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FILED

UNITED STATES DISTRICT COURT

DISTRICT OF CONNECTICUT

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UNITED STATES OF AMERICA

CRIMINAL No. 3:64CR11310-UA

U.S. DISTRICT COURT
NEW HAVEN, CT

AHN ✓
[Signature]

v.

LUIGI APICELLA

MAY 26, 2006

MOTION TO DISMISS

The United States Attorney, through James I. Glasser, Assistant United States Attorney, respectfully moves, pursuant to Rule 48(a) Fed. R. Crim. P., to dismiss the indictment pending against the defendant in the above-captioned matter. The defendant has not been located in the 22 years since a bench warrant was issued, and the indictment was issued approximately 42 years ago. This request is made in the interests of justice.

ORAL ARGUMENT
NOT REQUESTED

Respectfully submitted,

KEVIN J. O'CONNOR
UNITED STATES ATTORNEY

James I. Glasser
JAMES I. GLASSER
ASSISTANT UNITED STATES ATTORNEY

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SO ORDERED:

HON. *ALAN H. NEVAS*
UNITED STATES DISTRICT JUDGE

Dated at ~~New Haven~~, Connecticut, this 5 day of June, 2006.

Bridgeport

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