

**UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,

v.

Case No. 1:21-CR-0247-002-TFH

JONATHAN DANIEL CARLTON,

Defendant.

DEFENDANT'S MOTION TO CONTINUE SENTENCING

The Defendant, Jonathan Carlton, through his undersigned attorney, Richard Landes, Esq., pursuant to 18 U.S.C. Sec. 3161 (7)(A), respectfully requests this Court to continue the sentencing of this matter, currently scheduled for July 26, 2022 to either July 28, 2022 or the afternoon of July 29, 2022. As grounds for this Motion, Defendant states as follows:

Defendant plead guilty to the misdemeanor charge of Parading, Demonstrating, or Picketing in a Capitol Building in violation of 40 U.S.C. 5104(e)(2)(G). The PSR has been completed, recommendations made, and sentencing memorandums submitted by both the Government and Defendant.

Defense counsel is currently suffering from a severe bronchial infection for which he is taking medication. Counsel has a deep, hacking cough and hopes to have his voice back by next Thursday or Friday. Counsel fears that on Tuesday, he will not be fully recovered and will not be able to communicate well during the sentencing hearing. Furthermore, Defendant has not been

able to upload his photos to the Government's USAfx system; Counsel sent the Government a thumb drive of the photos, but was informed by A.U.S.A. Carter that she was not able to download them or view them. A.U.S.A. Carter is in the process of locating an FBI agent in Florida with whom Defendant will meet to show his photographs to. Because of these two things, Counsel asks that this matter be continued for a short time. A.U.S.A. Carther has no objection to this motion.

As such, it is respectfully requested that the sentencing in this matter be continued from July 26 to July 28th or the afternoon of July 29, 2022 or a date convenient to the Court and Government counsel.

WHEREFORE, the Defendant, Jonathan Daniel Carlton, for the above reasons, respectfully requests this Honorable Court grant this Motion for a Continuance.

Richard Landes, Esq.

s/Richard Landes

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I HEREBY CERTIFY that the foregoing motion was electronically filed with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to Assistant United States Attorney Jamie Carter.