

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA)	
)	
v.)	08CR888
)	
)	Judge James B. Zagel
ROD BLAGOJEVICH)	

DEFENDANT ROD BLAGOJEVICH'S
MOTION FOR MISTRIAL FOR PREJUDICIAL REMARKS BY THE COURT

Now Comes Defendant Rod Blagojevich, by and through his counsel and hereby files his Motion for Mistrial based on the prejudicial remarks by the court during proceeding. In support of said motion, defendant states the following:

1. During an objection made by defense counsel, the judge stated, "If your goal was to stop his answer, you are succeeding." The judge did not rule on the objection and permitted the witness to continue answering.
2. His comments in front of the jury stopping Attorney Aaron Goldstein by saying "ask something appropriate"
3. Would not allow Attorney Aaron Goldstein go into the witness' understanding of the word "legal," a word which appeared in the recording played by the government on direct examination.

WHEREFORE, defendant Rod Blagojevich respectfully requests this Honorable Court for a mistrial.

Respectfully submitted,

/s/ Sam Adam

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