UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

> No. 75-26-cr-3 No. 90-104-CIV-3-F No. 5:06-CV-24-F

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UNITED STATES OF AMERICA v. JEFFREY R. MACDONALD, Defendant

NOTICE OF SUBSTITUTION OF COUNSEL

NOW COMES the United States of America, by and through the United States Attorney for the Eastern District of North Carolina, and gives notice to this Honorable Court of the substitution of the undersigned Assistant United States Attorney as counsel for Attorney Eric Evenson in the above-referenced actions. The undersigned will serve as second counsel for the Government in addition to primary counsel for the Government, Special Assistant U.S. Attorney Brian M. Murtagh.

Respectfully submitted, this 9th day of March, 2006.

FRANK D. WHITNEY United States Attorney

/s/John Stuart Bruce BY: JOHN STUART BRUCE Executive Assistant United States Attorney Criminal Division

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing document upon the defendant in this action either electronically or by placing a copy of same in the United States mail, postage prepaid, and addressed to counsel for defendant as follows:

> J. Hart Miles, Jr., Esq. Hart Miles Attorney at Law, P.A. 19 W. Hargett Street, Suite 805 Raleigh, NC 27601 (919) 834-8650

> Timothy D. Junkin, Esq. Moffett & Junkin, Chtd. 800 S. Frederick Ave., Suite 203 Gaithersburg, MD 20877 (301) 987-0600

This, the 9th day of March, 2006.

/s/John Stuart Bruce JOHN STUART BRUCE ASSISTANT UNITED STATES ATTORNEY