

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

THOMAS E. WILLIAMS,

Defendant.

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ORDER

07-CR-021-S

In response to the government's challenge to defendant Thomas E. Williams's request for an evidentiary hearing, we ended up holding a telephonic pretrial motion hearing on March 26, 2007. Williams did not participate personally but was represented by his attorney, Corey Chirafisi. The government participated through Assistant United States Attorney David Reinhard.

The main issue was how to resolve Williams's motion to suppress blood test results (dkt. 10). Here's the consensus we reached: the government is entitled to seek an expert witness on blood alcohol metabolism in an attempt to prove its case at trial. The government will make this a priority, will consult with defense counsel, then both attorneys will report to the court in a telephonic status conference to be held in the near future. At that conference, we will determine whether the calendar needs to be revised in any fashion. For now, however, no further action needs to be taken on the motion to suppress. The government concedes Williams's motion to preclude reliance on statutory presumptions

regarding the blood draw (dkt. 8). Accordingly, the issue is moot and needs no further court action. I granted the motion to preserve notes (dkt. 9). Attorney Chirafisi did not require a discovery proffer from the government. The parties had no other matters to bring to the court's attention at this time. As noted, they will be contacting the court in the near future to determine what needs to happen next.

Entered this 26th day of March, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER

Magistrate Judge