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

10 UNITED STATE OF AMERICA,
11 Plaintiff,

12 vs.

13 RONALD MELE,
14 Defendant

Case No.: 1:21-cr-00392 -RCL-6

**DEFENDANT MELE’S MOTION TO
FILE SUPPLEMENTAL DECLARATION
UNDER SEAL**

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16 **UNDER SEAL**

17
18 TO THE HONORABLE ROYCE LAMBERTH, U.S. DISTRICT JUDGE FOR THE
19 DISTRICT OF COLUMBIA:

- 20
- 21 1. On May 11, 2023, the court issued the scheduling order that required motions “to sever,
22 motions to suppress, motions to dismiss the indictment or counts therein,” to be filed by
23 June 9, 2023.
 - 24 2. Defendant Melee was prepared to file those motions on a timely basis. On Friday June 9
25 2023, as defendants counsel was preparing to file those motions a glitch occurred that
26 prevented the timely filing of the motions.
27
- 28

- 1 3. The two motions that defendant needs to file are a.) A motion to dismiss Counts one and
2 two alleged pursuant to 18 USC 1512(k) and 18 USC 1512(c)(2) and the holding in
3 Miller and Fischer and a second motion b.) To dismiss Counts five and six of the
4 superseding indictment based on First Amendment grounds.
- 5
- 6 4. Counsel hereby requests that the court allow the filing of the attached supplemental
7 declaration of Steven C. Bailey in support of Defendant Mele request to file motion past
8 the deadline ordered in the scheduling order of May 11, 2023.
- 9
- 10 5. The declaration specifically addresses the glitch that is described in the motion for leave
11 to file late.
- 12 6. It is the opinion of counsel that general release of the declaration could jeopardize the
13 defendants case and his defense.
- 14 7. Therefore, it is requested the defendant be permitted to file the supplemental declaration
15 under seal.
- 16
- 17

18 Respectfully submitted,

19 Dated: June 13, 2023

20
21 By: /s/ Steven C. Bailey

22 Steven C. Bailey

23 Attorney for the Defendant

24 RONALD MELE

CERTIFICATE OF SERVICE

I, Steven C. Bailey, hereby certify that on June 13, 2023, I caused a copy of this Motion to file a Supplemental Declaration of Steven C. Bailey to be delivered to the parties of record by filing it electronically.

/s/ Steven C. Bailey

Steven C. Bailey