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District of Columbia
Court of Appeals

Expedited Review Requested
for Release from Incarceration,
Including Pursuant to
Rule 8(a)(2)(D) for Interim
Ruling
by a Single Judge

Elena Ruth Sassower,
Appellant,

No. 04-CM-760

v.

United States of America,
Appellee

Consented To
Motion for Procedural
Order Pursuant to
Rule 27(b)(1)(B)

Elena Ruth Sassower, being duly sworn
deposes and says:

① I am the incarcerated pro se criminal appellant and submit this affidavit in support of a motion for a procedural order pursuant to Rule 27(b)(1)(B) "to exceed the page limits" so as to permit the filing of my September 13th handwritten reply affidavit for sanctions against the U.S. Attorney, disclosure by him, and disciplinary and criminal reports.

② Such handwritten reply affidavit "exceeds the page limits" because the U.S. Attorney's 15-page opposition to my six branch motion for reargument and other relief is, from beginning to end, fraudulent and deceitful; requiring extensive exposition by me.

③ My reply affidavit correlates the U.S. Attorney's opposition to each of the motion's six branches. None of the separate reply sections, corresponding to each of the six branches, is more than 10 pages - the maximum length for a reply to a motion pursuant to

Rule 27(d)(2). A table of contents appears at page 29.

④ To the extent relevant, I incorporate by reference my motion for a procedural order made with respect to my 6-branch response motion. Particularly germane are those paragraphs relating to handwritten as opposed to typed submissions (paras. 19, 20) and the fact that the various branches could have been reformatted to separate motions, as to which I would have a greater allotment of pages (paras. 21, 23). As I have received no decision or order on that motion, I have not had the benefit of the court's view with respect to the arguments therein set forth. I assumed they were accepted, as my response motion was received for filing, with opposition papers submitted by the U.S. Attorney - to which my reply affidavit now responds.

⑤ Pursuant to Rule 27(b)(4), the U.S. Attorney was contacted and asked if he would consent to this procedural order. According to my attorney-mother who telephoned ^{Asst. U.S. Attorney John Fisher} ~~him~~ today and spoke with him directly, he gave his consent.

Elena R. [Signature]

Sworn to before me this
13th day of September 2004

Andrea Hargrove
Notary Public, District of Columbia
My Commission Expires 07-31-2006

