

DKT NO. NNH-CR17-0177934-T

STATE OF CONNECTICUT : SUPERIOR COURT
:
v. : J.D. OF NEW HAVEN
DANIEL GREER : JULY 17, 2020

DEFENDANT’S MOTION FOR EXTENSION OF TEMPORARAY RELEASE ORDER

Defendant hereby moves for an order extending, for a period of 90 days, the Court’s prior orders granting defendant temporary release through July 30, 2020 under a conditional promise to appear based on the ongoing COVID-19 public health emergency. A supporting memorandum is being filed contemporaneously with this motion.

In support of this motion, defendant Daniel Greer respectfully states as follows:

1. The Court’s current, most recent order is set to expire on July 30, 2020. That order by its terms is subject to termination or extension by the Court.

2. Since the Court’s June 4th extension decision, the spread of COVID-19 throughout the United States has accelerated rapidly. In fact, the 7-day moving average of new COVID infections nationwide has nearly tripled since June 4th.

3. The main factors relied on by the Court in its initial release decision – the prevalence of COVID-19 within the correctional system; the innate challenge of protecting inmates and others within a correctional facility from infection; and defendant’s age and pre-existing physical ailments, which expose him to heightened risk of serious injury or death if he were to contract the COVID-19 virus – remain a major concern. Prison data both from within Connecticut and from correctional facilities nationwide confirms that risk of infection is many times greater for inmates than for the general populace.

4. Defendant has also been diagnosed with new medical conditions that increase his risk were he to contract COVID-19; one requires surgery in the near future to avoid a potentially grave emergency problem.

5. Defendant has fully complied with the Court's conditions of release. Since June 4th, he has left home only for medical appointments and a required registration visit to the State Police. Overall, he has left his home only once in the last 3 months for non-medical or -legal reasons.

6. As discussed more fully in the accompanying memorandum, defendant requests that the Court exercise its discretion and extend the order of temporary release by approximately 90 days, to the end of October 2020, under the same restrictive conditions as are currently in place. The future course of the COVID-19 virus, both within and outside the correctional system, remains very much uncertain, but the explosion of new cases since the Court's last release order strongly suggests that the risk to the defendant if returned to a correctional facility remains grave. As with the Court's prior order, such an extension would be subject to review as the pandemic evolves.

7. Defendant relies further on such other information as may become apparent upon the hearing of this motion.

The facts and arguments in support of this motion are set forth and discussed more fully in the accompanying memorandum.

THE DEFENDANT
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CERTIFICATION

This is to certify that a copy of the foregoing has been sent via U.S. First Class Mail, postage prepaid, or other electronic means on the above-captioned date, to:

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