

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA  
WASHINGTON, D.C.

UNITED STATES OF AMERICA            )  
  )  
  ) No. 1:21-00267  
  ) JUDGE CHRISTOPHER R. COOPER  
  )  
  )  
BRYAN WAYNE IVEY                    )

**NOTICE OF FILING**

The defendant, Bryan Ivey, through counsel, hereby submits the following for this Court's consideration, a Motion to Dismiss Appeal, filed by the government in *United States v. Virginia Marie Spencer*, No. 21-0147-02 (CKK). The government has moved to dismiss its appeal of the trial court's ruling that the law does not authorize a "split sentence" of incarceration and probation for a petty offense. See ECF 46 (Notice of Filing of Additional Authority.)

Respectfully submitted,

s/ R. David Baker  
R. DAVID BAKER  
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**CERTIFICATE OF SERVICE**

I hereby certify that on March 29, 2022, I electronically filed the foregoing *Notice of Filing* with the U.S. District Court Clerk by using the CM/ECF system, which will send a Notice of Electronic Filing to the following: Leslie A. Goemaat, Assistant United States Attorney, 555 4<sup>th</sup> St. N.W., Washington, D.C., 20530.

s/ R. David Baker  
R. DAVID BAKER