

AO 110 (Rev. 01/09) Subpoena to Testify Before a Grand Jury

UNITED STATES DISTRICT COURT
for the
Eastern District of North Carolina

SUBPOENA TO TESTIFY BEFORE A GRAND JURY

ALLEN POPE

To:

YOU ARE COMMANDED to appear in this United States district court at the time, date, and place shown below to testify before the court's grand jury. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

REQUEST FOR APPEARANCE and DOCUMENTS

<small>United States District Court, Eastern District of North Carolina</small>	
Place: Terry Sanford Federal Building 310 New Bern Avenue Raleigh, North Carolina 27601	Date and Time: May 19-21, 2010; 9:00 am

You must also bring with you the following documents, electronically stored information, or objects *(blank if not applicable)*:
(SEE ATTACHMENT)

Prior to appearing before the grand jury, you may provide the requested documents to the agent serving this subpoena or to Special Agent Chuck Stuber, Federal Bureau of Investigation, 110 Pinedale Springs Way, Cary, NC 27511-5679, Ph. (919) 380-4500.

THIS SUBPOENA SHALL REMAIN IN EFFECT UNTIL YOU ARE GRANTED LEAVE TO DEPART BY THE COURT OR BY AN OFFICER ACTING ON BEHALF OF THE COURT. TO AVOID BEING AWAY FROM YOUR HOME UNNECESSARILY, PLEASE CALL SARA HARRIGAN, AT THE U.S. ATTORNEYS OFFICE, AT 1-800-538-1564 OR LOCAL 919-856-4530, TO DETERMINE THE EXACT DATE AND TIME YOU ARE REQUIRED TO APPEAR, OR FOR ANY OTHER ASSISTANCE YOU MAY NEED.

Date: 4/22/2010

CLERK OF COURT

DENNIS P. IAVARONE

Signature of Clerk or Deputy Clerk



The name, address, e-mail, and telephone number of the United States attorney, or assistant United States attorney, who requests this subpoena, are:

U.S. Attorney's Office, EDNC
310 New Bern Avenue, Suite 800
Raleigh, North Carolina 27601
(919) 856-4530
2009R00127

PROOF OF SERVICE

This subpoena for *(name of individual or organization)* _____
was received by me on *(date)* _____.

I personally served the subpoena on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the subpoena at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the subpoena on *(name of individual)* _____, who is
designated by law to accept service of process in behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the subpoena unexecuted because _____; or

Other *(specify)*: _____

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

ATTACHMENT TO GRAND JURY SUBPOENA

Allen Pope

(Grand Jury Session - Raleigh, NC - May 19-21, 2010)

Introduction

1. For purposes of this subpoena duces tecum, the term "Relevant Parties" refers to any and all of the following:

1. Amy Blinson;
2. Hal Bridges;
3. Dallas McQueen Campbell, a/k/a McQueen Campbell;
4. Russell Carter;
5. Dan DeVane;
6. Jerry Dove;
7. Alex Easley;
8. Mary P. Easley;
9. Michael F. Easley;
10. The Mike Easley Committee;
11. Sandy Easley;
12. Nick Garrett;
13. Nick Garrett Development;
14. Davis Herring, Jr.;
15. Norman Holden;
16. B. Davis Horne, Jr.;
17. Rebecca McGhee;
18. Cameron McRae;
19. Alan Melvin;
20. Vance Parker Overton;
21. Ruffin Poole;
22. Susan Rabon;
23. Tom Rabon;
24. Tony Rand;
25. Thomas Segrave;
26. Lewis Sewell;
27. Carl Stewart;
28. Lyndo Tippett; and
29. Lanny Wilson. ,

2. For purposes of this subpoena duces tecum, the term "the Southport

Property" refers to the property located at 216 River Drive, Southport, North Carolina.

3. Unless otherwise specified, the time period in question is from January 1, 1999, through to the present.

Documents

ORIGINALS of the following documents (whether on paper, microfilm, computer, or other electronic medium) in your custody, or subject to your control:

1. All documents relating to communications (including, without limitation, communications via e-mail, U.S. mail, and courier delivery) between you (either directly or indirectly) and any of the Relevant Parties.
2. All documents relating to any employment/contractual agreements between Norman Holden and the North Carolina Department of Transportation.
3. All documents relating to the Southport Property.
4. All documents relating to payments, advances of funds, loans, donations, contributions, gifts, transfers of real or personal property, and/or any other type of remuneration made, either directly or indirectly, by you to any of the Relevant Parties.
5. All documents relating to payments, advances of funds, loans, donations, contributions, gifts, transfers of real or personal property, and/or any other type of remuneration made, either directly or indirectly, to you from any of the Relevant Parties.
6. All documents reflecting your ownership interest in any business during any portion of the period in question.
7. All documents relating to any business ventures between you and any of the Relevant Parties during any portion of the period in question.
8. All documents relating to your ownership of any real property during

any portion of the period in question (please include property owned solely, jointly, and by an entity in which you hold in excess of a 15 percent ownership interest).

9. All documents relating to any appointments that you received to any North Carolina state boards and commissions.
10. All documents relating to contributions made by you (either directly or indirectly, such as through a business in which you own an interest) to any public official, political party, candidate for public office, political action committee, or trade association.
11. All documents relating to in-kind services provided by you (either directly or indirectly, such as through a business in which you own an interest) to any public official, political party, candidate for public office, political action committee, or trade association.
12. Photographs, videotapes, and/or tape-recordings of any of the Relevant Parties.

