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**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,)	CR. No. S-04-435 WBS
)	
Plaintiff,)	
)	
vs.)	
)	
JOSEPH BANISTER, et al.,)	
)	
Defendants.)	
_____)	

**DEFENDANT BANISTER’S MOTION FOR
BILL OF PARTICULARS**

COMES NOW Defendant Joseph Banister (hereinafter “Banister”), by and through his undersigned attorney of record, and moves this Court to order the government to file a Bill of Particulars pursuant to F.R.Crim.P. 7(f) providing the following information:

1. The names and addresses of any unnamed or unindicted co-conspirators who the government intends to call as witnesses.
2. The statute or statutes identifying each tax embraced by Count I of the indictment.
3. The statute or regulation defining the functions of the Internal Revenue Service relating to the ascertainment, computation, assessment and collection of the taxes embraced by Count I of the indictment.

The motion will be based upon the indictment and the memorandum of points and authorities in support of the motion filed concurrently herewith.

Dated: May 20, 2005.

The Law Office of Robert G. Bernhoft, S.C.

By: /s/ Jeffrey A. Dickstein
Jeffrey A. Dickstein
Attorney for Defendant Joseph Banister