

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

United States of America

v.

Aticha Jittaphol

No. 21-CR-10270-MLW

DEFENDANT’S MOTION TO PERMIT DOMESTIC TRAVEL

Aticha Jittaphol hereby moves the Court to eliminate any restriction on travel within the United States from the conditions of release.

An Information was filed on September 13th, together with a “C” plea agreement, providing for Ms. Jittaphol to plead guilty to two counts of making false statements in violation of 18 U.S.C. § 1001, and for a sentence of 36 months of probation with no incarceration.

Counsel was appointed in July 2021. For two months after that, Ms. Jittaphol was aware that federal criminal charges were imminent. She did not know what the resolution was likely to be until a plea agreement was entered in September. During those months, this Court imposed no restriction on her ability to travel; an Information was not filed until September. As early as February 2021, she knew that she was a target of a criminal investigation, after law enforcement agents came to her massage parlor. She made no attempt to flee.

Now she awaits sentencing with a “C” plea agreement providing for no incarceration. There is no risk of flight – none.

Ms. Jittaphol is an accomplished volleyball player. She is on two Boston Ski & Sports Club teams that participate in different leagues. League games are twice a

week; she attends practices on other days. On occasion, the teams travel out-of-state to participate in tournaments. While this case has been pending, she has missed tournaments in Rhode Island and New Orleans. There is no reason to bar Ms. Jittaphol from traveling to participate in volleyball tournaments.

Ms. Jittaphol's participation in volleyball is another reason that in-patient treatment would prove extremely depressing. It is a big part of her life. She enjoys it and enjoys the comradeship of her teammates. There is no reason to deprive her of this based on pure speculation that her chances of avoiding relapse are better if she is confined to an in-patient residential treatment program.

She also has been offered temporary job opportunities in other states. A friend has offered her occasional work in providing massage therapy instruction to trainees in New York.

More generally, there is no reason to bar domestic travel. The purpose of the restriction is to reduce the risk of flight. In this case, there is no risk.

For these reasons, Ms. Jittaphol's probation conditions should not restrict domestic travel.

ATTICHA JITTAPHOL

By her Attorney,

/s/ Keith Halpern

Keith Halpern, BBO # 545282
572 Washington Street, Suite 19
Wellesley, MA 02482
(617) 722-9952

CERTIFICATE OF SERVICE

I hereby certify that this document, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on January 19, 2022.

/s/ Keith Halpern