

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

PRETRIAL MOTION
HEARING ORDER

v.

JAMES W. HARPER,

05-CR-0138-C

Defendant.

On November 18, 2005 this court held a telephonic pretrial motion hearing. Defendant James Harper did not participate personally but was represented by his attorney, Christopher Van Wagner. The government was represented by Assistant United States Attorney Timothy O'Shea.

Prior to the hearing Harper filed no pretrial motions. Attorney Van Wagner stated this was a tactical decision he made in consultation with Harper after adequate review of the government's disclosures and after adequate investigation of the case. The parties predict this case likely will result in a change of plea. Accordingly, I will wait to provide draft voir dire questions and jury instructions until closer to the parties' submission deadline for the final pretrial conference.

Entered this 18th day of November, 2005.

BY THE COURT:

/s/

STEPHEN L. CROCKER

Magistrate Judge