

NOW COMES, Defendant Daniel Phipps by and through his undersigned counsel of record, William L. Shipley, and respectfully requests this Honorable Court to continue the Sentencing Hearing in this matter, and extend all filing deadlines accordingly, as set forth below.

Currently, Defendant Phipps is set to appear for sentencing on August 3, 2023. Defendant entered pleas of guilty on May 4, 2023.

Prior to the Court setting the sentencing date, undersigned began to use a new calendaring and communication software in his practice. After problems were encountered with the accuracy of the conversion from one system to another, undersigned counsel made the decision to revert back to the original software product. However, it has been recently discovered that not all dates were accurately reset when he returned to the original calendaring system. The sentencing date for Mr. Phipps was omitted entirely, and the undersigned unwittingly scheduled himself to be in California on August 3, 2023.

Undersigned counsel is already set for two sentencing hearings in other cases in this Court on August 7 and August 11. Unsigned counsel has conferred with Government counsel, and both parties are agreeable to resetting the sentencing hearing in this case to any of the other three days that week -- August 8-10, 2023 -- that work for the Court on its calendar.

WHEREFORE, Defendant Phipps, moves this Honorable Court to continue the sentencing set for August 3, 2023, to a day convenient to the Court – August 8, 9, or 10 – or any other date thereafter that is available for all parties and the Court. The filing deadlines for the parties' Sentencing Statements would be rescheduled according to the new sentencing date as well.

Dated: July 25, 2023

Respectfully submitted,

/s/ William L. Shipley
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