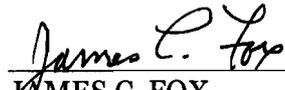




whomever can state with certainty (i) the names of attorneys who are engaged currently in the above-captioned collateral proceedings on behalf of MacDonald,<sup>1</sup> and (ii) whether the assets that are or will be collected in the MacDonald Defense Fund, or otherwise are donated to assist in this proceeding, will, *in fact*, be available to reimburse the Criminal Justice Act program for fees paid pursuant to that Act to an attorney appointed to represent MacDonald. The motions to appoint counsel [DE-191] and to withdraw [DE-192] continue to be HELD IN ABEYANCE pending receipt, on or before **December 5, 2011**, of affidavits that respond authoritatively and affirmatively to the court's inquiries, as clarified herein.

SO ORDERED.

This, the 14th day of November, 2011.

  
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JAMES C. FOX  
Senior United States District Judge

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<sup>1</sup> The court perceives that MacDonald himself cannot say with certainty who represents him. The court also is cognizant of the fact that all attorneys who have made an appearance herein have not formally moved to withdraw. Rather than require that level of formality, the court seeks a definitive assertion by a person with actual knowledge, of the identity of lawyers now working on MacDonald's behalf in prosecuting this collateral proceeding.