

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT PADUCAH

UNITED STATES OF AMERICA

PLAINTIFF

v.

Electronically Filed
CRIMINAL ACTION NO. 5:06CR-19-R

STEVEN DALE GREEN

DEFENDANT

APPLICATION FOR COURT ORDER TO REQUIRE TESTIMONY

Candace G. Hill, Acting United States Attorney for the Western District of Kentucky, hereby moves this Court to issue an Order pursuant to the provisions of 18 U.S.C. § 6001, et seq., compelling James Paul Barker to give testimony or provide other information, in the above-referenced action, which he refuses to give or provide on the basis of his privilege against self-incrimination, as to all matters about which he may be interrogated during the trial and in any further proceedings resulting therefrom or ancillary thereto, and respectfully alleges as follows:

1. James Paul Barker may be called to testify at the trial in the above matter.
2. In the judgment of the undersigned, the testimony or other information from said witness may be necessary to the public interest.
3. In the judgment of the undersigned, said witness is likely to refuse to testify or provide other information on the basis of his privilege against self-incrimination.

4. This application is made with the approval of Kenneth A. Blanco, Deputy Assistant Attorney General in charge of the Criminal Division of the Department of Justice, pursuant to the authority vested in him by 18 U.S.C. § 6003 and 28 C.F.R. § 0.175. A copy of the letter from Deputy Assistant Attorney General Blanco expressing such approval is attached hereto as Exhibit A.

Respectfully submitted,

/s/ Candace G. Hill
CANDACE G. HILL
Acting United States Attorney
510 West Broadway
Louisville, Kentucky 40202
(502) 582-5911
Fax: (502) 582-5097

CERTIFICATE OF SERVICE

I certify that on April 24, 2009, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system, which will send notice of electronic filing to Scott T. Wendelsdorf, Federal Defender, Patrick J. Bouldin, Assistant Federal Defender, and Darren C. Wolff, counsel for Defendant, Steven D. Green.

/s/ Candace G. Hill
CANDACE G. HILL
Acting United States Attorney