

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA

v.

HEATH GAUTHIER

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Criminal Case No. 1:23-cr-00015-JL

ASSENTED TO MOTION FOR A BAIL REVIEW HEARING

The United States of America requests that the Court schedule a bail review hearing in this matter. The government makes this request for the following reasons:

1. On February 15, 2023, a grand jury returned an indictment charging the defendant with wire fraud, attempted wire fraud, and aggravated identity theft in connection with his alleged fraud in obtaining CARES Act loans. ECF No. 1.
2. The defendant was arrested on February 16, 2023. That same day, investigators executed a search warrant of the defendant's residence and person. The search warrant also authorized the search of the defendant's electronic devices. 23-mj-27-AJ.
3. While searching the devices, investigators saw, in plain view, evidence of other federal offenses, including possession of child pornography in violation of 18 U.S.C. § 2252A(a)(5).
4. On May 26, 2023, Judge Johnstone signed a search warrant authorizing investigators to search the seized devices for evidence relating to the distribution, receipt, and possession of child pornography. *See* 23-mj-102-AJ.
5. Given this change in circumstances, the government requests a bail review hearing to determine whether "there are conditions of release that will reasonably assure the appearance of [the defendant] as required and the safety of any other person and the community" and, if there are, modify the defendant's conditions as needed. 18 U.S.C. § 3142(f), (g).

6. The defendant, through his counsel, assents to this request.

Dated: May 26, 2023

Respectfully submitted,

JANE E. YOUNG
United States Attorney

/s/ Matthew T. Hunter
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