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IN THE HONORABLE SENATE OF THE STATE OF ILLINOIS
FOR THE NINETY-SIXTH GENERAL ASSEMBLY
SITTING AS AN IMPEACHMENT TRIBUNAL

SECRETARY
OF THE
SENATE

In re)
Impeachment of)
Governor ROD R. BLAGOJEVICH)

**HOUSE PROSECUTOR'S
MOTION FOR ADDITIONAL WITNESS TESTIMONY**

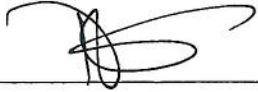
House Prosecutor David W. Ellis, pursuant to Senate Impeachment Rule 15(b)(1), moves for the admission of additional witness testimony and, in support thereof, states as follows:

1. The House Prosecutor seeks to admit the live testimony of former Assistant United States Attorney John Scully at the Impeachment Trial.
2. Mr. Scully's address is P.O. Box 332, Lake Villa, IL 60046.
3. Mr. Scully will testify on the following subject matter: the process of obtaining authority to intercept wire communications and oral communications.
4. This testimony is relevant and material because Mr. Scully will provide information about the oversight and procedural steps for obtaining authorization to intercept oral or wire communications, which is relevant to the authenticity of four court-authorized intercepts, as quoted and summarized in the Affidavit of Special Agent Daniel Cain (Exhibit 3). The content of these intercepted oral and wire communications are relevant to the abuses of power provided in paragraphs 1 through 5 of the Article of Impeachment.
5. This testimony is not redundant. Mr. Scully is the only live witness who will testify on this subject.
6. Moreover, although some evidence related to this issue is contained in the House impeachment record, under Senate Impeachment Rule 15(g), the evidence is not deemed redundant simply because it relates to material already in the record.

WHEREFORE, the House Prosecutor respectfully moves for the admission of the testimony of John Scully at the Impeachment Trial.

Respectfully submitted,

**DAVID W. ELLIS,
HOUSE PROSECUTOR**

A handwritten signature in black ink, appearing to be 'D. W. Ellis', written over a horizontal line.

David W. Ellis
House Prosecutor
Illinois House of Representatives
412 State House
Springfield, IL 62706