



U.S. Department of Justice

United States Attorney
Eastern District of Wisconsin

517 East Wisconsin Avenue
Milwaukee, WI 53202

414 / 297-1700
TTY 414 / 297-1088

June 19, 2008

Via Facsimile

Joshua Jay Kanassatega
Leonard, Street and Deinard, P.A.
150 South Fifth Street
Suite 2300
Minneapolis, Minnesota 55402

Re: USA V. Menominee Tribal Enterprises, et al.
Case No. 07-C-316

Dear Mr. Kanassatega:

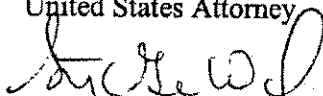
On June 18, 2008, you hand-delivered MTE's "amended" Rule 26(a)(1) disclosures. In addition to including new information allegedly known by witnesses previously named by you, you named ten new witnesses, including MTE's "Department 11 and Other Personnel" which identifies twenty-six current or former MTE employees. While the United States was aware of some of these witnesses, there are several new names on the list and apparently some documents of which the government was previously unaware.

As you well know, the scheduling order established June 15, 2008 as the discovery cut-off in this case. Because we are past that deadline, MTE is precluded from "amending" its initial disclosure to identify new witnesses. As a result, we request that you withdraw the amended disclosure. If you choose to not withdraw the amended disclosure by the close of business on Tuesday, June 24, 2008, we will be seeking relief from the Court.

Sincerely,

STEVEN M. BISKUPIC
United States Attorney

By:


STACY C. GERBER WARD
Assistant United States Attorney

SGW:rlf

cc: Glenn Reynolds