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

> No. 3:75-CR-26-F No. 5:06-CV-24-F

UNITED STATES OF AMERICA)	
)	
V.)	GOVERNMENT'S
)	
JEFFREY R. MacDONALD,)	
Movant)	

GOVERNMENT'S NOTICE OF FILING

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby files Exhibits 17 through 23 of the Robert Fram Affidavit, Docket Entry No. 219, which is related to the Government's Response to Motion for a New Trial Pursuant to 18 U.S.C. § 3600, Docket Entry No. 212.

Respectfully submitted, this 12th day of December, 2011.

THOMAS G. WALKER United States Attorney

BY: <u>/s/ John Stuart Bruce</u> JOHN STUART BRUCE First Assistant U.S. Attorney 310 New Bern Avenue, Suite 800 Raleigh, North Carolina 27601 Telephone: (919) 856-4530 Fax: (919) 856-4487 E-mail: <u>john.bruce@usdoj.gov</u>; North Carolina Bar No. 8200

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing document upon the movant 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:

> Christine C. Mumma N.C. Center on Actual Innocence P.O. Box 52446 Durham, NC 27717-2446 Phone: (919) 489-3268 Sue A. Berry

Bowen, Berry, and Powers, PLLC P.O. Box 2693 Wilmington, North Carolina 28402 Phone: (910) 763-3770

This, the 12th day of December, 2011.

/s/ John Stuart Bruce JOHN STUART BRUCE First Assistant U.S. Attorney 310 New Bern Avenue, Suite 800 Raleigh, North Carolina 27601 Telephone: (919) 856-4530 Fax: (919) 856-4487 E-mail: john.bruce@usdoj.gov; North Carolina Bar No. 8200