

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS
URBANA DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 16-cr-30061
)	
AARON J. SCHOCK,)	
)	
Defendant.)	

**MOTION TO STRIKE, OR, IN THE ALTERNATIVE, FOR LEAVE TO FILE
RESPONSE TO GOVERNMENT’S COMPLIANCE WITH THE COURT’S
OCTOBER 3, 2017 ORDER AND MOTION TO RECONSIDER**

Defendant Aaron J. Schock, by and through counsel, respectfully moves this Honorable Court to strike non-responsive portions of the Government’s Compliance with the Court’s October 3, 2017 Order and Motion to Reconsider, or, in the alternative, for leave to file the attached Response.

The Court’s order directed the government to do two things: “review all claims and statements made in all filings currently pending before the court,” and after that review was completed “submit a memorandum detailing any further misrepresentations or misleading statements.” Order at 3, Docket No. 143. Instead of complying with this direct order, the government used its response to argue matters beyond the scope of the Court’s order, in effect taking the Court’s order as an opportunity to make a sur-reply to various points raised in Mr. Schock’s motions. In addition, the government moved the Court to reconsider an accurate statement in its October 3, 2017 order. That motion requests new relief beyond the scope of the issues contemplated by the Court’s order. Once again, the government is attempting to circumvent this Court’s orders. *See* Order, Docket No. 115.

Accordingly, Mr. Schock respectfully requests that the Court strike those portions of the Government's Compliance with the Court's October 3, 2017 Order and Motion to Reconsider that are beyond the scope of the Court's order, including the Motion to Reconsider in its entirety. In the alternative, Mr. Schock respectfully requests that the Court grant leave to file the attached response. As the government's motion seeks additional relief that is related to Mr. Schock's motions to dismiss, and because Mr. Schock believes that the Court's consideration of that motion would be aided by a response, Mr. Schock requests the opportunity to be heard in response.

Dated: October 18, 2017

Respectfully submitted,

/s/ George J. Terwilliger III

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing instrument was electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel of record at their respective email addresses disclosed on the pleadings on this 18th day of October, 2017.

/s/ George J. Terwilliger III

George J. Terwilliger III