

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

UNITED STATES OF AMERICA	:	
	:	
v.	:	Case No. 21-CR-234-CJN
	:	
JOSEPH W. FISCHER,	:	
	:	
Defendant.	:	

UNOPPOSED MOTION TO FILE REPLY BRIEF

The United States of America by and through its attorney, the United States Attorney for the District of Columbia, submits this unopposed motion to request the Court’s permission to file a short reply brief to respond to a new argument raised in defendant Joseph Fischer’s response (ECF No. 70) to the government’s March 29, 2022 filing regarding Counts Four and Five of the Superseding Indictment (ECF Nos. 67-68). Fischer’s response now argues that his interpretation of “temporarily visiting” in 18 U.S.C. § 1752 would not leave a gap in the application of the law because 40 U.S.C. § 5104 fills that gap by criminalizing “largely” the same conduct. ECF No. 70 at 3. The government has conferred with defense counsel regarding this motion, and defense counsel does not oppose the requested relief. The government proposes to submit its reply brief addressing this argument on or before April 12, 2022. A proposed order follows.

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	:	
Defendant.	:	

ORDER

Upon consideration of the United States' Unopposed Motion to File Reply Brief, it is hereby

ORDERED, that the motion is GRANTED, and it is further

ORDERED that the government shall file any reply brief responding to defendant's April 6, 2022 filing (ECF No. 70) by April 12, 2022.

Date:

HON. CARL J. NICHOLS
U.S. DISTRICT JUDGE