

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CRIMINAL ACTION NO. 1:98CR34
(Judge Keeley)

RICKY LEE BROWN,
BARBARA M. BROWN, and
JANETTE A. ABLES,

Defendants.

ORDER

In light of the United States Supreme Court's ruling in Jones v. United States, No. 99-5739, 2000 WL 645885 (U.S. May 22, 2000), the Government filed a motion to dismiss Count Fifteen of the Superseding Indictment charging the defendants with arson resulting in death, a violation of 18 U.S.C. §844(i). There being no objection, the Court **GRANTS** the Government's motion [Docket No. 741].

It is so **ORDERED**.

The Clerk is directed to transmit copies of this Order to the defendants and to counsel of record.

DATED: May 31, 2000.

/s/

IRENE M. KEELEY
UNITED STATES DISTRICT JUDGE