

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
) CRIMINAL NO. 13-10200-GAO
)
)
DZHOKHAR TSARNAEV)

**DEFENDANT’S OPPOSITION TO
GOVERNMENT’S MOTION FOR LEAVE TO FILE A SURREPLY**

Defendant, Dzhokhar Tsarnaev, by and through counsel, respectfully opposes the government’s motion for leave to file a surreply in which it seeks to revise and evade responsibility for its still-unsubstantiated charges against the defense.

If the government has evidence that any member of the defense has acted improperly so as to create “a problem of [our] own making,” DE 547 at 3, it should provide that evidence to defense counsel and to the Court without further delay. One more round of accusations and blame-shifting by counsel for the government (to which defense counsel cannot respond) will neither assist the Court, establish the facts, nor repair the damage already done. The motion for leave to file a surreply should therefore be denied, and the proposed surreply should be stricken.

Dated: September 15, 2014

Respectfully submitted,
DZHOKHAR TSARNAEV

by his attorneys

/s/ David I. Bruck

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Certificate of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on September 15, 2014.

/s/ David I. Bruck