

FILED

OCT 19 2020

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

**Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia**

STANDING ORDER NO. 2

IN RE: *REHAIF V. UNITED STATES*, 588 U.S. ___, 139 S. Ct. 2191 (2019)

This Standing Order supplements and modifies the Standing Order issued by this Court on June 18, 2020 (“Standing Order”) concerning *Rehaif v. United States*, 588 U.S. ___, 139 S. Ct. 2191 (2019).

Pursuant to the original Standing Order, this Court appointed the Office of the Federal Public Defender for the District of Columbia to represent any defendant previously determined to have been entitled to appointment of counsel, or who is now indigent, to determine whether that defendant may be eligible for relief pursuant to the United States Supreme Court’s decision in *Rehaif*, and to file any such motions for relief by June 22, 2020. The Standing Order also authorized the United States Probation Office of the District of Columbia to disclose Presentence Investigation Reports, Judgments, and Statements of Reasons, including in sealed cases, to the Office of the Federal Public Defender and to Office of the United States Attorney for the District of Columbia. The Standing Order further directed that the United States would have 120 days, or until October 20, 2020, to submit a response to any *Rehaif*-related motion; that the defendant would have 60 days to submit a reply to the government’s response; and that requests for continuances would be considered on a case-by-case basis.

After consultation with the Office of the United States Attorney for the District of Columbia and the Office of the Federal Public Defender for the District of Columbia regarding the Section 2255 motions filed on June 22, 2020 by the Federal Public Defender for the District of Columbia, and in view of the extensive compassionate release litigation that the parties have been engaged in as a result of the Coronavirus pandemic, the Court supplements and modifies its

June 18, 2020 Standing Order as indicated below. In all other respects, the original Standing Order remains in full force and effect.

The United States will have up to an additional 60 days, or until December 21, 2020, to file a response to the *Rehaif* motions identified in Exhibit A to this Order and will have up to an additional 100 days, or until January 28, 2021, to file a response to the *Rehaif* motions identified in Exhibit B to this Order. The Federal Public Defender will have 60 days from the date of the United States' response to file a reply, if any. In addition, the Federal Public Defender may file a supplement by December 21, 2020, in any of the cases identified in Exhibit A, and may file a supplement in any of the cases identified in Exhibit B. In any case in which the Federal Public Defender files such a supplement, the United States and the Federal Public Defender will confer and present a proposed joint scheduling order to the Court to govern future filings. Any request for a continuance will be considered on a case-by-case basis.

This Order is effective immediately.

Date: October 19, 2020



Beryl A. Howell

BERYL A. HOWELL
CHIEF JUDGE

STANDING ORDER NO. 2**IN RE: REHAIF V. UNITED STATES, 588 U.S. ___, 139 S. Ct. 2191 (2019)****EXHIBIT A**

15-cr-00015-APM DEALLEN PRICE
19-cr-00032-RC JOHN PRECIA
07-cr-00178-JDB JEFFREY FRANKLIN
04-cr-00337-RCL TERRANCE L. REAVES
13-cr-00203-RJL KEITH MATTHEWS

EXHIBIT B

00-cr-00363-EGS ERNEST LEE TOYE
97-cr-00369-RCL DARRYL M. YOUNG
13-cr-00269-KBJ BOBBY LEE ELLIOTT
18-cr-00196-RC TIJUAN ARRINGTON
18-CR-00048-RDM STEPHON JETER
17-cr-00214-RCL ANTWAUN LA DANIEL CONLEY
18-cr-00093-RCL BIJON BROWN
17-cr-00058-EGS DOMINIC RANDY QUEEN
18-cr-00361-TSC MALIK JAMAR HUFF
18-cr-00007-CKK RALPH ANTWON JOHNSON
01-cr-00225-CKK TOUMANI TOURAY THOMAS
00-cr-00437-EGS DARRELL LEE JEFFERSON
14-cr-00146-RBW LEONARD D. JOHNSON
18-cr-00223-RC ALEX GALARZA
03-cr-00314-RJL TALIB D. WATSON
10-cr-00188-PLF MARVIN ALLEN VERTER, JR.
03-cr-00227-RCL DERRICK W. SIMMONS

04-cr-00327-RCL	IZIAH ENNIS AKA ISIAH EARL ENNIS
02-cr-00310-JDB	KEVIN JOHNSON
04-cr-00130-JEB	DAVID B. HEARNES
13-cr-00155-RJL	ROGER REDRICK
04-cr-00035-RBW	ERIC SUMPTER
01-cr-00077-PLF	JAMES K. SIMPKINS
03-cr-00300-TNM	ALEXANDER MAJETT
03-cr-00564-CKK	DONTE W. DAY
00-cr-00241-TEH	WILLIE DESHAWN GAYDEN.
02-cr-00113-PLF	NORMAN WILLIAMS
94-cr-00447-PLF	FRANCISCO MARTIN DURAN
07-cr-00309-RJL	TASHEIK A. CHAMPEAN
13-cr-086-EGS	LEON BOYD
13-cr-00145-JDB	RONALD RANDOLPH
13-cr-00212-RBW	MARCELLUS R. FREEMAN
97-cr-064-RCL	EDWARD WILLIAM
00-cr-00012-RCL	GRANT JOHNSON
05-cr-00093-KBJ	SAQUAWN LAVAUGHN HARRIS
00-cr-00380-TJK	RONALD TYRONE CLIPPER
96-cr-00481-APM	VINCENT K. HILL
97-cr-00041-RCL	GREGORY BRICE