

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
vs.	)	
	)	
ROBERT L. MOULTRIE,	)	
NIXON E. CAWOOD,	)	
CHARLES K. MOREHEAD,	)	
FACILITY HOLDINGS CORP., d/b/a	)	CRIMINAL No. 3:08CR014
THE FACILITY GROUP,	)	
FACILITY MANAGEMENT GROUP, INC.,	)	
FACILITY CONSTRUCTION	)	
MANAGEMENT, INC., and	)	
FACILITY DESIGN GROUP, INC.,	)	
	)	
Defendants.	)	

**MOTION TO WITHDRAW AND STRIKE FROM PLEADINGS DEFENDANTS’  
EMERGENCY MOTION TO STRIKE PLEADINGS CONTAINING GRAND JURY  
TESTIMONY BASED UPON VIOLATION OF RULE 6(E)**

Defendants Facility Holding Corp., d/b/a The Facility Group, Facility Management Group, Inc., Facility Construction Management, Inc., and Facility Design Group, Inc. (collectively “TFG”) hereby withdraw their Emergency Motion to Strike Pleadings Containing Grand Jury Testimony Based Upon Violation of Rule 6(e) (Document # 160) and request that the Court strike the motion from the pleadings.

Dated: August 11th, 2008.

Respectfully submitted,

THE FACILITY GROUP

By:     /s/ James B. Tucker

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**CERTIFICATE OF SERVICE**

I hereby certify that on this day I have caused a copy of this “Motion to Withdraw and Strike from Pleadings Defendants’ Emergency Motion to Strike Pleadings” to be electronically filed with the Clerk of Court using the CM/ECF system, which will automatically send e-mail notification of such filing to all CM/ECF participant attorneys of record:

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THIS 11<sup>th</sup> day of August 2008.

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