

109 Medway St.  
Apt. 9  
Providence, RI 02906

February 1, 2012

FOIA Staff, BICN Building  
600 E Street, N.W., Room 7300  
Washington, D.C. 20530-0001

ATTN: Freedom of Information and Privacy Act Officer

Dear FOIA Officer,

Under the Freedom of Information Act, I am requesting access to all exhibits presented in federal case 1:07-cr-00060-SSB-3, "United States of America vs. Paul H. Volkman," which took place at the U.S. District Courthouse, in Cincinnati, between March 1, 2011 and May 10, 2011. These exhibits were admitted without objection and shown to members of the jury (and observers in the courtroom) during the trial. The case was presented by the office of U.S. Attorney Carter M. Stewart, Southern District of Ohio.

Specifically, I am requesting access to all materials listed in the Exhibit List filed by the government on August 18, 2011 (Doc. # 375), which include applications, inspection reports, licenses to distribute medication, dispensary logs, narcotic and poison record books, pharmacy and DEA drug logs, letters, PowerPoint presentations, videos, prescriptions, pain medication releases, pain management service agreements, physical examination records, medical records, photographs, death certificates, evidence labels, sketches and schematics of the Tri-State office, journal logs, controlled substances logs, emails, lab reports, sign-in sheets, plastic prescription containers, receipts, employee files, signs and notices from the Tri-State clinic, tax forms, patient history questionnaires, insurance reports, autopsy reports, complaints, impounding forms, toxicology reports, patient files, patient sign-in sheets, faxes, items found at patients' residences, property leases, progress charts, handouts from yoga classes, pain medication explanation forms, and pain diaries. A complete list of exhibits is attached to this letter.

I am an author writing a book about the case. I seek the opportunity to inspect physical items, such as prescription bottles, and receive copies of all other materials (papers, photographs, DVDs, etc.) that can be re-produced. Please notify me if the fees for producing these records exceed \$1,000. I agree to pay any fees up to that amount.

If you deny any part of this request, please cite each specific reason justifying your refusal to release the information. Please notify me of appeal procedures available under the law. If you have any questions processing this request, please contact me at (401) 374 5868 or [philip.edward.eil@gmail.com](mailto:philip.edward.eil@gmail.com).

Thank you,

Philip Eil

AO 187A (Rev. 7/87) ®

## EXHIBIT AND WITNESS LIST - CONTINUATION

USA		vs. VOLKMAN		CASE NO. 1:07-CR-60-3	
PLF. NO.	DEF. NO.	DATE OFFERED	Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
					<u>SUMMARY OF EXHIBITS ADMITTED</u>
					GOVERNMENT: 1, 2, 4, 5, 6 a-m, 7, 8 a-h, 9 a-d, 10, 11, 12, 17 a-f, 18, 20, 21 a-d, 22 b-h, 23, 24, 25 a-c, 26, 27, 28 a-b, 29 a-e, 30 a, 31, 32 a-d, 33 a-b, 34 a-d, <del>34 a-e</del> , <del>35 a-e</del> 35 a-e, g-h, 36, 37 a-d, 38 a-c, 39 a-d, 40 a-d, 41 c, 42 a-b, 43 a-c, 44 a-g, 45, 48, 49, 51, 52, 53, 54, 55 pp. 1, 3 & 4, 56 a-b, 57 a-c, 58 a-c, 59 a-c, 60 a-b, 61 a-d, 62 a-c, 63 b, 64 a, c & d, 65 a-d, 66 a-c, e & f EXCEPT page 1, 67 a-d, f & h, 68 d, 69 a-d, 71, 72, 73, 75 a, b, e, g, h, 77, 78, 80, 82, 83, 84 a-c, 85, 86 a-d, 87 a-c, 88 c, 89 a-d, 90 a-b, 91 a-d & g, 92 a-b, 93, 94, 95, 96 a-b, 97 a-b, 98, 99, 100, 102, 103 (Pills), 106, 107, 108, 109, 110 R's ONLY
					* 34A - page 1 ONLY
					DEFENDANT: E, G, H, I-1, M, R, S, U, V, X, Y, AA, BB, CC, DD, EE-1, EE-2, FF, FF-1-9

