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12 **UNITED STATES DISTRICT COURT**  
13 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

14 UNITED STATES OF AMERICA, ) NO: CR 12-441(A)-MWF-1  
15 )  
16 Plaintiff, ) NOTICE OF JOINDER & JOINDER  
17 ) TO DEFENDANT DAVID ALAN  
18 ) HESLOP'S MOTION TO DISMISS  
19 v. ) PURSUANT TO F.R.C.P 12(b);  
20 ) REQUEST FOR JUDICIAL NOTICE  
21 )  
22 GARY EDWARD KOVALL, et al. )  
23 )  
24 )  
25 Defendants. )  
26 )  
27 )  
28 )

29 Defendant Gary Edward Kovall, ("Mr. Kovall") by and  
30 through his attorney of record Edward M. Robinson, hereby  
31 gives notice of joinder and joinder to Point One, Point Two  
32 and Point Three of Mr. Heslop's Motion to Dismiss (Doc. 160)

33 Furthermore, Mr. Kovall joins in Mr. Heslop's request  
34 that this Court take judicial notice of certain evidence as  
35 set forth in Doc. 158, on file with this Court.

36 DATED: Jan. 14, 2014 LAW OFFICE OF EDWARD M. ROBINSON

37 /s/ Edward M. Robinson  
38 EDWARD M. ROBINSON  
Attorney for Defendant  
GARY EDWARD KOVALL

1 **JOINDER**

2 The First Superseding Indictment, "indictment" alleges  
3 in Count One that Mr. Kovall conspired with Mssrs. Heslop  
4 and Bardos and Ms. Shambaugh to engage in a series of  
5 transactions that amount to payments from and rewards to the  
6 co-conspirators that are in violation of 18 U.S.C. §§371 and  
7 666(a)(2) and §666(a)(1)(B). (Doc 63)

8 It is further alleged in Counts Twenty-five through  
9 Thirty-one that Mr. Kovall, aided and abetted by Ms.  
10 Shambaugh corruptly accepted monetary payments intending to  
11 be influenced and rewarded in connection with the Tribes  
12 construction related contracts set forth in paragraph 11  
13 through 17 of the Indictment, in violation of 18 U.S.C.  
14 §666(a)(1)(B)(2).

15 Mr. Kovall asks that this Court dismiss these Counts  
16 pursuant to this joinder to Mr. Heslop's motion to dismiss  
17 based on the arguments set forth in Points One, Two and  
18 Three of Mr. Heslop's argument. (Doc 160)

19 DATED: Jan. 14, 2014 LAW OFFICE OF EDWARD M. ROBINSON  
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21 /s/ Edward M. Robinson  
22 EDWARD M. ROBINSON  
23 Attorney for Defendant  
24 GARY EDWARD KOVALL  
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