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FILED - USDC - FLMD - ORL

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

UNITED STATES OF AMERICA
Plaintiff,

v.

EMMET BOWENS, a/k/a Emmitt Bowens,
Defendant

Case No.: 6:21-cr-00141-RBD-EJK

EMERGENCY MOTION FOR IMMEDIATE RELEASE PENDING TRIAL

Defendant Emmet Bowens, appearing pro se, respectfully moves this Court for immediate release pending trial pursuant to the Bail Reform Act, 18 U.S.C. §3142, and the Due Process Clause of the Fifth Amendment to the United States Constitution.

Defendant is currently detained at John E. Polk Correctional Facility, 211 Eslinger Way, Sanford, Florida 32773, Inmate ID #202500010733.

FACTUAL BASIS

Defendant was arrested on December 10, 2024 for an alleged pretrial violation and has not been convicted of the alleged violation. Defendant remains incarcerated despite the availability of reasonable conditions that could assure both appearance at future proceedings and the safety of the community.

LEGAL ARGUMENT

Pretrial detention is intended to be regulatory rather than punitive. The United States Supreme Court held in United States v. Salerno, 481 U.S. 739 (1987), that detention before trial must be carefully limited and justified only when no combination of release conditions can reasonably assure court appearance and community safety.

Under the Bail Reform Act, 18 U.S.C. §3142, courts must consider whether conditions of release exist before imposing detention. Reasonable conditions such as supervision, reporting requirements, or bond may be imposed to ensure compliance.

Continued detention also raises serious constitutional concerns under the Fifth Amendment Due Process Clause when liberty is deprived without adequate justification.

RELIEF REQUESTED

WHEREFORE, Defendant respectfully requests that this Court:

1. Grant this Emergency Motion for Immediate Release Pending Trial;
2. Order Defendant released on personal recognizance or bond;
3. Impose any reasonable conditions of release deemed appropriate by the Court; and
4. Grant any other relief the Court considers just and proper.

Respectfully submitted,

Emmet Bowens a/k/a Emmitt Bowens
Defendant, Pro Se

John E. Polk Correctional Facility
211 Eslinger Way
Sanford, FL 32773
Inmate ID #: 202500010733

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Motion for Immediate Release Pending Trial was served upon the United States Attorney's Office for the Middle District of Florida by mailing or other authorized means on this 10 day of March, 2026.

Emmet Bowens
Emmet Bowens
Defendant, Pro Se