

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

PATRICK MONTGOMERY,  
BRADY KNOWLTON, and  
GARY WILSON

*Defendants*

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Case No. 21-CR-00046-RDM

DEFENDANTS' UNOPPOSED, JOINT MOTION FOR  
PROPOSED SENTENCING GUIDELINES APPLICATION

TO THE HONORABLE RANDOLPH D. MOSS, UNITED STATES DISTRICT  
JUDGE FOR THE DISTRICT OF COLUMBIA:

PATRICK MONTGOMERY, BRADY KNOWLTON, and GARY WILSON, the Defendants in the above styled and numbered cause, by and through their respective, undersigned counsel have initiated conversations with the Government to possibly resolve their cases by proceeding with a stipulated bench trial instead of a contested trial before a jury. Before any of the Defendants commit to waiving their rights to a trial by jury, however, they are requesting that this Court direct the United States Probation Department to prepare a preliminary, proposed application of the Sentencing Guidelines to the charges alleged in the Third Superseding Indictment as to each of the Defendants and to provide that proposed application of the Sentencing Guidelines to counsel for the Defendants and the Government. Providing such a proposed application will assist the Defendants and ensure that any decision to waive their

valuable constitutional rights is done so knowingly and voluntarily. *See Parke v. Ra-ley*, 506 U.S. 20, 28–29, 113 S. Ct. 517, 523, 121 L. Ed. 2d 391 (1992); *North Carolina v. Alford*, 400 U.S. 25, 31, 91 S. Ct. 160, 164, 27 L. Ed. 2d 162 (1970) (“The standard was and remains whether the plea represents a voluntary and intelligent choice among the alternative courses of action open to the defendant.”).

The Government is not opposed to this request.

WHEREFORE, PREMISES CONSIDERED, the Defendants respectfully request this Court order the United States Probation Office to prepare the offense level calculation and criminal history calculation under the Sentencing Guidelines for inclusion in a presentence report for each of the Defendants to be provided at the earliest possible date and further order that said calculation be provided to counsel for the Government and the Defendants.

Respectfully Submitted,

/s/ John M. Pierce

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**CERTIFICATE OF CONFERENCE**

I certify that I conferred with counsel for the Government, Kelly Moran and Carolina Nevin, on September 12, 2023, and they are not opposed to this motion.

/s/ T. Brent Mayr \_\_\_\_\_  
T. BRENT MAYR  
Attorney for Brady Knowlton

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this motion was sent to Counsel for the Government, Kelly Moran and Carolina Nevin on September 14, 2023, via CM/ECF and email.

/s/ T. Brent Mayr \_\_\_\_\_  
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