

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
vs.	)	Criminal No.:
	)	92-10369-Z
THOMAS A. SHAY and	)	
ALFRED W. TRENKLER	)	

DEFENDANT, ALFRED W. TRENKLER'S, MOTION FOR  
RELIEF FROM PREJUDICIAL JOINDER AND SEVERANCE

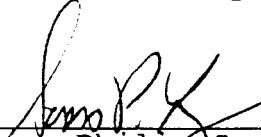
Now comes Defendant, Alfred W. Trenkler, and moves this Court, pursuant to Fed.R.Crim.P. 14, for relief from prejudicial joinder and for an order of separate trials.

In support of this motion, Defendant states, as more particularly set forth in the affidavit of his attorney, Scott P. Lopez, and the memorandum of law in support of this motion, which are attached hereto and incorporated by reference herein, the following:

1. Under Bruton v. United States, 391 U.S. 123 (1968), severance is necessary to ensure that he receives a fair trial;
2. Effective redaction of codefendant Shay's extrajudicial statements inculcating defendant is not possible in the context of this case; and
3. Admission of Shay's extrajudicial statements at a joint trial would constitute prejudicial and reversible error.

WHEREFORE, defendant requests this Court to exercise its discretion in his favor to avoid this prejudice and enter an order granting him a trial separate from codefendant Shay.

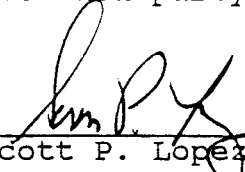
Respectfully submitted,  
For the Defendant,  
ALFRED W. TRENKLER,  
By his attorneys,

  
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Terry Philip Segal  
BBO # 450760  
Scott P. Lopez  
BBO # 549556  
**Segal & Feinberg**  
210 Commercial Street  
Boston, MA 02109  
(617) 720-4444

**Dated:** February 12, 1993

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney of record for each party by messenger on February 12, 1993.

  
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Scott P. Lopez