

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN DIVISION

UNITED STATES OF AMERICA

v.

DANIEL J. GARCIA,

Defendant.

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CRIMINAL NO. 19-CR-522-4

**GOVERNMENT'S MOTION TO DISMISS INDICTMENT WITHOUT PREJUDICE
AGAINST DEFENDANT DANIEL J. GARCIA**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the United States of America, by and through the United States Attorney for the Southern District of Texas, and the Chief of the Public Integrity Section of the Criminal Division of the Department of Justice, and respectfully requests that the Court dismiss the above-captioned and numbered Indictment without prejudice with respect to defendant DANIEL J. GARCIA.

Respectfully submitted,

JENNIFER LOWERY
Acting United States Attorney

/s/ Roberto Lopez, Jr.
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CERTIFICATE OF CONSULTATION

On December 28, 2021, counsel for defendant DANIEL J. GARCIA represented at a status hearing in this matter that he had no opposition to the Government's motion.

/s/ Marco A. Palmieri
Marco A. Palmieri
Senior Litigation Counsel

CERTIFICATE OF SERVICE

The undersigned certifies that on the 28th day of December, 2021, a copy of this motion to dismiss indictment was mailed, hand-delivered, or e-mailed via ECF to counsel for defendant.

/s/ Marco A. Palmieri
Marco A. Palmieri
Senior Litigation Counsel

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

UNITED STATES OF AMERICA

v.

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ORDER OF DISMISSAL

On this date came on to be considered the Government's Motion to Dismiss Indictment Against said Defendant without prejudice. The Court hereby GRANTS said Motion. It is, therefore,

ORDERED, ADJUDGED, and DECREED that the Indictment against said Defendant is hereby DISMISSED without prejudice.

Signed at McAllen, Texas on this the ____ day of December, 2021.

MICAELA ALVAREZ
UNITED STATES DISTRICT JUDGE