

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

**UNITED STATES OF AMERICA**

**v.**

**CYNTHIA BALLENGER, and  
CHRISTOPHER PRICE,**

**Defendants.**

**Case No. 1:21-cr-00719 (JEB)**

**DEFENDANTS' NOTICE OF SUPPLEMENTAL INFORMATION:  
REPORTING DATE FOR CYNTHIA BALLENGER (PRICE) AND  
CHRISTOPHER PRICE REGARDING REPORTING DATE**

Comes now Defendant Cynthia Ballenger (Cynthia Price) and Defendant Christopher Price, (together Defendants or the Prices), by and through undersigned counsel, to provide supplemental information regarding the letters from the United States District Court District of Columbia Probation Office to Cynthia Ballenger and Christopher Price, both dated December 21, 2023. One letter states Cynthia Ballenger (Price) is to report to FCI Hazelton on March 5, 2024. The other letter states Christopher is to report to the Federal Correctional Institution FCI Loretto also on March 5, 2024. Notes, in addition, the Prices have paid the restitution and fees required in the judgments.

Per instruction of the Court Defense Counsel will seek updates from the health care providers taking care of Christopher Price in relationship to his Stage IV prostate cancer and in relationship to the physical therapy he had undertaken in

relationship to the automobile accident he was in in November 2023. These updates should occur in mid to late February before the status hearing of this court scheduled for February 29, 2024.

As a recap, at the sentencing hearing of September 29, 2023, the Prices had suggested home detention would be more appropriate, given the cancer and caregiver issues.

Defendants filed a Motion for Release Pending Appeal and Stay dated November 12, 2023 based pursuant to 18 U.S.C. §§ 3141(b) and 3143(b) for motion for release pending appeal, and for stay of execution of each of their sentences under Federal Rule of Criminal Procedure 38. [ECF 152]. The court has not yet ruled on this motion. Defendants has asked that first that the court rule in the affirmative. If not, at the hearing of December 18, 2023, the Prices asked the court to rule in time for the Prices to file an motion for release pending appeal under Rule 9(b) of the Federal Rules of Appellate Procedure before the Court of Appeals and have that Rule 9(b) motion decided before the Prices go to prison.

At the status hearing of December 1, 2023, the court reviewed submissions from caregivers [ECF 154, 154-1, 154-2, 154-3, 154-4] and certain additional information from public sources concerning the cancer and caregiver issues. [ECF 156]. In colloquy with the court the Prices requested release pending appeal on the additional grounds of the health issues and caregiver issues under 18 U.S.C. § 3145(c) or any other discretionary authority of the court. The court sought briefing which includes the Government's Response to Order of the Court Regarding

Defendants' Release Pending Appeal [ECF 157] and Defendant's Reply to Order of the Court Regarding Release Pending Appeal [ECF 158, 158-1, 158-2, and 158-3].

The Prices understand the reports of the providers in February 2024 may be important for further resolution based on any cancer or caregiver issues. If Christopher is sent to prison provisions should be made for any of his medical needs, including any continuing or intermittent side effects, any needed physical therapy, any medically prescribed counseling, and any required diagnostics.

The Prices also provided submissions and expressed concerns over Cynthia Ballenger (Price) to FCI Hazelton [155, 155-1, 155-2]. The Prices there made request that the court recommend a minimum-security institution. For Cynthia Ballenger (Price) this could include the minimum-security camp at federal prison camp Alderson in West Virginia or a minimum-security camp at Danbury Prison Camp in Danbury, Connecticut. For Christopher Price this could be the minimum-security satellite camp at FCI Loretto.

Assuming there are not significant medical or caregiver issues, the Prices had previously requested at the September 29, 2023 sentencing hearing, that any prison time be served at different times for Cynthia Ballenger and Christopher Price. The Prices are concerned regarding the need to have either Cynthia or Chris available to support Cynthia's son Joseph Morrison (who lives with the Prices), take care of pets, and to manage family financial and other affairs at this very disruptive time. Ideally, the prison time would also be offset to allow Chris to drive Cynthia to and

from prison and Cynthia to drive Chris to and from prison. Presumably, this would be Cynthia Ballenger first.

Dated: January 16, 2024

Respectfully submitted,

**/s/ Nandan Kenkeremath**

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