

Exhibit 1

PS 8
(5/05)

**UNITED STATES DISTRICT COURT
for the
DISTRICT OF MASSACHUSETTS**

United States of America

vs.

Aticha Jittaphol

Docket No. 0101 1:21CR10270-MLW

PETITION FOR ACTION ON CONDITIONS OF PRETRIAL RELEASE

The undersigned U.S. Probation and Pretrial Services Officer presents this report regarding defendant Aticha Jittaphol, who was placed under pretrial release supervision by the Honorable Marianne Bowler, on 10/26/2021 under the following conditions:

1. The defendant must not violate federal, state, or local law while on release.
2. The defendant must cooperate in the collection of a DNA sample if it is authorized by 32 U.S.C 40702.
3. The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
4. The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court impose.
5. The defendant must sign an Appearance Bond, if ordered.
6. The defendant must submit to supervision by and report for supervision to the Probation and Pretrial Services department as directed.
7. The defendant must surrender any passport to: Probation and Pretrial Services department by the close of business on 10/7/21.
8. The defendant must not obtain any passport or other international travel document.
9. The defendant must abide by the following restriction on personal association, residence, or travel: travel is restricted to the District of Massachusetts.
10. The defendant must not use or unlawfully possess a narcotic drug or other controlled substances as defined by 21 U.S.C. 802, unless prescribed by a licensed medical practitioner.
11. The defendant must submit to testing for a prohibited substance if required by the pretrial services office or supervising officer. Testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any other form of prohibited substance screening or testing.
12. The defendant must report as soon as possible, to the pretrial services or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops (report within 24 hours).
13. The defendant must maintain residence and do not move without prior permission.
14. The defendant must participate in a program for inpatient or outpatient substance abuse therapy and counseling if directed by the pretrial services office or supervising officer.

15. The defendant must refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any substance abuse testing or monitoring which is (are) required as a condition of release.
16. The defendant must not frequent establishments whose primary purpose is gambling. Do not participate in any gambling activities, including casino gambling, online gambling, lotteries, instant scratch tickets, Keno, and any other activities similar in nature. Attend a gambling specific treatment program and/or meetings, as directed by U.S. Probation and Pretrial Services.

On 3/8/2022, the defendant appeared before the Honorable Mark L. Wolf, Senior U.S. District Judge, for a Waiver of Indictment and Plea to Information, as well as a hearing regarding the defendant's violation of pretrial release referenced in a Petition for Action dated 2/7/2022. During this hearing, the defendant was ordered released on her original conditions of release, as referenced above, with the addition of the following conditions of release:

1. The defendant must fully and properly participate in outpatient substance abuse treatment with CPC Boston as directed by the Probation Office.
2. The defendant must fully and properly participate in Crystal Meth Anonymous (CMA) as directed by the Probation Office.
3. The defendant must fully inform the Probation Office concerning her employment so it can decide if that employment is permissible and appropriate. In addition, the defendant must seek and receive the permission of the Probation Office before changing employment or engaging in additional employment.
4. The defendant must submit to urine testing for prohibited substances, observed by a male Probation officer, on a weekly basis. The defendant must also submit to sweat patch testing for prohibited substances on a weekly basis.

And respectfully seeks action by the Court and for cause as follows:

On 3/28/2022, the U.S. Probation Office received notification that the sweat patch worn by the defendant between 3/8/2022 and 3/18/2022 returned positive with the presence of Methamphetamine. The defendant denied using Methamphetamine and stated that she was not amendable to participate in inpatient treatment per the directive of the U.S. Probation Office.

On 3/23/2022, the U.S. Probation Officer met with the defendant in the community at her employment. During the visit, the defendant was working as a massage therapist at Emerald Massage located at 8 Academy Road in Brighton, MA, and reported that it was her first day of work. At the time of the visit, the defendant reported having a client in the massage room. It should be noted that the defendant did not report this change in employment to this office prior to commencing employment.

Additionally, the defendant failed to attend treatment with Crystal Meth Anonymous (CMA) on 3/26/2022, and treatment with CPC on 3/10/2022.

Evidence in support of this violation are laboratory results from PharmChem Inc. dated 3/25/2022, confirming this result, and testimony from this officer.

Petition for Action on Conditions of Pretrial Release

PRAYING THE COURT WILL:

- ☐ Issue a Warrant
☒ Issue a Summons
☐ Other:

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on: 3/28/2022

Place: Boston, Massachusetts

/s/ Taylor Wertz

Date: 3/28/2022

Taylor Wertz
U.S. Probation Officer

ORDER OF COURT

- ☐ Warrant to Issue.
☒ Summons to issue. Clerk to schedule show cause hearing.
☐ Other: *before Judge Mark Wolf*
on April 1, 2022, at 2 p.m.
at the Maarten Court House

Considered and ordered this 28th day of March, 2022, and ordered filed
and made part of the record in the above case.

Mark L. Wolf
The Honorable Mark L. Wolf,
Senior U.S. District Judge