DIANE C. BASS (CSB #155670)
The Law Office of Diane C. Bass
A Professional Law Corporation
100 Spectrum Center Drive, Suite 520
Irvine, California 92618
(949) 494-7011
email: Diane@dbasslaw.com

JAMES M. CRAWFORD (CSB #171713)
Attorney At Law
528 North Glassell
Orange, California 92867
Phone: (714) 538-0305
Fax: (714) 538-0306
E-mail: jcraw78898@aol.com

Attorneys for Defendant
LEE MATHIS

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, vs. LEE MATHIS, Defendant.	**Case No.** 15 CR 2822 CAB **SUPPLEMENTAL STATUS REPORT**

Defendant LEE MATHIS hereby submits the attached status report.

Counsel is currently in the process of reviewing and organizing the discovery in this matter. I believe there are now over 250,000 pages of discovery and both co-counsel Diane Bass and I will continue to review the material and organize it. Our paralegal has now been successful in opening the earlier discovery production.

Since the status report, Diane Bass and I have focused our attention on Mathis' competency. As indicated in the last status report, Mathis has been evaluated by Veronica A. Thomas, Ph.D. Dr Thomas's final report is now due on July 19, 2018. The government selected Dr Matthew F. Carroll, M.D.. Dr Carroll has interviewed the defendant for three hours. Dr. Carroll's final report is now due on August 9, 2018.

We have consulted with both the client and Dr Thomas and are awaiting the final reports so as to prepare for the competency proceeding. Mathis has been interviewed and administered standardized psychological and neuropsychological, memory, malingering and motivation and he has been interviewed regarding competency factors for a total of 16 hours between February and July 2018. There were two home visits. Based on these evaluations, Dr Thomas has concluded Mathis is unable to assist counsel at trial due to his inability to provide reliable valid information regarding his behavior and experiences between the time periods of 2012 – 2015. He is unable to listen to the testimony of witnesses and evaluate that testimony for inconsistencies and incorrect testimony. This is due to his insidious decline in memory and learning as evidenced on the present assessment data and interview behavior. And while his memory is unreliable, he also engages in confabulation, or the action of confidently asserting a story or series of events having occurred that, in fact, did not occur. This is demonstrated in his report of events both case related and not case related. In evaluation sessions lasting three hours, Mathis was increasingly fatigued, irritable, and confused. In Dr Thomas' professional opinion Mathis is not competent to rationally assist counsel at trial due to memory impairment and a decline in cognition that appears to be progressive and ongoing. This condition is not likely to improve, but to become more pronounced as it is more likely than not diagnosable as a mild neurocognitive disorder due to possible Alzheimer's disease from family history and other factors. This condition is not known to be reversible. Other related factors observed in Mathis include irritability, poor impulse control, outbursts of unprovoked verbal aggression, tearfulness, mental confusion, sleep difficulty and forgetfulness. All of these factors are experienced by Mathis in his daily functioning and his case specific conduct including out of court discussion with counsel regarding case issues specific issues.

Ms Bass and I will now be prepared to go forward with the competency proceeding now scheduled before this Court on August 16, 2018 at 10:00 a.m.

I hereby state and declare under the laws of the State of California that the foregoing is true and correct to the best of my knowledge. Executed on July 17, 2018 at Orange, California.

Dated: July 17, 2018

By: /s/
JAMES M. CRAWFORD
DIANE C. BASS