

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

United States of America )  
 )  
 v. ) USDC No. 21-cr-692-02 (CKK)  
 Marilyn Fassell ) *defendant.* )

NOTICE (EXHIBIT FOR DEFENDANT'S  
MOTION TO MODIFY CONDITION OF RELEASE)

Defendant, through undersigned counsel Nathan I. Silver, II, Esq. (“counsel”), appointed by this Court under the Criminal Justice Act, hereby provides notice to the Court in the form of an exhibit to supplement her previously filed Motion to Modify Condition of Release (ECF, Doc. 30, filed April 20, 2022).

The attached exhibit is a printout from the website of Maryland Judicial Branch, the product of a Criminal/Traffic/Petty Case Records search. (<https://pa.courts.state.mn.us/Search.aspx?ID=100>) Criminal case no. of Carlton County, MN 09-CR-08-2205 (which corresponds to the case number listed in the report of the Pretrial Services Agency (“PSA”), ECF Doc. 7, dated Sept. 21, 2021) shows that this case, which was potentially a felony offense, has been dismissed, or otherwise its conditions had been “met or expired.” Therefore, it does not appear as a conviction and would not make the defendant a prohibited person under 18 U.S.C. 922(g).

The PSA report also lists a 2006 for driving while impaired, which does not appear to be a felony offense. (See 2021 Minnesota Statutes, Chap. 169A “Driving While Impaired.” (<https://www.revisor.mn.gov/statutes/cite/169A>))

This pleading is,

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing pleading has been served via ECF on Amanda Jawad, Esq., DOJ-USAO (Eastern District of Michigan) , attorney of record for the United States, and Dwight Crawley, Esq., attorney for codefendant Thomas Fassell, this 21st day of April, 2022.



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*Nathan I. Silver, II*

### Criminal/Traffic/Petty Case Records Search Results

Skip to Main Content Logout My Account Search Menu New Criminal/Traffic/Petty Search Refine Search

Location : Carlton Help

Record Count: 1

Search By: Case Exact Name: on Case Search Mode: Number Case Number: 09CR082205 All All Sort By: Filed Date

Case Number	Citation Number	Defendant Info	Filed/Location/Judicial Officer	Type/Status	Charge(s)	Disposition/Level of Sentence
<u>09-CR-08-2205</u>		Buetow, Marilyn Rae 01/20/1963	07/24/2008 Carlton	Crim/Traf Mandatory Under Court Jurisdiction	Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana Drugs - Possess Over 1.4 Grams Marijuana In Motor Vehicle Drugs - Possession of Drug Paraphernalia - Use or Possession	Dismissed, Conditions Met or Expired  Dismissed  Dismissed