

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
	)	
v.	)	Criminal No. 12-40026-FDS
	)	
JOHN J. O'BRIEN,	)	
ELIZABETH V. TAVARES, and	)	
WILLIAM H. BURKE, III,	)	
	)	
Defendants.	)	

**GOVERNMENT'S NOTICE REGARDING DEFENDANTS' MOTION TO COMPEL COMPLIANCE WITH DISCOVERY ORDERS (DOCKET NO. 208)**

On January 3, 2014, the defendants filed a motion to compel compliance with a discovery order issued initially by Magistrate Judge Sorokin on March 13, 2013 and affirmed, in part, by this Court on June 18, 2013. See Docket No. 208. Among other things, the defendants seek the grand jury transcripts and interview reports of 16 witnesses whom the government has identified as having information responsive to defendants' discovery request (g) (but who are not expected to be witnesses at trial).

On January 14, 2014, at a hearing on the motion to compel, the government represented that it had complied with Judge Sorokin's discovery order but that, in order to facilitate the pre-trial discovery process, the government would provide the defendant with a summary of statements and testimony responsive to defendants' discovery request (g). After further consideration, in order to most effectively facilitate pre-trial discovery and ensure that the trial is able to proceed on schedule, the government will provide, by close of business today, the complete grand jury transcripts requested by the defendants. In addition, by close of business tomorrow,

the government will provide all witness interview reports. As the government has represented that it has no other information responsive to the defendants' remaining discovery requests (i.e., discovery requests (b), (d) and (e)), the motion to compel compliance with discovery orders (Docket No. 208) may be denied as moot.

Respectfully submitted,

CARMEN M. ORTIZ  
United States Attorney

By: /s/ Karin M. Bell  
Karin M. Bell  
Fred M. Wyshak, Jr.  
Robert A. Fisher  
Assistant U.S. Attorneys

Date: January 14, 2014

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

/s/ Karin M. Bell  
Karin M. Bell  
Assistant United States Attorney

Date: January 14, 2014