

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA

v.

CHRISTIAN CORTEZ

Case No. 1:21-cr-317-02 (TSC)

**DEFENDANT'S UNOPPOSED MOTION TO
AMEND CONDITIONS OF RELEASE**

Defendant Christian Cortez respectfully requests that the order setting conditions of release (ECF Doc. # 16) be amended to remove curfew as a condition of his bond.

The United States has charged Mr. Cortez in a five-count indictment based on the events at the United States Capitol on January 6, 2021. In March 2021, Mr. Cortez initially appeared for a detention hearing in the Southern District of Texas, where he was released on bond. His case is currently scheduled for a status conference on December 1, 2021. He has complied with all release conditions.

Mr. Cortez's curfew condition has limited his employment potential and affected his family obligations. In a letter to the Court, his employer confirms that Mr. Cortez is unable to work on jobs that require overnight lodging. (Exhibit 1). His step-mother, Joann Cortez, submits that his curfew has made him unavailable to supervise his younger siblings when she is traveling for work. (Exhibit 2).

A curfew restriction is not necessary for Mr. Cortez. The instant offense is not alleged to have occurred during the night. His bond conditions prohibit him from

visiting the District of Columbia, except to attend court. He is also required to obtain approval for any travel outside of the Southern District of Texas.

Undersigned counsel communicated with Assistant United States Attorney Kathryn Fifield and Mr. Cortez's supervising pretrial officer Michele McCoy-Brown, who confirmed that she is unopposed.

Counsel also communicated with Mr. Cortez's D.C. based pretrial officer, Christine Schuck. Ms. Schuck noted that, consistent with local practice, Pretrial Services for the District of Columbia, recommends that, rather than removing curfew as a condition, the Court should amend his conditions to permit his supervising probation officer to approve curfew exceptions for employment and family purposes. However, it is not uncommon for defendants who are released pending trial in the Southern District of Texas to be released without curfew or any other location restriction program. Ms. Schuck confirmed that Mr. Cortez is in compliance with his conditions of release.

Mr. Cortez therefore requests that the Court amend the order setting conditions of release (ECF Doc. # 16) to remove curfew as a condition of his bond.

Respectfully submitted,

MARJORIE A. MEYERS
Federal Public Defender
Southern District of Texas No. 3233
Texas State Bar No. 14003750

By /s/ Amr A. Ahmed
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ORDER

Defendant Christian Cortez requests that the Court amend the order setting conditions of his release (ECF Doc. # 16) to remove curfew as a condition of his bond. The Government does not object to his request. For those reasons, it is hereby

ORDERED that Defendant Christian Cortez's Unopposed Motion to Amend Conditions of Release is **GRANTED**; and it is further

ORDERED that section 7(p) of the order setting conditions of release (ECF Doc. # 16) is amended to remove curfew as a condition of Mr. Cortez's pretrial release.

Dated: _____, 2021

TANYA S. CHUTKAN
UNITED STATES DISTRICT JUDGE

Rocket City Remodeling

PO Box 793
Seabrook TX 77586
[REDACTED]

27th of September 2021

To whom it may concern,

Christian Cortez is a trusted member of my company. He is professional, punctual and a hard worker.

I support the request of Mr. Cortez's removal of curfew restrictions, as it would benefit my company. Currently he is unable to work as late as needed to complete jobs, or work on jobs that would require overnight hotel stays in the surrounding areas.

Mr. Cortez's high quality of competency and good judgement has made him a valued member of my company. Please consider this as my support of Mr. Cortez's good character, for the removal of his curfew restrictions.

Thank you

David Hardie

www.rocketcityremodeling.com

DEFENDANT'S
EXHIBIT

1

To whom it may concern:

I am writing this letter in regards to lifting Christian's curfew restrictions. Due to the fact that Christian has his curfew restrictions; his restrictions have affected his ability to assist the family. When various out of town needs arise for work. I need him to assist with his siblings at our home as he has for many years in the past. Not having him available has hindered my ability to take work trips as in the past. Please consider lifting his restrictions. It would be a great help to the family.

Thank you for your time,
Joann Cortez

