

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
Criminal Division

United States : Case No.: 2021 CMD 163
v. : Hon. Judge: Yvonne Williams
STACY EBANKS : Status: June 10, 2021

MOTION TO MODIFY RELEASE CONDITIONS TO VACATE CONDITION
BARRING MS. EBANKS FROM ENTERING WASHINGTON DC

Stacy Ebanks, by and through counsel, Brandon M. Burrell, respectfully requests this Court to modify Ms. Ebanks's release conditions to vacate the release condition barring her from entering the District of Columbia. In support thereof the defense submits the following:

1. Mr. Ebanks is currently charged with one count of unlawful entry.
2. During Ms. Ebanks's arraignment she was given the release condition to not enter into the District of Columbia.
3. Ms. Ebanks has no criminal history.
4. Ms. Ebanks is not a danger to the community.
5. Ms. Ebanks operates a senior home care business called "Loving Hearts Senior Homecare Services, LLC." Her business is registered in Maryland and accepts clients that are located in the District of Columbia. Exhibit 1
6. The condition barring her from entering Washington DC would create a final hardship for her business.

7. The condition barring her from entering Washington DC is also overbroad, and there is not a sufficient nexus between the crime alleged and the release condition.
8. An order requiring Ms. Ebanks to completely stay out of the District of Columbia lacks specificity. In *Vaas v US*, 852 A.2d 44, 46 (2004) the DC Court of appeals held that DC Code 23-1322(f) requires a release order to “include a written statement that sets forth all the conditions to which the release is subject, in a manner sufficiently clear and specific to serve as a guide for the person's conduct.” See Also *Smith v US*, 677 A.2d 1022, 1031 (1996).
9. The defense would also note that Ms. Ebanks is not accused of entering the Capitol building. Ms. Smith was arrested while in the parking lot of the Capitol grounds.
10. The defense has no objection to the condition being modified to staying away from the US Capitol grounds.

WHEREFORE, Ms. Ebanks respectfully requests that the release conditions be modified.

Submitted,



Brandon Burrell (1030052)
Counsel for Defense
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Largo, MD 20774
(301) 684-8261
Brandon@Burrellfirm.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing filing has been e-served to the US Attorney's office January 8, 2021



Brandon Burrell

EXHIBIT 1

CORPORATE CHARTER APPROVAL SHEET

**** EXPEDITED SERVICE ****

**** KEEP WITH DOCUMENT ****

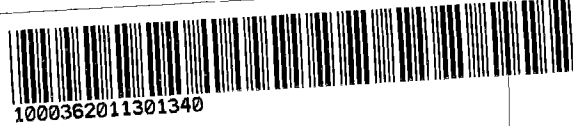
DOCUMENT CODE 40 BUSINESS CODE _____

Close _____ Stock _____ Nonstock _____

P.A. _____ Religious _____

Merging (Transferor) _____

Surviving (Transferee) _____



ID # W18861575 ACK # 1000362011301340
PAGES: 0002
LOVING HEARTS SENIOR HOMECARE SERVICES
LLC

05/31/2018 AT 03:31 P WO # 0004869510

New Name _____

FEES REMITTED

Base Fee: 100
Org. & Cap. Fee: _____
Expedite Fee: 50
Penalty: _____
State Recordation Tax: _____
State Transfer Tax: _____
Certified Copies: _____
Copy Fee: _____
Certificates: _____
Certificate of Status Fee: _____
Personal Property Filings: _____
Mail Processing Fee: _____
Other: _____

TOTAL FEES 150

Credit Card Check _____ Cash _____

_____ Documents on _____ Checks

Approved By: 9

Keyed By: _____

COMMENT(S)

Change of Name _____
Change of Principal Office _____
Change of Resident Agent _____
Change of Resident Agent Address _____
Resignation of Resident Agent _____
Designation of Resident Agent and Resident Agent's Address _____
Change of Business Code _____
Adoption of Assumed Name _____
Other Change(s) _____

Code _____

Attention _____

Mail Names and Address Stacian EBanks
P.O. Box 882
Hanover, M.D 21076

Stamp Work Order and Customer Number HERE

CUST ID: 0003652933
WORK ORDER: 0004869510
DATE: 05-31-2018 03:31 PM
AMT. PAID: \$150.00

ARTICLES OF ORGANIZATION

The undersigned, with the intention of creating a Maryland Limited Liability Company files the following Articles of Organization

(1) The name of the Limited Liability Company is Loving Hearts
~~Good House~~ Senior
Homecare Services LLC

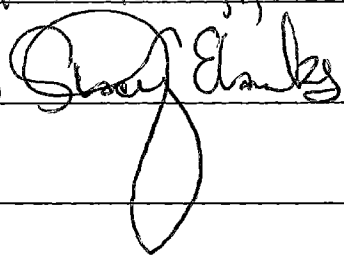
(2) The purpose for which the Limited Liability Company is filed is as follows Providing home care services for elderly/seniors.

(3) The address of the Limited Liability Company in Maryland is 7501 Trafalgar Cir.
HANOVER, MD 21076

Suite
B2-330

(4) The resident agent of the Limited Liability Company in Maryland is Jimmy Forbes

whose address is 7501 Trafalgar Cir, suite B2-330
HANOVER, M.D @ 21076

(5) 

(6) 
Resident Agent

Signature(s) of Authorized Person(s)

Filing party's return address:
(7) P.O. Box 882
HANOVER, M.D 21076

CUST ID:0003652933
WORK ORDER:0004869510
DATE:05-31-2018 03:31 PM
AMT. PAID:\$150.00