

FILED
US DISTRICT COURT
DISTRICT OF NEBRASKA

FEB 15 2012

OFFICE OF THE CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

IN RE)
EXHIBITS OFFERED IN CERTAIN) GENERAL ORDER
CASES FROM 1967-1992) NO. 2012-05

The court has in its custody exhibits from several proceedings and trials held between 1967 and 1992. These exhibits were not returned to counsel at the conclusion of the proceedings or trials because the court's policy at the time was to retain the exhibits pending final disposition. However, these particular exhibits were never returned to counsel. The case names and numbers, the exhibit numbers, and the attorneys (where known) are listed in Attachment 1.

In this district, counsel is now permitted to destroy or otherwise dispose of exhibits without notice after the final disposition of a case. NECrimR 55.1(g)(2); NECivR 79.1(f)(2). The cases associated with the exhibits that are the subject of this order are long past final disposition. See NECrimR 55.1(g)(1)(B) (final disposition includes any appeal; the denial of or expiration of the time within which to file a petition for a writ of certiorari; or the denial or expiration of the statutory time for filing a motion for post-conviction relief); NECivR 79.1(f)(1)(A). Rather than attempting to locate counsel in these cases to return the exhibits, the court *sua sponte* will order the exhibits destroyed. Accordingly,

IT IS ORDERED that the clerk destroy the exhibits listed below on April 10, 2012. A party objecting to the destruction of these exhibits must show cause why they should not be destroyed before March 27, 2012, by e-mailing the court at clerk@ned.uscourts.gov. The clerk is further ordered to memorialize the destruction of these exhibits on the docket of the court.

DATED this 15th day of February, 2012.

BY THE COURT:

s/ Laurie Smith Camp
Chief United States District Judge

Exhibits to be Destroyed on April 10, 2012

CR 410 L United States v. Dominic A. Von Feldt; Roy E. Crist; Howard D. Mitchell; Inland Oil Company (Van Pelt)

Jury Trial - May 1967

Government Exhibits 1-10; 12-17; 19-21; 23-85; 91-92; 94-115; 118-124; 126-145

Defendant Exhibits 11 (Mitchell); 18 (Von Feldt); 22 (Von Feldt); 86-89 (Von Feldt); 90 (Mitchell); 93 (Mitchell); 116-117 (Von Feldt); 125 (Von Feldt)

Defendant Attorneys on File:

Nate C. Holman, 1007 Lincoln Benefit Life Bldg., Lincoln, NE
T. Clement Gaughan & Richard Goos, 3601 Calvert, Lincoln, NE;
Jack Freeman, 311 N. Harvey St., Oklahoma City, OK;
John J. Powers, 717 Service Life Bldg., Omaha, NE;
John R. Doyle, 824 Sharp Bldg., Lincoln, NE

CR 505 L United States v. John L. Guyant (Van Pelt)

Jury Trial - May 1967

Government Exhibits 1-4; 6-8; 14-15

Defendant Exhibits 5; 9-13

Hearing 9/22/1967

Defendant Exhibits 1-4

Defendant Attorney on File:

Herbert J. Friedman, 612 Sharp Bldg., Lincoln, NE

CR 508 L United States v. Yvonne Marie Powell (Van Pelt)

Jury Trial - July 1967

Government Exhibits 1-20

- CR 519 L** **United States v. William Henry Bradley, Jr.** (Van Pelt)
Motion Hearing - August 1966
Government Exhibit 1
- CR 532 L** **United States v. Bertrand Cooperative Exchange** (Van Pelt)
Jury Trial - November 1967
Government Exhibits 1-23; 28
Defendant Exhibits 24-27; 29
Defendant Attorney on File:
Robert C. Guenzel, 1107 Fed. Sec. Bldg., Lincoln, NE
- CR 539 L** **United States v. Edward A. Dosek** (Van Pelt)
Final Hearing on Revocation of Probation - April 1973
Government Exhibits 1-7
Defendant Exhibits 8-25
Defendant Attorney on File:
Clayton H. Shrout, 1004 City National Bank Bldg., Omaha, NE
J. Bruckner, 530 So. 13th St., Ste. A, Lincoln NE
- CR 838 L** **United States v. Willard Schlegel** (Urbom)
November 1970
Defendant Exhibits 61-65; 67-73
Defendant Attorney on File:
Warren K. Dalton, Marti, O'Gara, Dalton & Bruckner, 303 Lincoln
Bldg., Lincoln, NE
- CR 850 L** **United States v. Antonio Cole Arnu** (Urbom)
Jury Trial - October 1970
Government Exhibits 1-7; 9
Defendant Exhibits 8
Defendant Attorney on File:

Michael W. Brown, 1640 L St., Ste. D, Lincoln, NE

CR 865 L

United States v. Marlin Richard Cahow (Urbom)

Motion Hearing - February 1971

Government Exhibits 1-10; 13-15
Defendant Exhibits 11-12

Defendant Attorney on File:
Larry Langdale, 850 Stuart Bldg., Lincoln, NE

CR 871 L

United States v. Harold Junior Strode; Bradley Phillip Neer
(Urbom)

Jury Trial - September 1971

Government Exhibits 1-30; 32-35; 37-41
Defendant Exhibits 31; 36

Defendant Attorney on File:
Richard P. Nelson & Peter E. Marchetti, P.O. Box 2028, Lincoln, NE
Lynn Carey, 9th & Fir, Ashland, NE

CR 71-L-101

United States v. Albert Thomas Schwartz (Urbom)

Jury Trial - January 1970

Government Exhibits 1-8
Defendant Exhibits 9-11

Defendant Attorney on File: Edward F. Carter, Jr., 911 Anderson
Bldg., Lincoln, NE

CR 71-L-120

United States v. Jewel A. Houpp (Urbom)

Motion Hearing and Jury Trial - September 1971

Government Exhibits 4-6; 9-15; 18-30; 32-35; 46-62; 65-74; 76-77;
88-93; 96-97

Defendant Exhibit 99

Defendant Attorney on File:
Fred Swihart, 600 CTU Bldg., Lincoln, NE

- CR 71-L-140** **United States v. James L. Clark; James P. Stapleton** (Urbom)
Jury Trial - November 1971
Government Exhibits 1; 3; 6-9; 11-14
Defendant Exhibits 15-16
Defendant Attorney on File:
Hal Hasselbalch, 1412 Sharp Bldg., Lincoln, NE
John C. Gourlay, 600 So. 11th St., Lincoln, NE
- CR 71-L-154** **United States v. David George Culp** (Urbom)
Motion Hearing and Jury Trial - May 1972
Government Exhibits 1-3; 5-6; 9-13; 20-33
Defendant Attorney on File:
David L. Crawford, 1711 1st National Bank Bldg., Lincoln, NE
- CR 72-L-107** **United States v. Larry Lee Hansel** (Urbom)
Jury Trial - May 1972
Government Exhibits 1-16
Defendant Attorney on File:
Douglas McArthur, 4100 Cornhusker Hwy., Lincoln, NE 68504
- CR 72-L-127** **United States v. Ward J. Taylor** (Urbom)
Motion Hearing - October 1972
Defendant Exhibits 1-6
Defendant Attorney on File:
C. Arlen Beam, 714 Stuart Bldg., Lincoln, NE 68508
Robert W. Hunter, 140 Univac Bldg., 7100 West Center Rd., Omaha,
NE
- CR72-L-134** **United States v. Richard Wayne Wetzel; Charlotte Kramer**
(Urbom)
Jury Trial - March 1973

Government Exhibits 1-32
Defense Exhibits 40

Defendant Attorney on File:
Theodore L. Kessner, 400 Lincoln Benefit Bldg., Lincoln, NE 68508

CR 72-L-140 United States v. Loren D. Tejkl (Urbom)

Jury Trial - March 1973

Government Exhibits 1-16; 21-27
Defendant Exhibits 1-40

Defendant Attorney on File:
Lynn D. Hutton, Jr., 601 So. 13th Street, Norfolk, NE 68701
Kenneth Cobb, P.O. Box 82028, Lincoln, NE

**CR 73-L-110 United States v. Adam Milton Thomas; Lyle Dean Burling
(Urbom)**

Jury Trial - June 1973

Government Exhibits 1-9

Defendant Attorney on File:
Douglas McArthur, 4100 Cornhusker Hwy., Lincoln, NE 68510

CR 73-L-124 United States v. Harry Lee Buckles (Urbom)

Jury Trial - September 1973

Government Exhibits 1-12

Defendant Attorney on File:
Hal Bauer, Richard Scott, 811 So. 13th Street, Lincoln, NE 68508

CR 73-L-140 United States v. Lloyd L. Traxler, Jr. (Urbom)