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		VS. VOLKMAN		CASE NO.
PLF. NO.	DEF. NO.	DATE OFFERED	Marked as Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
<del>Govt</del>				
	G	4/20/11	4/20/11 No OBJ ADM.	(CROSS) POWELL - HOUSE ON CENTER STREET PHOTO
108		4/20/11	" No OBJ ADM.	(WRIGHT) POWELL - TREATMENT ATTESTATION FORM
109		4/20/11	" No OBJ ADM.	" FORM RE: LACK OF MALPRACTICE INSUR.
FF-1	"	"	" No OBJ ADM.	(CROSS) TAMMY POWELL - FORM RE: LACK OF MALPRACTICE INSUR.
FF-2	"	"	" No OBJ ADM.	" - (2 pgs.)
FF-3	"	"	" No OBJ ADM.	" - (3 pgs.) - Rxs + MEDICATION SCHEDULE 5/04
FF-4	"	"	" No OBJ ADM.	" 6/04 Rxs
FF-5	"	"	" No OBJ ADM.	" 7/04 - 8/05 Rxs 7/04 - 6/05
FF-6	"	"	" No OBJ ADM.	" Rxs 6/05 - 8/05
FF-7	"	"	" No OBJ ADM.	" Rxs 9/05 -
FF-8	"	"	" No OBJ ADM.	" EXPLAINING PAIN MEDICATION - FORM
FF-9	"	"	" No OBJ ADM.	" PATIENT HISTORY FORMS
107	"	"	" No OBJ ADM.	(OAKLEY) TAMMY POWELL - PAIN DIARY
110	"	"	" No OBJ ADM.	" - 8/28/03 EXAMINATION FORM OF VOLKMAN
110				<u>PREScriptions ONLY ADMITTED</u>

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		VS. VOLKMAN		CASE NO.
PLF. NO.	DEF. NO.	DATE	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
		<del>2/25/11</del>	<del>2/25/11</del>	
<del>66C</del>	<del>3/29/11</del>	<del>3/29/11</del>	<del>No OBJ</del>	(WRIGHT)
66C	3/29/11	3/29/11	ADM.	MARINETTI - TOX. REPORT - BRIGNER
44C	3/29/11	3/29/11	No OBJ	" - TOX. REPORT - JAMES
67C	3/29/11	3/29/11	ADM.	" - TOX. REPORT - REEDER
44B	3/30/11	3/30/11	No OBJ	(WRIGHT)
67F			ADM.	LEHMAN - AUTOPSY REPORT - JAMES
67H			OBJ.	(OAKLEY)
42C			ADM.	CHARLES - PHOTO OF REEDER
32C			ADM.	" - PHOTO " "
39C			No OBJ	(WRIGHT)
66D	3/30/11	3/30/11	ADM.	SCHWELKE - NOT ADMITTED
30B			No OBJ	(WRIGHT)
99			ADM.	POWERS - TOX. REPORT
		3/30/11	ADM.	" - TOX. REPORT
		3/30/11	OBJ.	(OAKLEY)
		4/11/11	Not ADM.	KENNEDY - MEDICAL FILE
		4/11/11	No OBJ	
			ADM.	
AA	4/12/11	4/12/11	No OBJ	(CROSS)
BB	4/13/11	4/13/11	ADM.	BALLARD - HANDOUT FOR YOGA CLASS
106	4/13/11	4/13/11	No OBJ	(CROSS)
			ADM.	TENNANT - ARTICLE OF DR. TENNANT
			ADM.	" - 3/2006 REPORT
CC	4/18/11	4/18/11	No OBJ	(CROSS)
R	4/18/11	4/18/11	ADM.	SCOTT - MEDICAL RELEASES
EE	4/18/11	4/18/11	No OBJ	" - RECEIPTS FOR OFFICE VISITS ONLY
DD	4/18/11	4/18/11	ADM.	" - SAME AS 69D
E	4/20/11	4/20/11	No OBJ	(CROSS)
EE-1	"	4/20/11	ADM.	AMES - DVD OF PROCESSING PATIENTS
EE-2	"	4/20/11	No OBJ	(CROSS)
			ADM.	POWELL - PHOTOGRAPH OF TriState
			ADM.	" 3/4/05 Doc. Signed BY POWELL
			No OBJ	" 3/4/05 "NARCOTIC PAIN MANAGEMENT"
			ADM.	



