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FILED
USDC, WESTERN DISTRICT OF LA
ROBERT H. SULLIVAN, CLERK
DATE 5/26/04
BY [Signature]

WAIVER OF INDICTMENT

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

UNITED STATES OF AMERICA

* CRIMINAL NO. 2:04CR20075-01

v.

* JUDGE MELANÇON

GREGORY JAMES CATON

* MAGISTRATE JUDGE HILL

I, GREGORY JAMES CATON, the above named defendant, who is accused of knowingly and intentionally devising a scheme and artifice to defraud monies from numerous individuals by the introduction of unapproved new drugs into interstate commerce and the introduction of an unapproved new drug into interstate commerce, in violation of 18 U.S.C. §§ 1341 & 2; 21 U.S.C. §§ 331 (d), 355 (a) & 333 (a)(2), after having been advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 5/26/04 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

[Signature]
GREGORY JAMES CATON
DEFENDANT

[Signature]
LEWIS O. UNGLESBY
COUNSEL FOR DEFENDANT

Before [Signature]
Judicial Officer