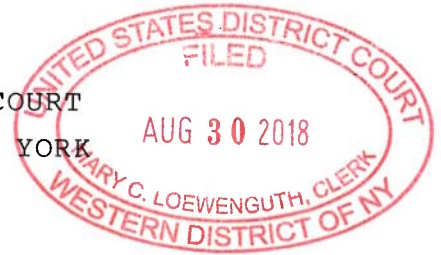


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA,

SUPPLEMENTAL DECLARATION
AND REQUEST FOR CORRECTION
OF THE RECORD.

V.

ROBERT LEE SWINTON JR

Case No. 15-CR-6055-EAW-MWP

The declarant and Defendant, Robert L. Swinton Jr., have received transcripts from stand-by counsel Robert Rosenthal, Esq., and the transcripts dated for July 10, 2017, are not ~~the~~^{9/11} *RS* transcripts for that date. The Batson hearing, voir dire of prospective jurors are missing. I have requested these transcripts in 01/12/2018. The defendant raised significant discrimination issues, in which a separate hearing was held in another courtroom, away from the jurors. The initial correction request pursuant to FRAP 10(e) is reflected at docket # 259. This declaration is signed under penalty of perjury, 28 USCS § 1746.

August 28, 2018

Respectfully Signed,

Robert L. Swinton Jr. #22008-055
F.C.I. Loretto
P.O. Box 1000
Loretto, PA 15940

CERTIFICATE OF SERVICE.

I, Robert L. Swinton Jr., have provided service of this document to The Clerk of Court and The AUSDA Office, both at 100 State Street, Rochester, NY 14614, on the above signed date.

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

RE: United States v. Swinton
Case No.: 15-CR-6055-EAW-MWP

Att: Clerk of Court

Dear Clerk,

Please submit this supplement to the court in the motion to correct correct the record, as described as miscellaneous motion at docket # 259. Thank you.

August 28, 2018

Respectfully Yours,

A handwritten signature in cursive script that reads "Robert L. Swinton Jr.".

Robert L. Swinton Jr. #22008-055
F.C.I. Loretto
P.O. Box 1000
Loretto, PA 15940