

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

UNITED STATES OF AMERICA

VS.

CRIMINAL NO. 3:08cr107-DPJ-LRA

**FRANK E. MELTON
MICHAEL RECIO and
MARCUS WRIGHT**

DEFENDANTS

MOTION TO GRANT EACH DEFENDANT 10 PEREMPTORY CHALLENGES

COMES NOW, Frank Melton, through counsel, and moves the court pursuant to Fed. R. Crim. P. 24(b) to allow each defendant herein 10 peremptory challenges during jury selection.

MEMORANDUM IN SUPPORT

Fed. R. Crim. P. 24(b) reads:

(b) Peremptory Challenges. Each side is entitled to the number of peremptory challenges to prospective jurors specified below. The court may allow additional peremptory challenges to multiple defendants, and may allow the defendants to exercise those challenges separately or jointly.

WHEREFORE, PREMISES CONSIDERED, Frank Melton respectfully requests that the court would allow each defendant herein 10 peremptory challenges during jury selection to be exercised separately.

Respectfully submitted,
Frank Melton

By: /s/ J. Justin King
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CERTIFICATE OF SERVICE

I certify that on October 6 , 2008, I electronically filed the foregoing via the United States District Court ECF System, which sent electronic notification of such filing to:

Mark Blumberg, Esq., U.S. Department of Justice

Patricia A. Summer, Esq., U.S. Department of Justice

John M. Collete, Esq.

Cynthia A. Stewart, Esq.

/s/ J. Justin King_____

J. Justin King