

NITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,	:	
	:	
	:	
v.	:	Cr. No. 21-cr-00176 (CJN)
	:	
STEVE OMAR MALDONADO,	:	
	:	
Defendant.	:	
_____	:	

**RESPONSE TO GOVERNMENT’S MOTION REGARDING DISTRICT
COURT’S JURISDICTION DURING INTERLOCUTORY APPEAL**

Mr. Steve Maldonado, through undersigned counsel and pursuant to the Court’s April 20, 2023, minute order, submits this brief response to the government’s motion regarding the district court’s jurisdiction during interlocutory appeal, ECF. No. 64.

Mr. Maldonado agrees with the government that the Court lacks jurisdiction to take action with respect to Count One while the government’s appeal is pending. The defense concurs that this Court would not have jurisdiction until the D.C. Circuit issues its mandate. *See United States v. DeFries*, 129 F.3d 1293 (D.C. Cir. 1997).

Accordingly, Mr. Maldonado respectfully moves the Court to vacate its Order that the parties’ submit a pretrial scheduling order by May 4, 2023, and convert the August 7, 2023, trial date to a status hearing date.

A.J. KRAMER
FEDERAL PUBLIC DEFENDER

_____/s/_____
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