

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Case No. 06-538 JH

JOSEPH ALLEN BUTTS,

Defendant.

DEFENDANT JOSEPH BUTTS' MOTION TO JOIN CO-DEFENDANT  
DANUEL QUAINANCE'S MOTION TO RECONSIDER DENIAL  
OF MOTION TO DISMISS INDICTMENT

COMES NOW the Defendant, Joseph Allen Butts, by and through his attorney Bernadette Sedillo, and respectfully moves the Court for an Order allowing Defendant to join in the Motion to Reconsider Denial of Motion to Dismiss Indictment [Doc. 219] filed by Co-Defendant Danuel Quaintance on April 26, 2007. As grounds, counsel states as follows:

1. The Defendant and Co-Defendant Danuel Quaintance are charged in a joint Superseding Indictment filed on May 17, 2006 with conspiracy to possess with intent to distribute 100 kilograms and more of marijuana.
2. The Defendant joined in the Motion to Dismiss Indictment filed by Co-Defendant Danuel Quaintance. The facts and authority contained in the pleadings directly relate to Defendant Joseph Butts in that he is alleged to have possessed more than 100 kilograms of marijuana on February 13, 2006 in his capacity as an authorized courier for the Church of the Cognizant.
3. AUSA Luis Martinez was contacted and does not oppose this motion to join in Co-defendant Danuel Quaintance's Motion To Reconsider Denial of Motion to Dismiss.

WHEREFORE, for the foregoing reasons, Defendant respectfully requests that an Order be granted allowing the Defendant to Join in Co-Defendant's Motion to Reconsider Denial of Motion to Dismiss Indictment.

Respectfully submitted,

Electronically filed 5/02/07  
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#### **CERTIFICATE OF SERVICE**

I hereby certify that on the 2nd day of May 2007, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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