

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	:	
	:	
v.	:	No. 21-CR-119 (CJN)
	:	
GARRET MILLER,	:	
Defendant.	:	

**GOVERNMENT’S MOTION FOR LEAVE TO FILE A RESPOSE TO DEFENDANT’S
SECOND SUPPLEMENT TO HIS MOTION TO DISMISS COUNT THREE OF
THE SUPERSEDING INDICTMENT**

Defendant Garret Miller has moved to dismiss Count Three of the Superseding Indictment, charging him with a violation of 18 U.S.C. § 1512(C)(2). Doc. No. 34. On November 15, 2021, Miller filed a second supplement to his motion. In it, he raises “two additional questions regarding that statute that were raised in oral argument before Judge Moss in *United States v. Montgomery, et al.* (No 1:21-CR-046).” In *United States v. Montgomery*, the government addressed the questions Miller raises in a response brief to the *Montgomery* defendants’ joint supplemental brief. *United States v. Montgomery*, 1:21-CR-046, Doc. No. 63. The government therefore respectfully moves this Court for leave, pursuant to Local Criminal Rule 47, to file the *Montgomery* response brief in this case, for the purpose of aiding the Court in addressing the questions raised in Miller’s second supplement. The government does not otherwise intend to respond to Miller’s second supplement unless the Court so directs.

WHEREFORE, for these reasons, the United States requests leave to file the *Montgomery* response brief, attached as Exhibit A, on the docket.

Respectfully submitted,

MATTHEW M. GRAVES
United States Attorney
D.C. Bar No. 481052

By: /s/ Amanda Jawad
AMANDA JAWAD
Assistant United States Attorney
District of Columbia Detailee
N.Y. Bar Number 5141155
211 W. Fort Street
Detroit, MI 48226
(313) 226-9116
Amanda.Jawad@usdoj.gov

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	:	
	:	
v.	:	No. 21-CR-119 (CJN)
	:	
GARRET MILLER,	:	
Defendant.	:	

[PROPOSED] ORDER

Upon consideration of the government’s Motion for Leave to File, it is this ____ day of November 2021, ORDERED: For good cause show, the government’s Motion for Leave to File is granted and the *Montgomery* response brief, attached as Exhibit A to the government’s motion, shall be docketed by the Clerk of Court.

CARL J. NICHOLS
United States District Judge

CERTIFICATION OF SERVICE

I hereby certify that on November 17, 2021, I caused a copy of the foregoing motion to be served on counsel of record via electronic filing.

/s/ Amanda Jawad
AMANDA JAWAD
Assistant United States Attorney