UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 6:21-cr-141-RBD-EJK
	)	
EMMET BOWENS,	)	
	)	
Defendant.	)	
	)	

JOINT STATUS REPORT TO COURT
REGARDING DEFENDANT'S COMPETENCY

The undersigned counsel for Defendant, Emmet Bowens ("Mr. Bowens"), and the undersigned Assistant United States Attorney for the government, hereby jointly state as follows regarding Mr. Bowens' competency status:

1. On May 6, 2022, Mr. Bowens filed an Unopposed Motion for a Hearing and Out-Patient Examination to Determine Mental Competency ("the competency motion"). Doc. 47.

2. On May 16, 2022, the Court granted the competency motion and appointed Jeffrey A. Danziger, M.D. ("Dr. Danziger") to perform a competency evaluation of Mr. Bowens. Docs. 52, 55, 57.

3. On June 27, 2022, undersigned counsel for Mr. Bowens timely submitted to the Court, under seal, Dr. Danziger's report concerning the competency evaluation of Mr. Bowens. Docs. 66, 68, 70.

4. On July 1, 2022, the parties filed their respective Notices Regarding Competency of Defendant. Docs. 68, 70.

5. Following a competency hearing on July 13, 2022, the Court found Mr. Bowens not competent to proceed in this case. Doc. 75. The Court also entered an Order finding Mr. Bowens not competent and committing him to the custody of the Attorney General for hospitalization and treatment for a period not to exceed four months from the date he arrives at a designated treatment facility (the "Competency Order"). Doc. 78. Specifically, the Court recommended that Mr. Bowens be hospitalized at the Federal Medical Center in Butner, North Carolina ("FMC Butner"). *Id.* The Court further ordered that Mr. Bowens report to the designated treatment facility on a date set forth by the Bureau of Prisons ("BOP"). *Id.*

6. On August 2, 2022, the Court entered an Order directing the parties to provide a joint status report to the Court regarding Mr. Bowens' competency starting on September 15, 2022, and every thirty (30) days thereafter. Doc. 80.

7. On August 31, 2022, the U.S. Marshals informed the government that due to a clerical error the Court's Competency Order was not submitted to the

BOP for Mr. Bowens to be designated to a hospital until on or about this very same date, August 31, 2022. More recently, on September 12, 2022, the U.S. Marshals informed the government that Mr. Bowens is awaiting designation by the BOP to receive competency restoration treatment at FMC Butner, however, the current estimated waiting period for designation to this facility is six months.

8. The Court previously set pretrial release conditions for Mr. Bowens, including the standard conditions of release, supervision by Pretrial Services, and the requirement that he participate in a GPS location monitoring program. Doc. 7 at 4, 7; Docs. 15, 54. Since Mr. Bowens' initial appearance in this case, he has fully complied with all conditions of release. Thus, the parties seek no change in Mr. Bowens current pretrial release conditions.

9. The parties will provide another joint report regarding Mr. Bowens' competency designation within thirty (30) days of September 15, 2022.

Respectfully submitted on this 13th day of September, 2022.

/s/ Amanda Daniels
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY on September 13, 2022 I filed a copy of the foregoing with the Clerk of the Court via the CM/ECF system. I further certify that all parties to this case are equipped to receive service of documents via that system.

/s/ Andrew C. Searle
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