

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

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UNITED STATES OF AMERICA)
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)
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v.)
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)
AZAMAT TAZHAYAKOV,)
)
)
Defendant.)
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CASE No: 1:13-cr-10238-DPW

**DEFENDANT'S MOTIONS FOR A JUDGEMENT OF ACQUITTAL OR FOR A NEW
TRIAL UNDER FEDERAL RULES OF CRIMINAL PROCEDURE 29 AND 33**

The Defendant through his counsel moves this Honorable Court pursuant to Fed. R. Crim. P. 29 for a judgment of acquittal on both Counts One and Two of the Indictment. At the conclusion of the government's case-in-chief, it failed to present evidence sufficient to prove beyond a reasonable doubt any of the two counts against Mr. Tazhayakov. In the event the Court denies Mr. Tazayakov's motion for a judgment of acquittal, in the alternative, Defendant moves this Honorable Court pursuant to Fed. R. Crim. P. 33 for a New Trial based on the following reasons: (1) the weight of the evidence in this case is clearly against the verdict as the Government failed to prove each element of every count beyond a reasonable doubt; (2) the interests of justice require the granting of a new trial; and (3) errors occurred that require a new trial. The basis of these motions will be more fully developed when the motions are briefed. In compliance with this Honorable Court's order on July 21, 2014 and later on July 25, 2014 these motions will be briefed on or before August 29, 2014.

Dated this 28th day of July, 2014

Respectfully submitted,

/s/ Nicholas M. Wooldridge Esq.
Nicholas M. Wooldridge
Attorneys for Defendant Azamat Tazhayakov