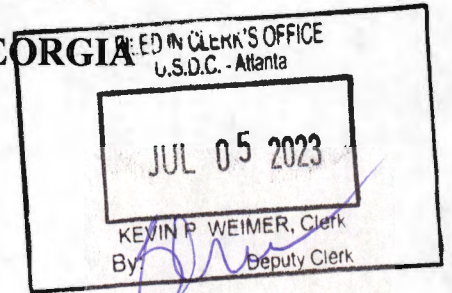


**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**



UNITED STATES OF AMERICA,)
)
Plaintiff,)

VS.)

CASE NO.: 1:20-CR-296-JPB-CMS

CHARLES HILL, IV,)
)
Defendant, *pro se.*)
_____)
-)

**MOTION FOR EARLY TERMINATION OF THE HOME
CONFINEMENT CONDITION OF PROBATION**

I. INTRODUCTION

COMES NOW the Defendant *pro se*, Charles Hill IV, and respectfully moves this Honorable Court to terminate the home confinement condition of his probation sentence. Mr. Hill, who is currently being supervised in the Northern District of Georgia where he resides and works, was sentenced to a 5-year probation term with the initial 27 months to be served under home confinement, commencing on January 12, 2022. As of the filing of this motion, Mr. Hill has successfully completed approximately 18 months of his home confinement term.

In support of this motion, Mr. Hill wishes to inform the Court that he has diligently complied with all aspects of his probationary supervision. Prior to submitting this petition, he shared it

with his supervising probation officer and the government, who have confirmed his full compliance with all the terms of his supervision, including the timely monthly payments toward his restitution obligation. Notably, the probation officer does not oppose this motion, and Assistant United States Attorney Tal Chaiken has reviewed the petition and will communicate the government's position to the Court as requested.

Based on these circumstances, Defendant Charles Hill IV respectfully requests the Court's favorable consideration of this motion, seeking the termination of the home confinement condition of his probation sentence.

WHEREFORE, Defendant Charles Hill IV prays that this Honorable Court grants the relief sought herein and terminates the home confinement condition of his probation sentence.

II. EARLY TERMINATION CRITERIA FOR THE COURT TO CONSIDER

The criteria for assessing the eligibility of a statutorily eligible offender as an appropriate candidate for early termination of home confinement are as follows:

- **Stable Community Reintegration:** The offender demonstrates stability in key areas such as residence, family relationships, and employment.
- **Progress Towards Supervision Objectives:** The offender has made consistent progress towards the objectives set forth in their supervision plan and has remained fully compliant with all conditions of supervision.
- **Non-Aggravated Role in the Offense:** The offender did not play an aggravated role in the offense of conviction, particularly in cases involving large-scale drug offenses or fraud.

- **Absence of Violence:** The offender has no history of violence, including sexually assaultive or predatory behavior, or domestic violence incidents.
- **Clean Arrest and Conviction Record:** The offender does not have any recent arrests or convictions, including unresolved pending charges, and has not engaged in ongoing patterns of criminal conduct.
- **Absence of Substance Abuse:** There is no recent evidence indicating alcohol or drug abuse by the offender.
- **Stability in Mental Health:** The offender has not experienced recent psychiatric episodes that could pose a risk to themselves or others.
- **No Threat to Victim Safety:** There is no identifiable risk to the safety of any known victim associated with the offender.
- **No Risk to Public Safety:** Based on the Risk Prediction Index (RPI), there is no identifiable risk to public safety posed by the offender.

These criteria provide a framework for evaluating whether an offender qualifies for early termination of the home confinement condition, considering various factors related to community reintegration, compliance, offense severity, violence, criminal history, substance abuse, mental health, victim safety, and public safety.

