

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	
)	Case No. 21-cr-00028 (APM)
JAMES BEEKS,)	
)	
Defendant.)	
_____)	

ORDER

The court rules as follows on the outstanding motions filed by Defendant James Beeks:


1. The Motion for a Bill of Particulars, ECF No. 769, is denied. A bill of particulars “ensure[s] that the charges brought against a defendant are stated with enough precision to allow the defendant to understand the charges, to prepare a defense, and perhaps also to be protected against retrial on the same charges.” *United States v. Butler*, 822 F.2d 1191, 1193 (D.C. Cir. 1987). It is not required, however, “if the indictment is sufficiently specific, or if the requested information is available in some other form.” *Id.* Here, the indictment is highly detailed; Mr. Beeks has not identified any aspect of the indictment that is so uncertain or ambiguous as to prevent him from understanding the charges, preparing a defense, or protecting against a retrial on the same charges; and he has received ample discovery.

2. The Motion to Sever, ECF No. 925, is denied. Mr. Beeks has not shown the kind of prejudice that would warrant a severance. He has not demonstrated “a serious risk that a joint trial would compromise a specific trial right of one of the defendants, or prevent the jury from making a reliable judgment about guilt or innocence.” *Zafiro v. United States*, 506 U.S. 534, 539

(1993). His motion largely rests on denying his participation in the conspiracy, which is not a proper basis for severance.

3. The Motion to Dismiss, ECF No. 926, is denied. The motion does not advance any valid ground for dismissal of the indictment.

Date: June 8, 2023



Amit P. Mehta
United States District Court Judge