

In the
Supreme Court
of the
State of California

SUPREME COURT
FILED

MAR 15 2013

Frank A. McGuire Clerk

Deputy

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff and Appellant,

v.

PAUL BIANE, MARK KIRK, JAMES ERWIN, JEFFREY BURUM,
Defendants and Respondents.

AFTER A DECISION BY THE COURT OF APPEAL,
FOURTH APPELLATE DISTRICT, DIVISION TWO
CASE No. E054422,
SAN BERNARDINO COUNTY SUPERIOR COURT
CASE No. FSB 1102102
HON. BRIAN MCCARVILLE, JUDGE

**RESPONDENT MARK KIRK'S JOINDER TO JEFFREY BURUM'S MOTION
REQUESTING BRIEFING ON THE ADDITIONAL ISSUE OF THE STATUTE
OF LIMITATIONS, OR IN THE ALTERNATIVE DISMISSAL OF REVIEW OF
COUNT 13**

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ATTORNEYS FOR DEFENDANT AND RESPONDENT,
MARK KIRK

I. MR. KIRK JOINS MR. BURUM'S MOTION

By this motion, Defendant/Respondent Mark Kirk joins Defendant Jeffrey Burum's motion requesting briefing on the additional issue of the statute of limitations, or in the alternative, dismissal of review of Count 13 of the Indictment.

Respectfully submitted,

Dated: March 11, 2013

By: 
Paul Grech, Jr.
Attorneys for Defendant/Respondent
MARK KIRK

PROOF OF SERVICE

I, the undersigned, declare that I am a citizen of the United States, over the age of eighteen years, and am not a party to the within action. My business address is 7095 Indiana Avenue, Suite #200, Riverside, California 92506.

On **March 11, 2013** I served the foregoing document described as:

**“RESPONDENT MARK KIRK’S JOINDER TO JEFFREY BURUM’S MOTION
REQUESTING BRIEFING ON THE ADDITIONAL ISSUE OF THE STATUTE OF
LIMITATIONS, OR IN THE ALTERNATIVE DISMISSAL OF REVIEW OF COUNT
13”**

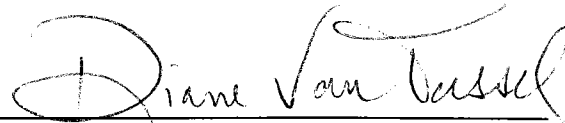
x by placing a true copy thereof enclosed in a sealed envelope as addressed below and depositing said envelope with postage thereon fully prepaid in a United States Postal Service mailbox in **Riverside, California** in the ordinary course of business. (I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing affidavit.)

by personal service to the person listed at the address below.

by sending a true copy thereof via facsimile as addressed below.

“SEE ATTACHED PROOF OF SERVICE LIST”

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on **March 11, 2013** in Riverside, California.



DIANE VAN TASSEL

PARALEGAL

LAW OFFICES OF GRECH & FIRETAG

Proof of Service List

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Appellate Case # E054422
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