

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

FILED
04 JUN -9 PM 4:46
U.S. DISTRICT COURT
N.D. OF ALABAMA

UNITED STATES OF AMERICA)
)
vs.)
)
ERIC ROBERT RUDOLPH)

Case No. CR-00-S-422-S

YB

ENTERED
JUN - 9 2004

ORDER

The court granted defendant's motion for leave to file a reply to the "Response of the United States to Defendant's Motion to Reconsider Trial Date."¹ Defendant attached to the reply an affidavit in support, filed under seal and *ex parte*. Defendant did not specifically seek leave to file any supporting documents under seal and *ex parte*. Due to the public's interest in this matter, and the government's need to fully respond to the arguments presented for the first time by defendant, the court finds defendant's submission of an *ex parte* affidavit highly irregular. Accordingly, the court STRIKES the affidavit attached as Exhibit 1 to defendant's reply.

The government is GRANTED LEAVE to file a response to defendant's reply brief on or before Monday, June 14, 2004. No further filings will be accepted on the issue of the motion to continue the trial date unless, for good cause shown, the court grants leave to do so.

DONE this 9th day of June, 2004.

¹ See Order (doc. no. 236).


United States District Judge