

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN**

BRENDAN DASSEY,)	
)	
)	
Petitioner,)	
)	
v.)	No. 14-CV-1310
)	
MICHAEL A. DITTMANN, Warden,)	The Honorable Magistrate Judge
Columbia Correctional Institution,)	William E. Duffin, Presiding
)	
Respondent.)	

MOTION FOR RELEASE ON PERSONAL RECOGNIZANCE

Petitioner Brendan Dassey, by his undersigned attorneys, moves for release on personal recognizance or on reasonable and affordable surety during the pendency of the Respondent’s appeal, pursuant to Federal Rule of Appellate Procedure 23(c) and *Hilton v. Braunskill*, 481 U.S. 770, 776 (1987), for the following reasons:

1. On October 20, 2014, Petitioner Brendan Dassey filed a petition for a writ of habeas corpus. (ECF No. 1.) On August 12, 2016, this Court granted Dassey’s petition, ordering the Respondent either to release him or initiate retrial within 90 days. (ECF No. 23.) On September 9, 2016, the Respondent filed a Notice of Appeal, thereby triggering a stay of the judgment till the conclusion of the appeal. (ECF No. 25.)
2. Petitioner Dassey has been held in custody since March 31, 2006 – when he was sixteen years old – based on a confession that this Court has found involuntary and about whose reliability it harbors “significant doubts.” (ECF No. 23 at 72.) The Court has noted that

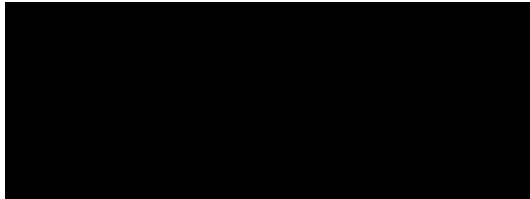
this confession “was, as a practical matter, the entirety of the case against him.” (ECF No. 23 at 89.)

3. For the reasons articulated in the accompanying Memorandum, and pursuant to Federal Rule of Appellate Procedure 23(c) and *Hilton v. Braunskill*, 481 U.S. 770, 776 (1987), Dassey respectfully requests that this Court order his release on personal recognizance or, in the alternative, upon submission of a reasonable and affordable surety during the pendency of the Respondent’s appeal.

Respectfully submitted this 14th day of September, 2016.

s/Laura H. Nirider
Counsel for Petitioner Brendan Dassey

LAURA H. NIRIDER, Esq.
Bluhm Legal Clinic (IL Bar No. 15245)
Northwestern University School of Law



ROBERT J. DVORAK, Esq.
WI Bar No. 1017212

