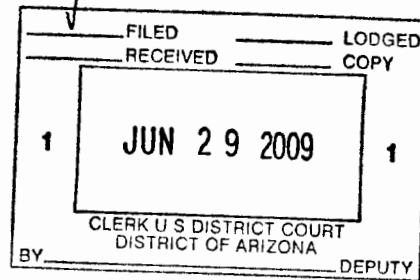


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6



7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF ARIZONA**

9 **United States of America,**)
10 **Plaintiff,**)
11 **v.**)
12 **Matthew Gallegos,**)
13 **Defendant.**)
14

No. 08-4548M-P (BPV)

4845

**GOVERNMENT'S MOTION TO
DISMISS WITHOUT PREJUDICE**

15 [Motion Picture Association of America v. CrystalTech Web Hosting Inc.](#)

Doc. 250

16 Plaintiff, United States of America, by its attorneys, Diane J. Humetewa, United
17 States Attorney and Patrick T. Barry, Assistant United States Attorney, hereby moves this
18 Honorable Court for an Order dismissing all counts against the above-captioned defendant
19 WITHOUT PREJUDICE. This motion is made on the following grounds:

- 20 1) Counsel for the government believes that it is in the interests of justice to
21 dismiss the charges in this case at the present time.
22 2) On November 11, 2008, the defendant was indicted on the charge of
23 Possession with Intent to Distribute Marijuana in Tucson case number CR
24 08-1409-TUC-FRZ(CRP).
25 3) On June 25, 2009, the defendant entered a plea of guilty and was sentenced
26 to 60 months imprisonment.

1 4) Counsel for the government has contacted Jason M. Hannan, counsel for the
2 defendant, and he has no opposition to this motion.

3 Wherefore it is respectfully requested that the Complaint against Matthew Gallegos
4 in Tucson case number 08-4845M-P be dismissed without prejudice.

5 Respectfully submitted this 29th day of June, 2009

6 DIANE J. HOMETEWA
7 United States Attorney
8 District of Arizona

9 PATRICK T. BARRY
10 Assistant U.S. Attorney
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