

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

IN THE MATTER OF THE SEARCH OF *
6621 LACONA STREET, DISTRICT *
HEIGHTS, MD 20747 * CASE NO. 08-mj-1426

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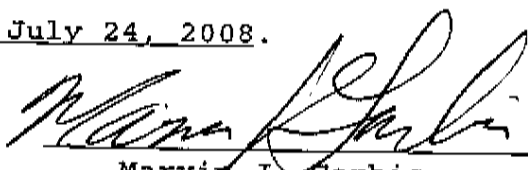
ORDER LIFTING STAY

On July 23, 2008, the Court issued an Order Re: Public Access to Search Warrant Affidavit [Document 26], ordering certain redactions of the search warrant affidavit submitted in connection with the May 28, 2008 search of 6621 Lacona Street, District Heights, Maryland ("the Affidavit"). The Court stayed public access to paragraphs 14 to 19 of the Affidavit until 5:00 p.m., Monday, July 28 so as to provide Petitioner Currie the opportunity to seek a further stay or other relief from the United States Court of Appeals for the Fourth Circuit.

Today, Petitioner Currie and Intervenors informed the Court that they have reached an agreement and will not appeal the Court's ruling, and requested that the Affidavit, as redacted by the July 23 Order, be released as soon as could be arranged.

Accordingly, the Court hereby lifts the Stay and holds that the public shall be provided immediate access to the agreed upon version of the Affidavit, attached hereto.

SO ORDERED, on Thursday, July 24, 2008.



Marvin J. Garbis
United States District Judge

11. In addition, pursuant to Senate Rule 119 and State Government Article, §§ 15-511, Currie was required to file a Maryland General Assembly Joint Committee on Legislative Ethics Form #9 (Specific Disclaimer of a Conflict of Interest Regarding an Individual Bill). Currie should have filed a Form #9 before considering any legislation in which his financial relationship to SFW and Supervalu would have resulted in the appearance or presumption of a conflict of interest. Legislators are required on Form #9 to "swear or affirm that despite the presumed or apparent conflict," they are able to participate in legislative action "fairly, objectively, and in the public interest."

12. Supervalu, a publicly-owned corporation traded on the New York Stock Exchange, is one of the largest grocery retailers in the United States. Supervalu is headquartered in Minnesota, and operates a network of grocery stores and pharmacies through various subsidiaries located throughout the United States.

13. One of Supervalu's subsidiaries is SFW. Supervalu acquired SFW in 1999 from Richfood Holdings, Inc. Presently, SFW operates approximately 64 grocery stores in Maryland, Virginia, Washington, DC, and Delaware. The corporate headquarters for SFW is in Prince George's County at Target Location #2.

PAYMENTS TO CURRIE

14. Since February 14, 2003, Currie has received periodic payments in the form of company-issued checks from SFW and Supervalu. [REDACTED]
[REDACTED] SFW and Supervalu issued 1099s to Currie for those years as follows:

YEAR	SFW 1099s ISSUED TO CURRIE	SUPERVALU 1099s ISSUED TO CURRIE	TOTAL 1099s ISSUED TO CURRIE
2003	\$30,000	\$0	\$30,000
2004	\$12,000	\$47,000	\$59,000

U8 1/11/08

2005	\$0 ¹	\$20,500	\$20,500
2006	\$0	\$43,500	\$43,500
TOTALS	\$42,000	\$111,000	\$153,000

15. Currie reported the payments from SFW and Supervalu on his 2003, 2004, 2005, and 2006 tax returns as consulting income. On each of those returns, Currie listed the 1099 income on Schedule C as gross receipts relating to a consulting business operating out of Target Location #1. [REDACTED]

[REDACTED]

16. [REDACTED] However, Currie's SunTrust Bank checking account records revealed that Currie continued to receive payments from Supervalu throughout 2007. Currie's checking account records reflected regular monthly payments to Currie from Supervalu during 2007 totaling approximately \$54,316.

17. [REDACTED]

[REDACTED]

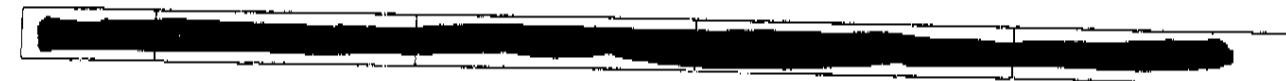
[REDACTED]

[REDACTED]

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¹ It is unknown at the time of this affidavit why Currie stopped receiving checks from SFW in 2004, and started receiving checks from Supervalu.

² [REDACTED]



18. Currie's checking account records for the period February 2003 through December 2007 revealed that Currie routinely deposited the payments from SFW and Supervalu into his checking accounts. The name and address listed on those checking account statements are "Ulysses Currie 6621 Lacona Street, District Heights, Maryland 20747."

19. My review of Currie's checking account records also revealed that in the month of December 2004, Currie received seven checks from Supervalu, six of which were on sequential business days. After December 2004, Currie's next payment from Supervalu was a check dated July 15, 2005, suggesting that the six sequential payments were actually prepayments to Currie for the six months from January 2005 through June 2005. The following is a listing of the December 2004 checks:

DATE OF CHECK	CHECK NUMBER	CHECK AMOUNT
12/01/04	36137831	\$3,416.67
12/13/04	11420369	\$3,416.67
12/14/04	36140888	\$3,416.67
12/15/04	36140912	\$3,416.67
12/16/04	36141250	\$3,416.67
12/17/04	36141833	\$3,416.67
12/20/04	11424688	\$3,416.67

20. My review of the Supervalu checks issued to Currie revealed that the checks were made payable to "Ulysses S. Currie" at an address of "6621 Lacona Street, District Heights, MD 20747,"³ the same address as Target Location #1. In addition, the address listed on these

³ Prior to December 9, 2005, the checks issued to Currie from Supervalu and SFW were made payable to Ulysses S. Currie at an address of 6602 Lacona Street, District Heights, MD 20747. It is unknown why this address was listed on the checks.