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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

-----X
UNITED STATES OF AMERICA,

Plaintiff,

-v-

Crim. Case No. 78-367

JUAN MANUEL CONTRERAS SEPULVEDA,
et al.,

Defendants.
-----X

DEFENDANT ALVIN ROSS DIAZ'S
MOTION FOR BAIL

Defendant Alvin Ross Diaz hereby moves this Court for an order setting bail. Defendant has now been incarcerated for over two years. On September 15, 1980, his conviction was reversed by the United States Court of Appeals for the District of Columbia, and the case remanded for a new trial. In doing so, the Court directed that the mandate issue forthwith. Defendant is therefore entitled to release on a reasonable bail under the Eighth Amendment of the Federal Constitution.

Even before his initial arrest in this case, defendant Ross was aware of the fact that he was a target of the investigation which culminated in this indictment. On several occasions prior to his arrest, he was questioned by F.B.I. field agents in New Jersey about Letelier and was eventually subpoenaed to appear before the Grand Jury which ultimately returned the instant indictment. It is significant to note that throughout the period of the investigation, Mr. Ross made no attempt to flee or leave the country.

The defendant was born in Cuba but has lived in this country for over twenty years. He had resided at 541 36th Street, Union City, New Jersey for eight years at the time of his arrest

and had previously resided at 255 Wilson Street, Hackensack, New Jersey for a period of eight years. The defendant, the father of two children, is divorced but was contributing to the support of his family at the time of his arrest.

He has been employed for the last ten years as a car salesman with Carter Ford, located in North Bergen, New Jersey, and Ascione Motors, also located in North Bergen, New Jersey. Prior to that he worked as a draftsman for the All Mike Metal Company located in Moonachie, New Jersey.

Although he has been arrested on other criminal charges, the defendant has no criminal record. As the above information indicates, the defendant has substantial roots in the New Jersey area. His admission to bail would greatly increase the chance of his success in defending these charges.

Defense counsel requests oral argument on this motion.

WHEREFORE, it is respectfully prayed that this Court order defendant Alvin Ross Diaz released on a reasonable bail.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing document has been mailed to the United States Attorney for the District of Columbia, United States District Court Building, Washington, D.C. 20001 this day of , 1980.

MICHAEL YOUNG