

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

UNITED STATES OF AMERICA :

v. : 1:21-CR-108 (TSC)

MICHAEL FOY :

DEFENDANT’S EMERGENCY TO LIFT 72 HOUR STAY OF RELEASE ORDER

Michael Foy respectfully requests that this Honorable Court immediately lift its 72 hour stay of Detention Order. In support of his Motion, Mr. Foy states the following.

1. Mr. Foy was ordered released on June 30, 2021 with significant conditions. The Government requested a stay of the release order while it considered the possibility of appeal. The Court granted that motion over the defense’s objection.
2. On July 2, 2021, the Government informed the Court that it would not be appealing the Court’s June 30, 2021 Order. ECF 42.
3. Mr. Foy is currently at the Correctional Treatment Facility. There is thus no purpose for Mr. Foy to continue to be detained.
4. In order to avoid any further confusion with the Department of Corrections, counsel also requests that the Court’s Release Order of June 30, 2021 be resubmitted to the U.S. Marshals Service and the Department of Corrections.

Conclusion

Wherefore, for the foregoing reasons, Mr. Foy respectfully requests that the Court lift the temporary stay of its release Order and to inform the appropriate parties to release him immediately.

Respectfully submitted,

A. J. KRAMER
FEDERAL PUBLIC DEFENDER

/s/

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ORDER

Upon consideration of the Defendant’s Emergency Motion to Lift Stay, it is hereby ORDERED that the Motion is GRANTED; it is further ORDERED that the Stay of June 30, 2021 is vacated and that Mr. Foy be immediately released.

Date: _____

The Honorable Tanya Chutkan
United States District Court for the
District of Columbia