IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

UNITED STATES OF AMERICA)
) No. 15-cr-282, Judge Gettleman
)
v.)
) Emergency Judge:
WALTER BEICH) Chief Judge Rebecca Pallmeyer

SUPPLEMENT TO DEFENDANT BEICH'S EMERGENCY MOTION FOR COMPASSIONATE RELEASE OR RECOMMENDATION FOR IMMEDIATE RELEASE ON HOME CONFINEMENT

WALTER BEICH, by the Federal Defender Program and its attorney AMANDA G. PENABAD, respectfully provides this supplement to his motion for compassionate release.

On April 30, 2020, Mr. Beich contacted undersigned counsel via CorrLinks, stating that his access to phone and email had been interrupted for close to a month due to the BOP lockdown. Mr. Beich confirmed that he applied for compassionate release while incarcerated at FMC Fort Worth on January 17, 2019. Warden Eric Wilson denied his request on May 20, 2019. See Exhibit A. Mr. Beich submits that he has therefore exhausted his administrative remedies for the purposes of 18 U.S.C. 3582(c)(1)(A), as more than 30 days have lapsed since the submission of his request.

Mr. Beich also provided his certificate of completion of the residential portion of the RDAP program at Fort Worth. *See* Exhibit B.

Mr. Beich further confirmed that he is currently scheduled for release to community corrections on May 26, 2020. Northern District of Illinois Probation Officer Danielle Garcia has confirmed that, due to coronavirus, she conducted a virtual home inspection of Mr. Beich's proposed release location and deemed it

suitable for supervision.

Respectfully submitted,

FEDERAL DEFENDER PROGRAM John Murphy Executive Director

By: <u>/s/ Amanda G. Penabad</u> Amanda G. Penabad

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EXHIBIT A

FTO

RESPONSE TO RIS REQUEST INMATE: BEICH, Walter REGISTER NO: 47964-424

INSTITUTION: FMC Fort Worth

This is in response to your Compassionate Release/Reduction in Sentence (RIS) request

Consideration for your release, under the provisions of Title 18, United States Code, Section 3582 (c)(1)(A), and Bureau of Prisons Program Statement 5050.50, Compassionate Release/Reduction in Sentence, dated January 17, 2019, has been given careful review, which included updated medical and case summary information.

A review of this request revealed you do not meet the criteria for Medical Circumstances - Terminal Medical Condition. Your recent medical summary reflects you have been diagnosed with Type II Diabetes, Coronary Artery Disease, Paroxysmal Atrial Fibrillation, and Hypertension. You are able to independently attend to activities of your daily living and your condition is stable

After careful review of this information, consideration for Compassionate Release/RIS is denied. In compliance with Bureau of Prison's Program Statement 5050.50, you may appeal this denial through the Administrative Remedy Program.

Medical staff will continue to monitor your conditions as clinically indicated. I suggest you work with your Unit Team and your designated Medical and Mental Health Team to address your needs, as they may arise.

Eric D. Wilson, Warden

Date

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EXHIBIT B

