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Attorneys for Defendants
15 OAKLAND CANNABIS BUYERS' COOPERATIVE and
JEFFREY JONES
16

17 IN THE UNITED STATES DISTRICT COURT
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION

20 UNITED STATES OF AMERICA,
21
Plaintiff,
22
v.
23 OAKLAND CANNABIS BUYERS'
24 COOPERATIVE and JEFFREY JONES,
25
Defendants.

No. C 98-0088 CRB

**DEFENDANTS' SUBMISSION RE MAY 3,
2002 MEMORANDUM AND ORDER**

26
27 AND RELATED ACTIONS.

28

1 Defendants Jeffrey Jones and Oakland Cannabis Buyers' Cooperative hereby submit the
2 following in response to the Court's May 3, 2002 Memorandum and Order ("Order").

3 In the Court's Order, the Court ordered that Defendants file by May 24, 2002 further
4 submissions with the Court "concerning the likelihood of future violations of the [Controlled
5 Substances Act], and in particular, whether there is a threat that defendants . . . will resume their
6 distribution activity if the Court does not enter a permanent injunction." Order at 12. Defendants
7 respond as follows:

8 1. Defendants object to the procedure set forth in the Order. To the extent the Order
9 requires counsel to inquire of their clients whether they intend to violate the Court's order and to
10 report the results of those discussions to the Court, the procedure unnecessarily invades the attorney-
11 client privilege. *See, e.g., In Re Grand Jury Investigation (Salas and Waxman)*, 695 F.2d 359, 362
12 (9th Cir. 1982).

13 2. Defendants further object to the procedure set forth in the Order to the extent it violates
14 Defendant Jeffrey Jones's Fifth Amendment privilege against self-incrimination.

15 For the foregoing reasons, and for the reasons stated in Defendants' previously filed
16 Opposition to the Government's Motion for Summary Judgment/Permanent Injunction, Defendants
17 will file no submission. Since no opposition from the government will be necessary as to the OCBC
18 Defendants, Defendants respectfully request that the Court not delay its resolution of the outstanding
19 issues so that judgment may be entered expeditiously.

20 Dated: May 22, 2002

21 ANNETTE P. CARNEGIE
22 MORRISON & FOERSTER LLP

23 By: 
24 Annette P. Carnegie

25 Attorneys for Defendants
26 OAKLAND CANNABIS BUYERS'
27 COOPERATIVE and JEFFREY JONES

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2 **AND FACSIMILE TRANSMISSION**
(CCP 1013a, 2015.5) or (FRAP 25(d))

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19 Mark T. Quinlivan
20 U.S. Department of Justice
21 901 E Street, N.W., Room 1048
22 Washington, D.C. 20530
23 Tel.: (202) 514-3346
24 Fax: (202) 616-8470

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Fax: (617) 496-4863

29 I declare under penalty of perjury under the laws of the State of California that the above is
30 true and correct.

31 Executed at San Francisco, California, this 22nd day of May, 2002.

32 Lisa Sangalang
33 (typed)

34 _____
35 (signature)

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Lisa Sangalang	
(typed)	(signature)

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United States of America

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