

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

)	
UNITED STATES OF AMERICA)	
)	
v.)	CRIMINAL CASE NO: 1:21-CR-00564
)	
MATTHEW DASILVA)	TRIAL: JULY 17, 2023
)	
DEFENDANTS.)	
)	

MOTION FOR A BILL OF PARTICULARS

If this Court denies Defendant’s Motions to Dismiss, ECF No. 30 and 34, and pursuant to Fed. R. Evid. 7(f), Defendant moves for a Bill of Particulars for Counts One, Two, Five, and Seven of the Superseding Indictment.¹

The purpose of a bill of particulars is to apprise the defendant of the nature of the charges in such a way as to ensure that he: (1) understands the charges, (2) can prepare a defense, (3) can avoid prejudicial surprise at trial, and (4) can potentially be protected against retrial for the same offenses. *United States v. Butler*, 822 F. 2d 1191 (D.C. Cir. 1987). A bill of particulars serves as a type of lesser-included tool in the Federal Rules of Evidence to address the concerns outlined by Defendant in his motions to dismiss, ECF No. 30 and 34. Incorporating by reference the arguments of insufficiency in the indictment, made in ECF No. 30, 33, 34, and 36, the Defendant thus asks this court to order a Bill of Particulars on Counts One, Two, Five, and Seven of the Superseding Indictment.

¹ In compliance with the motions schedule of this Court, Defendant is filing this motion prior to a ruling on his preceding motions in order to preserve the request.