USA		vs. VOLKMAN		CASE NO. 7:01-CR-60-3	
PLF. NO.	DEF. NO.	DATE OFFERED	Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
1					
66A	3/23/11	3/23/11	No. 065	(WRIGHT)	WHEELER- DEATH CERTIFICATE- BRIGNER
Y			No. 065	"	- ANN ELLIS PROGRESS CHART
Z				(CROUSE)	
36G			OBJ.	BRAUNER-	
			ADM.	(WRIGHT)	EASTLEY- PHOTO
35H	3/23/11	3/23/11	OBJ.	"	PHOTO OF SON
43B	3/24/11	3/24/11	No. 065	(WRIGHT)	WARD- TOXICOLOGY REPORT
40C				"	
67B			No. 065	(WRIGHT)	UPTEGROVE- AUTOPSY REPORT- REEDER
67C				"	TOXICOLOGY REPORT
40B	3/24/11	3/24/11	No. 065	"	AUTOPSY REPORT- JORDAN
56B	3/28/11	3/28/11	No. 065	(WRIGHT)	DAVIS- AUTOPSY REPORT- COFFEE
40C	3/29/11	3/29/11	No. 065	(WRIGHT)	SMITH- TOX REPORT
35D			No. 065	(WRIGHT)	FORD- LAB REPORT
75G			No. 065	(WRIGHT)	WALLACE- <del>EVIDENCE</del> INVENTORY OF ITEMS
75H			No. 065	"	- MEDICINE BOTTLES
75E			OBJ.	"	- PHOTO OF MR. RATCLIFF
75A			No. 065	"	- DEATH CERTIFICATE- RATCLIFF
75B			No. 065	"	- POST MOR. TOX REQ. FORM
89A-D					STIPULATED- ADM.
91A, C, G					
66B	3/29/11	3/29/11	No. 065	(WRIGHT)	CASO- pg. 2 ALL EXCEPT PAGE 1

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. VOLKMAN		CASE NO.
PLF. NO.	DEF. NO.	DATE OFFERED	Marked Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
57B	3/21/11	3/21/11	NO OBS. (DARLEY) ADM. BRYANT	PATIENT INFORMATION SHEET
61B			NO OBS. ADM.	"
64C			NO OBS. ADM.	"
72			NO OBS. ADM.	" DAILY PLANNER
86B			NO OBS. ADM.	"
84B			NO OBS. ADM.	" PATIENT FILE
44G			NO OBS. ADM.	" PHOTOS OF R, Receipt & DIRECTIONS
65B			NO OBS. ADM.	" PATIENT FILE
69B			NO OBS. ADM.	" " "
X			NO OBS. (CROSS) ADM. BRYANT	FAXES FROM Δ REG. MEDICAL RECORDS
56A			NO OBS. (WRIGHT) ADM. WRIGHT	DEATH CERTIFICATE - COFFEY
103	3/21/11	3/21/11	NO OBS. ADM.	" - CONTENTS FOUND AT COFFEY'S RESIDENCE
56B	3/22/11	3/22/11	NO OBS. ADM.	" - 1 PAGES 1 & 2 ONLY
43A			NO OBS. ADM.	" - CORONER'S ORDER FOR AUTOPSY
43B			NO OBS. ADM.	" DEATH CERTIFICATE - PARSONS
39B			NO OBS. (WRIGHT) ADM. SCHULTZ	TOXICOLOGY REPORT - PARSONS
32B			NO OBS. ADM.	" - AUTOPSY REPORT - GILLESPIE
73			NO OBS. (DARLEY) ADM. KNOWLES	" - AUTOPSY REPORT - CARVER
56B	3/22/11	3/22/11	NO OBS. (WRIGHT) ADM. WARD	" - PROPERTY LEASE
32A	3/23/11	3/23/11	NO OBS. (WRIGHT) ADM. WHEELER	ENTIRE EXHIBIT ADMITTED
44A	3/23/11	3/23/11	NO OBS. ADM.	" - DEATH CERTIFICATE - CARVER
				" - " - JAMES

