

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

v.

WAYDE MCKELVY,

Defendant.

CRIMINAL ACTION
NO. 15-398-3

ORDER

AND NOW, this 29th day of August 2017, it is **ORDERED** that the Clerk of Court docket the attached letter from counsel for Defendant Wayde McKelvy dated August 28, 2017.

BY THE COURT:

/s/ Joel H. Slomsky
JOEL H. SLOMSKY, J.

Walter S. Batty, Jr., Esq.
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August 28, 2017

Hon. Joel H. Slomsky
Judge, U.S. District Court
5614 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

Re: United States v. McKelvy, 15-cr-398-3

Dear Judge Slomsky:

Co-counsel William J. Murray, Jr., and I have today filed McKelvy's Reply Memorandum, in reply to the Government's Response to Defendant Wayde McKelvy's Amended Motion to Dismiss Counts One through Eight of the Indictment Based on the Statute of Limitations ("Amended Response," Doc. No. 113). As the Court knows, leave was granted (Doc. No. 103) to file this Reply Memo.

Co-counsel Murray and I are currently working on McKelvy's Memorandum in Reply to the Government's Response (Doc. No. 115) to McKelvy's Motion to Dismiss Counts 1-9 of the Indictment, and to Strike Part of Count 10, for a Failure to State an Offense, Memorandum (Doc. No. 111). By this letter, we are asking for leave to file that Reply Memo. The government's attorney, Robert Livermore, has advised that the government does not object to this request.

Sincerely,

Walter S. Batty, Jr.

cc: William J. Murray, Jr., Esq.
Robert Livermore