

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

CASE NO. 23-cr-00074-NYW

UNITED STATES OF AMERICA,

Plaintiff,

v.

DEJANE REANIECE LATTANY,

Defendant.

**MOTION TO MODIFY SURRENDER ORDER
TO ALLOW FOR COLORADO SURRENDER**

COMES NOW, Defendant DeJane Reanice Lattany, by and through Assistant Federal Public Defender Josh Lilley, respectfully requests that this Court modify Ms. Lattany's self-surrender order to allow her to surrender in Denver, Colorado. In support, Ms. Lattany would show as follows:

1. Ms. Lattany was charged by information with a single count of wire fraud in violation of 18 U.S.C. § 1343. Doc. 1. She was sentenced to 48 months imprisonment and three years of supervised release. Doc. 27.
2. In the Second Amended Voluntary Surrender Order Supplementing Judgment, this Court ordered that Ms. Lattany 'surrender at the FCI Victorville Satellite Camp in Victorville, California on November 30, 2023. Doc. 45. This Court also noted that travel would be at Ms. Lattany's expense.
3. Ms. Lattany is currently grappling with severe financial and familial challenges. As a single parent, she has shouldered the financial burden of relocating her family and addressing the

immediate and long term needs of her children while she is incarcerated. This process has drained her financial resources, leaving little to spare. Ms. Lattany has spent every available dollar attempting to transition her family to their new normal during this difficult time.

4. This Court has previously acknowledged Ms. Lattany's financial situation, which has only become more serious after moving costs. Docs. 34, 35. Ms. Lattany is unable to afford the travel costs necessary to get to Victorville, California.

5. Undersigned counsel contacted the Federal Bureau of Prisons Designation and Sentence Computation Center about the logistics of Ms. Lattany self-surrendering in Colorado, pending this Court's approval. The Bureau of Prisons responded "Your client can surrender to the nearest United States Marshals Services Office. The United States Marshals Service is responsible for the coordination and transportation of federal prisoners who have been designated to a Bureau of Prisons facility." Ms. Lattany would self-surrender to the United States Marshals in Denver, Colorado. The email correspondence with the Bureau of Prisons has been attached as Exhibit A.

6. The Government was contacted and does not oppose this request.

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Wherefore, Ms. Lattany respectfully requests that this Court modify or amend the Voluntary Surrender Order, allowing her to self-surrender to the United States Marshals Service in Denver, Colorado on November 30, 2023.

Respectfully submitted,

VIRGINIA L. GRADY
Federal Public Defender

/s/ Josh Lilley
Josh Lilley
Assistant Federal Public Defender
633 17th Street, Suite 1000
Denver, CO 80202
Telephone: (303) 294-7002
FAX: (303) 294-1192
Email: josh_lilley@fd.org
Attorney for Ms. Lattany

CERTIFICATE OF SERVICE

I hereby certify that on November 27, 2023, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following e-mail addresses:

Nicole C. Cassidy, AUSA
Email: Nicole.Cassidy@usdoj.gov

Rebecca Susan Weber, AUSA
Email: Rebecca.Weber@usdoj.gov

and I hereby certify that I have mailed or served the document or paper to the following non-CM/ECF participant in the manner (mail, hand-delivery, etc.) indicated by the non-participant's name:

Dejane Reaniece Lattany (via Mail)

/s/ Josh Lilley
Josh Lilley
Assistant Federal Public Defender