

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

500 South Australian Ave., Suite 400

West Palm Beach, FL 33401
(561) 820-8711

Facsimile: (561) 820-8777
January 24, 2007

DELIVERY BY HAND

Bruce M. Lyons
Lyons and Sanders

Fort Lauderdale, FL 33304

Re: Federal Grand Jury Subpoena

Dear Bruce:

A new grand jury has been empaneled and I have enclosed a new subpoena for [REDACTED]. As I mentioned earlier, Ms. [REDACTED] is not a target of this investigation and the United States seeks her testimony solely as a witness. During our last conversation regarding Ms. [REDACTED], you indicated that she was unwilling to speak with us pursuant to a *Kastigar* letter. Please confer with her to confirm whether this remains her position. If Ms. [REDACTED] is not amenable to an informal meeting, she must still appear pursuant to the subpoena so that I may ask her questions that would not require the invocation of the Fifth Amendment. If she still invokes, I intend to move to compel her answers. If you or your client is unavailable on February 6, 2007, please let me know of another Tuesday when you are available.

I also am concerned about a potential conflict of interest in your representation of Ms. [REDACTED]. In case of future litigation regarding this issue, please provide me with information regarding who is paying (directly or indirectly) for your services on behalf of Ms. [REDACTED], the scope of your representation, and whether you are taking direction on this matter from anyone other than Ms. [REDACTED]. If any formal or informal joint defense agreements exist, whether in writing or otherwise, please provide a copy of such agreements. If the agreement is purely oral, please provide a written summary of its terms.

BRUCE LYONS, ESQ.

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I look forward to your response.

Sincerely,
R. Alexander Acosta
United States Attorney

By:

[REDACTED]
Assistant United States Attorney