

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 06-CR-30098-DRH
	)	
AJIT TRIKHA	)	
Defendants.	)	

**DEFENDANT’S REPLY TO THE GOVERNMENT’S RESPONSE TO  
DEFENDANT’S MOTION FOR DISCLOSURE OF EXPERT TESTIMONY**

Comes now Defendant Ajit Trikha, M.D. by his attorney, John D. Stobbs II, and in response to the Government’s Motion for Disclosure of Expert Testimony states:

1. Defendant has fully complied with this Honorable Court’s pre-trial Order. It seems the Government is confusing Defendant’s Motion for Disclosure of Expert Testimony with a Motion to Compel Discovery. As was fully set-out and explained to the Government on April 11, 2007 (Exhibit A) the Motion for Disclosure of Expert Testimony was being filed to require the Government to formally detail to this Honorable Court what witnesses will be called as experts. It was filed so that a record could be made.

2. Besides, Defendant’s Motion was filed under the auspices of Federal Rules of Evidence 702, 703 and 705, not Rule 16.

3. As early as July 28, 2006 Defendant requested that the Government provide him “A written summary of testimony the United States Government intends to use under Rules 702, 703, or 705 of the Federal Rules of Evidence during its case in chief at trial describing the expert witnesses' opinions, the bases and reasons thereof, and the witnesses' qualifications.” The Government fully responded *for Dr. Baer* 9 months later.

4. If Dr. Baer is the only witness the Government intends to elicit expert testimony from then it has complied with Defendant’s request and simply needs to advise this Honorable Court of such.

5. However, as is often the case, if the Government attempts at trial to have agents or others give expert testimony, Defendant will be able to rely on the Government's Response to his Motion for Disclosure of Expert Testimony previously filed to prohibit this.

WHEREFORE, Defendant requests that this Honorable Court grant his Motion.

AJIT TRIKHA

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BY:

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 16, 2007 a copy of the attached *Defendant's Reply to The Government's Response to Defendant's Motion for Disclosure of Expert Testimony* was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the following:

Mr. Michael Quinley  
Assistant U.S. Attorney  
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