

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 6:22-cr-00201-WWB-LHP
	)	
EVAN EDWARDS,	)	
	)	
Defendant.	)	
_____	)	

STATUS REPORT REGARDING COURT ORDER [DKT. 171]

COME NOW, the Parties, by and through the undersigned counsel, and in compliance with this Court's Order dated May 8, 2024, [Dkt. 171] hereby state as follows:

1. On May 8, 2024, this Court entered an Order requiring the parties to confer as to the matter discussed at the hearing held on May 8, 2024. Dkt. 171.
2. From the Court's *ore tenus* guidance at the hearing, the parties were required to review transit options and costs associated therewith with respect to (a) transporting the Defendant to a local medical treatment facility and (b) transporting the Defendant from Florida, whether it be from his home in New Smyrna Beach or a medical facility in Orlando, to FMC Devens for restoration under 18 U.S.C. § 4241.

3. The United States Marshalls Service [USMS] indicated, and the defendant's counsel concurs, that the best, central Florida location for the defendant's evaluation would be the Orlando Regional Healthcare System, despite his residence in Volusia County. This stems from his prior time there as a patient, earlier in this proceeding.

4. The goal of this would be to have ORMC, with its pre-existing baseline of medical records perform an evaluation of the defendant for transport, including the required Form USM-533.

5. Penelope Knox, USMS, provided defense counsel with a list of four (4) potential medical transit companies, which defense counsel also provided to the Defendant's third-party custodian, Mrs. Mary Jane Edwards and confirmed her receipt of the same.

6. Defense counsel further instructed – and confirmed understanding of the same – the Defendant's third-party custodian to seek out estimates, quotes, and/or further information with respect to obtaining medical transportation for the Defendant to a medical facility, preferably ORMC, for evaluation.

7. Next, a member of the office of the undersigned¹ [A. Brian Phillips, Esq.] contacted all four (4) companies on the list provided and received the following feedback:

- a. Three (3) of the companies, Global Medical Response, American Ambulance, and Transcare Ambulance Services do not service New Smyrna Beach, Florida, and would be unable to pick up the Defendant for transport; and
- b. TransMedCare does not provide local medical transportation, but provided a quote for transportation of the Defendant from New Smyrna Beach, Florida, to Devens, Massachusetts that is attached hereto as Exhibit A.

8. A member of the office of the undersigned also contacted the following entities requesting information and/or a quote for local medical transportation of the Defendant from New Smyrna Beach to Orlando:

- a. SuperMed Transport – would not transport the Defendant to Orlando based on the distance required.
- b. ComfortRide Transportation – a quote is attached hereto as Exhibit B.
- c. First Care Transport – a customer service representative stated that the cost of the referenced transportation would amount to roughly \$378.00².

¹The Court may recall that counsel for the Defendant is currently lead defense counsel in a two-week jury trial ongoing in Orange County Circuit Court.

²Internal policies prevented the customer service representative from emailing a copy of the quote.

9. A member of the office of the undersigned also contacted the following entities requesting information and/or a quote for long distance medical transportation of the Defendant from New Smyrna Beach, FL to Devens, MA:

- a. Eastern Royal Medical Transport – could not guarantee the ability to safely transport the Defendant,
- b. ACC Medlink – a quote is attached hereto as Exhibit C.

10. On May 10, 2024, defendant's counsel received a copy of a receipt from Coastal Care Medical Transport, attached hereto as Exhibit D, showing that an amount of \$595.00 has been paid in relation to Evan Edwards. Defendant's counsel's office immediately called the third-party custodian for an explanation. When Ms. Edwards answered the phone and was asked about the invoice, she did not provide an explanation, and said simply that "I have to go" and terminated the call. When defense counsel's office called her back, her voicemail box was full, so defense counsel's office emailed and texted Ms. Edwards seeking an explanation.

11. Following a return call to the office of defense counsel, Mrs. Mary Jane Edwards informed a member of defense counsel's office that on May 9, 2024, she paid for medical transport to take her husband to ORM³. Mrs. Edwards stated that she attempted to get him admitted in the emergency room; however, the emergency room denied admission because Ms. Edwards informed them that it was not an emergency. Mrs. Edwards further stated that she then visited the Neurology and

³Exhibit D reflects the invoice for said payment.

Orthopedic departments of ORMC, both of which did not admit Mr. Edwards due to “lack of an appointment.” Mrs. Mary Jane Edwards finally noted that she then returned Mr. Edwards back to their home in New Smyrna Beach at her own expense, where he currently is located.

The parties note that if Defendant can be admitted to ORMC for treatment and evaluation in accordance with the USMS’s requirements, transportation of the Defendant to FMC Devens can be further addressed at that time.

WHEREFORE, the parties hereby submit the instant Status Report in compliance with this Court’s Order dated May 8, 2024. Dkt. 171.

Respectfully submitted this 10th day of May, 2024.

/s/ Kara M. Wick

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Counsel for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 10th day of May, 2024, I filed a copy of the foregoing with the Clerk of the Court via the CM/ECF system. I further certify that opposing counsel to this case received service via hand delivery.

s/A. Brian Phillips
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