III. MR. HILL SATISFIES ALL THE CRITERIA FOR EARLY TERMINATION OF THE HOME CONFINEMENT CONDITION OF PROBATION

Based on Mr. Hill's exemplary compliance with all conditions of supervision and his fulfillment of the factors necessary for early termination, it is evident that he is deserving of such relief. Mr. Hill has satisfactorily completed all the terms of his supervision and does not require any further

programming or treatment. Notably, he has made significant progress in meeting his restitution obligation and remains committed to fulfilling it even after the probation sentence concludes. Furthermore, he has adhered fully to any minimal special conditions imposed upon him, including those related to programming or counseling, which have not been necessary throughout the duration of his supervision. The Federal Probation Officers overseeing his case do not oppose this petition.

Mr. Hill's conviction for conspiracy to commit wire fraud in January 2022 resulted in a sentence of five years' probation, with the initial 27 months to be served under home confinement. The first eighteen months of this period have passed without incident or violation. Mr. Hill has demonstrated stability in his employment, residence, and family life.

The Court frequently encounters situations where serious consequences are imposed upon defendants who fail to abide by the terms of their probation sentence. In contrast, Mr. Hill has diligently fulfilled every condition mandated by the Court. He is fully integrated into society and serves as a valued worker, family member, and responsible citizen. Throughout his supervision, he has maintained strong community ties with stable housing, family support, and consistent employment. Importantly, Mr. Hill remains in complete compliance with all the terms of his supervision. His involvement in the offense did not entail an aggravated role, nor did it involve violence or the use of weapons. Additionally, he has abstained from using controlled substances and does not have any psychiatric issues. He enjoys the support of his community. Considering each factor that the Court must consider, Mr. Hill emerges as an ideal candidate for early termination of the home confinement portion of his probation sentence.

Given Mr. Hill's commendable performance on supervised release, he respectfully requests that the Court grants his motion and orders the termination of the home confinement condition, thereby allowing him to resume his regular activities within the community.

Furthermore, it is essential to highlight the benefits that the Court stands to gain from granting the requested early termination of the home confinement portion of Mr. Hill's probation sentence. Currently, due to the home confinement condition, Mr. Hill is assigned two Federal Probation Officers: one responsible for monitoring his compliance with the home confinement duties, including conducting monthly home visits, and the other overseeing his financial obligations, including restitution and other clerical reporting responsibilities.

Granting the early termination of home confinement for Mr. Hill, a low-risk individual in terms of recidivism, would result in significant resource allocation benefits for the Court. The Court's resources, which are currently dedicated to the monitoring and supervision of Mr. Hill's home confinement, could be redirected to individuals requiring more intensive supervision and intervention. By freeing up these resources, the Court can effectively allocate its personnel and efforts to cases that necessitate a higher level of attention and intervention, thereby enhancing public safety and the overall effectiveness of the probation system.

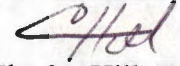
In consideration of the aforementioned benefits, Mr. Hill respectfully urges the Court to grant the motion for the termination of the home confinement condition, recognizing that doing so would optimize resource allocation and enable the Court to focus its attention on cases warranting more intensive supervision.

WHEREFORE, Mr. Hill prays that this Honorable Court grants the requested relief and terminates the home confinement portion of his probation sentence, thereby facilitating the

efficient allocation of Court resources for individuals necessitating more comprehensive supervision.

Dated: 07/05/2023

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "CHill", written over the printed name.

Charles Hill, IV

Pro se Defendant.

CERTIFICATE OF SERVICE

I certify that on July 5, 2023, I filed a copy of the foregoing document electronically using the CM/ECF system, which will automatically generate notice of this filing to all counsel of record, and mailed a copy of the foregoing document to:

United States Attorney's Office

Attn: AUSA Tal Chaiken

75 Ted Turner Drive SW

Suite 600

Atlanta, GA 30303

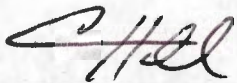
United States Federal Probation Office

Attn: Sr. U.S. Probation Officer Ben Health

75 Ted Turner Drive, SW

Suite 900

Atlanta, GA, 30303



Defendant: Charles Hill, IV