U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

January 31, 2022

BY ECF

The Honorable Mary Kay Vyskocil
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *United States v. Adedayo Ilori & Chris Recamier*, 21 Cr. 746 (MKV)

Dear Judge Vyskocil:

The Government respectfully writes on behalf of the parties to provide the Court with a status update.

The Government produced discovery to the defendants on January 7, 2022 and January 24, 2022. These productions have included, among other things, copies of executed search warrants and search warrant affidavits, defendant Chris Recamier's post-arrest interview, subpoena responses from at least approximately 47 entities, law enforcement reports, and content from approximately eighteen electronic devices recovered from the defendants incident to search and their arrests. Through these productions, the Government's Rule 16 obligations are substantially complete. The outstanding matters yet to be produced are (1) images of approximately three devices recovered incident to the defendants' arrests that have not yet, or only partially, been accessed, which will be produced on a rolling basis when (and if) access to these devices is established; (2) additional items identified pursuant to search warrant reviews of seized devices, which will be produced on a rolling basis as items are identified; (3) additional anticipated subpoena returns, which will be produced on a rolling basis as they are received; and (4) the discovery productions made in the course of defendant Adedayo Ilori's prior criminal case, *United States v. Ilori*, 20 Cr. 378 (LJL), which will be produced within the next approximate week.

The parties respectfully request that the Court set a conference in approximately forty-five days, at which time the parties hope to be in a position to set a motion schedule or trial date. To the extent that COVID-19 related restrictions make it difficult for counsel to adequately meet with their incarcerated clients and determine what motions to be made, the parties will write to the Court with any requested adjournment in advance of the scheduled conference.

The Government further moves, with the consent of defense counsel, for the exclusion of time under the Speedy Trial Act through the next scheduled conference. Such an exclusion would

be in the interests of justice, as it would allow the defendants time to review discovery and contemplate motions, and it would also allow the parties time to discuss the possibility of pretrial dispositions. *See* 18 U.S.C. § 3161(h)(7)(A).

Respectfully submitted,

DAMIAN WILLIAMS
United States Attorney for the
Southern District of New York

By: /s/
Daniel G. Nessim
Assistant United States Attorney
(212) 637-2486

cc: all counsel of record (by ECF)