

DISTRICT OF COLUMBIA  
COURT OF APPEALS

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Nos. 04-CM-760, 04-CO-1600

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ELENA R. SASSOWER,

Appellant,

v.

UNITED STATES OF AMERICA,

Appellee.

**GOVERNMENT'S MOTION TO RELEASE EVIDENCE**

The United States, by and through its attorney, the United States Attorney for the District of Columbia, respectfully moves this Court to order the release of evidence held by the property office of the Superior Court of the District of Columbia, which is needed in the pending appellate proceedings for the above-captioned case. In support of this motion, the government represents as follows:

1. Following a jury trial before the Honorable Brian F. Holeman of the Superior Court of the District of Columbia, appellant Elena R. Sassower was convicted of one count of disrupting Congress, in violation of D.C. Code § 10-503.16(b)((4), on April 20, 2004. The case is currently pending appeal in this Court, in case numbers 04-CM-760 and 04-CO-1600.

2. During appellant's trial, on April 15, 2004, the government admitted a videotape of the confirmation hearing that

appellant disrupted, as Government's Exhibit 4. The government's only copy of the videotape was the one admitted into evidence, and was retained by the Superior Court.

3. The government now seeks to obtain the videotape so that it may be utilized to prepare the government's response to appellant's brief on appeal, and so that the record on appeal may be supplemented with a copy of the videotape.

4. Accordingly, the government respectfully moves the Court to order the property clerk to release the videotape, Government's Exhibit 4, to the government for the above-stated purposes.

WHEREFORE, the government respectfully requests that the Court grant its Motion to Release Evidence.

Respectfully submitted,

KENNETH L. WAINSTEIN  
UNITED STATES ATTORNEY

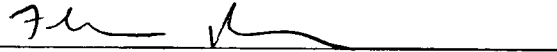


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Washington, D.C. 20530  
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mail on the defendant, pro se, Elena R. Sassower, Box 68, Gedney Station, White Plains, NY 10605-0069, this 24~~th~~ day of February, 2006.

A handwritten signature in black ink, appearing to be 'F. H. [unclear]', written over a horizontal line.

Assistant United States Attorney

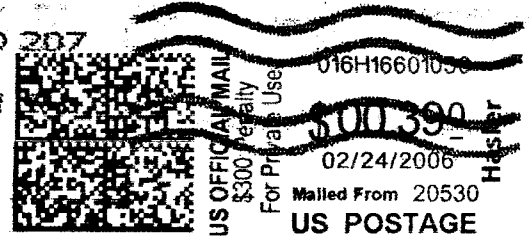
**U.S. Department of Justice**

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Penalty for Private Use \$300

SOUTHERN MD 207

24 FEB 2006 PM



Elena R. Sassower  
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SASS069 106052015 1206 17 03/02/06  
NOTIFY SENDER OF NEW ADDRESS  
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PO BOX 6220  
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