

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNARD JOHNSON,

Defendant.

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PRETRIAL MOTION  
HEARING ORDER

06-CR-197-C

On January 9, 2007, this court held the pretrial motion hearing. Defendant Kennard Johnson was present with his attorney, Kelly Welsh. The government was represented by Assistant United States Attorney Robert Anderson.

Prior to the hearing, Johnson filed two discovery motions and a motion to suppress post-arrest statements. After taking a discovery proffer from the government and discussing the motions with both sides, I granted the motion docketed as 13 and denied the motion docketed as 12. With regard to the suppression motion, the government conceded on the record that it did not intend to use any of the challenged information in its case in chief, but reserved its right to impeach Johnson during cross-examination if he were to take the stand. This was acceptable to Johnson, who withdrew his motion to suppress as unnecessary on this record. The parties had no other matters to bring to the court's attention. Because this case

is unlikely to go to trial, I will provide draft voir dire questions and jury instructions to the parties closer to their submission deadline for the final pretrial conference.

Entered this 9<sup>th</sup> day of January, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge