

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

United States of America )  
 )  
 v. ) USDC No. 21-mj-411 (ZMF)  
 )  
 Daniel Lyons Scott, )  
 ) *defendant.*)

UNOPPOSED MOTION FOR BOND REVIEW

Defendant, through Nathan I. Silver, Esq., undersigned counsel (“counsel”) appointed under the Criminal Justice Act, and with no opposition from the United States, hereby moves Court to vacate defendant’s release condition of home detention, impose a curfew of 10 p.m. to 6 a.m.

Defendant is currently released under home detention with location monitoring by GPS. He has complied with these conditions, which were first imposed by the U.S. District Court for the Eastern District of Florida in a Rule 5 proceeding. At his initial appearance in this case, held on May 28, 2021, he agreed not to oppose the continuation of these conditions. Defendant’s counsel has discussed this request to vacate the condition of home detention with asst. U.S. Attorney William Dreher, attorney of record for the government, who is satisfied that location monitoring, along with a curfew,<sup>1</sup> will accomplish the same ends as home detention, namely, reducing risk of both flight and danger to the community. Defendant has a stable residence and lives with his wife and children, and has been able to obtain employment since he was presented in court in this case.

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<sup>1</sup> A curfew was not imposed as a release condition, given that home detention allows departures from the home for specific purposes and specified periods of time, with advance approval (typically, 24 hours) from the supervising Pretrial Release officer.

Defendant has proposed, and will submit to, the imposition of a curfew of 10 p.m. to 6 a.m., to provide added assurance to the Court and the government. It will not interfere with his work schedule or other important matters in his personal life.<sup>2</sup>

A proposed Order is attached.

WHEREFORE, the defendant moves the Court to grant the relief requested.

This pleading is,

Respectfully submitted,

/s/

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#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of this Notice has been served upon assistant U.S. Attorney, U.S. Attorney's Office for the Western District of Washington this 25th day of June, 2021.

/s/

\_\_\_\_\_  
*Nathan I. Silver*

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<sup>2</sup> Defendant notes that the Pretrial Service report prepared in the instant case for defendant's initial appearance recommended release on general conditions without home detention.

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ORDER

Upon good cause shown in Defendant's Unopposed Motion for Bond Review, the lack of opposition from the United States, and other evidence before the Court in the record of the case, it is hereby

ORDERED, this \_\_\_\_ day of \_\_\_\_\_, 2021, that defendant's release condition of home detention is hereby VACATED, and it is further

ORDERED, that the defendant must observe a curfew and remain at his residence during the hours of 10 o'clock p.m. until 6 o'clock a.m. daily.

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Hon. Zia M. Faruqui, U.S. Magistrate Judge  
U.S. District Court for the District of Columbia

cc: Nathan I. Silver, Esq.  
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By ECF

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