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		VS. VOLKMAN		CASE NO. 1:07-CR-60-3	
REF. NO.	DEF. NO.	DATE SET/FILED	OFFERED Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
Govt 35A		3/21/11	3/21/11	No OBJ. (WRIGHT)	
				ADM. MOORE	DEATH CERTIFICATE - HEINEMAN
102		3/21/11	"	No OBJ. (OAKLEY)	
				ADM. BRYANT	PHOTOS (6)
25B				No OBJ.	" - FILES FROM CENTER STREET
				ADM.	"
29A				No OBJ.	"
				ADM.	"
37C				No OBJ.	" - PATIENT FILE CENTER ST.
				ADM.	"
57C				No OBJ.	" " " "
				ADM.	"
58B				No OBJ.	" " " "
				ADM.	"
59B				No OBJ.	" " " "
				ADM.	"
60A				No OBJ.	" " " "
				ADM.	"
61C				No OBJ.	" " " "
				ADM.	"
65C				No OBJ.	" " " "
				ADM.	"
66F				No OBJ.	" " " " *DELETE PAGES 2, 3, 4 & 5
				ADM.	"
67D				No OBJ.	" " " "
				ADM.	"
86C				No OBJ.	" " " "
				ADM.	"
87B				No OBJ.	" " " "
				ADM.	"
92B				No OBJ.	" " " "
				ADM.	"
80				No OBJ.	PATIENT SIGN IN SHEETS
				ADM.	"
44E				No OBJ.	PATIENT FILE
				ADM.	"
44F				No OBJ.	" " "
				ADM.	"
62B				No OBJ.	" " "
				ADM.	"
45				No OBJ.	HAND DRAWN SKETCH TRI-STATE CLINIC
				ADM.	"
87B				No OBJ.	"
				ADM.	"
88B				No OBJ.	"
				ADM.	"
54		3/21/11	3/21/11	No OBJ.	INVENTORY LOG (DRUG LOG)
				ADM.	



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## EXHIBIT AND WITNESS LIST - CONTINUATION

USA		vs. VOLKMAN		CASE NO. 1:07-CR-60-3	
REF. NO.	DEF. NO.	DATE OFFERED	OFFERED Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
32D		3/15/11			(CROSS) POLICASTRO- PGS. 48+53 MEDICAL FILE OF MARY CARVER
35B		3/15/11			(OAKLEY) ROLF- Autopsy Report of HEINEMAN
35C		3/15/11			(CROSS) ROLF- CORONER'S AUTHORIZATION FORM RE: HEINEMAN
W		3/15/11	3/15/11	No OBJ. ADM.	" SAME AS Govt. EX. 35C
177			3/15/11	No OBJ. ADM.	STIPULATED To By Counsel- BOXES
22B			3/15/11	No OBJ. ADM.	(OAKLEY) BOWIE- BOWIE'S COMPUTATION CHART PILLS
9C		3/15/11			(CROSS) BOWIE- PG. 3
M		3/16/11	3/16/11	No OBJ. ADM.	(WRIGHT) GRIFFITH- BOARD COMPLAINT 7/16/03 3/6/03
H		3/16/11	3/16/11	No OBJ. ADM.	(CROSS) WILKES- DR. VOLKMAN'S OFFICE- CHILLICOTHE
<del>*</del> <u>ALL PAGES ADMITTED</u>					
34C		3/16/11	3/16/11	No OBJ. ADM.	(OAKLEY) HUTCHENS- IMPOUNDING FORM FOR PILLS
34A			"	No OBJ. ADM.	(WRIGHT) -
34B			"	No OBJ. ADM.	PERTTIT- DEATH CERTIFICATE PG. 1 ONLY
40A			"	No OBJ. ADM.	" - TOXICOLOGY REPORT
40B			"	No OBJ. ADM.	PACK- DEATH CERTIFICATE
40C		3/16/11			" - Autopsy Report
39A		3/21/11	3/21/11	No OBJ. ADM.	(WRIGHT) JOHNSON- CERTIFICATE OF DEATH
67A			3/21/11	No OBJ. ADM.	" " " " REEDER
67C					(CROSS) JOHNSON- TOXICOLOGY REPORT - REEDER
39C					" -
39B					" -
42A		3/21/11	3/21/11	No OBJ. ADM.	(WRIGHT) MOORE-



