

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA, )  
                                    *Plaintiff*, )  
                                    )  
                                    )  
                                    v. )  
                                    )  
                                    )  
WILLIAM GENE MCKINLEY III, )  
                                    *Defendant*. )  
                                    )

## **DISMISSAL**

COMES NOW, the plaintiff, the United States of America, by and through United States Attorney Mark F. Green and Assistant United States Attorney D. Edward Snow, pursuant to Fed.R.Crim. P. 48(a), moves to dismiss without prejudice the Indictment against William Gene McKinley III, returned and filed in this cause August 9, 2011, for the reason that the defendant's military court-martial conviction which would have required him to register as a Sex Offender was reversed on appeal on June 30, 2011.

Respectfully submitted,  
MARK F. GREEN  
United States Attorney

s/D. Edward Snow  
D. Edward Snow OBA #16439  
Assistant United States Attorney

NOW on this 11th day of August, 2011, leave of Court is granted to permit the United States Attorney leave to dismiss the initial Indictment of defendant William Gene McKinley, III, returned and filed in this cause on August 9, 2011.

James H. Payne  
James H. Payne  
United States District Judge  
Eastern District of Oklahoma