



U.S. Department of Justice

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Northern District of Mississippi*

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February 7, 2008

Honorable Thomas D. Bever
CHILIVIS, COCHRAN, LARKINS & BEVER LLP
Attorneys at Law
3127 Maple Drive, N.E.
Atlanta, Georgia 30305

RE: Mississippi Beef Processors

Dear Tom:

This is to memorialize our telephone conversation of February 4, 2008. During that conversation and preceding conversations, your client, Robert Moultrie, had expressed an interest in taking an FBI administered polygraph. As you are aware, we had arranged for that test for February 5, 2008, in Jackson, Mississippi. However, you informed us of a tragic accident involving two of Mr. Moultrie's friends causing that date to be postponed. Later in the conversation you placed conditions upon any future test. Those conditions included early disclosure of the questions, and limited use of any statements made during the process and finally telling us that Mr. Moultrie would not waive his right to remain silent.

It is contrary to FBI policy to consider any privately administered polygraphs. The conditions you have placed upon the use of any statements made by your client are simply unacceptable. Therefore, we formally reject your offer under the above conditions. We will, of course, administer a polygraph examination under conditions set in the standard FBI forms previously submitted to you.

Very truly yours,

JIM M. GREENLEE
United States Attorney

By:


WILLIAM C. LAMAR
Assistant United States Attorney

WCL/lbk