Jury Trial - November 1973

Government Exhibits 1-2; 4-5

Defendant Attorney on File:
Ronald E. Strasburger, 417 East Avenue, Holdrege, NE 68949

CR 73-L-142 **United States v. Eugene Elwood Scruggs; Alvis M. Davis**
(Urbom)

Jury Trial - November 1973

Government Exhibits 1-7
Defendant Exhibits 8-12

Defendant Attorney on File:
John S. Pierce, 600 So. 11th Street, Lincoln, NE 68508
Roger Beverage, 1200 Sharp Bldg., Lincoln, NE 68508

CR 73-L-145 **United States v. Ernest Leroy Sanders** (Urbom)

Jury Trial - December 1973

Government Exhibits 1-4
Defendant Exhibits 1-3

Defendant Attorney on File:
Norman Krivosha, 820 Stuart Bldg., Lincoln, NE 68508

CR 73-L-149 **United States v. William Carl Post; James Alfred Dunn** (Urbom)

Jury Trial - November 1973

Government Exhibits 1-17

Defendant Attorney on File:
Douglas L. Kluender, 1640 L St., Ste. D, Lincoln, NE 68508
Jack W. Meyer, 1925 No. 54, Lincoln, NE 68504

CR 74-L-5 **United States v. Richard Wayne Wetzel** (Urbom)

Jury Trial - June 1974

Government Exhibits 1-15
Defense Exhibits 20

Defendant Attorney on File:
John R. Baylor, 1200 Sharp Bldg., Lincoln, NE 68508

CR 75-L-21 **United States v. Henry Hergenrader** (Urbom)

Jury Trial - June 1975

Government Exhibits 1-13

Defendant Attorney on File:
John R. Doyle, 420 Sharp Bldg., Lincoln, NE 68508

CR 75-L-27 **United States v. Larry Gene Bracey (Urbom)**

Jury Trial - September 1975

Government Exhibits 1-8
Defendant Exhibits 9

Defendant Attorney on File:
Paul G. Matt, III, 214 Sharp Bldg., Lincoln, NE 68508

CR 75-L-30 **United States v. Georgia Carol Lopez; Henry Moya Carrillo;
Richard Roland Valdez; Vincent Patrick Trujillo (Urbom)**

Motion Hearing and Jury Trial - September 1975

All Exhibits forwarded to USCA 8th Circuit on 12/3/1975

Defendant Attorney on File:
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Floyd A. Sterns, 1324 Sharp Bldg., Lincoln, NE
H. Jeanne Thorough, 1107 Sharp Bldg., Lincoln, NE
Mark D. McGuire, 400 Lincoln Benefit Life Bldg., Lincoln, NE 68508

CR 75-L-33 **United States v. Roy Frederick Fritcher (Urbom)**

Jury Trial - October 1975

Government Exhibits 1-3 (Copies); 4-5

Defendant Attorney on File:
Patrick Healey, P.O. Box 83104, Lincoln, NE 68501

CR 89-0-63 **United States v. Lawrence E. King, Jr. (Shanahan)**

SEALED Stipulation - December 1990

Exhibits 100, 101, and 102 in support of flg. no. #459 (sealed stipulation)

Defendant Attorney on File:
Steven E. Achelpohl, 1823 Harney, Ste. 1010 Historic Library Plaza,
Omaha, NE 68102

4:91CV3037 Bonacci, et al. v. Catholic Archbishop, et al. (Urbom)

SEALED exhibits

Attorneys on File:
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68114-3743
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Edward G. Warin, 1650 Farnam St., Omaha, NE 68102-2186
Steven W. Seline, 13906 Gold Cir., Ste. 201, Omaha, NE 68144
Tory M. Bishop, 1650 Farnam St., Omaha, NE 68102-2186
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Tyler B. Gaines, 1625 Farnam St., Ste. 300, Omaha, NE 68102
James E. Fellows, 1819 Farnam St., Ste. 804, Omaha, NE 68183
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20036-5306
J. Kirk Brown, 2115 State Capitol Bldg., P.O. Box 98920, Lincoln, NE
68509-8920
Allen Daubman, 8420 West Dodge Rd., Ste. 110, Omaha NE 68114

8:92CR48 United States v. Sealed Juvenile (Kopf)

SEALED hearing - August 1992

1992 - Defendant's exhibit #3

Defendant Attorney on File:
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