| 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 | CARL J. ORESKOVICH, WSBA 12779 ETTER, McMAHON, LAMBERSON CLARY & ORESKOVICH, P.C. Bank of Whitman, Suite 210 618 West Riverside Avenue Spokane, WA 99201 (509)747-9100 (509)623-1439 Fax Email: carl@ettermcmahon.com Attorneys for Defendant Thompson UNITED STATES DISTR EASTERN DISTRICT OF V | |
|---|--|------------------------|
| 16 | |) No. CR-09-0088-FVS |
| 17 | Plaintiff, |)) DEFENDANT'S |
| 18 | VS. |) SUPPLEMENTAL |
| 19 | |) DISCLOSURE OF EXPERT |
| 20 21 | KARL F. THOMPSON, JR., |) WITNESSES |
| 22 | Defendants. | |
| 23 | |) |
| 24 | COMES NOW the Defendant, | KADI E THOMBSON IB |
| 25 | COMES NOW the Defendant, | RARET. THOMPSON, JR., |
| 26 | by and through his attorney, CARL J. ORESKOVICH of ETTER, | |
| 27 | | |
| 28 | McMAHON, LAMBERSON, CLARY & ORESKOVICH, and hereby | |
| 29 30 | submits the following supplemental information/notice pursuant to | |

DEFENDANT'S SUPPLEMENTAL DISCLOSURE OF EXPERT WITNESSES - 1

Fed.R.Crim.P.

31

32

ETTER, MSMAHON, LAMBERSON, CLARY & ORESKOVICH, P.C.
BANK OF WHITMAN, SUITE 210, 618 WEST RIVERSIDE AVENUE

SPOKANE, WASHINGTON 99201 (509) 747-9100

In addition to the materials previously listed in Defendant's First and Second Expert Disclosures as reviewed by the Defendant's experts and outlined in their various reports, this supplemental disclosure lists the additional materials reviewed by Defendant's experts:

Daniel Davis, M.D. Dr. Davis has also reviewed the photographs of Otto Zehm taken at Deaconess Medical Center and has examined a pro-type of the baton used by Officer Thompson.

Mark DeBard, M.D. Dr. DeBard has also reviewed Otto Zehm's CAT Scans and medical records from Deaconess Medical Center, Otto Zehm's dental records from Dr. Randy Otterholt. the photographs of the Spokane Police officers who responded to the incident, the FBI 302 reports of the civilian witnesses and Gran Fredericks' Forensic Video Analysis.

D.P. Van Blaricom Mr. Van Blaricom also reviewed the FBI 302 reports of the civilian witnesses, the transcript of Karl Thompson's statement, Mr. Durkin's 8/20/06 letter regarding the Bill of Particulars and the expert witnesses disclosures and reports of

the Government's expert witnesses, Robert Bragg, Joseph Callanan and Randy Roper.

James Nania, M.D. Dr. Nania also reviewed the report of the Government's expert witness, Dr. Harry Smith.

Gary Stimac, M.D. Dr. Stimac has also reviewed the disclosure and reports of the Government's expert witnesses Robert Bragg, Joseph Callanan, Dr. Richard Gill, Randy Roper and Dr. Harry Smith.

Allen Tencer, Ph.D. Dr. Tencer also reviewed Otto Zehm's medical records from Deaconess Medical Center and the transcript of Karl Thompson's statement.

Respectfully submitted this 26th day of March, 2010.

ETTER, McMAHON, LAMBERSON, CLARY & ORESKOVICH, P.C.

By/s/ Carl J. Oreskovich
CARL J. ORESKOVICH, WSBA 12779

Attorneys for Defendant Thompson

1 CERTIFICATE OF SERVICE 2 3 I hereby certify that on the 26th day of March, 2010, I electronically 4 filed the following documents: 5 **DEFENDANT'S SUPPLEMENTAL DISCLOSURE OF EXPERT** 6 7 WITNESSES 8 with the Clerk of the Court using the CM/ECF System, which will send 9 notification of such filing to the following: 10 11 **Timothy Michael Durkin** 12 USAWAE.TDurkinECF@usdoj.gov 13 mary.f.buhl@usdoj.gov 14 Victor Boutros 15 victor.boutros@usdoj.gov, 16 victor boutros@post.harvard.edu 17 18 19 /s/Carl J. Oreskovich 20 CARL J. ORESKOVICH. WSBA 12779 21 ETTER, McMAHON, LAMBERSON, CLARY & ORESKOVICH, P.C. 22 Bank of Whitman, 2nd Floor 23 618 West Riverside Avenue 24 Spokane, WA 99201 25 (509)747-9100 26 (509)623-1439 Fax 27 Email: carl@ettermcmahon.com 28 29 Attorneys for Defendant Thompson 30 (Q:\Carl\Carl's E&M Client Files\Thompson - USA v. - Criminal (4714)\Pleadings\Def Thompson Supplemental Expert Disclosure 3-26-10.doc] 31 32

DEFENDANT'S SUPPLEMENTAL DISCLOSURE OF EXPERT WITNESSES - 4 ETTER, MSMAHON, LAMBERSON, CLARY & ORESKOVICH, P.C.
BANK OF WHITMAN, SUITE 210, 618 WEST RIVERSIDE AVENUE

SPOKANE, WASHINGTON 99201 (509) 747-9100