

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA

v.

MARY LYNN ROSTIE,
CYNTHIA S. MARTIN,
TROY R. SOLOMON,
CHRISTOPHER J. ELDER, and
DELMON L. JOHNSON

Defendants

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NO. 08-00026-01/05-CR-W-FJG

SECOND WAIVER OF RIGHT TO SEPARATE REPRESENTATION

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, personally appeared Delmon L. Johnson, who, being by me duly sworn, deposed and said:

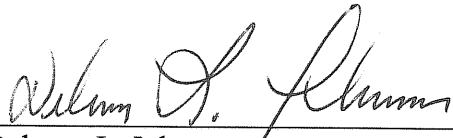
“My name is Delmon L. Johnson. I am over eighteen (18) years of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts stated herein.

“I am a defendant in the above styled and captioned criminal prosecution and my counsel of choice is Anthony L. Bannwart, of Bannwart & Associates, P.C. I am aware that Mr. Bannwart also represents another defendant in this case, Mr. Troy R. Solomon. Mr. Bannwart has advised me of my right to separate and effective representation. Mr. Bannwart has explained, and I understand, the details of my attorney’s possible conflict of interest and the potential perils of such a conflict. I understand that Mr. Solomon has retained separate counsel. Having discussed this matter in detail with Mr. Bannwart, and having been encouraged to discuss the matter with other counsel of my own

choosing, I voluntarily waive any possible conflict that may arise as a result of Mr. Bannwart's joint representation of myself and Mr. Troy R. Solomon and voluntarily waive my Sixth Amendment right to separate representation.

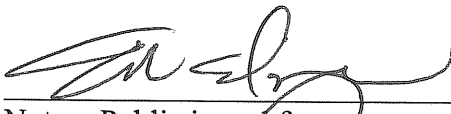
"Further, Affiant sayeth not."

SIGNED this 6TH day of APRIL, 2009.



Delmon L. Johnson

SUBSCRIBED AND ACKNOWLEDGED AND SUBSCRIBED AND SWORN TO BEFORE ME on the 6TH day of APRIL, 2009, which witness my hand and official seal.



Notary Public in and for
The State of Texas

