



U.S. Department of Justice

Ronald C. Machen Jr.
United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

February 10, 2012

Douglas Wood

Re: United States v. Rashad Slye 201-CF1-20579

Dear Mr. Wood:

This letter is to confirm the plea offer for your client, Rashad Slye. This plea offer will expire at 5:00 p.m. on January 10, 2014. However, the Government reserves the right to revoke this plea offer at any time before your client enters a guilty plea in this case. If your client accepts the terms and conditions set forth below, please have your client execute this document in the space provided below. Upon receipt of the executed document, this letter will become the plea agreement between your client and the Office of the United States Attorney for the District of Columbia. The terms of the offer are as follows:

1. Your client, Rashad Slye, agrees to admit guilt and enter a plea of guilty to the following offense: Second Degree Murder While Armed, in violation of 22 D.C. Code §§ 2103, 4502. Your client understands that the offense of Second Degree Murder While Armed carries a potential maximum penalty of 40 years in jail.
2. Your client understands that the Government will reserve stepback pending sentencing, will waive/withdraw any sentencing enhancement papers, and will reserve allocution at sentencing, subject to the terms set forth in paragraphs 5 and 6 of this agreement.
3. Your client understands that the Government agrees that it will dismiss all remaining charges and counts in the indictment at the time of sentencing.
4. The parties further agree that your client, after taking an oath to tell the truth, shall agree to the attached factual proffer in open court on the date of the plea.

5. The parties have agreed to request that the court accept this plea under Rule 11(e)(1)(C) of the D.C. Superior Court Rules of Criminal Procedure and that the Government and your client have agreed to request a sentence for the defendant of 17 years.

6. Your client understands that the Court will utilize the District of Columbia Sentencing Commission's Voluntary Sentencing Guidelines in imposing the sentence in this case. The Government and your client have agreed to request a sentence for the defendant of 17 years. Under this agreement, neither party is permitted to seek a different sentence.

7. Your client agrees and understands that this letter and agreement is binding on the parties and subsequently binding on the Court, once it is accepted by the Court at the time of sentencing.

8. Your client acknowledges and has been made aware that pursuant to the Innocence Protection Act, that there may be physical evidence which was seized from the victim, crime scene or from your client or from some other source that can be tied to your client that could contain probative biological material. Your client understands and agrees that in order to plead guilty in this case, your client must waive and give up DNA testing in this case and must execute the attached written waiver of DNA testing. Your client further understands that should he/she waive and give up DNA testing now, it is unlikely that he/she will have another opportunity to have the DNA tested in this case.

9. In entering this plea of guilty, your client understands and agrees to waive certain rights afforded to your client by the Constitution of the United States and/or by statute. In particular, your client knowingly and voluntarily waives or gives up his right against self-incrimination with respect to the offense(s) to which your client is pleading guilty before the Court which accepts your client's plea. Your client also understands that by pleading guilty your client is waiving or giving up your client's right to be tried by a jury or by a judge sitting without a jury, the right to be assisted by an attorney at trial and the right to confront and cross-examine witnesses.

10. This letter sets forth the entire understanding between the parties and constitutes the complete plea agreement between your client and the United States Attorney's Office for the District of Columbia. This agreement supersedes all prior understandings, promises, agreements, or conditions, if any, between this Office and your client.

Respectfully,

RONALD C. MACHEN JR.
UNITED STATES ATTORNEY

By:



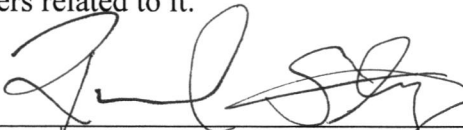
DAVID J. GORMAN
KACIE M. WESTON
ASSISTANT UNITED STATES ATTORNEYS

DEFENDANT'S ACCEPTANCE

I have read this plea agreement and factual proffer and have discussed it with my attorney, **DOUGLAS WOOD**. I fully understand this agreement and agree to it without reservation. I do this voluntarily and of my own free will, intending to be legally bound. No threats have been made to me nor am I under the influence of anything that could impede my ability to understand this agreement fully. I am pleading guilty because I am in fact guilty of the offenses set forth herein.

I reaffirm that absolutely no promises, agreements, understandings, or conditions have been made or entered into in connection with my decision to plead guilty except those set forth in this plea agreement. I am satisfied with the legal services provided by my attorney in connection with this plea agreement and matters related to it.

Date: 1-10-14



RASHAD SLYE
DEFENDANT

ATTORNEY'S ACKNOWLEDGMENT

I have read each of the pages constituting this plea agreement, reviewed them with my client, **RASHAD SLYE**, and fully discussed the provisions of the agreement with my client. These pages accurately and completely set forth the entire plea agreement.

Date: 1-10-14



DOUGLAS WOOD
Attorney for RASHAD SLYE

PROFFER OF FACTS

Had this case gone to trial the Government's evidence would have shown beyond a reasonable doubt that . . .