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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. VOLKMAN		CASE NO. 1:07-CR-60-3	
EXH. NO.	DEF. NO.	DATE ENTERED	OFFERED Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
Govt.					
91D		3/8/11	3/8/11	No OBJ. ADM. (OAKLEY)	R - PARSONS
91E				No OBJ. ADM.	" - R - STATON
93				No OBJ. ADM.	" EMPLOYEE FILE OF ANDERSON
94				No OBJ. ADM.	" SIGNS/NOTICES FROM Tri State
96					"
95				No OBJ. ADM.	" MEDICAL FILE
96A				No OBJ. ADM.	" DAILY PLANNER
96B				No OBJ. ADM.	" APPOINTMENT LOG FROM Tri State
97A				No OBJ. ADM.	" R - ANDERSON
97B				No OBJ. ADM.	" R - JORDAN
U				No OBJ. ADM. (CROSS) 9/23/05	KRESNAK - LETTER FROM VOLKMAN TO D.E.A.
I-1			3/8/11	No OBJ. ADM.	" DVD OF SURVEILLANCE CAMERAS @ Chillicothe
I-2					" NOT F.D.
I-3					" NOT F.D.
I-4		3/8/11			" NOT F.D.
55		3/9/11		ADM. (OAKLEY)	HUFFMAN - AGE MISC Report 2003 (1099) (pg. 1)
55				No OBJ. ADM.	" 2004 (1099) (pg. 2)
					2005 1099 - HANDWRITTEN (pg. 3)
98		3/9/11		OBJ. (OAKLEY) ADM. HUFFMAN	- LETTER BY VOLKMAN
92B		3/9/11		No OBJ. ADM. (WRIGHT)	CHAFFINS - HISTORY QUESTIONNAIRE (4 PAGES)
V		3/10/11	3/10/11	No OBJ. ADM. (CROSS)	ALICE HUFFMAN - EMAIL FROM HUFFMAN
100		3/10/11	3/10/11	No OBJ. ADM. (OAKLEY)	GILL - GILL'S REPORT FOR LIBERTY MUTUAL

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. PAUL VOLKMAN		CASE NO. 1:07-CR-60-3	
PLF. NO.	DEF. NO.	DATE OFFERED	OFFERED Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
84A		3/8/11	3/8/11	No OBJ. ADM. (OAKLEY) KRESNAK-	Medical Record
84B					" " "
84C		3/8/11	3/8/11	No OBJ. ADM.	" " "
85				No OBJ. ADM.	" " "
86A				No OBJ. ADM.	" " "
86B					" " "
86C					" " "
86D				No OBJ. ADM.	" " "
87A				No OBJ. ADM.	" " "
87B					" " "
87C				No OBJ. ADM.	" " "
88A					" " "
88B					" " "
88C				No OBJ. ADM.	" " "
92A				No OBJ. ADM.	" " "
92B					" " "
99					" VIDEO (DVD) SAME AS Δ'S EX. J
90A				No OBJ. ADM.	" RECEIPT FROM VOLKMAN TO <sup>10/21/05</sup> <del>RATCLIFF</del> RATCLIFF
90B				No OBJ. ADM.	" " " " ANDERSON
91A				OBJ. ADM.	" RLS - BRINIGER
91B				No OBJ. ADM.	" RX - HIENEMAN
91C	3/8/11	3/8/11	3/8/11	OBJ. ADM.	" RX - JAMES

