

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANUEL DEAN QUAINANCE,

Defendant.

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Cause No. CR 06-538 JH

**NOTICE OF INTENT TO CALL EXPERT
WITNESS TO TESTIFY AT MOTION HEARING**

DANUEL DEAN QUAINANCE, Defendant, by and through the undersigned appointed counsel, Marc H. Robert, Assistant Federal Public Defender; joined by JOSEPH BUTTS, by and through his appointed counsel, Bernadette Sedillo, hereby notifies the Court and all parties of his intention to call Deborah Pruitt, Ph.D., to testify at the hearing on Mr. Quaintance's motion to dismiss indictment, presently scheduled for Monday, August 21, 2006 in Albuquerque. Dr. Pruitt will testify concerning her knowledge of religious practices and the use over many centuries of psychoactive substances, or entheogens, in various religious traditions. Dr. Pruitt is also expected to testify about the religious beliefs and practices espoused by Mr. Quaintance and the Church of Cognizance, and the role of cannabis in those beliefs and practices in the context of centuries of religious traditions.

Respectfully Submitted,

FEDERAL PUBLIC DEFENDER
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filed electronically on July 18, 2006

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Counsel for Mr. Butts

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Supplemental Response to Government's Appeal was served on Assistant United States Attorney Amanda Gould, 555 Telshor, Suite 300, Las Cruces, New Mexico, 88011, by placing it in the box designated for the United States Attorney's Office at the United States District Court Clerk's office; Mr. Mario A. Esparza, P.O. Box 2468, Las Cruces, New Mexico 88004; and Mr. Leon Schydlower, 210 N. Campbell, El Paso, Texas 79901-1406 on July 18, 2006.

filed electronically on July 18, 2006

MARC H. ROBERT

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