

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 07-103

 v. * SECTION: "L"

JAMES PERDIGAO *

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**GOVERNMENT'S OPPOSITION TO DEFENDANT
JAMES PERDIGAO'S "MOTION FOR LEAVE TO FILE A
REPLY MEMORANDUM RELATIVE TO THE MOTION FOR CONSIDERATION"**

The United States of America, by and through the undersigned Assistant United States Attorneys, hereby opposes defendant James Perdigo's request to file a "Motion for Leave to File a Reply Memorandum Relative to the Motion for Consideration" in defendant's recusal of the U.S. Attorney's Office for the following reasons;

The briefing schedule promulgated by the Court in the motion for reconsideration did not include an opportunity for either party, to submit a reply brief in this matter.

The government submits that this issue has been exhaustively briefed by both parties as this Court well knows, and further that the defendant has again added nothing new except the same specious arguments that he has previously set forth. It appears that the defendant is frustrated by controlling law that is unfavorable to him.

The argument that the defendant puts forth attempts to put everyone else on trial but himself and does not lend itself to a rational, reasonable, relevant and timely disposition of the charges against the defendant. The government submits it is quite obvious that the defendant, Perdigao, fears the timely litigation of charges against him.

Therefore, the government respectfully implores this Court to deny this latest irrelevant and unfocused ranting by the defendant so that we may proceed to trial.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on September 10, 2008, I electronically filed the foregoing with the Clerk of Court by using the CM/E.C. system which will send a notice of electronic filing to counsel of record.

/S/ James R. Mann
JAMES R. MANN
Assistant U.S. Attorney