



U.S. Department of Justice

Channing D. Phillips  
Acting United States Attorney

*District of Columbia*

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Judiciary Center  
555 Fourth St., N.W.  
Washington, D.C. 20530

**June 3, 2021**

**Adam Harris**  
**VIA EMAIL**

Re: United States v. Grant Moore  
Case No. 2021 CF2 000173

Dear Counsel:

This agreement sets forth the full and complete plea offer for your client, from the Office of the United States Attorney for the District of Columbia (hereinafter also referred to as “the Government” or “this Office”). This plea offer will remain open until July 31, 2021. However, the Government reserves the right to revoke this plea offer at any time before your client enters a guilty plea in this case. If your client accepts the terms and conditions set forth below, please have your client execute this document in the space provided below. Upon receipt of the executed document, this agreement will become the plea agreement between your client and the Government. The terms of the offer are as follows:

1. Your client agrees to admit guilt and enter a plea of guilty pursuant to a Deferred Sentencing Agreement to the following offense: **Attempted Carrying a Pistol without a License**, in violation of D.C. Code § 22-4504(a) and D.C. Code § 22-1803. Your client understands that the offense of Attempted Carrying a Pistol without a License carries a potential maximum penalty of **180 days**’ imprisonment and/or a **\$1,000** fine. Your client understands that, pursuant to 16 D.C. Code § 711, the Court may, in addition to any other sentence imposed as a condition of probation or as a sentence itself, require your client to make reasonable restitution or reparation, pursuant to the factors set forth therein.

2. Your client understands that the Government will **waive stepback pending sentencing**,<sup>1</sup> **will waive any sentencing enhancement papers**, and will reserve allocation at sentencing, subject to the terms set forth in Paragraph 3 of this agreement.

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<sup>1</sup> The Government may move to change your client’s conditions of release, including requesting that your client be detained pending sentencing, if your client engages in further criminal conduct prior to sentencing or if the Government obtains information that it did not possess at the time of your client’s plea of guilty and that is relevant to whether your client is likely to flee or pose a danger to any person or the community. Your client also agrees that any violation of your client’s release conditions or any misconduct by your client may result in the Government filing a motion with the Court requesting that a bench warrant be issued for your client’s arrest and that your client be detained without bond.

3. Your client understands that the Government agrees that it will **not seek indictment on any remaining or greater charges arising from the facts in this case, and will dismiss this case in its entirety upon successful completion of the terms of the Deferred Sentencing Agreement.**

4. The parties further agree that your client, after taking an oath to tell the truth, shall agree to the attached factual proffer in open court on the date of the plea and acknowledge under oath that the statements in the factual proffer are true.

5. Your client agrees that this agreement is binding on the Government and the defendant, but not binding on the Court, and that your client cannot withdraw this plea at a later date because of the harshness of any sentence imposed by the Court. The Government understands that your client is not bound by the Government's allocution, and may request a lesser sentence.

6. Your client also agrees that if any illegal firearms or illegal contraband were seized by any law enforcement agency from the possession of or the direct or indirect control of your client, then your client consents to the administrative forfeiture, official use and/or destruction of said firearms or contraband by any law enforcement agency involved in the seizure of these items.

7. In entering this plea of guilty, your client understands and agrees to waive certain rights afforded to your client by the Constitution of the United States and/or by statute. Your client knowingly and voluntarily waives or gives up his right against self-incrimination with respect to the offense(s) to which your client is pleading guilty before the Court which accepts your client's plea. Your client also understands that by pleading guilty your client is waiving or giving up your client's right to be tried by a jury or by a judge sitting without a jury, the right to be assisted by an attorney at trial and the right to confront and cross-examine witnesses.

8. Your client agrees to waive, insofar as such waiver is permitted by law, the right to direct appeal the conviction in this case, including but not limited to claim(s) that (1) the statute(s) to which your client is pleading guilty is unconstitutional, and (2) the admitted conduct does not fall within the scope of the statute(s). Your client also agrees to waive the right to appeal the sentence in this case, including but not limited to any term of imprisonment, fine, forfeiture, award of restitution, term or condition of supervised release, authority of the Court to set conditions of release, except to the extent the Court imposes an illegal sentence, or imposes the sentence in an illegal manner. In agreeing to this waiver, your client is aware that your client's sentence has yet to be determined by the Court. Realizing the uncertainty in estimating what sentence the Court ultimately will impose, your client knowingly and willingly waives your client's right to appeal the sentence, to the extent noted above, in exchange for the concessions made by the Government in this Agreement. Notwithstanding the above agreement to waive the right to appeal the conviction and sentence, your client retains the right to appeal on the basis of ineffective assistance of counsel or the imposition of an illegal sentence, or a sentence imposed in an illegal manner, but not to raise on appeal other issues regarding the conviction or sentence.

9. This agreement and the accompanying Deferred Sentencing Agreement set forth the entire understanding between the parties and constitute the complete plea agreement between your client and the United States Attorney's Office for the District of Columbia. This agreement supersedes all prior understandings, promises, agreements, or conditions, if any, between this Office and your client.

Respectfully,

CHANNING D. PHILLIPS  
ACTING UNITED STATES ATTORNEY

By: /s/ Nathaniel Brower  
Nathaniel Brower  
ASSISTANT U.S. ATTORNEY