

U.S. Department of Justice
United States Attorney
Southern District of Florida

500 South Australian Ave., Suite 400

West Palm Beach, FL 33401
[REDACTED]

Facsimile: [REDACTED]
September 14, 2006

DELIVERY BY UNITED STATES MAIL

Mary Ann Duggan, Esq.
Assistant State Attorney
State Attorney's Office
15th Judicial Circuit of Florida
West Palm Beach, Florida

Re: Federal Grand Jury Subpoena

Dear Ms. Duggan:

Thank you for your letter of September 12, 2006. As I mentioned in my voicemail message of September 13, 2006, prior to the issuance of the grand jury subpoena, I had received information from your office and the Clerk and Comptroller's Office that you had physical possession of the items sought by the subpoena. Based upon your statements to the agents, I investigated further and learned that the Clerk and Comptroller's Office now has the items. Accordingly, the State Attorney's Office is released from its obligation to appear before the grand jury and to produce any items in response to the subpoena.

Regarding the disclosure of the receipt of the subpoena to the State Attorney, Mr. Krischer was told of the existence of the subpoena before it was served and there is no bar to disclosing the subpoena to him – it is addressed to the State Attorney's Office. The federal law regarding disclosure of matters occurring before the grand jury appears at Rule 6 of the Federal Rules of Criminal Procedure.

Thank you for your assistance.

Sincerely,
R. Alexander Acosta
United States Attorney

By:

[REDACTED]
Assistant United States Attorney