

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

UNITED STATES OF AMERICA

vs.

CASE NO: 8:05-Cr-475-T-27TGW

THOMAS SPELLISSY

and

STRATEGIC DEFENSE INTERNATIONAL, INC.

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AFFIDAVIT

In support of defendant's motion for a new trial based on new evidence and defendant's motion for a continued stay of sentence pending a hearing for a new trial based on new evidence.

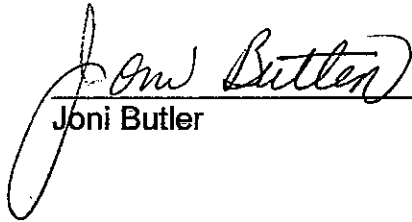
I, Joni Butler, under oath, depose and say:

1. I am Joni Butler, the Office Manager for the Brown and Doherty, Law Firm, located at 450 Carillon Parkway, Suite 120, St. Petersburg, FL, 33716. I was also the primary legal assistant for Mr. Pat Doherty and Mr. Jeff Brown for the case USA vs. Thomas Spellissy and Strategic Defense International, Inc. (SDI). In this capacity I participated in preparing, reviewing, proof reading, filing and managing all the documentation for the firm for this case. My duties and responsibilities include sending and receiving all faxes for the office. I am responsible, for I have been working as an Office Manager/legal assistant for this firm for 7 years.

2. In my capacity as the Office Manager for Brown and Doherty, Law Firm; I would have been the person receiving faxes, especially for the Spellissy/SDI case because I was assigned to this case by Mr. Doherty.

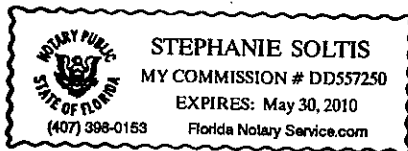
3. I have reviewed the document sent from the United States Army Special Operations Command to Mr. Patrick Doherty, dated May 3, 2006. I can say to the very best of my knowledge that our firm did not receive a faxed copy of

this letter. I can also confirm by our office stamp that we received this document on May 11<sup>th</sup>, 2006 and I can confirm Mr. Doherty's initials that he signed off on the document on May 15<sup>th</sup>, 2006. If a fax did come into our office, it would have been immediately given to the attorney and the client would have been notified.

  
\_\_\_\_\_  
Joni Butler

STATE OF FLORIDA  
COUNTY OF PINELLAS

Sworn to or affirmed and signed before me on Oct. 4 2007 by Joni Butler



  
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NOTARY PUBLIC--STATE OF FLORIDA

\_\_\_\_\_  
[Print, type, or stamp commissioned name of notary.]

Personally known  
 Produced identification  
Type of identification produced FL DL.