



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

March 8, 2019

BY ECF

The Honorable Sidney H. Stein
United States District Judge
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street, Room 1010
New York, New York 10007

**Re: United States v. Hassan Nemazee,
S1 09 Cr. 902 (SHS)**

Dear Judge Stein:

The Government respectfully submits this letter in accordance with the Court's order on February 26, 2019, to provide a status update with respect to the defendant, Hassan Nemazee's, request to be placed in home confinement pursuant to 34 U.S.C. § 60541(g) as amended by the First Step Act of 2018, 115 Pub. L. 391, 132 Stat. 5194 (Dec. 21, 2018) (the "First Step Act" or the "Act").

As of today, the Bureau of Prisons ("BOP") has issued interim internal guidance to BOP facilities on implementing the elderly and terminally ill inmate home confinement program under 31 U.S.C. § 60541(g). Prior to the issuance of today's guidance, BOP had evaluated a small number of inmates' application on an *ad hoc* basis. Nemazee's application is among those currently being evaluated by BOP pursuant to the newly issued guidance, and the Government anticipates that a decision will likely issue in the near future.

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney

by: /s/ Michael D. Lockard
Michael D. Lockard
Assistant United States Attorney
(212) 637-2193

cc: Lawrence McMichael, Esq. (by ECF and email)