

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
DUBLIN DIVISION

2004 NOV 23 AM 9: 21

Clerk *J. Howell*
SO. DIST. OF GA.

UNITED STATES OF AMERICA)

v.)

GRIFFIN INDUSTRIES, INC.,)
THOMAS A. GRIFFIN,)
RICK A. ELROD,)
DOUGLAS J. SPRITZKY,)
GREGORY E. OXLEY,)
STEVEN KELLY HORNE.)

THIRD SUPERSEDING INDICTMENT

CR 303-20

ORDER

The Government having moved the court for leave to dismiss, without prejudice, the Third Superseding Indictment against Defendants pursuant to Rule 48(a), Fed. R. Crim. P., it is hereby

CONSIDERED, ADJUDGED, and DECREED that said motion is granted and the Third Superseding Indictment against the Defendants is hereby dismissed, without prejudice.

SO ORDERED this 22 day of Nov., 2004.

Dudley H. Bowen, Jr.
DUDLEY H. BOWEN, JR.
JUDGE, UNITED STATES DISTRICT COURT

United States District Court

Southern District of Georgia

UNITED STATES OF AMERICA

vs.

GRIFFIN INDUSTRIES, INC., et al.

*
*
*
*
*

CASE NO. CR303-020

The undersigned, a regularly appointed and qualified deputy in the office of this Clerk of this District, while conducting the business of the Court for said Division does hereby certify the following:

- 1 Pursuant to instructions from the court, and in the performance of my official duties, I personally placed in the U.S. Mail a sealed envelope bearing the lawful frank of the Court, and properly addressed to each of the persons, parties or attorneys listed below;
and
2. That the aforementioned envelope(s) contain a copy of the documents known as Order dated 11/23/04, which is part of the official records of this case.

Date of Mailing: 11/30/04
Date of Certificate: 11/30/04

SCOTT L. POFF, CLERK

By *Linda J. Johnson*
:

NAME:

1. Griffin Industries, Inc., Anthony L. Cochran, John Dalbey, Nickolas Chilivis, James Nelson, Jr.
2. Thomas A. Griffin, Edward D. Tolley
3. Ricky Elrod, Thomas A. Withers, Anthony C. Lake
4. Douglas Spritzky, Alex Zipperer
5. Gregory Oxley, John Ossick, Jr.
6. Steven Kelly Home, Austin Catts,
7. Theresa Mann

Cert/Copy

- District Judge
- Magistrate Judge
- Minutes
- U.S. Probation
- U.S. Marshal
- U.S. Attorney
- JAG Office

Cert/Copy

- Dept. of Justice
- Dept. of Public Safety
- Voter Registrar
- U.S. Court of Appeals
- Nicole/Debbie
- Ray Stalvey
- Cindy Reynolds