

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

ATICHA JITTAPHOL,
Defendant.

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Cr. No. 21-cr-10270-MLW

ORDER

WOLF, D.J.

January 21, 2022

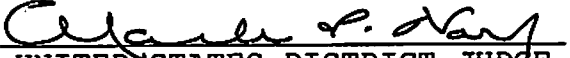
For the reasons discussed at the hearing on January 20, 2022,
it is hereby ORDERED that:

1. Probation shall, as soon as possible, inform the parties and the court of defendant Aticha Jittaphol's immigration status, including but not limited to whether she is authorized to be in the United States and, if so, whether she is authorized to work. Probation shall also test defendant for prohibited substances on a weekly basis and report any failed test, or any failure of the defendant to be tested as directed, to the court.

2. The parties shall, by January 28, 2022, file memoranda addressing the following: (a) why the sentence agreed to by the parties in the binding Rule 11(c)(1)(C) plea agreement (Dkt. No. 7) is sufficient in the context of the 18 U.S.C. § 3553(a) factors, see Freeman v. United States, 564 U.S. 522, 529 (2011), holding modified by Hughes v. United States, 138 S. Ct. 1765 (2018); and, in any event, (b) why the court should proceed to accept the defendant's waiver of indictment and plea of guilty and defer until

sentencing its decision as to whether to accept the plea agreement and impose the parties' agreed-upon sentence.

3. The parties shall order the transcript of the January 21, 2022 hearing on an expedited basis.


UNITED STATES DISTRICT JUDGE