

United States Court of Appeals for the District of Columbia – February 2006

In re: Grand Jury Subpoena, Judith Miller, No. 04-3138, 04-3139, 04-3140 (D.C. Cir. February 06, 2006)

Neither the First Amendment nor the federal common law provides protection for journalists' confidential sources in the context of a grand jury investigation. If any such common law privilege exists, it is not absolute.

<http://caselaw.lp.findlaw.com/data2/circs/dc/043138a.pdf>

US v. Booker, No. 04-3152 (D.C. Cir. February 06, 2006)

Defendant's conviction for "constructive possession" of a firearm is affirmed over his claim of insufficiency of the evidence and his sentence is vacated pursuant to a Booker challenge.

<http://caselaw.lp.findlaw.com/data2/circs/dc/043152a.pdf>

US v. Johnson, No. 04-3144 (D.C. Cir. February 10, 2006)

Defendant's conviction and sentence for drug and firearm offenses is affirmed over her claims of error regarding admission of evidence seized pursuant to an allegedly invalid search warrant, and that the government failed to prove that a seized substance was cocaine base or crack cocaine.

<http://caselaw.lp.findlaw.com/data2/circs/dc/043144a.pdf>

US v. Tabron, No. 03-3156 (D.C. Cir. February 10, 2006)

A sentence for conspiracy to distribute marijuana, cocaine, and crack is vacated for reconsideration where the district court failed to make an explicit finding as to the scope of defendant's conspiratorial agreement when imposing an enhancement based on the weapons possession of defendant's alleged co-conspirators.

<http://caselaw.lp.findlaw.com/data2/circs/dc/033156a.pdf>