

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES : 15-Cr-189 (RJL)  
v. :  
GILBERTO RIVERA AMARILLAS :  
Defendant. :

**DEFENDANTS' MOTION FOR AN EMERGENCY HEARING**

Defendant Gilberto Rivera Amarillas respectfully moves this Court to conduct an emergency hearing as the defendants' lack of medical prognosis and treatment plan. Undersigned counsel is currently in the middle of a murder trial before the Honorable Royce C. Lamberth, but the trial is scheduled to recess tomorrow, Friday, July 14, 2017 at 3:00 p.m. and counsel will be available for the rest of the day. Undersigned has consulted with the courtroom deputy who has indicated that the Court might be able to accommodate this request and schedule a hearing later that afternoon. Counsel will endeavor to make himself available at any other time if the court cannot accommodate this time. Counsel requests that his client be brought to the courthouse to attend the hearing so the Court can see him in person. Undersigned has also spoken to the prosecutors in this case and they have indicated that someone can be present at the requested date and time to represent the interests of the Government.

Defendant Gilberto Rivera Amarillas was returned to the Correctional Treatment Facility on Friday, July 7, 2017 without prior notice to the defense. The Court may recall that the last time the defendant was in this facility, he was asked to sign a waiver of medical treatment form. Despite his next transfer to the Central Regional Jail in Orange, Virginia and the promise that he would receive the best treatment in the area, nothing has been done to treat the defendant's cancer. Counsel has not received any additional medical updates and when a member of the

defendant's legal team went to visit the defendant on Wednesday, July 12, 2017, he was advised that Mr. Rivera Amarillas is still confined to a wheel chair, but is not receiving medication and is in enormous pain. Defense counsel has written the U.S. Marshals Service (which has the responsibility for arranging for medical treatment for federal inmates) and has learned only that the matter of the defendant's medical treatment is being discussed.

The situation is simply wrong and defense counsel has no other option than to ask for a hearing and to request that the Court order the U.S. Marshals Service to send a representation to the hearing and the D.C. Bureau of Prisons be directed to do the same.

Respectfully submitted,

*Robert Feitel*

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via the Court's ECF system and email to Adrienne Rose and Emily Cohen, Narcotic and Dangerous Drug Section, 2 Constitution Square, N.W. Washington, D.C. 20005 this day 13<sup>th</sup> day of July 2017.

*Robert Feitel*

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Robert Feitel