



Re: Fw: Jeff King cases to Caryn 
Anthony Martinez to: JP Davis

06/26/2018 04:44 PM

I'd rather she'd not know I shared the email. This way I keep the channel of communication open with her. Please do sit down with her though.

Anthony Martinez
Federal Public Defender



Western District of North Carolina
129 West Trade Street, Suite 300
Charlotte, NC 28202
Tel: (704) 374-0720
Fax: (704) 374-0722
E-mail: Anthony_Martinez@fd.org

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JP Davis

I just got done talking with Erin and Peter. I've ca...

06/26/2018 04:28:07 PM

From: JP Davis/NCWF/04/FDO
To: Anthony Martinez/NCWF/04/FDO@FDO
Date: 06/26/2018 04:28 PM
Subject: Re: Fw: Jeff King cases to Caryn

Good. That is likely the better approach. I may still try to sit down with her.... if I so, do you care if I reference her email? I don't need to if you'd rather she not know you shared it.

Sent from IBM Verse

Anthony Martinez --- Re: Fw: Jeff King cases to Caryn ---

From: "Anthony Martinez" <Anthony_Martinez@fd.org>
To: "JP Davis" <JP_Davis@fd.org>
Date: Tue, Jun 26, 2018 3:55 PM
Subject: Re: Fw: Jeff King cases to Caryn

I just got done talking with Erin and Peter. I've calmed down substantially and I've decided to change my approach. I'm going to be very encouraging in my approach. I'll tell her the same thing I told her when she called me the night before the cross examination of the cop. That is, " I have complete confidence in you that you can do

Strickland v. US

Trial Ex.

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US00006621

this...." She's not going to pick and choose what cases she's going to work on. So, I'm going to stop worrying about it.

Thanks

Anthony Martinez
Federal Public Defender



Western District of North Carolina
129 West Trade Street, Suite 300
Charlotte, NC 28202
Tel: (704) 374-0720
Fax: (704) 374-0722
E-mail: Anthony_Martinez@fd.org

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JP Davis---06/26/2018 03:33:30 PM---Good question. I don't know if she raised her concerns to Peter. I will venture to guess not.

From: JP Davis/NCWF/04/FDO
To: Anthony Martinez/NCWF/04/FDO@FDO
Date: 06/26/2018 03:33 PM
Subject: Re: Fw: Jeff King cases to Caryn

Tony,

Didn't get a chance to check in with you on this before I had to leave. I may regret it, but I think I'd like to try talking to her 1-on-1 before we have a come-to-Jesus. In part, I'd like to try a different approach based on what we discussed earlier; in part I feel some sense of obligation being that I have never formally retired from being her mentor, even if that relationship is effectively over. What do you think? We can discuss in the AM if that's easier.

JP

Sent from IBM Verse

Anthony Martinez --- Re: Fw: Jeff King cases to Caryn ---

From: "Anthony Martinez" <Anthony_Martinez@fd.org>
To: "JP Davis" <JP_Davis@fd.org>

Cc: "Joshua B Carpenter" <Joshua_Carpenter@fd.org>
Date: Tue, Jun 26, 2018 1:00 PM
Subject: Re: Fw: Jeff King cases to Caryn

Good question. I don't know if she raised her concerns to Peter. I will venture to guess not.

Thanks

Anthony Martinez
Federal Public Defender



Western District of North Carolina
129 West Trade Street, Suite 300
Charlotte, NC 28202
Tel: (704) 374-0720
Fax: (704) 374-0722
E-mail: Anthony.Martinez@fd.org

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JP Davis---06/26/2018 12:29:44 PM---Tony, I believe Caryn has told me she has started the drafting on Chavez-Lopez. Recollect that she

From: JP Davis/NCWF/04/FDO
To: Joshua B Carpenter/NCWF/04/FDO@FDO
Cc: Anthony Martinez/NCWF/04/FDO@FDO
Date: 06/26/2018 12:29 PM
Subject: Re: Fw: Jeff King cases to Caryn

Tony,

I believe Caryn has told me she has started the drafting on Chavez-Lopez. Recollect that she took a day of TEL a few weeks ago to work on it. If I recall correctly, she was at the drafting stage then. I could be misremembering, but hopefully, that means she has made significant progress. Regardless, I know that as of last week, she felt she had to put in more time on it..

I would also add that during our meeting last week to divvy up cases, when the idea of Caryn handling the uncontested time-served illegal reentry sentencing came up, I texted her to ask how she would feel about handling something like that. Shortly thereafter, I sent her an email pointing her to my text. She has never responded to either.

Do we know if she raised these issues to Peter? I am concerned she is developing a habit of not expressing her real concerns up front and then complaining up the chain.

J.P. Davis
First Assistant Federal Defender

Federal Public Defender
Western District of North Carolina
129 W. Trade Street, Suite 300
Charlotte, NC 28202
Phone: 704-374-0720
Fax: 704-374-0722

Joshua B Carpenter---06/26/2018 11:58:11 AM---For Chavez-Lopez, she owes me a draft of the opening brief at some point soon, preferably by the end

From: Joshua B Carpenter/NCWF/04/FDO
To: Anthony Martinez/NCWF/04/FDO@FDO
Cc: JP Davis/NCWF/04/FDO@FDO
Date: 06/26/2018 11:58 AM
Subject: Re: Fw: Jeff King cases to Caryn

For Chavez-Lopez, she owes me a draft of the opening brief at some point soon, preferably by the end of next week, but I've not given her a precise internal deadline. The filing deadline in the Fourth Circuit is now July 18, so I need it a good while in advance of that so that I can review and give her an opportunity to make any needed revisions. She's already reviewed the trial transcripts and we've talked through the two issues we'll be raising in the brief. So I believe all that's left is for her to write it up. The appeal is from a trial, though, so the writing process will take some time. If she's not started drafting yet, I would anticipate that she'll need something like 2-3 full days (16-24 hours) of effort to draft and revise it into good shape for my review.

