## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

## UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARY HELEN QUAINTANCE,

No. CR-2006-538 JH

Defendant.

## DEFENDANT'S SECOND UNOPPOSED MOTION TO MODIFY CONDITIONS OF RELEASE

**COMES NOW,** the Defendant, **MARY HELEN QUAINTANCE**, by and through her attorney of record, Mario A. Esparza, and hereby moves this Court for an Order modifying her conditions of release. **AS GROUNDS** in support of said motion, Defendant would show the following facts:

1. Defendant is currently being charged with possession of more than 50 kilograms of marijuana with intent to distribute. Trial is currently scheduled for May 21, 2007. At present, Defendant is free on conditions of release [doc. 21].

2. Travel restrictions were included in Defendant's conditions of release. Ms. Quaintance is moving the Court to modify those travel restrictions to permit her travel within the state of Arizona, and to the state of New Mexico for meetings with counsel and attendance at court proceedings, and other travel within the United States at the discretion of Pretrial Services.

3. Defendant has complied with all conditions of release put upon her by Order of this Court.

4. Co-Defendant Danuel Quaintance filed a similar motion [doc. 212] which was granted by this Court on March 14, 2007 [doc. 213]. 5. The position of opposing counsel was sought, via Mr. Luis Martinez A.U.S.A., and he

is unopposed to this motion being granted.

WHEREFORE, for the foregoing reasons, Defendant prays for the above requested

relief.

Electronically Filed,

<u>/s/ Mario A. Esparza, Attorney at Law</u> Mario A. Esparza, ESQ. Counsel for Defendant P.O. Box 2468 Las Cruces, NM 88004 (505) 524-8312

## **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on the 22<sup>nd</sup> day of March, 2007, I filed the foregoing motion electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

Luis Martinez, Assistant United States Attorney Marc Robert, Counsel for co-defendant Bernadette Sedillo, Counsel for co-defendant

/s/

Mario A. Esparza