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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA, )

10 Plaintiff, )

11 v. )

12 PETER T. SANTILLI, )

13 Defendant. )

2:16-CR-00046-GMN-PAL

**GOVERNMENT'S RESPONSE IN  
OPPOSITION TO DEFENDANT  
PETER T. SANTILLI'S MOTION  
FOR JOINDER TO DOCKET 291  
(Motion to Dismiss) (C.R. 305)**

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15 **CERTIFICATION:** Pursuant to Local Rule 12-1, this Response is timely filed.

16 The United States, by and through the undersigned, respectfully submits  
17 its Response in Opposition to Defendant Peter T. Santilli's (Santilli's) Motion for  
18 Joinder to Docket 291 (Motion to Dismiss) (C.R. 305) (hereinafter Motion).

19 Santilli's Motion seeks to join with defendant Ryan Payne's Motion to  
20 Dismiss (C.R. 291). His Motion, however, fails to provide any supporting points  
21 and authorities and should, therefore, be denied. LCR 47-3 ("The failure of a  
22 moving party to include points and authorities in support of the motion  
23 constitutes a consent to denying the motion.") Further, in the absence of any  
24 points and authorities, it is impossible for the government to respond to the

1 Motion, being unable to discern either the basis for Santilli's Motion or the relief  
2 he seeks.

3 To the extent the Court deems a Response to be warranted, the government  
4 submits, and incorporates by reference in its entirety, its Response in Opposition  
5 to Payne's Motion to Dismiss (C.R. 383) and respectfully requests that any joinder  
6 or other relief sought by Santilli be denied for all the reasons set forth therein.

7 **WHEREFORE**, for all the foregoing reasons, the government respectfully  
8 requests that the Court enter an Order denying Santilli's Motion to join Payne's  
9 Motion to Dismiss.

10 DATED this 9<sup>th</sup> day of May, 2016.

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12 Respectfully submitted,

13  
14 DANIEL G. BOGDEN  
United States Attorney

15 //s//

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**CERTIFICATE OF SERVICE**

I certify that I served a copy of the foregoing GOVERNMENT'S RESPONSE IN OPPOSITION TO DEFENDANT PETER T. SANTILLI'S MOTION FOR JOINDER TO DOCKET 291 (Motion to Dismiss) (C.R. 305) was served upon counsel of record, via Electronic Case Filing (ECF).

Dated this 9th day of May, 2016.

*/s/ Steven W. Myhre*

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STEVEN W. MYHRE  
Assistant United States Attorney

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