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7 Attorney for Defendant

8 IN THE UNITED STATES DISTRICT COURT  
9 DISTRICT OF ARIZONA

10 United States of America,  
11 Plaintiff,  
12 vs.  
13 Elton Simpson,  
14 Defendant.  
15

**No. CR-10-055-PHX-SRB**  
**MOTION TO RELEASE**  
**PASSPORT**

16 Defendant, through counsel, submits the following Motion to Release  
17 Passport. Defendant was ordered to release his passport as a condition of his  
18 release. On January 28, 2010, Mr. Simpson surrendered his passport pursuant to  
19 the Order of Magistrate Judge Anderson. Mr. Simpson was released from the terms  
20 of pretrial release and sentenced to a term of probation on August 29, 2011.  
21 Because Mr. Simpson is no longer subject to a term of pretrial release and can no  
22 longer be deemed a serious flight risk, he asks that this Court release his passport  
23 to him.  
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25 The Assistant U.S. Attorney assigned to this case, Michael Morrissey,  
26 has been contacted with regard to this motion and he has no objection to the Motion.

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Respectfully submitted: October 4, 2011.

JON M. SANDS  
Federal Public Defender

s/Kristina Sitton  
KRISTINA SITTON  
Asst. Federal Public Defender

Copy of the foregoing transmitted  
by ECF for filing this 4<sup>th</sup> day  
of October, 2011, to:

**CLERK'S OFFICE**  
United States District Court  
Sandra Day O'Connor Courthouse  
401 W. Washington  
Phoenix, Arizona 85003

**MICHAEL MORRISSEY**  
Assistant U.S. Attorney  
United States Attorney's Office  
Two Renaissance Square  
40 N. Central Avenue, Suite 1200  
Phoenix, Arizona 85004-4408

Copy mailed to:

**ELTON SIMPSON**  
Defendant

s/A.Smith

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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

United States of America,  
Plaintiff,  
vs.  
Elton Simpson,  
Defendant.

**No. CR-10-055-PHX-MHM**

**ORDER**

Upon motion of the defendant to release passport and good cause appearing,

IT IS HEREBY ORDERED releasing Defendant's Passport #460901299 that was surrendered to the Court on January 28, 2010.

DATED this \_\_\_\_\_, 2011.