

No. 18-5752
UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

HEATHER TUCCI-JARRAF,

Defendant-Appellant.

**MOTION FOR LEAVE TO WITHDRAW AS COUNSEL
ON APPEAL FOR THE DEFENDANT-APPELLANT**

Undersigned counsel for the Defendant-Appellant **HEATHER TUCCI-JARRAF** respectfully moves this Honorable Court under 6th Cir. R. 12(c) for leave to withdraw from this representation.

IN SUPPORT of this motion, undersigned counsel states as follows:

1. The trial court below appointed undersigned counsel under the Criminal Justice Act to serve as the Defendant-Appellant's elbow counsel.
2. In the trial court below, the Defendant-Appellant drafted her own filings, and conducted her own arguments. The Defendant-Appellant, who has a law degree, conducted her defense at trial, with some assistance from undersigned counsel.

3. The Defendant-Appellant developed and presented her own theories of defense, including that individuals have accounts in the Federal Reserve System, and that the trial court below had no jurisdiction to try the case against her. The Defendant-Appellant made her own closing argument to the jury in the trial court below.

4. There is no meaningful way in which undersigned counsel, as elbow counsel, could assist the Defendant-Appellant in litigating her case on appeal. The Defendant-Appellant will frame and present her issues and arguments in briefs on appeal, in a manner similar to how she has litigated her case in the trial court below.

5. For the reasons stated, it would be unreasonable in this case to require undersigned counsel to continue in this representation.

6. The Defendant-Appellant, Bureau of Prisons (BOP) no. 86748-007, is not currently in BOP custody. Undersigned counsel is advised that she is currently in transit to a BOP facility. Undersigned counsel has been able to communicate with the Defendant-Appellant through e-mail sent to two of her assisting friends, William Ferguson at wm.t.ferguson@me.com, and Lisa Shannon at lisa_shannon@sbcglobal.net, and so undersigned counsel is on the date of the filing of this motion serving copies of this motion on these individuals via these e-mail addresses.

7. Undersigned counsel hereby gives notice to the Defendant-Appellant that she has 14 days from service of this motion within which to file a response to the motion.

8. Undersigned counsel will advise this Honorable Court of the Defendant-Appellant's address in the BOP system when undersigned counsel learns where the Defendant-Appellant is in the BOP system.

Respectfully submitted,

/s/ Francis L. Lloyd, Jr.

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*Counsel for the Defendant-Appellant
Heather Tucci-Jarraf*

CERTIFICATE OF SERVICE

I hereby certify that on August 13, 2018, a copy of the foregoing motion was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all the parties indicated on the electronic filing receipt. Parties may access this filing through the Court's electronic filing system.

I further hereby certify that I sent true and exact copies of this motion via e-mail to:

Mr. William Ferguson at wm.t.ferguson@me.com and
Ms. Lisa Shannon at lisa_shannon@sbcglobal.net

this the 13th day of August, 2018.

/s/ Francis L. Lloyd, Jr.