

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

UNITED STATES OF AMERICA)	
)	
v.)	CRIM NO. 21-cr-00107-RDM
)	
BRUNO JOSEPH CUA,)	
)	
Defendant.)	
)	

**FIFTH NOTICE OF SUPPLEMENTAL INFORMATION AND
RESPONSE TO THE COURT’S MINUTE ORDER**

Defendant Bruno Joseph Cua, by and through his attorneys, hereby provides this Court with supplemental information in support of his motion for revocation of detention and responds to the Court’s Minute Order issued earlier today.

A. Supplemental Information

The following reflects information provided in an email to the Court’s chambers this morning, which Mr. Cua is now filing on the docket at the Court’s request.

First, we understand that Mr. Cua was assaulted and then threatened by a fellow inmate over this past weekend. We understand that the inmate struck Mr. Cua in the face with his open hand, injuring his nose, over the use of the phone, and then threatened him regarding the incident.

Second, Mr. Cua has tested positive for COVID-19 after spending several days in an open room with a couple dozen other inmates.

As a result of one or both of the foregoing, we understand that Mr. Cua has been placed in isolation (solitary confinement) at Grady County Jail in Oklahoma. Since his arrest on February 5, we understand that Mr. Cua has been in solitary confinement for all but eight days.

Counsel has been endeavoring to find out more about Mr. Cua's medical situation. Mr. Cua's parents have had difficulty getting in touch with Mr. Cua and were only able to speak with him for a few minutes over the weekend. At the time the defense emailed the Court this morning, counsel had not spoken with Mr. Cua but was endeavoring to do so. It has now done so, as reflected in the response below.

B. Response to the Court's Minute Order

Mr. Cua also responds to the Court's Minute Order issued earlier today requesting the parties' views on when, how, and under what conditions Mr. Cua can be safely released from the facility at which he is currently detained in a manner that avoids further spread of the virus.

Mr. Cua respectfully submits that can be released safely from the Grady County Jail in Oklahoma without further precautions after isolating for ten days from when he tested positive. The defense believes that this proposed plan would comply with CDC guidelines.¹ In speaking with Mr. Cua, we understand that he has shown no symptoms either before or since being tested. Our understanding is that Mr. Cua's positive test was administered on Saturday, March 6,² meaning that he could be released on March 16, without further precautions.

Another option would be for Mr. Cua to be released sooner and then self-quarantine for the remainder of the recommended isolation period in Oklahoma, perhaps at a hotel, if arrangements could be made.

¹ <https://www.cdc.gov/coronavirus/2019-ncov/if-you-are-sick/isolation.html> (last updated Feb. 21 2021).

² In an earlier email to chambers, the defense had stated an understanding that the test was administered on March 5. Upon receiving further information, it now understands that the test was administered on March 6.

Further to the Court's Minute Order, counsel has spoken with Mr. Cua and confirms that Mr. Cua waives his appearance at a telephonic status conference to address how to proceed in light of the current circumstances.

Respectfully submitted,

DATED: March 8, 2021

/s/ William E. Zapf
William E. Zapf (D.C. Bar No. 987213)
Jonathan Jeffress (D.C. Bar No. 479074)
KaiserDillon PLLC
1099 14th Street NW
8th Floor West
Washington, DC 20005
T: (202) 640-2850
F: (202) 280-1034
wzapf@kaiserdillon.com
jjeffress@kaiserdillon.com

Attorneys for Bruno Joseph Cua