



United States Attorney
Northern District of Georgia

Suite 1800 Richard Russell Building Telephone (404)581-6042
75 Spring Street, S.W. Fax (404)581-6181
Atlanta, Georgia 30335

January 28, 2003

Bruce H. Morris
FAX: (404) 231-1930

*Resend
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Re: Proposed interview of George Gorman

Dear Bruce:

Pursuant to our earlier conversation please find within a proffer agreement. As we discussed, your client is not a target or subject of any investigation in this office. However, I believe that your client has information that would be relevant to a current investigation.


While it is not anticipated, if Mr. Gorman was to be charged with a federal crime in the future, pursuant to this agreement, any statements or information provided in any form by him, to federal investigators, to the grand jury or in any court proceeding cannot and will not be used against him in the Government's case-in-chief. Of course, Mr. Gorman would also have 18 U.S.C. § 6002 protection per any statements he might make. However, nothing shall prevent the Government from using the substance of his statements for impeachment or in rebuttal testimony should Mr. Gorman subsequently testify or otherwise support a factual position to the court contrary to the substance of the proffer.

Department of Justice policies prohibit me from granting use immunity for admissions to crimes of violence. Therefore, crimes of violence are excluded from the terms of this agreement with regard to both immunity and further prosecution. However, with this limited exception, statements by Mr. Gorman which might implicate him in criminal conduct will not be used against him as indicated above. As I also indicated above, his testimony is sought only as a witness in this investigation.

I understand that you have contacted SA Bergstrom to arrange for the interview of Mr. Gorman. Accordingly, I will assume you and SA Bergstrom will work out the details of the interview. If you have any questions or concerns please call me at (404) 581-6042.

Sincerely,

WILLIAM S. DUFFEY, JR.
UNITED STATES ATTORNEY



BARBARA E. NELAN
ASSISTANT UNITED STATES ATTORNEY