

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

May 7, 2008  
ECO-48

No. 08-2258

UNITED STATES OF AMERICA  
v.  
CYRIL WECHT,  
Appellant  
(W. D. Pa. No. 06-cr-00026-1)



*Marcia M. Waldron*

Marcia M. Waldron, Clerk

**Present:** SMITH, FISHER, and VAN ANTWERPEN, CIRCUIT JUDGES.

1. Emergency Motion by Appellant for a Stay of Trial Pending Resolution of this Appeal from the District Court's Denial of the Motion to Dismiss the Indictment and Preclude further Prosecution in Violation of the Double Jeopardy Clause
2. Response by Appellee in Opposition to Emergency Motion for Stay, and Letter thereto
3. Motion by Appellant to Expedite Appeal, and Letter thereto advising Court of Appellee's Concurrence with Motion to Expedite and Proposed Briefing Schedule

/s/ Chanel R. Graham

Chanel R. Graham 267-299-4955  
Case Manager

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**ORDER**

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The foregoing motion for stay of trial pending appeal is granted. The motion to expedite the appeal is granted and, as proposed by the parties, Appellee's brief shall be filed and served on or before May 15, 2008. Appellant's reply brief, if any, shall be filed and served on or before May 20, 2008.

**By the Court,**

/s/ D. Brooks Smith

**Circuit Judge**

**Dated: May 8, 2008**

**CRG/cc: David J. Berardinelli, Esq.**

**Walter P. DeForest, III, Esq.**

**David A. Strassburger, Esq.**

**David J. Bird, Esq.**  
**W. Thomas McGough Jr., Esq.**  
**Joseph F. Rodkey Jr., Esq.**  
**Rebecca R. Haywood, Esq.**  
**David R. Fine, Esq.**  
**Jerry S. McDevitt, Esq.**  
**Mark A. Rush, Esq.**