

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
CRIMINAL DIVISION**

**UNITED STATES OF AMERICA**

v.

**BERNARD FREUNDEL**

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**Case No. 2014 CMD 18262  
Senior Judge Geoffrey Alprin**

**ORDER TO AMEND JUDGMENT AND COMMITMENT ORDER**

Before the court is defendant's request that this court amend the Judgment and Commitment order entered on May 15, 2015 in order to recommend that the D.C. Department of Corrections, in conjunction with the U.S. Bureau of Prisons, transfer defendant to a federal facility to serve the remainder of his sentence.

Defendant pleaded to 52 counts of voyeurism on February 19, 2015. On May 15, 2015, defendant was sentenced to serve 45 days for each count, with each sentence to run consecutively for a total term of imprisonment of approximately 6.5 years. On June 3, 2015 defendant submitted a letter to this court indicating that the D.C. Department of Corrections would be assigning defendant to the Correctional Treatment Facility ("CTF") annexed to the D.C. Jail rather than a federal facility for the remainder of his sentence. Typically CTF and D.C. Jail are reserved for D.C. Code offenders serving misdemeanor sentences or for whom less than a year of their sentence remains.<sup>1</sup> Although the Bureau of Federal Prisons is only statutorily responsible for those D.C. Code offenders convicted of felonies,<sup>2</sup> given: (1) the unusual nature of 52 counts resulting in a 6.5 year sentence; (2) defendant's desire to continue his observance of Orthodox Judaism and to avail himself of rehabilitation programs while he serves his 6.5 year sentence; and (3) the lack of religious and rehabilitative programs available at CTF, this court recommends that defendant serve his sentence at a Bureau of Federal Prisons facility.

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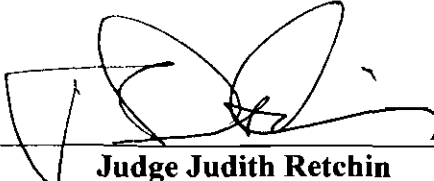
<sup>1</sup>Cf. 18 U.S.C. § 3624(c); D.C. Code § 24-101(f).

<sup>2</sup>§ 24-101(f).

Specifically, at defendant's request, this court recommends that defendant serve his sentence at the satellite camp of FCI Otisville in Otisville, New York. In the alternative, this court recommends that defendant serve his sentence at the satellite camp of FCI Miami, in Miami, Florida.

Upon these considerations, it is this 9<sup>th</sup> day of June, 2015,

**ORDERED** that defendant's judgment and commitment order entered on May 15, 2015 is hereby amended to include this court's recommendation to the U.S. Bureau of Prisons and the D.C. Department of Corrections that the defendant serve the remainder of his sentence at the satellite camp of FCI Otisville, or, in the alternative, at the satellite camp of FCI Miami.

  
for Judge Alprin

**Judge Judith Retchin**  
**(for Judge Geoffrey Alprin)**

**/Signed in Chambers/**

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