

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA)
) No. 08 CR 888-4
) Hon. James. B. Zagel
)
)
WILLIAM F. CELLINI, SR.)
)

REDACTED GOVERNMENT’S MOTION IN LIMINE
LIMITING CROSS EXAMINATION

The United States of America, by its attorney, Patrick J. Fitzgerald, United States Attorney for the Northern District of Illinois, respectfully moves the Court, *in limine*, as follows:

The government anticipates that the defendant will attempt to introduce evidence or cross-examine Stuart Levine, a potential government witness, on certain matters that are irrelevant and/or unduly prejudicial, such as on matters pertaining to Levine’s drug use and personal life. This Court has already granted a motion, adopting an opinion issued by Judge St. Eve in another case involving Levine, that was filed by the government to bar or limit such lines of attack on Levine in *United States v. Blagojevich*, 08 CR 888-1. *See* March 10, 2010 Order (copy attached as Exhibit 1); Government’s Motion *In Limine* Limiting Cross Examination (attached as Exhibit 2 and incorporated); February 19, 2008 Order, *United States v. Rezko*, 05 CR 691-4 (St. Eve, J.) (attached as Exhibit A to Exhibit 2). Those topic areas are as irrelevant and/or unfairly prejudicial in the context of this case as they were in *Blagojevich*, and the Court should adopt its previous ruling.

Accordingly, the government asks the Court to bar the defendant from raising matters through his arguments, questions, or evidence presented relating to the matters that are addressed in the government's motion, except as permitted by the Court's May 13, 2010 Order.

Respectfully submitted,

PATRICK J. FITZGERALD
United States Attorney

BY: s/Christopher S. Niewoehner
CHRISTOPHER S. NIEWOEHNER
JULIE B. PORTER
GREG DEIS
Assistant United States Attorneys
United States Attorney's Office
219 S. Dearborn St.
Chicago, Illinois 60604

CERTIFICATE OF SERVICE

It is hereby certified that on September 20, 2011, I caused copies of the foregoing Government's Motion In Limine Regarding Cross Examination to be sent to the following counsel of record by the methods indicated below:

Dan K. Webb
Thomas L. Kirsch
Winston & Strawn
35 West Wacker
Chicago, IL 60601
(Via courier)

s/Christopher S. Niewoehner
CHRISTOPHER S. NIEWOEHNER
Assistant United States Attorney
219 South Dearborn Street
5th Floor
Chicago, Illinois 60604
(312) 353-6117