On Saturday, October 22, 2011, at approximately 2:50 a.m., the defendant and his friend were at the Morgan Boulevard Metro Station in Landover, Maryland, when the defendant used the friend's cell phone and requested a cab from the P.G. Cab Company. Within a few minutes, a cab driven by the decedent, Domingo Ezirike, arrived and picked up the defendant and his friend. The defendant asked to be taken to Ponds Street, NE, Washington, D.C. The decedent asked the defendant and his friend for \$20 dollars in order to drive them into the District of Columbia. The friend gave the decedent \$20 dollars. En route to the District, the defendant asked the decedent to turn on the heat and radio. The decedent refused. The defendant was angered and he began arguing with the decedent, which escalated into a heated verbal argument. The friend asked the defendant to stop arguing with the decedent.

The taxicab operated by the decedent entered the District of Columbia by Kenilworth Avenue, NE. The decedent drove the taxicab through the 4500 block of Quarles Street, NE, and stopped at a Metropolitan Police Department (MPD) road block and a detective briefly stopped the cab and told the decedent to fasten his seat belt.

The decedent then drove to the 4300 block of Ponds Street, NE, and when the decedent came to a complete stop, he asked for an additional \$7.75. The friend gave the decedent \$5.00 and the defendant gave him \$2.00. The decedent insisted on the additional 75 cents for the remainder of the fare. The defendant argued with the decedent over the 75 cents. The friend asked the decedent to unlock the rear doors of the cab; the decedent complied and unlocked the doors to the cab. The friend left the cab and asked the defendant to also leave cab. Instead, the defendant continued to argue with the decedent over the fare. The friend told the defendant to come on, that the cab driver was letting them go. The friend walked away from the cab and went toward a residence in the 1500 block of Anacostia Avenue, NE, less than one block away. As the friend walked away, the defendant continued to argue with the cab driver about the fare.

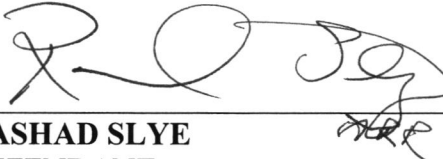
The defendant subsequently told the decedent to give him the \$20 dollars back. The defendant then got out of the rear driver's side door of the cab armed with a silver 9mm handgun. The defendant ordered the decedent out of the cab and onto the ground; the decedent complied. The defendant stood over the decedent and began to rifle through his pockets, asking where the money was and the defendant struck the decedent in the head with the gun. The defendant continued to search the decedent, insisting he was hiding money. The decedent pleaded with the suspect – "[i]f I had any money I would give it to you." In an effort to prove his point, the decedent offered to remove his pants. While he was still on the ground, the decedent started to remove his pants and the defendant pulled the decedent's clothing off to expedite the process. The defendant then entered the vehicle, while still holding the decedent on the ground at gunpoint, as he searched the front passenger compartment. After the defendant got out of the taxicab, he stood the decedent up and demanded to know where there was money. The

defendant then ordered the decedent back into the taxicab while he continued to insist the decedent had money. Then, as the decedent sat in the driver's seat, the suspect fired a single shot that struck the decedent in the arm, causing him to immediately fall back into the seat and remain still. The defendant immediately fled the scene towards the 1500 block of Anacostia Avenue, NE. The decedent placed the vehicle in reverse and drove it backwards and onto the grass on Anacostia Avenue. A subsequent autopsy determined that the decedent's cause of death was a single gunshot wound to the body and the manner of death as a homicide.

DEFENDANT'S ACKNOWLEDGMENT

I have read and discussed the Government's Proffer of Facts with my attorney, **DOUGLAS WOOD**. I agree, and acknowledge by my signature that this Proffer of Facts is true and correct.

Date: 1-10-14



RASHAD SLYE
DEFENDANT

Date: 1-10-14

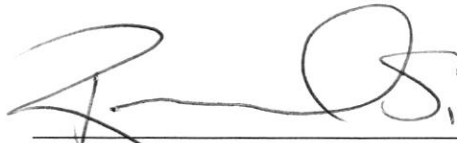


DOUGLAS WOOD
Attorney for **RASHAD SLYE**

DEFENDANT'S AGREEMENT TO WAIVE DNA TESTING


My attorney has discussed the contents of this plea agreement with me, including the fact that I may request or waive DNA testing (or independent DNA testing, if applicable). I understand the conditions of the plea and agree to them. I knowingly, intentionally, and voluntarily waive and give up DNA testing (or independent DNA testing, if applicable) of any biological materials in this case. I further state that I am fully satisfied with the services my attorney has provided to me and am fully satisfied with the explanation my attorney has provided me concerning the terms of the plea offer, the potential evidentiary value of DNA evidence in this case, and the consequences of waiving and giving up DNA testing in this case and pleading guilty.

Date: 1-10-14



RASHAD SLYE
DEFENDANT

Date: 1-10-14



DOUGLAS WOOD
Attorney for RASHAD SLYE