

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 21-20231-CR-MIDDLEBROOKS/MCALILEY

UNITED STATES OF AMERICA,

Plaintiff,

v.

CARLOS VAZQUEZ,

Defendant.

_____ /

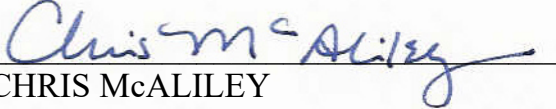
**ORDER GRANTING MOTION TO WITHDRAW AND
APPOINTING APPELLATE COUNSEL**

Defendant's privately retained trial counsel, Albert Z. Levin, Esq., filed a Motion to Withdraw and Request for Appointment of Appellate Counsel, which the Honorable Donald M. Middlebrooks has referred to me for resolution. (ECF Nos. 72, 78). The Court held a hearing on the Motion today. During an *ex parte* portion of that hearing, the Court received information about the funds Defendant paid Mr. Levin for his legal services, and the nature of the services Mr. Levin provided Defendant. For the reasons the Court stated on the record, which the Court incorporates by reference into this Order, the Court finds that the terms and conditions of Mr. Levin's representation of Defendant do not reasonably encompass appellate representation, and the Court therefore **GRANTS** Mr. Levin's Motion to Withdraw as counsel for Defendant.

The Court questioned Defendant, under oath, about his financial resources, and questioned government counsel about information the government has regarding the same.

The Court found that Defendant qualifies for the appointment of appellate counsel, and the Court hereby **APPOINTS** the Federal Public Defender to represent Defendant on appeal.

DONE and ORDERED in chambers in Miami, Florida, this 2nd day of December 2021.


CHRIS McALILEY
UNITED STATES MAGISTRATE JUDGE

Copies to:
The Honorable Donald M. Middlebrooks
All counsel of record