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. PAUL VOLKMAN		CASE NO. 1:07-CR-60-3	
PLT. NO.	DEF. NO.	DATE RECEIVED	DATE OFFERED	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
<del>60VE</del>					
64A		3/8/11	3/8/11	No OBJ Adm. KRESNAK	COAKLEY - MEDICAL RECORD
64B					" " "
64C					" " "
64D				No OBJ Adm.	" " "
65A				No OBJ Adm.	" " "
65B					" " "
65C					" " "
65D				No OBJ Adm.	" " "
66D					" " "
66E				No OBJ Adm.	LAB REPORT
66F					" MEDICAL RECORD
67D					" " "
68D				No OBJ Adm.	" " "
68E					
69A				No OBJ Adm.	" " "
69B					" FILE REQUESTING RECORDS
69C				No OBJ Adm.	"
69D				No OBJ Adm.	" MEDICAL RECORD
78				No OBJ Adm.	" SIGN IN SHEETS FROM TRISTATE HEALTH
80					" SIGN IN SHEETS FROM CENTER ST.
79					" SIGN IN SHEETS FROM TRISTATE (2004)
82				No OBJ Adm.	" PLASTIC CONTAINERS CONTAINING R <sub>X</sub> S
83A-E		3/8/11	3/8/11	No OBJ Adm.	" R <sub>X</sub> S - PLASTIC CONTAINER
83		3/8/11	3/8/11	No OBJ Adm.	

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		VS. PAUL VOLKMAN		CASE NO.
PLF. NO.	DEF. NO.	DATE	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
GOVT.				
52		3/8/11	3/8/11	DAJ. (OAKLEY) ADM. KREBNAK - EMAIL
53				NO OBJ. " - Bi-ANNUAL DEA INVENTORY LOG
54				ADM. " INVENTORY LOG
57A				NO OBJ. " MEDICAL RECORD
57B				
57C				" " "
58A				NO OBJ. " " "
58B				ADM. " " "
58C				" " "
59A				NO OBJ. " " "
59B				ADM. " " "
59C				" " "
60A				NO OBJ. " " "
60B				ADM. " " "
61A				NO OBJ. " " "
61B				ADM. " " "
61C				" " "
61D				NO OBJ. " " "
62A				ADM. " " "
62B				" " "
62C				NO OBJ. " " "
63A				ADM. " " "
63B		3/8/11	3/8/11	NO OBJ. " " "
				ADM. " " "



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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. PAUL VOLKMAN		CASE NO. 1:07-cr-60-3	
PLF. NO.	DEF. NO.	DATE	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES	
		<del>3/8/11</del>	<del>DEFERRED</del>		
Govt.		3/8/11		(OAKLEY) KRESNAK-	
37B				"	- MEDICAL RECORD
37C				"	"
37D		3/8/11	No OBJ ADM.	"	"
38A		3/8/11	No OBJ ADM.	"	" PB. 83-88
38B				"	"
38C		3/8/11	No OBJ ADM.	"	"
39D			No OBJ ADM.		9/29/05 EVIDENCE LABEL OF D.E.A.
40D			No OBJ ADM.		MEDICAL RECORD
41C			No OBJ ADM.	"	"
42B			No OBJ ADM.	"	"
43C			No OBJ ADM.	"	"
44D		3/8/11	No OBJ ADM.	"	"
44E				"	"
44F				"	"
45				"	SCHEMATIC OF Tri-STATE OFFICE
48A		3/8/11	No OBJ ADM.	"	JOURNAL LOG - ENTIRE BOOK
48B			OBJ ADM.	"	"
48C			No OBJ ADM.	"	"
48D-L			No OBJ ADM.	"	"
49A-J			No OBJ ADM.	"	GREEN BINDERS CONTROLLED SUBSTANCE LOGS
51		3/8/11	3/8/11 OBJ ADM.	"	EMAIL CHAIN