For Cornette, [REDACTED]

[REDACTED] But I will not need much work from her in that regard. At this point, I suspect that her time commitment for that case will be less than one full day (8 hours) over the course of the next month. We had not discussed this yet, though, so it wasn't unreasonable for her to expect that more would be required. [REDACTED]

[REDACTED]

Joshua B. Carpenter
Appellate Chief
Federal Public Defender
Western District of North Carolina

One Page Ave., Suite 210
Asheville, NC 28801
(828) 232-9992

Anthony Martinez---06/26/2018 11:12:10 AM---Josh, What exactly does Caryn have to do on the Chavez-Lopez and the Randall Cornette cases? I need

From: Anthony Martinez/NCWF/04/FDO
To: Joshua B Carpenter/NCWF/04/FDO@FDO
Cc: JP Davis/NCWF/04/FDO@FDO
Date: 06/26/2018 11:12 AM
Subject: Fw: Jeff King cases to Caryn

Josh,

What exactly does Caryn have to do on the Chavez-Lopez and the Randall Cornette cases? I need to nip this whining in the bud. She has 1 case in Defender Data and the other cases she mentions there is nothing pending at the moment.

Thanks,
Tony

Anthony Martinez
Federal Public Defender



Western District of North Carolina
129 West Trade Street, Suite 300
Charlotte, NC 28202
Tel: (704) 374-0720
Fax: (704) 374-0722
E-mail: Anthony_Martinez@fd.org

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----- Forwarded by Anthony Martinez/NCWF/04/FDO on 06/26/2018 11:08 AM -----

From: Caryn Devins/NCWF/04/FDO
To: Anthony Martinez/NCWF/04/FDO@FDO
Date: 06/26/2018 10:46 AM
Subject: Fw: Jeff King cases to Caryn

Dear Tony,

US00006625

I wanted to give you a status update on my workload in light of the new case assignments below.

1. I have a preexisting commitment to Josh to work on an appeal in US v. Chavez-Lopez. We have already gotten one extension (due to other pressing R&W commitments in trial cases) and I am on a hard deadline to finish the brief shortly.
2. I have another commitment to work with Josh on an appeal in US v. Randall Cornette, [REDACTED]
[REDACTED]
3. Kevin has a trial coming up on Fuentes and I will be providing R&W support. The docket call is set July 16.
4. I am also working on Alexander Smith and Aaron Dixon, among other trial cases. As you know, both of those cases involve [REDACTED]

In light of these preexisting commitments and others, I do not have the capacity to work on any of these newly-assigned cases until after I finish the appeals briefs and help Kevin with the Fuentes trial later this month, at a minimum. I wanted to be upfront with you with my scheduled commitments. I do not want to be ineffective simply by being assigned more cases than I can handle.

In addition, I am concerned that I have not received any training in handling these types of cases. For example, I have never worked on an illegal reentry case. I was assured that these particular cases are straightforward, but in similar situations in the past, I have sometimes found that not to be the case.

I am happy to talk with you in person about this further, and I am of course happy to do what needs to be done to help with the office, but I have concerns about this situation and felt I needed to express them to you directly.

Thanks,

Caryn

Caryn Devins
Research & Writing Attorney
Federal Public Defender for the Western District of North Carolina
129 West Trade Street, Suite 300
Charlotte, North Carolina 28202
Main - 704-374-0720
Fax - 704-374-0722

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----- Forwarded by Caryn Devins/NCWF/04/FDO on 06/26/2018 10:16 AM -----

From: Ivette Arroyo-Becker/NCWF/04/FDO
To: Caryn Devins/NCWF/04/FDO@FDO
Cc: Lisa Ottens/NCWF/04/FDO@FDO
Date: 06/26/2018 10:08 AM
Subject: Jeff King cases to Caryn

Stamey Ricky 5:10cr062 SRV- waiting on Hrg Date-
Moses, Jordan 3:12cr282 SRV- waiting on Hrg Date
Locklear, Shelton 3:14cr234 SRV- waiting on Hrg Date
Mendoza, Jose 3:18cr17 reentry- Waiting on sentencing date- I looked in file- character letter info unsure as to whether sent or not, not sure if client has copies of his final PSR- I will check with Martina
Morel, Henry 3:18cr020 reentry- Waiting on sentencing date- I looked in file- nothing in correspondence folder so not sure if client has received copies of anything- I will check with Martina



Ivette Arroyo-Becker
Senior Legal Assistant
Federal Public Defenders
Western District of North Carolina
129 West Trade Street, Suite 300
Charlotte NC 28202
Main: 704-374-0720
Fax: 704-374-0722
Direct: 704-688-6920
E-mail: Ivette_Arroyo-Becker@fd.org

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