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9 Attorneys for Defendant
 BARRY LAMAR BONDS
 10

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**
 13 **SAN FRANCISCO DIVISION**

14 UNITED STATES OF AMERICA,

) Case No. CR 07 0732 SI

15)
 16 Plaintiff,

) **DEFENDANT'S NOTICE**
) **OF MOTION AND MOTION**
) **TO EXCLUDE EVIDENCE**

17 vs.

18 BARRY LAMAR BONDS,

) Date: TBA

19 Defendant.

) Time: TBA

) Judge: The Honorable Susan Illston

20
 21 **TO: JOSEPH RUSSONIELLO, UNITED STATES ATTORNEY; MATTHEW**
 22 **PARRELLA, JEFFREY NEDROW, AND JEFFREY FINIGAN, ASSISTANT**
 23 **UNITED STATES ATTORNEYS; AND THE CLERK OF THE ABOVE-**
 24 **ENTITLED COURT:**

25 PLEASE TAKE NOTICE that on a date and time to be announced by the Court, in the
 26 Courtroom of the Honorable Susan Illston, defendant BARRY LAMAR BONDS will move for
 27 an order excluding certain items of evidence proffered by the prosecution in this matter.

28 Defendant respectfully requests that hearing on this motion be placed on calendar for
 February 6, 2009.

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Defendant's Notice of Motion
 and Motion to Exclude Evidence

1 This motion is founded on the present notice of motion; the accompanying memorandum
2 of points and authorities; the papers and records on file in the action; and on such oral and
3 documentary evidence as may be presented at the time of the hearing.

4 Dated: January 15, 2009

Respectfully submitted,

5 LAW OFFICES OF ALLEN RUBY

6 ARGUEDAS, CASSMAN & HEADLEY, LLP

7 RAINS, LUCIA & WILKINSON, LLP

8 RIORDAN & HORGAN

9 By /s/ Dennis P. Riordan
10 Dennis P. Riordan

11 By /s/ Donald M. Horgan
12 Donald M. Horgan

13 Counsel for Defendant
14 Barry Lamar Bonds