

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA)
)
)
)
v.)
)
MICHAEL R. THOMAS,)
)
DEFENDANT)

No. 2:11-CR-47-DBH

ORDER ON PENDING MOTIONS

1. Defendant's Second Motion to Suppress Evidence. The motion is **DENIED** for the reasons stated in my Decision and Order on Motion to Suppress dated September 30, 2011.

2. Defendant's Motion for Bill of Particulars. The motion is **DENIED AS MOOT** now that the government has provided the requested information and the defendant has not filed any reply arguing that the disclosure is inadequate.

3. Defendant's Motion for Relief from Multiplicity in the Indictment. The motion is **DENIED** because the Counts are not multiplicitous for the reasons stated in the government's responding memorandum concerning the elements of the respective offenses, but **WITHOUT PREJUDICE** to the motion's renewal at sentencing if the defendant is convicted on more than one of the Counts challenged.

SO ORDERED.

DATED THIS 13TH DAY OF JANUARY, 2012

/s/D. Brock Hornby _____
D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**U.S. DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CRIMINAL DOCKET No. 2:11CR47 (DBH)**

United States of America

Represented by Craig M. Wolff
Stacey D. Neumann
Assistant United States Attorneys
Office of the United States Attorney
District Of Maine
100 Middle Street Plaza
Portland, ME 04101
(207) 780-3257
email: craig.wolff@usdoj.com
stacey.neumann@usdoj.gov

v.

**Michael R. Thomas,

Defendant**

Represented By J. Hilary Billings
Federal Defender's Office
P.O. Box 595
Portland, ME 04112-0595
(207) 553-7070
email: j.hilary.billings@fd.org