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March 11, 2005

VIA FACSIMILE AND FIRST CLASS MAIL

The Honorable Paul L. Friedman
U.S. District Court for the District of Columbia
E. Barrett Prettyman U.S. Courthouse
333 Constitution Avenue, N.W.
Washington, D.C. 20001

Re: United States v. Walter Anderson, CR 05-66 (PLF)

Dear Judge Friedman:

We respond briefly to the government's afternoon letter. I am worried that we have not written clearly or they do not read adequately.

With respect to money, we have offered something better. By posting Mr. Anderson's parents' house we have put someone other than Mr. Anderson in harm's way were he to flee. The government has stated they think he has a great deal of money. They are wrong. Nevertheless, were that the case, his posting his own money would be of no deterrence at all. Here, he is risking the very place his elderly parents live were he to disobey the court's conditions of release. There can be no better security.

With respect to monitoring, we explicitly included a provision that might involve GPS (or some other system) but left it open to the D.C. Pretrial Services Agency to determine what device or system or monitoring they prefer and that actually can be imposed in D.C. How the government ignores this is no better than their ignoring the fact that Mr. Anderson has a family member who he cherishes in the area and a house in D.C. in which he has lived for almost a decade.

The government's saying something and it being remotely true are becoming more and more distant, and, as I pointed out yesterday, a record to support pre-trial detention has to be built of more than they have offered.

Instead of rote opposition or almost frivolous arguments about the ineffectiveness of a waiver of extradition, government counsel should have offered something more.

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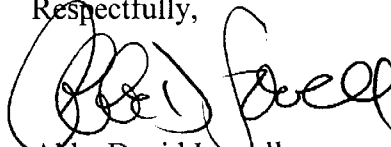
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Their point that the other conditions of release are "empty promises," is a trivialization of all conditions that exist in all bonds.

It is clear that the Court can accept the conditions we have proposed or modify them in compliance with the law -- those that will "reasonably" assure his future presence. The government's cavalier position that it will be fine for Mr. Anderson to spend what will have to be months and months in jail for what will now be a trial that likely will not be able to begin until 2006 is neither reasonable nor supported in the law.

Respectfully,



Abbe David Lowell

cc: Susan B. Menzer, Esq. (via facsimile)
Karen E. Kelly, Esq. (via facsimile)