

GRAND JURY MATTER: UNDER SEAL

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

IN RE:) MISC. NUMBER 3:07-135
)
A Matter Under)
Investigation by)
Grand Jury #1:)

PETITION IN SUPPORT OF ISSUANCE OF
RULE TO SHOW CAUSE

The United States of America, through its undersigned Assistant United States Attorney (AUSA), Winston D. Holliday, Jr., would respectfully move for the issuance of a Rule to Show Cause directed to Tony Pough, Joseph Brunson, and Timothy McQueen requiring them to appear and show cause why they should not be held in contempt for failing to appear before the Court in Columbia, South Carolina, on November 13, 2007. The purpose of the hearing was to consider a motion filed by the appointed receiver to hold Tony Pough, Joseph Brunson, and Timothy McQueen in contempt for failing to comply with an order previously issued by this Court directing them to provide information and assistance to the receiver. In addition, the Court was to consider the validity of a bankruptcy petition filed by Tony Pough, Joseph Brunson, and Timothy McQueen, in contravention to the provisions of the above-mentioned order.

Tony Pough, Joseph Brunson, and Timothy McQueen were properly noticed for the hearing, as acknowledged in court by their attorney of record, Hemphill Pride. Tony Pough, Joseph Brunson, and Timothy McQueen did not appear, nor did

they provide notice or reason to the Court for their non-appearance.

Based upon these matters, the Government respectfully moves for the issuance of a Rule to Show Cause requiring Tony Pough, Joseph Brunson, and Timothy McQueen to appear before the Court and show cause why they should not be held in contempt for failing to appear before the court on November 13, 2007.

Respectfully submitted,

REGINALD I. LLOYD
United States Attorney

BY: /s/Winston D. Holliday, Jr.
Winston D. Holliday, Jr.
I.D. No. 7597
Assistant United States Attorney
1441 Main St., Ste. 500
Columbia, SC 29201
(803) 929-3079

Columbia, South Carolina

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