

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

JUL 7 2011

Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia

UNITED STATES OF AMERICA)

v.)

Criminal Action No. 10-223 (RBW)

WILLIAM R. CLEMENS,)

Defendant.)

ORDER

In accordance with the oral rulings issued by the Court at the motions hearing held on July 5, 2011, it is

ORDERED that the parties' joint motion for use of a juror questionnaire is **DENIED**. It is further

ORDERED that the parties' joint request to enlarge the time limit for the parties to present their opening statements from thirty to sixty minutes is **GRANTED**. It is further

ORDERED that defense counsel's request for a waiver under Local Criminal Rule 44.2 to allow both attorneys to present portions of the defendant's closing argument is **GRANTED**. It is further

ORDERED that the government's request for a waiver of Paragraph 10(p) of the Court's General Order Governing Criminal Cases to allow counsel to leave the Courtroom while court is in session is **GRANTED**. It is further

ORDERED that the government's request that the Court read to the jury excerpts from a transcript of a Congressional hearing is **DENIED**. It is further

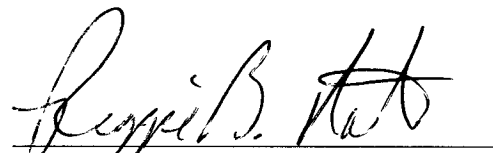
ORDERED that the defendant's request to allow the defendant's spouse to remain in the Courtroom prior to her testimony and during the testimony of other witnesses in this case is **GRANTED** in part and **DENIED** in part.¹ It is further

ORDERED that the defendant's motion in limine to preclude introduction of other-witness evidence concerning their interactions and discussions with Brian McNamee is **HELD IN ABEYANCE** until such time when the government requests that such evidence be presented to the jury. It is further

ORDERED that the defendant's motion in limine to preclude the testimony, or portions thereof, of Laura Pettitte, David Segui, C.J. Nitkowski, Andrew Pettitree, and Anthony Corso, is **GRANTED** in part and **DENIED** in part.² It is further

ORDERED that the government's motion in limine to preclude evidence, comment, and argument regarding the specific nature of the Florida police investigation of Brian McNamee is **HELD IN ABEYANCE** until defense counsel raises with the Court anew the admissibility of this evidence.

SO ORDERED this 6th day of July, 2011.


REGGIE B. WALTON
United States District Judge

¹ Specifically, the Court will allow the defendant's spouse to remain in the Courtroom during the testimony of any witness that the government represents will have no impact on the testimony she is anticipated to present during the trial. The defendant's spouse will not be allowed to remain in the Courtroom during any other witness's testimony, nor will she be permitted to be present during the parties' opening statements.

² The government will be permitted to introduce the evidence referenced in the defendant's motion in limine only as rebuttal evidence, provided that defense counsel's cross-examination provides a sufficient predicate for the introduction of such rebuttal evidence.