

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA
Plaintiff,

vs.

CASE NO.: 21-CR-128 (APM)

CONNIE MEGGS
Defendant.

_____ /

MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD

COMES NOW the undersigned, as counsel for defendant CONNIE MEGGS, and files this Motion for Leave to Withdraw as Counsel of Record for Mrs. Meggs upon the appointment of Mary Anderson, Esq. under the as Criminal Justice Act and states:

1. The undersigned is counsel for co-defendants KELLY MEGGS and CONNIE MEGGS in the instant matter.

2. During their initial appearances in the Middle District of Florida, both Mr. and Mrs. Meggs were determined to be indigent and entitled to court-appointed representation pursuant to the Criminal Justice Act.

3. The defendants are charged with several offenses related to crimes allegedly committed at the U.S. Capitol in Washington, D.C, on Wednesday, Jan. 6, 2021. These offenses include conspiracy against the United States government in violation of Title 18 U.S.C. § 371; Destruction of Government Property in violation of Title 18 U.S.C. § 1361; Obstruction of an Official Proceeding in violation of Title 18 U.S.C. § 1512(c)(2) and Entering and Remaining in a Restricted Building or Grounds Access in contravention of Title 18 U.S.C. § 1752(a)(1). (*See First Superseding Indictment*)

4. While the undersigned does not believe there exists a conflict of interest in the dual representation, both defendants executed a detailed waiver acknowledging there may later develop issues that appear to present a conflict in the dual representation, and each has knowingly waived such potential conflicts and indicated they wish to be represented by the undersigned.

5. Nevertheless, the Court and counsel for the government have expressed concern about the potential that a conflict of interest may arise that may be of such magnitude that it could, theoretically, overcome the waiver executed by the defendants and require the Court to terminate the representation as to one of the defendants and appoint independent counsel.

6. The undersigned and defendants do not agree with this assessment. However, in the interest of avoiding the impact upon the expenditure of Court, government and defense time and resources and other issues which would arise if the issue were to be litigated, Mrs. Meggs has indicated her consent to the appointment Mary K. Anderson, Esq. of Lakeland, Florida, as C.J.A. counsel in the place of the undersigned.

7. Ms. Anderson is aware of the issues discussed above and has expressed willingness to accept the appointment. She has been in contact with Mrs. Meggs and is prepared to move forward with preparing a defense immediately upon becoming counsel for the defendant.

8. Ms. Anderson is a member in good standing of the Florida Bar and the United States District Court for the Middle District of Florida. She is a former assistant federal defender and current member of the Criminal Justice Act Panels of both the Middle and Northern Districts of Florida.

9. The undersigned is likewise willing to withdraw effective immediately upon the appointment of Ms. Anderson as C.J.A. counsel for Mrs. Meggs.

10. The undersigned has conferred with Assistant United States Attorney Jeffrey Nestler who has indicated the government does not oppose the relief requested herein.

CONCLUSION

Based on the above, the undersigned and CONNIE MEGGS respectfully request this Court grant leave for the undersigned to withdraw as counsel of record for Mrs. Meggs upon appointment by the Court of Mary K. Anderson, Esq. as counsel pursuant to the Criminal Justice Act.

RESPECTFULLY SUBMITTED,

/s/ David Anthony Wilson

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 10, 2021, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to the following: Office of the United States Attorney.

/s/ David Anthony Wilson

DAVID ANTHONY WILSON