IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

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§

| UNITED STATES OF AMERICA | |
|--------------------------|--|
| | |
| vs. | |

Criminal No. H-03-0093

DEFENDANT YEAGER'S NOTICE OF ACTION BY THE SUPREME COURT OF THE UNITED STATES

Notice is hereby given that the Supreme Court of the United States has granted Defendant

F. Scott Yeager's petition for a writ of certiorari. See Order, Case No. 08-67 (Sup. Ct. Nov. 14,

2008), available at http://www.supremecourtus.gov/orders/courtorders/111408zr.pdf.

Accordingly, Yeager asks that the proceedings against him in this Court be stayed pending the

resolution of his case before the Supreme Court.

Respectfully submitted,

/s/

SCOTT YEAGER

J.A. Canales CANALES & SIMONSON P.O. Box 5624 Corpus Christi, TX 78465 (361) 883-0601 (512) 884-7023 (fax) /s/

Samuel J. Buffone Ryan M. Malone ROPES & GRAY LLP One Metro Center 700 12th Street, NW, Suite 900 Washington, D.C. 20005 (202) 508-4657 (202) 508-4650 (fax)

Attorneys for Defendant F. Scott Yeager

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing notice was sent to all counsel of record via electronic transmission.

_____S/____Sam Buffone

IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

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| | § |
| | § |
| vs. | § |
| | § |
| SCOTT YEAGER | § |

Criminal No. H-03-0093

ORDER

Defendant Yeager having filed a request for a stay of district court proceedings in this case, in light of the Supreme Court's order granting his petition for a writ of certiorari, the request is GRANTED. These proceedings are stayed pending resolution of the matter in the United States Supreme Court.

Dated this ____ day of November, 2008.

Hon. Vanessa D. Gilmore United States District Judge