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. PAUL VOLKMAN		CASE NO. 1:07-CR-60-3	
PLF. NO.	DEF. NO.	DATE SAID/SEEN	DATE OFFERED	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
25B		3/7/11	3/7/11	OBJ. ADM.	(OAKLEY) KRESNAK - ITEM SEIZED
25C			3/7/11	OBJ. ADM.	" -
26				OBJ. ADM.	" -
27				No OBJ. ADM.	" - MEDICAL RECORDS & RXs
28A				No OBJ. ADM.	" - MEDICAL RECORD
28B				No OBJ. ADM.	" " "
29A				No OBJ. ADM.	" - MEDICAL RECORD <del>SEEN</del>
29B				No OBJ. ADM.	" - MEDICAL RECORD
29C				No OBJ. ADM.	" " "
29D				No OBJ. ADM.	" " "
29E				No OBJ. ADM.	" " "
30A				No OBJ. ADM.	" " "
30B				"	" "
31				No OBJ. ADM.	" " "
32A				No OBJ. ADM.	DEATH CERTIFICATE MARY CARTER
32D				No OBJ. ADM.	MEDICAL RECORD
33A				OBJ. ADM.	" " "
33B				OBJ. ADM.	" " " JAMES RUSSELL
34D				No OBJ. ADM.	" " " KRISTI ROSS
35E				No OBJ. ADM.	" " "
36		3/7/11	3/7/11	No OBJ. ADM.	" " "
37A		3/8/11	3/8/11	No OBJ. ADM.	" " "
37A					pp. 44, 45 & 46 - RX - SHOWN TO JURY

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. PAUL VOLKMAN		CASE NO. 1:07-cr-60-3	
PLF. NO.	DEF. NO.	DATE	Material Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES	
		<del>3/7/11</del>	<del>DEFERRED</del>		
Govt.					
95		3/7/11		(WRIGHT) ADKINS - R	9/4/03
95	pg. ONLY	3/7/11		"	- Physical Examination 11/20/03 OFFICE NOTES
95	pg. ONLY	"	No OBJ. ADM.	"	- R 11/20/03
95	pg. ONLY	"	No OBJ. ADM.	"	- R 11/20/03
95	pg. ONLY	"	No OBJ. ADM.	"	- R 11/20/03
95				"	R
95				"	R pg. 96
95			No OBJ. ADM.	"	pg. 136 - R - Cough Syrup
				(CROUSE) ADKINS	R 2/17/04
8A-8H		3/7/11	No OBJ. ADM.	(OAKLEY) KRESNAK -	
9A-9D			No OBJ. ADM.	"	BOOKS SHOWING WHO SIGNED FOR R.
12			No OBJ. ADM.	"	UTILIZATION REVIEW OF DENIAL
17A			No OBJ. ADM.	"	MEDICAL RECORD OF CONNIE PACK
<del>21A-21B</del>				"	
21				"	
21A-0			No OBJ. ADM.	"	PHOTOGRAPHS
20			No OBJ. ADM.	"	VIDEO (DVD) OF SEARCH OF CLINIC
22B-22H				" (OAKLEY) KRESNAK -	
22C-H			No OBJ. ADM.	"	
23			No OBJ. ADM.	"	MEDICAL RECORD OF Phil Smith
24			No OBJ. ADM.	"	" " " MARY STATEN
<del>25</del>			No OBJ. ADM.	"	" " " " "
25A	3/7/11	3/7/11	No OBJ. ADM.	"	WILLIAM

