

1 PHILLIP A. TALBERT
United States Attorney
2 ANDRÉ M. ESPINOSA
COLLEEN M. KENNEDY
3 Assistant U.S. Attorneys
501 I Street, Suite 10-100
4 Sacramento, CA 95814
(916) 554-2700

5 Attorneys for Plaintiff
6 United States of America

7 IN THE UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA

9
10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MICHAEL CAREY CLEMANS,

14 Defendant

) CASE NO. 15-CR-00227-JAM
)
)
)

) **STIPULATION AND ORDER TO CONTINUE**
) **SENTENCING HEARING**
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16 IT IS HEREBY STIPULATED AND AGREED between the Government, through Assistant
17 United States Attorneys Andre Espinosa and Colleen Kennedy, and Defendant Michael Carey
18 Clemans, through his attorney Daniel Olmos, that the sentencing hearing in this matter be continued
19 from January 16, 2018, to January 23, 2018 at 9:15 a.m., at the request of the Probation Office.
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21 Due to the complexity and severity of this case, the Probation Officer assigned to the matter
22 required additional time to permit her adequately to prepare her Presentence Report. The Probation
23 Officer has proposed the below revised schedule concerning preparation of a Final Presentence Report:

- 24
- 25 • The Draft Presentence Report was disclosed to counsel on December 12, 2017.
 - 26 • Counsel’s written objections to the draft Presentence Report shall be delivered to the Probation
27 Officer and opposing counsel no later than December 26, 2017.
- 28

- 1 • The Presentence Report shall be filed with the Court and disclosed to counsel no later than
2 January 2, 2017.
- 3 • Motion for Correction of the Presentence Report shall be filed with the Court and served on the
4 Probation Officer and opposing counsel no later than January 9, 2018.
- 5 • Reply, or Statement of Non-Opposition no later than January 16, 2018.

6 This schedule would allow a sentencing date of no sooner than January 23, 2018, which is the joint
7 request of the parties.
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9 The parties agree that good cause exists for the continuance and the above-mentioned schedule
10 for preparation of the Presentence Report.

11 IT IS SO STIPULATED.
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14
15 Dated: December 18, 2017

Respectfully Submitted,

PHILLIP A. TALBERT
United States Attorney

16 By: /s/ André M. Espinosa
17 ANDRÉ M. ESPINOSA
18 COLLEEN M. KENNEDY
Assistant U.S. Attorneys

19
20 Dated: December 15, 2017

NOLAN BARTON & OLMOS LLP

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23 /S/ Daniel B. Olmos
24 Daniel B. Olmos
Attorney for Defendant Michael Carey Clemans

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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES,

Plaintiff,

v.

MICHAEL CAREY CLEMANS,

Defendant

Case No.: CR 2:15-cr-00227 JAM

**[PROPOSED] ORDER TO CONTINUE
SENTENCING HEARING**

GOOD CAUSE HAVING BEEN SHOWN, and pursuant to stipulation by the parties, it is hereby ordered that the sentencing hearing now scheduled for January 16, 2018, at 9:15 a.m., is continued to January 23, 2018, at 9:15 a.m. Further, the following schedule shall apply to the preparation of the Presentence Report:

- The Draft Presentence Report was disclosed to counsel on December 12, 2017.
- Counsel's written objections to the draft Presentence Report shall be delivered to the Probation Officer and opposing counsel no later than December 26, 2017.
- The Presentence Report shall be filed with the Court and disclosed to counsel no later than January 2, 2018.
- Motion for Correction of the Presentence Report shall be filed with the Court and served on the Probation Officer and opposing counsel no later than January 9, 2018.
- Reply, or Statement of Non-Opposition no later than January 16, 2018.

IT IS SO ORDERED.

Dated: 12/18/2017

/s/ John A. Mendez
The Hon. John A. Mendez
United States District Court Judge