

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	Cr. No. 09-CR-20011
)	
v.)	
)	
JAE LEE,)	
)	
Defendant.)	

UNITED STATES' MOTION TO DISMISS INDICTMENT

Comes now, the United States, by and through D. Michael Dunavant, United States Attorney for the Western District of Tennessee, and Kevin P. Whitmore, Assistant United States Attorney for the Western District of Tennessee, and files this Motion to Dismiss the Indictment. In light of the United States Supreme Court's decision on June 23, 2017, vacating Lee's guilty plea, the United States moves to dismiss this indictment.

WHEREFORE, in light of the aforementioned, United States moves to dismiss this indictment without prejudice.

Respectfully submitted,

D. MICHAEL DUNAVANT
UNITED STATES ATTORNEY

s/Kevin P. Whitmore
Kevin P. Whitmore
Assistant United States Attorney

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CERTIFICATE OF SERVICE

I, Kevin P. Whitmore, do hereby certify that a copy of the foregoing Motion of the United States sent via the district court's electronic filing system to the counsel for the Defendant.

This date: November 1, 2017.

s/Kevin P. Whitmore
KEVIN P. WHITMORE
Assistant United States Attorney