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## EXHIBIT AND WITNESS LIST – CONTINUATION

USA		vs. PAUL VOLKMAN		CASE NO.	
PLF. NO.	DEF. NO.	DATE OFFERED	Marked	Admitted	DESCRIPTION OF EXHIBITS AND WITNESSES
8C		3/3/11			(COARLEY) KINNEER -
8D					"
8E					"
8F					"
9A					"
9B					"
9C					"
9D					"
10		3/3/11	No OBJ.		" INSPECTION REPORT
11		3/3/11	No OBJ.		" RESPONSE FROM VOLKMAN TO PINK SLIP 1/19/03
18	3/3/11	3/3/11	OBJ. (WRIGHT, ADAM)		" POWERPOINT RE: DRUG PURCHASES
17B	3/7/11	3/7/11	No OBJ. (WRIGHT)		" PACK - VIDEO (DVD)
17A			OBJ. (WRIGHT)		" 1/6/04
17D			No OBJ.		" - Rx
17C			No OBJ.		" - Rx
17E			No OBJ.		" - Rx
17F			No OBJ.		" - Rx
5			OBJ. (CROSS)		" PACK - PAIN MEDICATION RELEASE
95-pg. ONLY			No OBJ. (WRIGHT)		" ADKINS - PG. 107 - 10/16/03 - PAIN MGMT. SERVICES AGREEMENT.
95 pg ONLY			No OBJ.		" 9/11/03 pg. Physical Examination
95 pg - ONLY	3/7/11	3/7/11	No OBJ.		" Rx 9/11/03
			No OBJ.		" Rx 9/11/03



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## EXHIBIT AND WITNESS LIST

USA		vs. PAUL VOLKMAN		DISTRICT COURT	
PLAINTIFF'S ATTORNEY		DEFENDANT'S ATTORNEY		DOCKET NUMBER	
TIMOTHY OAKLEY ADAM WRIGHT		WENDE CROSS CANDACE CROUSE		1:07-CR-60-3	
PRESIDING JUDGE		COURT REPORTER		TRIAL DATE(S)	
SANDRA BECKWITH		MARY ANN RANZ (OFFICIAL)		3/1/11	
				COURTROOM DEPUTY	
				M. BROWN	
PLF. NO.	DEF. NO.	DATE OFFERED	OFFERED	Marked	Admitted
DESCRIPTION OF EXHIBITS* AND WITNESSES					
Govt.					
1		3/3/11	3/3/11	No OBJ. ADM.	(OAKLEY) 6/13/03 KINNEER - APPLICATION OF TRI-STATE HEALTHCARE
2				No OBJ. ADM.	" 7/22/03 - INSPECTION REPORT
4				No OBJ. ADM.	" - APPLICATION ON NEW ADDRESS OF TRI-STATE
5				No OBJ. ADM.	" - LICENSE TO DISPENSE MEDICINE
6A				No OBJ. ADM.	" DIAZEPAM - CONTROL LOGS-DISPENSARY LOGS
6B					" - HYDROCODONE & ACETAMINAPHEN LOG
6C					" ALPRAZOLAM LOG
6D					" OXYCODONE LOG
6E					" MEPERIDOL LOG
6F					" CLARISOPRODOL LOG
6G					" LORAZEPAM LOG
6H					" ALPRAZOLAM LOG
6I					" ROXICODONE LOG
6J					" OXYCODONE HYDROCHLORIDE LOG
6K					" ALPRAZOLAM LOG
6L					" HYDROCODONE & ACETAMINAPHEN 500 MG. LOG
6M				No OBJ. ADM.	" " " " " LOG 325 MG.
7		3/3/11	3/3/11	No OBJ. ADM.	" EXEMPT NARCOTIC & POISON RECORD BOOK
8A					" PHARMACY DEA DRUG LOG
8B		3/3/11			" -

\*Include a notation as to the location of any exhibit not held with the case file or not available because of size.