

Government's position, then and now, involved no disingenuity, misrepresentations or lying.

2. The defendant's pathetic attempt at irony regarding the non-prosecution of other traffickers in child pornography proves nothing, other than his frustration that he was caught and convicted for his crimes, while others have not yet been punished for theirs.

3. That "Blue Vanities" may be a federally-registered mark hardly means "the U.S. Government has twice found the Blue Vanities products ... to be legal ...". To even reach such a conclusion reflects an illogic that pervades the defendant's diatribes. Similarly illogical is the defendant's wholly baseless assertion that AUSA [REDACTED] "refused to indict defendant" because [REDACTED] "knew" persons depicted in the defendant's tapes were not minors. The defendant and his trial counsel were advised, pre-indictment, that his case had been transferred to the undersigned from AUSA [REDACTED] solely due to [REDACTED] workload. Not only would that AUSA find that the defendant's videotapes contained child pornography but, more importantly, every law enforcement officer, juror and judge who reviewed the tapes in question in conjunction with the defendant's prosecution have unanimously found that the tapes depict minors.

4. The one being unreasonable and vexatious in this matter resides in [REDACTED] His request for sanctions must be denied.

Respectfully submitted,

[REDACTED]
United States Attorney

[REDACTED]
Assistant United States Attorney

[REDACTED]

CERTIFICATE OF SERVICE

A copy of the foregoing was mailed this 16th day of November, 2000, to:

[REDACTED]

Assistant United States Attorney