

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA

v.

CASE NO: 2:17-cr-83-FtM-38MRM

DILLON SHUTT

ORDER¹

Before the Court are three motions filed by Defendant Dillon Shutt: (1) Motion for Permission to File Oversized Brief ([Doc. 124](#)); (2) Amended Motion to Re-Open Competency Hearing; To Vacate Plea Due to Factual Innocence, Legal Innocence, Incompetence of Mr. Shutt, Critical Mistakes of Fact in the Decision and Order Initially Denying the Motion to Withdraw the Plea, the Violation of Due Process (*Brady v. Maryland*), and Compulsory Process and Effective Assistance of Counsel ([Doc. 125](#)); and (3) Amended Motion for Permission to File Oversize Brief ([Doc. 126](#)).

In a second attempt, Shutt has filed motions to re-open his competency hearing and to vacate his guilty plea as a single document. ([Doc. 125](#)). He also asks that the document exceed the twenty-five-page limit. ([Doc. 124](#); [Doc. 126](#)). The Court, however, previously directed Shutt to file any motion as a standalone document so that the Government can respond appropriately, and the Court can understand the issues before it. ([Doc. 117](#)). Shutt must follow this directive.

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Accordingly, it is now

ORDERED:

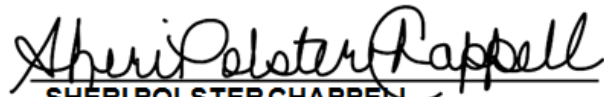
(1) Shutt's Motion for Permission to File Oversized Brief ([Doc. 124](#)) is **DENIED**.

(2) Shutt's Amended Motion to Re-Open Competency Hearing; To Vacate Plea Due to Factual Innocence, Legal Innocence, Incompetence of Mr. Shutt, Critical Mistakes of Fact in the Decision and Order Initially Denying the Motion to Withdraw the Plea, the Violation of Due Process (*Brady v. Maryland*), and Compulsory Process and Effective Assistance of Counsel ([Doc. 125](#)) is **DENIED without prejudice**.

(3) Shutt's Amended Motion for Permission to File Oversize Brief ([Doc. 126](#)) is **DENIED**.

(4) Shutt may file standalone motions that comply with the Local Rules and this Court's Orders by **5:00 p.m. today**.

DONE AND ORDERED in Fort Myers, Florida on this 17th day of October 2018.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies:
Counsel of Record