



U.S. Department of Justice

*United States Attorney
District of New Jersey*

CAMDEN FEDERAL BUILDING & U.S. COURTHOUSE 856/757-5026

*PAUL J. FISHMAN
United States Attorney*

*401 Market Street, 4th Floor
Post Office Box 2098
Camden, New Jersey 08101*

*Fax: 856/968-4917
Direct Dial: 856/968-4869*

*JASON M. RICHARDSON
Assistant U.S. Attorney*

June 6, 2013

VIA ECF

Hon. Joel Schneider
United States Magistrate Judge
Mitchell H. Cohen Courthouse
One John F. Gerry Plaza
4th & Cooper Streets
Camden, NJ 08101

Re: United States v. Shamerria Smith, et al.
Mag. Nos. 11-2064 to 11-2066 (JS)

Dear Judge Schneider:

On or about January 17, 2012, this Court designated the above captioned matters as Complex and Ordering proceeded continued until after the Attorney General decided on the applicability of the death penalty. The Court also ordered that the Government provide a written update of the status of the case.

The Government writes to advise the Court and Counsel that on June 4, 2013, the Attorney General directed this Office not to seek the death penalty against Shamerria Smith, Aziz Sanders and Deshawn Hicks. (See Attached Decisional Letter from the Attorney General). Therefore, the Government requests that the Court hold an in-person status conference to address all relevant Speedy Trial Act issues. The Government further requests that this letter be treated as a motion and toll the Speedy Trial clock until those issues are addressed. In addition, the parties have recently opened plea negotiations.

Thank you for your consideration in this matter. Should you have any questions, please feel free to contact me at 856-968-4869.

Respectfully yours,

PAUL J. FISHMAN
United States Attorney

By: S/Jason M. Richardson
JASON M. RICHARDSON
MATTHEW T. SMITH
Assistant U.S. Attorneys

c: Christopher O'Malley, Esquire (via ECF)
Michael Huff, Esquire (via ECF)
Edward Borden, Esquire (via ECF)



Office of the Attorney General
Washington, D.C. 20530

June 4, 2013

The Honorable Paul J. Fishman
United States Attorney
District of New Jersey
Newark, New Jersey 07102

Dear Mr. Fishman:

You are authorized and directed not to seek the death penalty against Shameria Smith, Aziz Sanders and Deshawn Hicks.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric H. Holder, Jr.", written in a cursive style.

Eric H. Holder, Jr.
Attorney General