Dennis C. Meehan	Former Deputy U.S. Marshal. Court security during MacDonald trial. Transported Helena Stoeckley from Charlotte to Raleigh for trial.	E
Janice K. Meehan	Wife of Dennis Meehan. Rode with him to pick up Helena Stoeckley in Charlotte and bring her to Raleigh.	E
Frank J. Mills, Jr.	Former FBI Special Agent. Involved in arrest and transport of Helena Stoeckley to Pickens, SC, and interview of her.	E
Thomas J. Donohue	Retired FBI Agent. Arrest and transport of Helena Stoeckley to Pickens, SC, and interview of her.	E
Eddie Sigmon	Former Chief Deputy U.S. Marshal. Britt's character. U.S. Marshal procedures.	E
William Berryhill	Former U.S. Marshal. Jimmy Britt character. USMS procedures.	E

Maddie C. Riddick	Former office manager at U.S. Marshal's Service. Character of Jimmy Britt. Britt contact with Geraldine Holden. Marshal procedures.	E
Jack Benjamin Crawley, Jr.	Trial AUSA. Helena Stoeckley interview at USAO and related circumstances. Stoeckley's trial testimony.	E
J. Rich Leonard United States Bankruptcy Judge	Clerk of Court during MacDonald trial, former law clerk for Judge Dupree	E
William F. Ivory	Retired Army CID Investigator. Lead Investigator at trial.	E
Raymond "Butch" Madden	Former FBI Agent. Interviewed Helena Stoeckley's mother parents her daughter and the MacDonald case. Interviews of Stoeckley herself. Post-conviction investigation in the 1980s. Relationship between Britt, Tart and Goins.	E

Joe McGinnis	Author of 'Fatal Vision.' Testimony regarding Helena Stoeckley interview by Defense at trial. Testimony regarding MacDonald's Eskatrol use. Sued by MacDonald. Anticipated to testify consistently with facts related in his book.	E
James Blackburn	Trial AUSA. Interviewed Stoeckley at USAO. Discussions with defense counsel re interviews of Stoeckley. Stoeckley's trial testimony and aftermath.	M
Robert Tonner	President, Tonner Doll Company, witness as to doll manufacturing	M
J. Hart Miles, Jr.	Former attorney for Jeffrey MacDonald. Circumstances surrounding the timing of the Britt claim and the affidavit obtained from the elder Helena Stoeckley.	M
Clarence Stoeckley, Jr.	Brother of Helena Stoeckley. Conversations with elder Helena Stoeckley regarding her daughter and the MacDonald case. Younger Helena Stoeckley's character and statements re MacDonald case.	M

Ronnie Willis	Ex-husband of Jean Crae Willis Hancock. Received call from Jimmy Britt regarding Holden's health in late 2004. Possible corroboration of call to Crae Willis from MacDonald attorney	M
James Cherokee	FBI Agent. Investigation regarding Britt and Stoeckley issues.	M
Andy Thomure	FBI Agent. Investigation regarding Britt and Stoeckley issues.	M
Lee Tart	Former Deputy U.S. Marshal. Friend of Jimmy Britt. Keeper of Britt affidavits.	M
[The need to call most, if not all, of the following witnesses will be eliminated if the stipulation attached hereto as Exhibits 1-9 is finalized.]		
Suzanne Barritt-Ross mtDNA Technical Leader, Contractor American Registry of Pathology	Receipt of evidence from FBI at AFDIL in May 1999 and inventory of contents of vials in AFDIL Case No. 99C-0438	M

Michael A. Fasano Contractor Laboratory Support Manager, American Registry of Pathology	DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Jacqueline S. Raskin-Burns Forensic Quality Manager	While employed at AFDIL, performed DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Yasser Daoudi North American Sales Manager-Genetic Identity,	While employed at AFDIL, performed DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Robert M. Fisher Forensic DNA Examiner	While employed at AFDIL, performed DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Demris A. Lee	While employed at AFDIL, performed DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Suni Edson Assistant Technical Leader, American Registry of Pathology	While employed at AFDIL, performed DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M

Carna F. Meyer DNA Analyst FBI Laboratory	While employed at AFDIL, DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Craig King DNA Analyst	While employed at AFDIL, performed DNA analysis of questioned specimens in AFDIL Case No.99C-0438	M
Kimberly B. Murga	While employed at AFDIL as Technical Leader, performed DNA analysis of questioned and reference specimens in AFDIL Case No.99C-0438	M
Daniel E. Katz Deputy Chief	While employed at AFIP/AFDIL inventoried evidence in AFDIL Case No. 99C-0438 received from FBI in May 1999, and marked numerous items with AFDIL Specimen numbers.	M
Grant D. Graham, Sr. Forensic Supervisor	See Affidavit DE-216	M
Robert B. Fram Senior Forensic Consultant, National Center for Missing and Exploited Children	See Affidavit DE-219	M

Joseph A. DiZinno, DDS Senior Director, Federal Programs	See Affidavit DE-218	M
Dillard O. Browning Retired Chemist, USACIL, Fort Gordon Georgia	See Affidavit, DE 215	M
Janice S. Glisson Retired Chemist, USACIL, Fort Gordon, GA	See Affidavit DE-217	M
Dr. Craig S. Chamberlain, Ph.D Retired Chemist	See Affidavits DE- 213, DE 214	M

HEARING TIME ESTIMATE: 8-10 days (total of both parties)

THOMAS G. WALKER
United States Attorney

/s/ John Stuart Bruce
JOHN STUART BRUCE
First Assistant U.S. Attorney
310 New Bern Avenue, Ste. 800
Raleigh, N.C. 27601
Phone: 919-856-4530
FAX: 919 856-4487
Email: john.bruce@usdoj.gov
N.C. Bar No. 8200

/s/ M. Gordon Widenhouse, Jr.
M. GORDON WIDENHOUSE, JR.
Attorney at Law
312 W. Franklin Street
Chapel Hill, N.C. 27516
Phone: 919-967-4900
FAX: 919-967-4953
Email: mgwidenhouse@rwf-law.com
N.C. Bar No. 10107

/s/ Brian M. Murtagh
BRIAN M. MURTAGH
Special Asst. U.S. Attorney
310 New Bern Avenue, Ste. 800
Raleigh, N.C. 27601
Phone: 919-856-4530
FAX: 919-856-4487
Email: brian.murtagh2@usdoj.gov
D.C. Bar No. 108480

/s/ Keith A. Williams
KEITH A. WILLIAMS
Attorney at Law
321 South Evans Street, Ste. 103
Greenville, N.C. 27835
Phone: 252-931-9362
FAX: 252-830-5155
Email: keith@williamslawonline.com
N.C. Bar No. 19333

/s/ Leslie K. Cooley
LESLIE K. COOLEY
Assistant U.S. Attorney
310 New Bern Avenue, Ste. 800
Raleigh, N.C. 27601
Phone: 919-856-4530
FAX: 919-856-4487
Email: leslie.cooley@usdoj.gov
N.C. Bar No. 33871

APPROVED BY:

JAMES C. FOX
Senior United States District Judge

Date: _____