NOTICE TO FACT WITNESSES
SUBPOENAED BY U. S. GOVERNMENT

CALL : 1 - 800 - 538 - 1564

WHEN YOU RECEIVE YOUR SUBPOENA TO SEE EXACTLY WHEN YOU ARE REQUIRED TO APPEAR AND TO MAKE TRAVEL ARRANGEMENTS IF YOU ARE TO APPEAR IN ANOTHER CITY -- CALL NO LATER THAN THE WORKDAY BEFORE YOU MUST LEAVE YOUR RESIDENCE TO ATTEND COURT. YOU MAY POSSIBLY PREVENT A WASTED TRIP IF TRIAL HAS BEEN POSTPONED, CANCELED, etc.

APPEARANCE IN ANOTHER CITY: You must call this office so **we may arrange and pre-pay your necessary lodging & bus/air/train reservations.** If you lack sufficient funds or credit cards, we can assist in contacting your local U.S. Marshals Service (in phone book under U.S. Government) to request an advance of funds to cover one-way travel and appearance fee and meals for one day. You must verify your need, present your subpoena, and personally sign an "advance money" receipt. All "advance monies" will be deducted from your final reimbursement check from the U.S. Marshals Service.

ATTENDANCE: Your subpoena tells you when and where to appear.

DO NOT GO INTO THE COURTROOM! REPORT DIRECTLY TO THE U.S. ATTORNEY'S OFFICE EACH AND EVERY DAY YOU ARE REQUIRED TO ATTEND.

ALLOWANCES: Under Title 28, United States Code, Section 1821, fact witnesses are entitled to the following fee and allowances:

- a. **FEE** - \$40.00 for each day (or partial day) in attendance and for each day (or partial day) spent traveling. b. **TRANSPORTATION** - Reimbursement is made for necessary transportation by the **LEAST EXPENSIVE** method available.

FIRST CLASS AIR FARE IS STRICTLY PROHIBITED AND WILL NOT BE REIMBURSED. COACH CLASS RATE ONLY! -- PLEASE SAVE RECEIPTS.

You **MUST** furnish receipts for airline, train or bus tickets, taxi fares, tolls, & \$25 expenditures in order to receive reimbursement.

YOU MUST FURNISH RECEIPTS FOR ANY & ALL PARKING YOU CLAIM.

PRIVATELY-OWNED VEHICLES - Current mileage reimbursement rates for travel by privately-owned vehicles are:

Motorcycles - .47¢ Automobiles - .50¢ Airplanes - 1.29¢

Mileage is determined from odometer readings and/or the Rand McNally Guides. Only one reimbursement is made if two or more witnesses travel together in one vehicle.

PERSONAL CAR RENTAL IS STRICTLY PROHIBITED AND IS NOT REIMBURSABLE.

c. **MEALS AND LODGING** - You must lodge at least one night away from home in order to receive *any* food allowance. Whenever you are REQUIRED to stay overnight and **IF** you personally pay, you **MUST** present a LODGING RECEIPT in order to receive up to the following amount(s) for lodging and/or meals:

<u>IF YOU STAY IN & AROUND:</u>	<u>*MEALS AND INCIDENTAL EXPENSES</u>	<u>**NIGHTLY LODGING ALLOWANCE:</u>
ELIZABETH CITY, NC	\$46.00	\$70.00 (WITH receipt)
FAYETTEVILLE, NC	\$51.00	\$92.00 (WITH receipt)
GREENVILLE, NC	\$51.00	\$86.00 (WITH receipt)
NEW BERN, NC	\$46.00	\$97.00 (WITH receipt)
RALEIGH, NC	\$66.00	\$92.00 (WITH receipt)
WILMINGTON, NC	\$56.00	\$98.00 (WITH receipt)

*On your first and last day at court you are entitled to only one-half the amount (Ex: \$23.00,\$25.50), **ONLY IF YOU HAVE SPENT THE NIGHT.**

****YOU MUST FURNISH HOTEL RECEIPT TO RECEIVE LODGING REIMBURSEMENT****

PAYMENT: When your attendance is no longer required, a U. S. Attorney representative will complete and have you sign a FACT WITNESS ATTENDANCE VOUCHER which we submit to the U.S. Marshals Service. Normally, the U.S. Marshal processes the VOUCHER and mails a payment directly to you in about 10-12 days. (Prompt Payment Act, P.L. 97-177, 5/14/82). CALL THIS U.S. ATTORNEY'S OFFICE IF YOU DO NOT RECEIVE YOUR CHECK IN A REASONABLE PERIOD OF TIME.

PLEASE NOTE: Your subpoena is an "Order of the Court" which commands your appearance and is a continuing obligation until the completion of the entire trial although WITNESSES ARE NOT USUALLY REQUIRED TO ATTEND THE ENTIRE TRIAL.

Always call this office before commencing travel.

To ascertain your exact appearance date to avoid being away from home unnecessarily or for any assistance you need, please call these toll free numbers:

U.S. Attorney's Office (Monday-Friday) at 1-800-538-1564
for LEGAL ASSISTANT: SARA HARRIGAN, 919-856-4138.

Victim-Witness Coordinator Michelle Scott, (919) 856-4003, or 1 866 340-2639

(The above information does not apply to Federal Government employees (military or civilian), deportable aliens, or to aliens paroled in the United States for prosecution.)

FORM OBD-1/5/10