

Thomas R. Smith
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ATTORNEYS FOR DEFENDANT

In The District Court

For the District of Wyoming

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
Vs.) Case No. 07-CR-32-B
)
NATHANIEL SOLON)
)
 Defendant.)

REQUEST FOR SETTING WITH REGARD TO EXPERT FEES

COMES NOW the Defendant, Nathaniel Solon, by and through his counsel, Thomas R. Smith, and requests a hearing prior to trial with regard to proposed fee arrangements for his expert, Tami Loehrs. Ms. Loehrs cannot be expected to come to trial without prior approval for her fees and/or without knowing if her previous billing will be approved for payment. Undersigned counsel respectfully asserts to the Court that without knowing whether his expert will be paid or not, and at what rate, the Defendant's defense is greatly prejudiced. Therefore, undersigned counsel respectfully requests the Court issue a determination prior to trial.

Undersigned counsel respectfully requests that he be allowed to attend hearing by telephone as the issues are set out and it would be a waste of time and expenditure for counsel to charge the government six hours of travel time for a short hearing.

RESPECTFULLY SUMMITTED this 14th day of October, 2008.

By: _____/S/
Thomas R. Smith
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served this 5th day of September, 2008, by electronic email and by US mail, addressed to:

Jim Anderson
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PO Box 668
Cheyenne, WY 82003-0668
Jim.Anderson@usdoj.gov

Honorable Clarence A. Brimmer
2120 Capitol Avenue
Cheyenne, WY 82001

_____/S/
Cheryl Deere