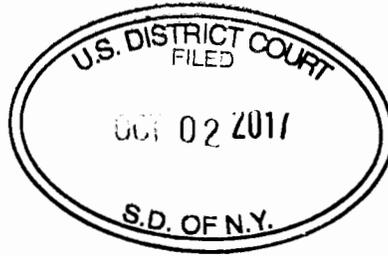


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October 2, 2017

**DOC #** \_\_\_\_\_

**Via E-mail**

Honorable James L. Cott  
United State Magistrate Judge  
Southern District of New York  
500 Pearl Street, Room 1360  
United States Courthouse  
New York, New York 10007

Re: United States v. Lamont Evans, et al., 17 MAG 7119  
United States v. James Gatto, et al., 17 MAG 7120  
Request for Clarification or Modification of Bail Conditions  
for Defendant Munish Sood

Dear Judge Cott:

I represent Munish Sood, who is named as a defendant in both of the referenced criminal complaints. I am writing to the Court to seek clarification of the conditions of release, or in the alternative, to request a modification of the conditions of release for Mr. Sood.

On Tuesday, September 26, 2017, Mr. Sood was arrested and appeared before the Court for his presentment on two separate but related complaints. Prior to the presentment, the Government and defense counsel agreed on a bail proposal that was intended to apply to both cases jointly. The bail package to which the parties agreed, in relevant part, was a \$100,000 personal recognizance bond, co-signed by two financially responsible persons and secured by \$10,000. The Government and defense counsel contemplated that a single \$100,000 personal recognizance bond would be signed for the two cases and Mr. Sood would be required to post \$10,000 to secure that single personal recognizance bond. Neither the Government nor defense counsel understood that separate \$100,000 appearance bonds would be required in each case, nor that Mr. Sood would be required to secure each appearance bond with a deposit of \$10,000, or an aggregate of \$20,000.

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Honorable James L. Cott  
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On Friday, September 29, 2017, defense counsel attempted to deposit a bank check in the amount of \$10,000 with the Clerk of the Court to comply with the agreed bail package, only to learn that the orders as entered apparently contemplated two separate appearance bonds in the amount of \$100,000 secured by separate deposits of \$10,000 in each of the two cases. As a result, defense counsel was unable to deposit the \$10,000 bank check with the Clerk of the Court.

In retrospect, the parties should have been more precise at the time of Mr. Sood's presentment last Tuesday, September 26<sup>th</sup> when we presented the Court with the agreed bail package that was intended to cover both cases for Mr. Sood. We respectfully request that Mr. Sood's bail conditions be modified to reflect that a single appearance bond, co-signed by two financially responsible persons and secured by \$10,000, cover both of the pending cases. If that presents logistical problems for the clerk's office, and separate appearance bonds are required in the two separate cases, we request that the bail conditions be modified so that the amount required to secure the separate \$100,000 personal recognizance bonds is \$5,000, rather than \$10,000. Accordingly, Mr. Sood would be required to post an aggregate of \$10,000, as was originally contemplated by the agreement with the Government.

THIS  
REQUEST  
IS  
GRANTED

I have spoken with AUSA Noah Solowiejczyk and he has confirmed that his understanding of the proposed bail package last Tuesday is as I have described above. He also consents to a package that would either require a single \$100,000 appearance bond co-signed by two financially responsible persons and secured by \$10,000, or two separate \$100,000 appearance bonds, co-signed by two financially responsible persons, each secured by \$5,000, for an aggregate of \$10,000 security.

SO ORDERED.

Thank you for your consideration.

Respectfully submitted,

*Thomas McC. Souther* *James L. Cott*  
*USMJ*

Thomas McC. Souther  
Counsel for Defendant Munish Sood

10/2/17

cc: Clerk of Court – SDNY – Copy Sent By E-mail  
AUSA Noah Solowiejczyk – Copy Sent By E-Mail  
AUSA Robert Boone – Copy Sent By E-mail