

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 07-103

 v. * SECTION: "L"

JAMES PERDIGAO *

 * * *

**GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION
FOR PRODUCTION OF EVIDENCE FAVORABLE TO
THE DEFENDANT AND DOCUMENTS FURNISHED TO THE COURT IN CAMERA**

NOW INTO COURT comes the United States of America through the undersigned Assistant United States Attorneys, who respectfully respond to the defendant's request for *Brady* and *Giglio* evidence. The government acknowledges its duty and continuing obligation to disclose materials pursuant to *Brady v. Maryland*, 373 U.S. 83 (1963). At this time, the government is not aware of and does not have any *Brady* material to disclose to the defendant at this time. The government does not have a duty to provide *Brady* material that is already known or which is available to the defendant.

The government further acknowledges its obligations pursuant to *Giglio v. United States*, 405 U.S. 150 (1972) regarding information that could be used to impeach government witnesses. At this time, the government submits that it has no *Giglio* material to disclose to the defendant. Further, the scheduling order entered by the Court in this matter, allows the government to turn over *Giglio* material on November 28, 2008. Therefore, should the government have *Giglio* material to turn over, it will be made available to the defendant on that date.

RESPECTFULLY SUBMITTED,

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CERTIFICATE OF SERVICE

I hereby certify that on October 17, 2008, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to William F. Wessel, Attorney at Law. I further certify that I mailed the foregoing document and the Notice of Electronic filing by First Class Mail, postage prepaid and properly addressed to Charles F. Griffin, Attorney at Law, 802 S. Carrollton, New Orleans, Louisiana, 70118.

/s/ James R. Mann
JAMES R. MANN