

**UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA**

<b>UNITED STATES OF AMERICA</b>	:	
	:	
-v-	:	<b>Criminal No. 21-cr-205-DLF-1</b>
	:	
<b>MARISSA SUAREZ</b>	:	

**DEFENDANT’S MARISSA SUAREZ’S SUR-REPLY REGARDING  
MOTION PURSUANT TO 18 U.S.C. § 3564 FOR EARLY  
TERMINATION OF PROBATION**

Defendant, Marissa Suarez, by and through her attorney, Rocco C. Cipparone Jr., Esquire, hereby replies to the Government’s response filed requests that the Court terminate her probation supervision pursuant to 18 U.S.C. § 3564(c). In response, the defense states as follows:

1. The government’s response in substantial portion is largely a recitation of the facts/events as it had previously set forth in its sentencing memorandum. As to mitigating factors regarding Ms. Suarez’s conduct on and about January 6, 2021, for efficiency and not to be redundant, Ms. Suarez respectfully incorporates her filed Sentencing Memorandum (docket entry 63 filed 07/08/2022).

2. As much as the government attempts to use the collective to the detriment of Ms. Suarez regarding its motion response, as to Ms. Suarez’s specific actions, the government essentially acknowledges in its filed opposition (docket entry 80 at page 8) to Ms. Suarez’s motion, that Ms. Suarez possessed and used no weapons, only entered the Capitol Building upon her perception that no force was necessary to gain admission (i.e. she entered without the use of force), and among other things cited previously by the defendant in her sentencing

memorandum, Ms. Suarez promptly accepted her responsibility by agreeing to an interview by the FBI and admitted her conduct (GT response docket entry 80 at 9).

3. The government correctly notes in its memorandum that it is this Court's discretion to grant the motion. The government has not cited any binding cases that preclude the Court from granting the motion based on even just basic compliance with the requirements of the Court's sentence. See GT reply docket entry 80 at 9-12. However, Ms. Suarez has done more and the other factors under 18 U.S.C. § 3553 warrant early termination, as outlined in the Ms. Suarez's opening motion on this issue.

4. Beyond merely complying with the terms of her probation, Ms. Suarez has taken other positive steps in her life that should be considered by the Court in granting the instant motion. As indicated in her initial filing of the instant motion, Ms. Suarez has shown personal growth and a commitment to achieving positive life goals, including the purchase of a business after losing her prior career pursuant to the charges and conviction. To be more specific, Ms. Suarez post-sentencing purchased a tanning salon and wellness-spa. As its owner/operator, she spends at least 40 hours per week on premises and countless additional hours per week off site performing administrative tasks, committed to making the business succeed. She also attends more than the requisite mental health counselling sessions, seeing a therapist weekly, to insure that she maintains the firm stability she has worked hard to achieve to overcome the substantial stress and grief that she suffered because of the sudden death of her father, and the end of her marriage – the latter of which resulted in part from her arrest and conviction here.

5. Ms. Suarez as of this date has now completed over 50% of the term of probation (it will be 19 months as of November 12, 2023).

**WHEREFORE**, for the reasons stated above and in Ms. Suarez' prior submission

(docket entry 78), the interests of justice are better served by *not* requiring Ms. Suarez to complete the thirty-six month term of probation imposed on her, and she respectfully moves this Court for an Order terminating such.

Respectfully submitted,

/s/Rocco C. Cipparone, Jr.  
Rocco C. Cipparone, Jr., Esquire  
Attorney for Marisa Suarez