

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

v.

CASE NO. 21-CR-387-APM

AUDREY SOUTHARD-RUMSEY,

Defendant.

AMENDED MOTION TO CONTINUE SENTENCING (UNOPPOSED)

DEFENDANT, Audrey Southard-Rumsey, via undersigned counsel, moves this Honorable Court to continue her sentencing hearing scheduled for June 15th, 2023 at 2:00p.m. to Monday, July 10th, 2023, or, in the alternative, to a date on or after September 18th, 2023 and as grounds states as follows:

1. Ms. Southard-Rumsey stood Trial (stipulated fact) on January 28th, 2023.
 2. The Sentencing date was originally scheduled for June 2nd, 2023, however, the Court reset to June 15th, 2023.
 3. The prior Motion to Continue filed on April 21st, 2023, was denied without prejudice on April 25th, 2023.
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4. The scheduling of the initial interview had been delayed for several weeks due to conflicts in both counsel's and probation's calendars and the initial interview is scheduled to take place next week.
 5. The Probation Officer is presently burdened with a heavy caseload and needs sufficient time to fully investigate and prepare a final report.
 6. Counsel did have several sick days in the last month, after her last travel from DC, and earlier this week which has now put her behind schedule with her workload.

7. Counsel will be moving the Court for departure and/or a variance for purposes of Sentencing and needs sufficient time to thoroughly prepare, review the PSR once finalized, meet in-person with, and prepare Ms. Audrey Southard-Rumsey for Sentencing. Ms. Audrey-Southard intends to testify to the Court at that time. Counsel needs sufficient time to prepare for sentencing and have in-person meetings with Defendant who resides over an hour away from defense counsel.
8. Probation, the Government, and defense are all in agreement to a sentencing date of July 10th, 2023, if the Court can accommodate. Importantly, counsel must be in D.C. for a bench trial on July 11th, 2023. A sentencing date of Monday, July 10th, 2023 for Ms. Southard-Rumsey is reasonable as counsel would not need to make a trip to and from D.C. in June, can get caught up with her workload, and be thoroughly prepared for Ms. Southard-Rumsey's Sentencing so as to avoid any prejudice to Defendant. Counsel would also be able to take a short and necessary respite.
9. Alternatively, Probation, the Government, and defense are in agreement with a Sentencing date on or after September, 18th, 2023 as that is the next available date the Government is available after July 10th, 2023. Counsel apologizes for not being clear about a September sentencing date in her first Motion to Continue.
10. Audrey Southard-Rumsey has remained on signature bond and has not violated any conditions of her pre-trial release since the commencement of this case in 2021.
11. This is the first request for a reset of the June 15th, 2023 Sentencing date.
12. Counsel has filed this unopposed Motion in good faith and not for the purpose of frustration or any undue delay.
13. Defendant will not be prejudiced by a continuance.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Amended Motion to Continue Sentencing has been furnished via Electronic Filing to Alexis Loeb, AUSA, Office of the U.S. Attorney, District of Columbia, alexis.loeb@usdoj.gov, Robert L. Jenkins, Jr., Esq., Rjenkins@BynumAndJenkinsLaw.com, 1010 Cameron St., Alexandria, VA 22314, Robert_Walters@dcp.uscourts.gov on this 5th day of May, 2023.

/s/ Maria T. Rodriguez

Maria T. Rodriguez, Attorney at Law
P.O. Box 2176
Tarpon Springs, FL 34688
Tel: (727) 238-2342
Fla. Bar No.: 168180 / US FL MD /
US DC Court: Admitted *pro hac vice*
Email: attorneymariaar@aol.com